



MEMORANDUM

To: Saint Anthony Village City Council
From: Charlie Yunker, City Manager
Date: July 26, 2022 City Council Meeting
Request: Consider resolution to adopt and Interim Ordinance establishing a moratorium on the sale of certain edible cannabinoid products

OVERVIEW

On July 1, 2022, a new law took effect that allows people 21 and over to buy and consume food and beverages with no more than 5 milligrams of hemp-derived THC per serving and no more than 50 milligrams per package. The new law was passed by the Legislature as part of Chapter 98. Article 13 makes several changes to Minnesota Statutes, section 151.72 regarding the sale of certain cannabinoid (CBD) products.

The City's Code regulates the sale of medical cannabis and dispensaries, however, it does not regulate the sale of edible cannabinoid products. And, the new law does not require edible cannabinoid products to be sold from a dispensary. The City has the authority to be more restrictive than state law, but not less restrictive.

The City Council discussed the new law at its Work Session on July 12, 2022, and the consensus was to adopt an interim ordinance that would place a moratorium for up to one year on the sale of those products specified in Minnesota Statutes, section 151.72. This will allow time for the City to research and determine how to proceed in appropriately regulating the products.

City Staff is in the process of researching the issue to provide guidance on the new law, and will bring recommendations to the Council based on guidance from the League of Minnesota Cities and the City Attorney.

Should the Council choose to implement the interim ordinance; staff will directly contact retailers in the City that would be impacted so they are aware of the interim ordinance being in affect.

RECOMMENDATION

Staff recommends approval.

ATTACHMENTS:

- Interim Ordinance