



**CITY OF MARSHALL  
AGENDA ITEM REPORT  
L&O 10/22/24**

<b>Presenter:</b>	Ilya Gutman
<b>Meeting Date:</b>	Tuesday, October 22, 2024
<b>Category:</b>	NEW BUSINESS
<b>Type:</b>	ACTION
<b>Subject:</b>	Ordinance amending Sections 86-71 Classes And Enumeration Of Districts, 86-96 A Agricultural District, 86-102 B-1 Limited Business District, 86-103 B-2 Central Business District, 86-104 B-3 General Business District, 86-105 B-4 Shopping Center Business District, 86-106 I-1 Limited Industrial District, and 86-107 I-2 General Industrial District, and adding new Section 86-166 Certification Of Cannabis Business License Application, all to comply with the new cannabis State regulations.
<b>Background Information:</b>	<p>The State of Minnesota has passed the law making most of cannabis related product legal. For all practical purposes, the only thing local governments are permitted to do is regulate the locations of cannabis related businesses through their zoning ordinances. All sections presented today are being changed to find an appropriate place for each type of a State licensed cannabis related business.</p> <p>The proposed changes are done in a consistent and simple manner. All cannabis related businesses are combined into one use line that lists permitted license types appropriate for a particular district, either as a permitted or conditional use. Section 86-166 Certification of cannabis business license application is added to comply with the State Statutes.</p> <p>Additionally, Section 86-105 B-4 shopping center business district is being repealed because this district is obsolete: no part of town is zoned B-4 anymore, so it is deleted from Section 86-71 Classes and enumeration of districts. A few other minor changes were made in several sections to simplify the ordinances; many of them relate to recently passed other ordinance changes, such as Rental Ordinance.</p> <p>The changes were presented to the Legislative and Ordinance Committee on 9/24/24, and recommendations were made by the committee members and the City attorney to make some revisions. All discussed revisions are included in the version being presented today.</p> <p>These changes will be presented at the next available Planning Commission meeting on November 13, 2024, for a public hearing. It will give enough time to go through two Council meetings to adopt these changes before the end of the year, as required by the State law.</p>
<b>Fiscal Impact:</b>	None.
<b>Alternative/ Variations:</b>	None recommended.
<b>Recommendations:</b>	Staff recommends the recommendation to the City Council approving the revisions amending Sections 86-71 Classes and enumeration of districts, 86-96 A agricultural district, 86-102 B-1 limited business district, 86-103 B-2 central business district, 86-104 B-3 general business district, 86-105 B-4 shopping center business district, 86-106 I-1 limited industrial district, and 86-107 I-2 general industrial district, and adding new Section 86-166 Certification of cannabis business license application as recommended by staff.