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**THE CITY OF SPRINGFIELD, MASSACHUSETTS**

December 2, 2013

Heriberto Flores, President  
Debilitating Medical Condition Treatment Centers, Inc.  
11-13 Hampden Street  
Springfield, Massachusetts 01103

Re: *Supplemental Notice dated November 27, 2013 -105 C.M.R. 725.100(B)(2)*

Dear Mr. Flores:

Thank you for your November 27, 2013 supplemental notice pursuant to 105 C.M.R. 725.100(B)(2).

As previously indicated in response to your questions submitted as part of the City's process, the City is in support of locating one or more MMTCs in the City under conditions that are established through the framework that the City has created.

Please note that 105 CMR 725.110(A)(14) states: "A RMD shall comply with all local requirements regarding siting". Under these regulations, the City has announced a phased process which creates a framework for applicants to engage Springfield to participate in the creation of local requirements regarding siting such a facility. The City's process provides an opportunity for engagement in an open and transparent process involving each applicant's siting proposal.

The City's intent in carrying out this process is to implement, at the local regulatory level, a careful balance of promoting compassionate and appropriate access for patients with identified need, while mitigating secondary effects as to security and community impacts.

The end result of the City's process will be a Host Community Agreement setting forth the terms and conditions upon which the City will support the specific siting of a particular Medical Marijuana Treatment Center.

Any Host Agreement will require approval of the City Council and the Mayor. The City's Public Health Council will also play a role in evaluation of any proposal submitted by an applicant.

It is the City's understanding, pursuant to the above-referenced regulations, that the DPH will be providing further guidance to Cities and Towns as well as applicants so that the timing of the City's process will not interfere with an applicant's timely filing of its Phase II application with DPH which is scheduled to go on through at least December 31, 2013, with preliminary or conditional licenses issued in the beginning of 2014.

For example, during the DPH Phase 2 application processes and prior to the award of a registration to operate, it is the City's understanding that an applicant will be allowed to supplement or amend or revise its application in a follow up filing with the DPH for submission of documents evidencing local support (if the Phase 2 application has been submitted but a license has yet to be granted). If a change occurs after submission of the Phase 2 application, it is the applicant's responsibility to notify DPH immediately.

Please keep in mind the Phase I-RFQ/P Responses are due by 5:00 P.M. December 4, 2013.

We hope the above information will further our respective goals of working in a cooperative and timely fashion to implement the intent of Chapter 369 of the Acts of 2012- November 6, 2012, Ballot Question 3, "*An Initiative Petition for a Law for Humanitarian Medical Use of Marijuana*" - and any regulations promulgated thereunder to implement the medical use of marijuana.

Very truly yours,



Edward M. Pikula, City Solicitor

cc: Mayor  
Director, Health & Human Services  
Police Commissioner  
Code Enforcement Commissioner  
Director, Public Works  
Chief Development Officer  
Planning Director  
Chief Procurement Officer