

TEAMSTERS JOINT COUNCIL No. 7

Affiliated with the International Brotherhood of Teamsters

September 28, 2017



Organized November 18, 1907
United with JC# 38 January 1, 2010

Executive Board

Rome Aloise
President

Carlos Borba
Vice President

Dave Hawley
Secretary-Treasurer

Mark Gleason
Recording Secretary

Maria Ashley Alvarado
Trustee

Peter Finn
Trustee

Peter Nunez
Trustee

Mr. Michael Santos
Board of Zoning Commissioner
The City of San Leandro
835 East 14th Street
San Leandro, CA 94577

Re: Davis Street Wellness Center Request for Approval

Dear Mr. Santos:

I am writing to you out of concern for the upcoming application for approval for the Davis Street Wellness Center. Just to put my concern into perspective, our Union has been a longtime supporter of the Davis Street Family Resource Center. Additionally, as you may know, the state requires all providers of service involving medicinal cannabis to sign a labor peace agreement that ultimately will lead to the employees of the dispensary to be represented by the Teamsters Union, and will enjoy decent wages, benefits and working conditions. **To date, Davis Street Wellness Center is the only one of the three dispensaries which has signed an agreement to allow their employees the benefits that a Union provides.**

The following areas should be considered, which I believe to be pertinent to your decision as an independent adjudicator of the application approval request:

To my knowledge issues involving parking and the like, involving the many physical requirements have been resolved in a satisfactory, reasonable manner.

Requirements for sensitive use, other than K-12 schools, upon which the city relies, is defined by the state's Health and Safety Code. They are not open to later interpretation based on personally offensive subjective interpretation, which as you know, are really not something that can be adjudicated by this Board. Once the approval to operate was issued by the Council and the Green Zone established thereby, makes any issue of the sort irrelevant, and most likely provide a cause of action if used to prevent approval.

The Health and Safety Code defines "day care center" as "any child day care facility other than a family day care home, and includes infant centers, preschools, extended day care facilities, and school age [sic] child care centers." (Section 1596.76) "Youth center" is defined as "any public or private facility that is primarily used to host recreational or social activities

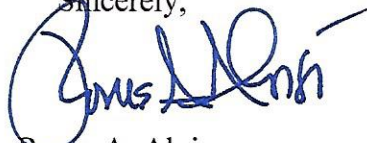
for minors, including, but not limited to, private youth membership organizations or clubs, social service teenage club facilities, video arcades, or similar amusement park facilities.” (Health and Safety Code Section 11353.1) It is critical to note that such facilities do not exist within 1000 feet of the Davis Street Wellness Center’s proposed site. In fact, the facilities within 1000 feet of the site are similar in nature to those within the same radius as the site identified by one of the other dispensaries that also has an operating permit in San Leandro.

The two other dispensaries that have been given permits to operate by the Council have not opened, and have not indicated a time to do so. In fact, one of them was approved more than two years ago and seemingly is happy to participate behind the scenes to obstruct the Davis Street Center from opening while they continue to operate in Oakland. I am very suspicious that these two for profit entities are seemingly being allowed to hold spots while bringing no revenue to San Leandro. Contrarily, Davis Street, if allowed by you to move forward, can be open and operating by the end of the year and producing revenue for the city in a timely manner.

The Davis Street Wellness Center is by far the right choice to begin the City’s incursion into medial cannabis dispensaries. It will be opened first and producing revenues for the City, it is a non-profit designed to assist the same working poor that the Resource Center now services, and is committed to providing good, decent paying Union jobs.

I urge you to carefully consider the request for approval and rule in favor of the Davis Street Wellness Center.

Sincerely,



Rome A. Aloise
President

cc: Josie Camacho, Alameda County Labor Council
Andreas Cluver, Alameda County Building Trades
Teamsters Locals 70-853-856