

CITY OF MARSHALL AGENDA ITEM REPORT

Presenter:	Steven Anderson
Meeting Date:	Tuesday, August 19, 2025
Category:	NEW BUSINESS
Type:	ACTION
Subject:	Cannabis Retail Store Buffer Zone Discussion
Background Information:	<p>While the City of Marshall has a cap on the number of cannabis retail registrations (2), there was still a concern about where these registered locations could occur.</p> <p>Under Minnesota Statute §342.13 (c) <i>a local unit of government may adopt reasonable restrictions on the time, place and manner of the operation of a cannabis business provided that such restrictions do not prohibit the establishment or operation of cannabis businesses. A local unit of government may prohibit the operation of a cannabis business within 1,000 feet of a school, or 500 feet of a day care, residential treatment facility, or <u>an attraction within a public park that is regularly used by minors, including a playground or athletic field.</u></i></p> <p>The City of Marshall under Ordinance 24-012 required that a cannabis business cannot be placed within 500 feet from a school when measured from the center of the primary building.</p> <p>Based on the city zoning map many public parks, the exception being Memorial Park, that had attractions regularly used by minors would not be anywhere near the allowed zoning districts for cannabis businesses. As such, the Legislative and Ordinance Committee felt that it was unnecessary to place additional restrictions. With The Splash aquatic center construction well underway there is now a concern with the B-3 General Business District immediately across the street from the new pool site and the public perception of having a cannabis dispensary next to a highly popular area that will be regularly used by minors.</p> <p>During the August 6th L&O meeting the committee directed the city clerk to look at other cities and their zoning buffer restrictions that were placed. A table of cities that vary in size and location throughout the state is included.</p> <p>During the last legislative session, a new license type was created and under our current ordinance would not be allowed anywhere because it was not specifically called out. The lower potency hemp edible wholesaler license was added to the same allowable areas as the cannabis wholesaler license.</p>
Fiscal Impact:	
Alternative/ Variations:	To place a distance requirement from the aquatic center only.
Recommendations:	To recommend a distance requirement be placed for public parks with an attraction that is regularly used by minors and add lower potency hemp edible wholesaler as a permitted use in the B-3, I-1 and I-2 zoning districts.