

TO: Mayor and City Council  
FROM: David Chanski, City Administrator  
RE: Proposed Ordinance 2023-04 Cannabis  
Licensure and Retail Sale Moratorium  
DATE: September 5, 2023

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### **Background**

The City Council initially discussed regulations regarding the public use of cannabis on August 7. At that time, the Council directed staff to draft an ordinance for consideration on September 5. Additionally, staff recommended that the City Council consider placing a moratorium on the licensure and retail sale of cannabis through December 31, 2024 to provide the Council more time to consider how it wants to approach the issue.

The attached ordinance places a moratorium on the “establishment and operation of a Cannabis Business” within the City through December 31, 2024. During this period, staff will “conduct a study regarding the adoption or amendment of reasonable restrictions on the time, place, and manner of the operation of Cannabis Businesses, as well as the other potential local regulations allowed under the Act, and report to the City Council on the potential regulation of Cannabis Businesses. The study must include a review of the model ordinances the OCM is directed to draft under Minnesota Statutes, section 342.13(d), an analysis of potential setback regulations allowed under Minnesota Statutes, section 342.13(c), and such other matters as staff may determine are relevant to the City Council’s consideration of this matter. The report shall include the City staff’s recommendations on whether the City Council should adopt regulations and, if so, the recommended types of regulations.”

If recommendations are developed and action taken by the City Council prior to December 31, 2024, the City Council may terminate the ordinance prior to that date.

### **Council Action**

Consideration of Proposed Ordinance 2023-04 should proceed as follows:

1. Public hearing
2. Council deliberation
3. Action on proposed ordinance

Staff recommends approval of Proposed Ordinance 2023-04.