



To: Mayor and Board of Trustees

From: Alayna Carrell, Town Clerk

Date: December 8, 2025

Re: Verts Grand Lake LLC – Request for Waiver to Add New Controlling Beneficial Owners

Background:

Verts Grand Lake LLC has requested a waiver under GLMC 6-5-7(F)(3)(a) to allow a change in Controlling Beneficial Owners (CBOs) within the two-year restriction period following the issuance of their license.

- The Marijuana Enforcement Division (MED) has approved Matthew Ingles and Nicholas Higbee as CBOs.
- The new CBOs collectively hold less than 51% ownership interest in the business.
- The applicant submitted a written statement supporting the waiver request, along with the full MED change of ownership application.

Purpose of the Two-Year Restriction:

The two-year restriction on ownership structure changes was adopted to preserve the integrity of the Town’s marijuana licensing lottery. Its intent is to prevent individuals or ownership groups from submitting multiple lottery applications using slight variations in ownership percentages to increase their chances of being selected, and then later restructuring the ownership to their preferred configuration after winning. This safeguard is common in jurisdictions that use a lottery system and is designed to prevent applicants from gaming the process.

The “good cause” waiver exists to allow legitimate ownership changes within those two years when needed, such as responding to business, market, or personnel changes—situations that do not undermine the purpose of the restriction.

Code Considerations:

- GLMC 6-5-7(F)(3) restricts changes to CBO ownership for the first two years of a license. The Board may grant a waiver under 6-5-7(F)(3)(a) if good cause is shown and the waiver does not undermine the purpose of the Section or negatively impact the health, safety, or welfare of the Town.
- Because ownership remains below 51%, a public hearing is not required.
- All documentation required under GLMC 6-5-13 has been submitted. Additional information may be requested by the Board if needed.



Staff Recommendation:

Staff recommends that the Board review the submitted materials, discuss the waiver request, and consider approval of the waiver.

Suggested Motion:

“I move to approve the requested waiver under GLMC 6-5-7(F)(3)(a) allowing Verts Grand Lake LLC to add new Controlling Beneficial Owners.”