ORDINANCE NO. 25-102

AN ORDINANCE AMENDING THE COURTLAND CITY CODE PERTAINING TO CANNABIS AND HEMP BUSINESSES

THE CITY COUNCIL OF THE CITY OF COURTLAND, MINNESOTA DOES ORDAIN:

Section 1. Chapter III of the Courtland City Code is hereby amended by adding the following new Section PART 8. Cannabis and Hemp Businesses, as follows:

"**PART 8. CANNABIS AND HEMP BUSINESSES**"

308.01 Definitions.
The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

"Cannabis or Hemp Business" means any business that requires licensure under Minnesota Statutes, Chapter 342.

"Cannabis Retailer" means a business with a cannabis retailer license or cannabis retail endorsement from OCM.

"Day Care" means a location licensed with the Minnesota Department of Human Services to provide the care of a child in a residence or other facility outside the child's own home for gain or otherwise, on a regular basis, for any part of a 24-hour day

"OCM" means the Minnesota Office of Cannabis Management.

"Potential licensee" means an entity that is seeking a license to operate a cannabis business from the OCM.

308.02 County to Issue Registrations.

Pursuant to Minnesota Statutes, section 342.22, subd. 1, the city of Courtland consents to Nicollet County issuing registrations for cannabis and hemp businesses. No sales may be made by a cannabis or hemp business without a valid registration issued from Nicollet County.

308.03 Certification of Cannabis Businesses Zoning.

The city administrator, or their designee, is authorized to certify whether a proposed cannabis business complies with the city's zoning ordinances, and if applicable, state fire code and building code pursuant to Minnesota Statutes, section 342.13. Potential licensees are responsible for obtaining all necessary zoning approvals prior to the city receiving the request for certification from the OCM. If a potential licensee fails to obtain necessary zoning approvals prior to the city receiving a request for certification, the city will inform the OCM that the potential licensee does not meet zoning and land use laws. If, at the time the city receives a request for zoning certification, there are no further intended alterations to the building where the business is to be conducted, the city will also certify compliance with building and fire code regulations, provided that the potential licensee has obtained inspections prior the city's receipt of a request for certification from the OCM. Building and fire code inspections will be valid for 1 year from completion.

308.04 Minimum Distance Requirements.

1) The city prohibits the establishment and operation of a cannabis business within the following buffer zones:
   - 1,000 from a school
   - 500 feet from a day care
   - 500 feet from a residential treatment facility
   - 500 feet from a park

2) The buffers in this section will be measured from the potential licensee's proposed business location based on the location of schools, day cares, residential treatment facilities, and park on the date the city receives the request from the OCM for certification pursuant to section 308.03. Buffer distances will be measured from the property lines of the businesses and affected entity or park boundary.

3) Nothing in this section shall prohibit a registered cannabis business from continuing to operate at the same location if a school, day care, residential treatment facility, or park establishes within the buffer.

308.05 Penalties Administration and Enforcement.

Any violation of the provisions of this article or failure to comply with any of its requirements constitutes a misdemeanor and is punishable as defined by law. Each day each violation continues or exists, constitutes a separate offense. Violations of this ordinance can occur regardless of whether a permit is required for a regulated activity listed in this ordinance.

Section 2. Section 303.02 of the Courtland City Code is hereby amended by the addition of the **bold and double underlined** language as follows, and reorganization of Section 505.03 to insert the terms in the appropriate alphabetical order:

Cannabis business has the same meaning as in Minnesota Statutes, section 342.01.

Cannabis cultivation business - A business with a cannabis cultivator license, medical cannabis cultivator license, or cultivation endorsement from the State of Minnesota Office of Cannabis Management.

Cannabis delivery business - A business with a cannabis delivery service license or delivery service endorsement from the State of Minnesota Office of Cannabis Management.

Cannabis manufacturing business - A business with a cannabis manufacturer license, or manufacturing endorsement from the State of Minnesota Office of Cannabis Management.

Cannabis retailer - A business with a cannabis retailer license, medical cannabis retailer license, lower-potency hemp edible retailer license, or retail endorsement from the State of Minnesota Office of Cannabis Management.

Cannabis testing business - A business with a cannabis testing facility license or testing endorsement from the State of Minnesota Office of Cannabis Management.

Cannabis transportation business - A business with a cannabis transporter license or transportation endorsement from the State of Minnesota Office of Cannabis Management.

Cannabis wholesaling business - A business with a cannabis wholesaler license or wholesaling endorsement from the State of Minnesota Office of Cannabis Management.

Lower-potency hemp edible retailer – A business with a lower-potency hemp edible retailer license from the Office of Cannabis Management.

Lower-potency hemp edible manufacturer - A business with a lower-potency hemp edible manufacturer license from the Office of Cannabis Management.

Hemp business - Has the same meaning as in Minnesota Statutes, section 342.01.

Section 3. Section 303.07, subd. 3 – Agriculture, Conditional Uses of the Courtland City Code is hereby amended by the addition of the **bold and double underlined** language, as follows:

Subd. 3 Conditional Uses

Cannabis Cultivation Business

Section 4. Section 303.08., subd. 2 – B-2 – Downtown Business, Conditional Uses, of the Courtland City Code is hereby amended by the addition of the **bold and double underlined** language, as follows:

Subd. 3. Conditional Uses

Cannabis Retailer
Cannabis Delivery Business
Lower-Potency Hemp Edible Retailer

Section 5. Section 303.10, subd. 3 – I-1 - Industrial, Conditional Uses of the Courtland City Code is hereby amended by the addition of the **bold and double underlined** language, as follows:

Subd. 3. Conditional Uses

Cannabis Retailer
Cannabis Delivery Business
Lower-Potency Hemp Edible Retailer

Section 6. Section 303.11, subd. 3 – I-2 - Industrial, Conditional Uses, of the Courtland City Code is hereby amended by the addition of the **bold and double underlined** language, as follows:

Subd. 3 Conditional Uses

Cannabis Wholesaling Business
Cannabis Transportation Business
Cannabis Manufacturing Business
Cannabis Testing Business
Cannabis Cultivation Business – Indoor Cultivation

Section 7. Section 303.05. – Home Occupation Standards, of the Courtland City Code is amended to add a new section; Cannabis and Hemp Businesses, as follows:

303.05 subd 4. Cannabis and Hemp Businesses.

a) Cannabis and hemp businesses are prohibited as home occupations or home extended businesses.

Section 8. Section 303 – Other Performance Standards, of the Courtland City Code is amended to add a new section 303.13.1 Cannabis Businesses, as follows:

303.13.1 Cannabis Businesses.

Subdivision 1. Cannabis Businesses

a. Every Cannabis Business must meet the requirements of this code that apply to the applicable business operation, but the requirements in this Section and City Code, section 1140.

Subdivision 2. Conditional Uses

a. Cannabis Cultivation Business
b. Cannabis Retailer
c. Cannabis Deliver Business
d. Lower-Potency Hemp Edible Retailer
e. Cannabis Manufacturing Business
f. Cannabis Testing Business

Adopted this 1st day of May 2025.

Mayor

ATTEST:

Clerk

CITY OF COURTLAND NICOLLET COUNTY, MINN. CORPORATE SEAL