



**GARDINER CITY COUNCIL  
AGENDA ITEM INFORMATION SHEET**



<b>Meeting Date</b>	07/06/2022	<b>Department</b>	Code Enforcement
<b>Agenda Item</b>	4.e) Consideration of approval for a License for a Medical Marijuana Manufacturing Facility for Flying Fish LLC		
<b>Est. Cost</b>	None		

<b>Background Information</b>	Consider the approval for a License for a Medical Marijuana Manufacturing Facility for Flying Fish LLC located at 8 ABJ Dr unit 1.
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<b>Requested Action</b>	"I move to approval the License for a Medical Marijuana Manufacturing Facility for Flying Fish LLC for one year as long as they hold a state license."
<b>City Manager and/or Finance Review</b>	City Manager approves the above action.
<b>Council Vote/ Action Taken</b>	
<b>Departmental Follow-Up</b>	

<b>City Clerk Use Only</b>	1 <sup>st</sup> Reading _____	Advertised _____	<b>EFFECTIVE DATE</b> _____
	2 <sup>nd</sup> Reading _____	Advertised _____ w/in 15 Days	
	Final to Dept _____	Updated Book _____	Online _____

Date Received in Office _____
Received by: _____
Office Amount Received \$ _____
Approved _____ Denied _____

Marijuana Business  
License Application

- New Application - *for an existing marijuana cultivation facility*  
 Renewal Application

Type of Business

- Retail Marijuana Store  
 Cultivation Facility  
 **Manufacturing Facility - Non Hazardous**  
 Testing Facility  
 Nursery/Grow Store

Medical Marijuana or Recreational- Medical

If cultivation, what Tier?

- Tier 1 -30-60plants  
 Tier 2- <2000sf of canopy  
 Tier 3 --2k-7ksf of canopy  
 Tier 4 -7ksf of canopy

Applicant Information

Name Flying Fish, LLC  
Address 8 ABS Drive Unit 2  
Phone 704-576-9790  
Email fraziermilton@hotmail.com

Do you own/ have financial interest in any other marijuana businesses in Maine and/or other states?

If yes, Please list and describe: No



Do you currently hold a State of Maine Caregiver card or State of Maine conditional marijuana license? yes

\*If so, please provide a copy of your States of Maine Caregiver Card or State of ME Conditional license and any documentation submitted to obtain these licenses.

attached

**Business Location**

Physical address of proposed marijuana business 8 ABJ Drive, Unit 2

Map 019 Lot 002-A Zone 18

Property owner's name and address STRR LLC

Property owner's phone 207-582-8810

Property owner's email robinspencermaine@gmail.com

\*Please provide property owners permission documentation to operate a marijuana business at this location.

attached

**Business Information**

Name of business Flying Fish

Number of employees 4

Hours of operation 8:00 AM - 6:00 PM

Brief description of the business Flying Fish is a licensed medical cultivation facility and we wish to add non-hazardous extraction to our existing business, for our own products

square feet of retail space 0

Square feet of indoor/Outdoor plant canopy 0

Square feet of manufacturing space 96

Describe any security protocols Security system with motion sensors, door/window contacts and video cameras throughout the building that back up to a DVR for a minimum of 14 days. We also have motion detector lights on the front and rear of the building.

If extraction will be performed, please describe the process to be used and the machines/chemicals

involved No chemicals, cold water washing, freeze drying and heat press extraction.

Are there any hazardous processes or chemicals to be used at the business, if so please describe \_\_\_\_\_

No

Describe any fire protection/suppression equipment We have 3 10 pound ABC fire extinguishers located throughout the building.

Please describe odor control measures to be used at the site.

We have ~~not~~ multiple carbon filters and fans.

If manufacturing, please describe the processes as well as the products that will be manufactured

Process - cold water wash, freeze dry, then heat press extraction. products - hash and hash rosin.

[Signature]  
Signature

1/20/22  
Date

For Municipal Use Only

Approvals

Code Enforcement

[Signature]

Date 6-18-22

Economic Development

[Signature] Amc

Date 6/28/22

City Manager

[Signature]

Date 6/27/22

Gardiner Fire Department

[Signature]

Date 6/27/22

Gardiner Police Department

CHIEF [Signature]

Date 6/28/22

Public Works

[Signature]

Date 6/29/22

City Council Approval Date: \_\_\_\_\_

City of Gardiner  
----- Receipt -----

06/27/22 12:36 PM ID:ARB	#16307-1
TYPE----- REF---	AMOUNT
Marijuana Establi	
Prod Manuf Faci	2,000.00

Total: 2,000.00\*

Paid By: Flying Fish LLC

Remaining Balance: 0.00

Check : 2,000.00

1070 - 2,000.00



Publication	<b>Central Maine KJ MS</b>	Number of dates	<b>1</b>
First Run Date	<b>06/29/2022</b>	Last Run Date	<b>06/29/2022</b>
Publication	<b>Online Upsell CMN</b>	Number of dates	<b>1</b>
First Run Date	<b>06/29/2022</b>	Last Run Date	<b>06/29/2022</b>

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**Public Notice**

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**City of Gardner  
Public Hearing  
Notice**

Will hold the following  
Public Hearing on  
Wednesday July 6, 2022  
at 6pm

To consider the  
approval for a license  
for a Medical Marijuana  
Manufacturing facility  
for Flying Fish LLC- at  
8 ABJ Dr Unit 1... Tax  
Map 019 002A in the  
PD Zone.

Written comments  
may be submitted  
to the Interim City  
Manager at 6 Church  
Street, Gardiner, ME  
04345, via phone at  
207-582-4200 during  
regular office hours,  
or via email: [adavis@  
gardinermaine.com](mailto:adavis@gardinermaine.com).

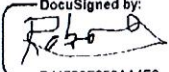
Copies of  
applications are  
available at the City  
Clerk's office

**STRR, LLC**

**537 High Street West, West Gardiner, Maine 04345**

To Whom it may concern,

MMM Properties and it's subleasies (Flying Fish) have permission to do non hazardous extraction of marijuana products in the space at 8 ABJ Drive, Unit 2 Gardiner, Maine 04345.

DocuSigned by:  
  
B41733F353AA4E8...

Robin Spencer

Date 1/20/2022

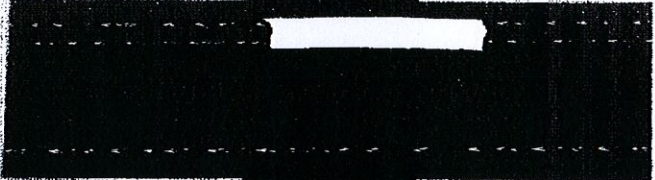
STRR LLC Member





Maine Medical Use [REDACTED] Date Issued: 10/26/2021  
Of Marijuana [REDACTED] Expires: 05/06/2022

Individual [REDACTED] giver  
**THOMAS [REDACTED] MILTON**



Registration #: [REDACTED] Control #: [REDACTED]

Authorization for [REDACTED] plants grown under 500  
square foot [REDACTED] 0 immature



USA  
**Maine**

Secretary of State  
Matthew Dunlap

DRIVER'S LICENSE

NOT INTENDED  
FOR FEDERAL  
PURPOSES



4d DL NO.  
4b EXPIRES **08/27/2026** 3D  
1 MILTON  
2 THOMAS FRAZER  
3 DEERING ST APT 3  
PORTLAND, ME 04101

4a ISSUED **09/03/2020** 15 GENDER M  
16 HEIGHT 17 WEIGHT 18 EYES 19 HAIR  
6'-01" 215 LB BLU BRO  
9 CLASS C 5a END NONE  
12 REST B  
5 DO 000000000000000008726925



08/27/1991

ENDORSEMENTS:  
None



CLASS: C-Single vehicle or combination of vehicles that does not meet definition of Class A or Class B license.  
RESTRICTIONS: B-Corrective Lenses







**Maine Medical Use  
Of Marijuana**

**Date Issued: 05/07/2022**  
**Expires: 05/06/2023**

**Individual Caregiver**

**THOMAS PRAZER MILTON**

**DBA: FLYING FISH**

**DOB: [REDACTED]**

**No Retail Location Provided**

**Registration #: CGR30108**

**Control #: 374598**

**Authorization for mature plants grown under 500  
square foot canopy for immature**





State of Maine  
Maine Department of Agriculture, Conservation and Forestry  
**BOARD OF PESTICIDES CONTROL**

License Number: ABA-4536  
**THOMAS FRAZER MILTON**

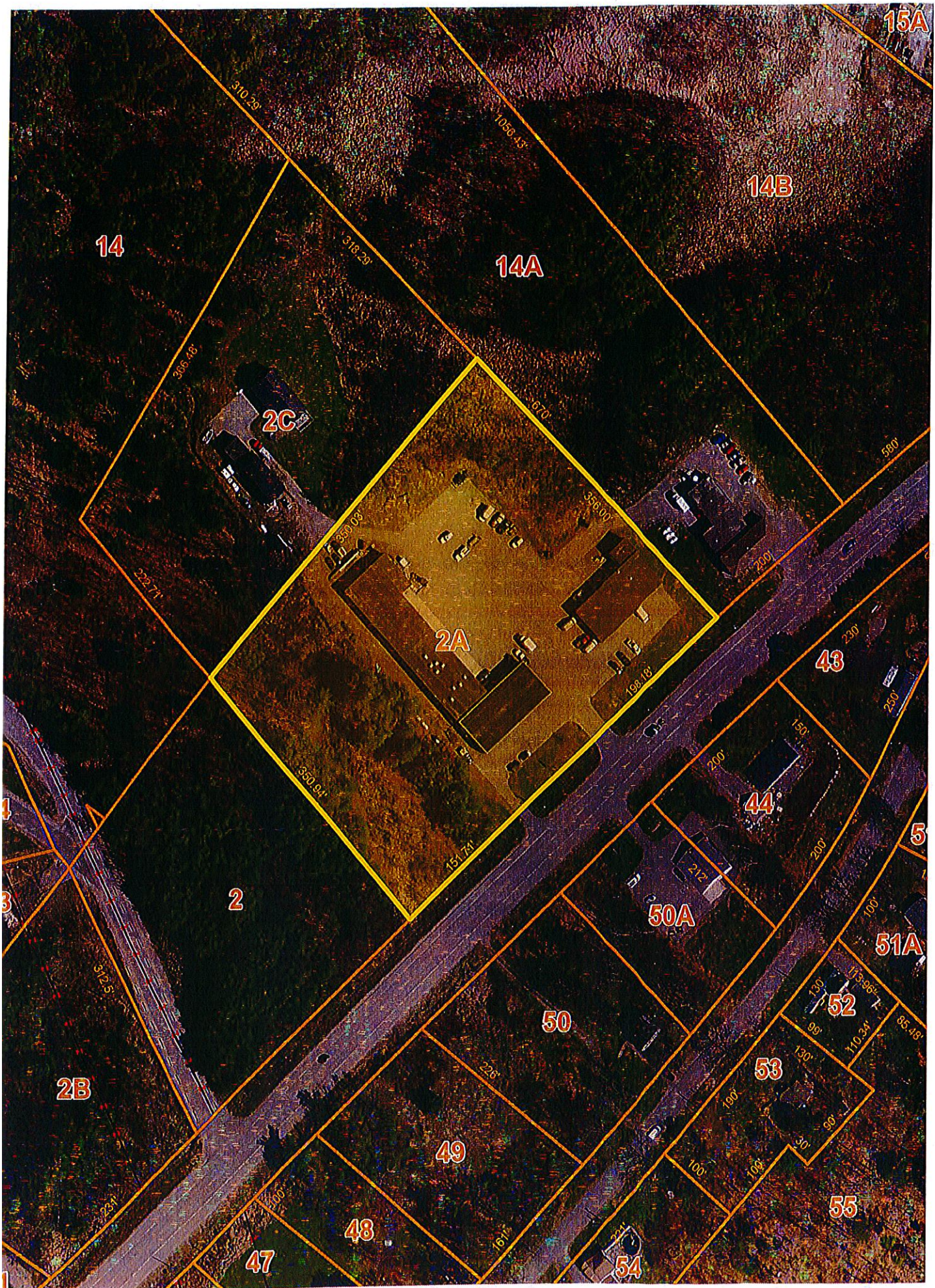
Has qualified as required by 22 MRSA Chapter 258-A as:  
**Agricultural Basic Applicator**

ISSUE DATE: 11/18/2021

EXPIRATION DATE: 10/31/2024

State of Maine Maine Department of Agriculture, Conservation and Forestry <b>BOARD OF PESTICIDES CONTROL</b>  License Number: ABA-4536 <b>THOMAS FRAZER MILTON</b>  Agricultural Basic Applicator EXPIRATION DATE: 10/31/2024	<b>BOARD OF PESTICIDES CONTROL</b> 28 State House Station Augusta, Maine 04333-0028 <a href="http://www.thinkflitespraylast.org">www.thinkflitespraylast.org</a> 207-287-2731  <b>EMERGENCY PHONE NUMBERS:</b> Poison Center 1-800-222-1222 National Pesticides Info Center 1-800-858-7378 Board of Pesticides Control 1-207-287-2731 DEP Spill Response Number 1-800-482-0777
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**To: City of Gardiner**

**From: Flying Fish, Frazer Milton- 8 ABJ Drive, Unit 2**

**RE: Maine Medical Marijuana Dispensary Local Authorization Form**

**Date: 1/3/2022**

Flying Fish intends to apply for a Medical Dispensary License from the Office of Marijuana Policy for several reasons:

- A. It would allow us to be more administratively efficient and maximize our current cultivation location. Under the current setup, we have two Medical Caregiver licenses and we will need a third (which would also be a Milton family member) to legally take full advantage of our grow space at 8 ABJ Drive Unit 2, but it would require 3 different sets of books, 3 different sets of payroll and 3 different tax returns. This also makes compliance documentation much more complex as well. A Medical Dispensary License would allow us to operate as one business unit.
- B. We do not have plans or space to operate a retail dispensary facility ~~out~~ of our current location, but the Medical Dispensary License allows us to open and operate a second location under one license. We are approximately 2 years away from the reality of a second location, so we do not have a location for that yet. We would certainly like for that to be in Gardiner if possible, but we won't know that until we start the real estate search.

The OMP Local Authorization Form asks that you (the Municipality) fill our sections 2 and 3 of the application. Frazer Milton has passed the "Core Exam" for the basic pesticide applicator license and holds License number ABA-4536 with the Maine Board of Pesticide Control- a copy is attached.

As for "Dispensary Authorized Activities" in Section 2, if possible, we would like to check all boxes with the exception of "Manufacturing with inherently hazardous substances", "Operating a dispensary retail space" and "Co- location with an adult use licensee" (unless local zoning changes to allow adult use cultivation at 8 ABJ). To be clear, we do not ever plan to do any chemical extraction or manufacture edibles in this space, but would like to leave all other options open, provided that is in line with local ordinances. Please let us know if you have any questions or comments.

Could you please provide us a copy of this completed form upon submittal to OMP. Thank you very much for your assistance.

## Angelia Christopher

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**From:** tom dockhandproducts.com <tom@dockhandproducts.com>  
**Sent:** Friday, January 21, 2022 12:41 PM  
**To:** Tracey Desjardins  
**Cc:** Angelia Christopher  
**Subject:** Flying Fish Manufacturing License Application

Dear Ms. Desjardins,

Flying Fish LLC currently holds a City of Gardiner Marijuana Business License in addition to a Maine Medical Caregiver Card for our indoor medical marijuana cultivation facility located at 8 ABJ Drive Unit 2 Gardiner, Maine 04345. We are now applying for a City of Gardiner Manufacturing License for non hazardous extraction of marijuana products.

We believe that there is a significant demand in the market for non hazardous (a.k.a. solventless) extracted products and that these products are much cleaner and safer than products manufactured using hazardous chemicals in the extraction process. We are not aware of any non hazardous extraction companies in Gardiner (or even the immediate surrounding towns) that could process for us, so we would have to send our "raw" product away to another part of Maine to have this process done. Our intention is to keep the process in house and create more jobs in Gardiner.

We intend to manufacture marijuana extracts such as hash (hashish) and rosin using a cold water wash, filtration, freeze drying and heat press process to do the extraction. There are NO chemicals or hazardous substances involved or associated with this process, so there is no increased risk of fire or hazardous waste.

This process will not be a daily activity at our facility and will occur roughly one day per week initially and two to three days per week as our facility reaches its full capacity later in 2022. It will involve one to two people during normal business hours, so it will not significantly increase traffic or other activity at our building. We will set up an 8' x 12' space in our building to do this extraction.

This process will use approximately 100 gallons of water per day (only on extraction days) so we do not foresee any significant increase in water or sewer usage.

Purified water and marijuana are the only inputs. The water used in this process will be highly filtered via multiple steps in the extraction process, so any water that goes into the sewer should not have any unusual or negative impact on our municipal waste water system.

We are respectfully requesting your approval in order to obtain this license. Please let us know if you have any questions or comments. Thank you very much for your consideration.



Thomas Milton

704-650-9757

[tom@dockhandproducts.com](mailto:tom@dockhandproducts.com)



June 21, 2021

MMK Properties/ Flying Fish LLC  
3 Deering St Unit 3  
Portland ME 04101

Dear Sirs:

On behalf of the City of Gardiner, we would like to congratulate you on your June 9, 2021 Planning Board approval for a 2000sf medical marijuana cultivation in an existing building 8 ABJ Dr Unit 2. City Tax map 19 Lot 002A in the PD zone, with a condition that the applicant receive an active state license within 180 days .

Please let me know if there is anything, you need from either City staff or me.

Again, thank you for choosing Gardiner.

Sincerely,

A handwritten signature in cursive script that reads "Debby Willis".

Debby Willis, Planning Board Chair

c:Tracey K. Desjardins  
Director of Economic Development/Planning  
Kris McNeill, CEO



May 10, 2021

Planning Board  
City of Gardiner  
6 Church Street  
Gardiner, ME 04345

RE: MMK Properties, LLC

Based on the information provided for the facility located at 8 ABJ Drive, the Waste Water Department does not anticipate this project will not create any additional usage of the Wastewater Treatment Facility.

If any of the information were to change, please let me know for further review.

Best regards,

Douglas E. Clark  
Wastewater Director  
City of Gardiner, Maine





CITY OF  
**Gardiner**

*Moving Forward*

*Smart CC  
Kris McNeil*

Tom Milton  
8 ABJ Drive  
Gardiner Maine, 04345

January 24, 2022

Dear Tom,

Based on the information you provided for the non-hazardous extraction of marijuana products located at your existing facility at 8 ABJ Drive, the Public Works Department does not anticipate any safety concerns or negative impacts. If any information you provided were to change, I would ask that you inform us of those changes.

Thank You,

Jerry Douglass  
Public Works Director  
Phone: 582-4408

Department of Public Works  
6 Church Street | Gardiner, ME 04345  
207-582-4800 | 207-582-6895 (fax) | [jdouglass@gardinermaine.com](mailto:jdouglass@gardinermaine.com)  
[www.GardinerMaine.com](http://www.GardinerMaine.com)



## Office of Code Enforcement

6 Church Street  
Gardiner, Maine 04345

Phone: 207 582-6892  
Fax: 207 582-6895

June 16, 2022

### 8 ABJ drive Marijuana Manufacturing License

This letter is to state that the Code Enforcement Office does not have any issues with Tom Milton's application for a Marijuana Manufacturing License. If you have any further questions, feel free to contact me at 207-620-4853.

A handwritten signature in black ink, appearing to read "Kris McNeill", is written over a horizontal line.

Kris McNeill  
Code Enforcement Officer  
City of Gardiner Maine





February 1, 2022

Tom Milton  
Flying Fish  
8 ABJ Dr.  
Gardiner, Maine 04345

As the Director of Economic Development and Planning department, I see no issues with your request as long as the necessary licenses and city approvals have been met according to all city ordinances.

Sincerely,

Tracey Desjardins  
Director of Economic Development/Planning

*email cc: Kris McNeil*

**6 Church Street, Gardiner, Maine 04345 207-582-4535 Fax 207-582-1079 E-mail Fire@gardinermaine.com**



**CITY OF GARDINER  
FIRE & RESCUE DEPARTMENT**



*Fire Chief Richard Sieberg*

*January 27, 2022*

Dear Mr. Milton,

I have received your request for a letter from the Fire Department allowing you to apply for a manufacturing license for non-hazardous extraction of marijuana products at 8 ABJ Drive Unit 2.

Conceptually I do not have a problem with your proposed project. Obviously the Fire Department and Code Enforcement will be involved with your actual building plans etc.

That being said, I do not see any reason you cannot apply for a manufacturing license for non-hazardous extraction of marijuana products at 8 ABJ Drive Unit 2.

Sincerely,

Richard Sieberg  
Gardiner Fire Department  
Fire Chief





Chief James M. Toman

## ***GARDINER POLICE DEPARTMENT***



January 27, 2022

Gardiner Planning Board  
Office of Economic and Community Development  
Gardiner City Council

Mr. Tom Milton  
MMK Properties, LLC  
Flying Fish, LLC  
8 ABJ Drive Unit 2  
Gardiner, Maine 04345

Based upon information provided by Mr. Milton, this business now wishes to obtain their Manufacturing License for non-hazardous extraction of marijuana products from the City of Gardiner. As long as all required State and local standards and requirements are being met by the applicant, the Gardiner Police Department has no concerns with the issuance of the manufacturing license. This business, as with any type of business, may result in some calls for police services, however, it is not anticipated that these calls will have an impact on the overall services that the Gardiner Police Department delivers. For the benefit and safety of all, it is imperative that the appropriate standards and requirements that are establish by the State of Maine and by the City of Gardiner to operate this type of business are always, strictly followed by the business owner.

Sincerely,

Chief James M. Toman  
Gardiner Police Department  
City of Gardiner