



The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
Department of Public Health  
Bureau of Health Care Safety and Quality  
**Medical Use of Marijuana Program**  
99 Chauncy Street, 11<sup>th</sup> Floor, Boston, MA 02111

CHARLES D. BAKER  
Governor

KARYN E. POLITO  
Lieutenant Governor

MARYLOU SUDDERS  
Secretary

MONICA BHAREL, MD, MPH  
Commissioner

Tel: 617-660-5370  
[www.mass.gov/medicalmarijuana](http://www.mass.gov/medicalmarijuana)

April 5, 2016

[REDACTED]  
Mass Organic Therapy  
P.O. Box 771  
Pembroke, MA 02359

Re: Request for Information

Dear [REDACTED],

This letter is to inform you that the Department of Public Health ("Department") has reviewed the information that Mass Organic Therapy, Inc. submitted to the Department on March 9, 2016. The application requires the following information before the Department may complete its evaluation:

1. In your response to our request for information regarding the applicant's compliance with 105 CMR 725.110(A)(14), you stated that the Town of Oxford did not have local siting requirements for registered marijuana dispensaries and "[w]hile there are no formal requirements we worked with the Town officials to confirm that the location is not within a radius of five hundred feet of a school, daycare center, or any facility in which children commonly congregate. The Town of Oxford provided us with a Letter of Non-Opposition that specifically identifies our compliant location. There should be no need to submit additional information." Please note that the November 18, 2015 letter from the Oxford Town Manager does not address 105 CMR 725.110(A)(14) and only states that "[t]he Town of Oxford has no zoning provisions that address this specific use. We based on consultation with our planning staff and we believe the use is compatible with the zoning district it is located within." 105 CMR 725.110(A)(14) states that "[a] RMD shall comply with all local requirements regarding siting, *provided however that if no local requirements exist*, a RMD shall not be sited within a radius of five hundred feet of a school, daycare center, or any facility in which children commonly congregate. The 500 foot distance under this section is measured in a straight line from the nearest point of the facility in question to the nearest point of the proposed RMD." We do not yet have adequate information to determine compliance. Please submit additional information so that we may make such a determination by, for example, submitting a list of uses within the 500 foot distance of your proposed location.

2. As requested by the Department on March 24, 2016, please submit a copy of the agreement with Palliatech Mass, Inc., as well as an independent legal opinion that the agreement is in compliance with the non-profit requirements of 105 CMR 725.100(A)(1) and the Guidance for Registered Marijuana Dispensaries Regarding Non-Profit Compliance (“Non-Profit Guidance”) (<http://www.mass.gov/eohhs/docs/dph/quality/medical-marijuana/applications/non-profit-compliance-guidance.pdf>).

Please be advised that the applicant must submit such information prior to receiving a Provisional Certificate of Registration. An application will not be deemed complete until all materials requested by the Department are submitted.

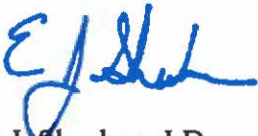
Please resubmit the information as outlined above, via U.S. mail or hand-delivery, to:

Department of Public Health  
Medical Use of Marijuana Program  
RMD Applications  
99 Chauncy Street, 11<sup>th</sup> Floor  
Boston, MA 02111

Upon receipt, the Department will review the information and will notify the applicant if it will proceed or if further information is required.

If you have questions or need assistance, you may contact the Department at 617-660-5370 or [RMDapplication@state.ma.us](mailto:RMDapplication@state.ma.us).

Sincerely,



Eric J. Sheehan, J.D.  
Interim Bureau Director  
Bureau of Health Care Safety and Quality  
Massachusetts Department of Public Health