

**Subject: Final Reading - An Ordinance Amending
Section 153.156 of the Zoning Code Regarding
Intoxicating THC Retail Establishments**

Meeting Date: Monday, March 13, 2023	
Submitted/Presented by/Department: Melissa Houtsma - Community Development	
Action Type	
<input type="checkbox"/> Consent Item	<input type="checkbox"/> Discussion/Direction
<input type="checkbox"/> Public Hearing	<input type="checkbox"/> Informational Only
<input checked="" type="checkbox"/> Action/Motion	<input type="checkbox"/> Report
<input checked="" type="checkbox"/> Resolution/Ordinance	<input type="checkbox"/> Other:
Action	
Review and approve the final reading of the amendment to city code section 153.156 regarding intoxicating THC retail establishments.	
Background	
<p>In response to the newest language at the state legislature (HF 100) city staff has drafted new language to comply with the more limited zoning restrictions outlined in the state language.</p> <p>Staff is proposing the following restrictions for Intoxicating THC retail establishments,</p> <ul style="list-style-type: none"> • Non-specialty stores (intoxicating THC products are less than 10% of floor area and/or sales) are permitted in the B2, B3, and B4 zoning districts, and • Specialty establishments (intoxicating THC products are more than 10% of floor area and/or sales) are limited to the B2, B3, and B4 zoning districts and require a conditional use permit as well as the minimum distance requirements for, <ul style="list-style-type: none"> ○ Schools (establishment must be at least 1,000 ft. from a school). 	
Attachments	
Buffer Map Draft Ordinance	
Previous Relevant Actions	
Proposed ordinance was reviewed by the Planning Commission at the February 21 st , 2023 meeting. City Council held the first reading of the ordinance on February 27 th , 2023.	
Alternatives	
If City Council is not satisfied with the proposed language as written, please advise city staff of the desired changes and/or recommendations.	
Financial	
Budgeted: <input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No Financial Impact
Fund: N/A	

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Department: N/A	
Account: N/A	
Amount: N/A	