

THE PUBLIC MEETING OF THE MARIHUANA BUSINESS LICENSE ADMINISTRATIVE HEARING FOR THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 10:30AM ON WEDNESDAY, SEPTEMBER 9, 2026 BY CITY MANAGER CRYSTAL VANVLECK

PRESENT: City Manager Crystal VanVleck
Community Development Director Kristen Kapelanski
City Attorney Andrea Pike
Executive Assistant to the City Manager Lydia Brauher
Dan Amori
Basem Younis
Jeff Brodsky

City Manager Crystal VanVleck opened the Marihuana Business License Administrative Hearing inside Berkley City Hall Council Chambers at 3338 Coolidge Highway.

PUBLIC COMMENT

None.

The following administrative hearing took place:

Director Kapelanski explained that Operation Grow, LLC, doing business as Butter ("Butter"), was approved by City Council for a Marihuana Business License for adult-use retail sales in 2022 and subsequently received approvals for the site plan, building permits, and construction.

Director Kapelanski explained that a revocation hearing for Butter's Marihuana Business License was held on August 25, 2026, based on violations of the City of Berkley Marihuana Businesses Ordinance, including failure to notify the City of changes to its application and site plan, pursuant to Section 30-813(b)(1), and default in the payment of taxes to the City, pursuant to Section 30-813(b)(8).

Director Kapelanski stated that, due to newly discovered violations of the City of Berkley Marihuana Ordinance, City Staff is recommending revocation of Butter's Marihuana License. The violation involves Section 30-813(b)(1), as Butter failed to notify the City of a change in its approved site plan. Director Kapelanski further noted that, on July 24, 2026, the City received an email from the property owner of 2200 W Eleven Mile Rd notifying the City that the property owner had obtained an Order of Eviction against Butter for use of the property. Director Kapelanski highlighted this violation as the basis for the revocation recommendation.

Mr. Younis spoke on behalf of Nar Cannabis, prospective purchasers of Butter's marihuana license, as their legal representation.

City Manager VanVleck explained that the City is following its ordinances.

Mr. Brodsky spoke on behalf of 2200 W Eleven Mile Rd as the property owner. Mr. Brodsky clarified that he himself has not entered into any right-of-way or parking agreement, rather the

occupant of the property entered into an agreement. Mr. Brodsky noted that the agreement is now null and void, and the Letter of Intent is not a formal agreement.

Attorney Pike asked Mr. Brodsky if the eviction was for the right-of-way.

Mr. Brodsky clarified it was for the use of the parking spaces and use of the property.

Mr. Amori presented his case on behalf of Butter.

City Manager VanVleck clarified that this hearing is completely independent from the August 25, 2026 hearing.

City Manager VanVleck concluded by stating that the City's decision is to revoke Butter's marihuana license. City Manager VanVleck noted she will follow up with the process for appealing the decision and subsequent appeal hearings.

ADJOURNMENT

City Manager VanVleck concluded the hearing at 10:49 a.m.