



MEMORANDUM

DATE: August 22, 2022

TO: Honorable Mayor and City Councilmembers
Dave Perrault, City Administrator

FROM: Julie Hanson, Assistant to the City Administrator/City Clerk

SUBJECT: Interim Ordinance 2022-006 Establishing a Moratorium related to THC Products

Budgeted Amount:	Actual Amount:	Funding Source:
N/A	N/A	N/A

Council Should Consider

Motion to approve, table, or deny the following:

- Adoption of Ordinance 2022-006 – Interim Ordinance Prohibiting the Sale, Testing, Manufacturing and Distribution within the City of Products Containing tetrahydrocannabinol (THC) and Authorization to Publish Summary Ordinance

The Ordinance amendment requires a simple majority for action. The Summary Ordinance requires a 4/5 vote.

Background/Discussion

On July 1, 2022, the Minnesota Legislature adopted an amendment that permits the sale of edible cannabinoid products that contain no more than 0.3% of THC (a derivative of hemp). The amendment was enacted with very few regulations in place, such as prohibiting sales to anyone under 21 years of age, individual dosage limitations (products can contain no more than 5 milligrams per serving and no more than 50 milligrams per package), and certain requirements for packaging and warnings. Individual cities are tasked with the responsibility of determining what, if any, additional licensing and/or regulations to pursue in their municipality.

The City Council discussed this topic at a special work session on August 8 (Attachment A). Council directed staff to draft an interim ordinance that would establish a one-year moratorium which will allow the Council and staff adequate time to further study this matter. Staff has worked with the City Attorney regarding ordinance language (Attachment B) as well as a summary ordinance (Attachment C). It is important to note this moratorium does not apply to products containing THC related to the Medical Cannabis Program as administered by the Minnesota Department of Health, provided the activity is conducted in accordance with state law regarding medical cannabis.

Budget Impact

N/A

Attachments

- A. August 8, 2022 Special City Council Work Session Memo
- B. Ordinance 2022-006
- C. Summary Ordinance 2022-006