

1 CITY OF SHOREWOOD
2 COUNTY OF HENNEPIN
3 STATE OF MINNESOTA

4
5 ORDINANCE 625

6
7 AMENDING SHOREWOOD CITY CODE CHAPTERS 307, 1201 AND 1300 TO ADOPT UPDATED
8 CANNABIS REGULATIONS

9
10 **Section 1.** City Code Chapter 307 *Reserved* is hereby repealed in its entirety and replaced as
11 follows:

12
13 CHAPTER 307
14 CANNABIS REGULATIONS

15
16 Section
17 307.01 Administration
18 307.02 Registration of Cannabis Business
19 307.03 Requirements for a Cannabis Business
20 307.04 Temporary Cannabis Events
21 307.05 Use of Cannabis in Public

22
23 **307.01 ADMINISTRATION**

24 Subd. 1. *Findings and Purpose.* The City of Shorewood makes the following legislative findings:

25
26 a. The purpose of this ordinance is to implement the provisions of Minnesota
27 Statutes, chapter 342, which authorizes the City of Shorewood to protect the public
28 within the legal boundaries of the City of Shorewood.

29
30 b. The City of Shorewood finds and concludes that the proposed provisions are
31 appropriate and lawful land use regulations for Shorewood, that the proposed
32 amendments will promote the community's interest in reasonable stability in zoning
33 for now and in the future, and that the proposed provisions are in the public interest

34
35 Subd. 2. *Authority and Jurisdiction.* The City of Shorewood has the authority to adopt this
36 ordinance pursuant to:

37
38 a. Minn. Stat. § 342.13(c), regarding the authority of a local unit of government to adopt
39 reasonable restrictions on the time, place, and manner of the operator of a cannabis
40 business provided that such restrictions do not prohibit the establishment or operation
41 of cannabis businesses.

1 b. Minn. Stat. § 342.22, regarding the local registration and enforcement requirements
2 of state-licensed cannabis retail businesses and lower-potency hemp edible retail
3 businesses.

4
5 c. Minn. Stat. § 152.0263, Subd. 5, regarding the use of cannabis in public places.
6

7 d. Minn. Stat. § 462.357, regarding the authority of a local authority to adopt zoning
8 ordinances.
9

10 e. Minn. Stat. § 412.221, subd. 32, regarding the power to provide for health, safety, and
11 the general welfare.
12

13 This ordinance shall be applicable to the legal boundaries of the City of Shorewood.
14

15 Subd. 3. *Severability.* If any section, clause, provision, or portion of this ordinance is adjudged
16 unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance
17 shall not be affected thereby.
18

19 Subd. 4. *Enforcement.* The City Administrator or their designee is responsible for the
20 administration and enforcement of this ordinance. Any violation of the provisions of this
21 ordinance or failure to comply with any of its requirements constitutes a misdemeanor and is
22 punishable as defined by law. Violations of this ordinance can occur regardless of whether or
23 not a permit is required for a regulated activity listed in this ordinance. Nothing in this Chapter
24 shall be construed as limiting the ability of the City to enforce this Chapter in the manner it
25 deems best, including but not limited to bringing a legal action in a court of competent
26 jurisdiction.
27

28 Subd. 5. *Definitions.* Unless otherwise noted in this section, words and phrases contained in
29 Minn. Stat. 324.01 and the rules promulgated pursuant to any of these acts, shall have the same
30 meanings in this ordinance.
31

32 **CANNABIS RETAIL BUSINESS.** A retail location and the retail location(s) of a mezzo business with
33 a retail operations endorsement, microbusiness with a retail operations endorsement, medical
34 combination businesses operating a retail location, or lower-potency hemp edible retailers.
35

36 **DAYCARE.** A location licensed with the Minnesota Department of Human Services to provide
37 the care of a child in a residence outside the child's own home for gain or otherwise, on a
38 regular basis, for any part of a 24-hour day.
39

40 **OFFICE OF CANNABIS MANAGEMENT.** Minnesota Office of Cannabis Management, referred to
41 as "OCM" in this ordinance.
42

43 **PLACE OF PUBLIC ACCOMODATION.** A business, accommodation, refreshment, entertainment,
44 recreation, or transportation facility of any kind, whether licensed or not, whose goods,

1 services, facilities, privileges, advantages or accommodations are extended, offered, sold, or
2 otherwise made available to the public.

3
4 **PRELIMINARY LICENSE APPROVAL.** OCM pre-approval for a cannabis business license for
5 applicants who qualify under Minn. Stat. 342.17.

6
7 **PUBLIC PLACE.** Property owned, leased, or controlled by a governmental unit and private
8 property that is regularly and frequently open to or made available for use by the public in
9 sufficient numbers to give clear notice of the property's current dedication to public use but does
10 not include:

- 11 1. A person's dwelling house or premises, including the person's curtilage or yard; or
- 12 2. The premises of an establishment or event licensed to permit on-site consumption.

13
14 **RESIDENTIAL TREATMENT FACILITY.** As defined under Minn. Stat. 245.462, Subd. 23 as may be
15 amended, or licensed under Minn. Stat. § 245G.21.

16
17 **RETAIL REGISTRATION.** An approved registration issued by the City of Shorewood to a state-
18 licensed cannabis retail business.

19
20 **SCHOOL.** A public school as defined under Minn. Stat. 120A.05, as may be amended, or a
21 nonpublic school that must meet the reporting requirements under Minn. Stat. 120A.24, as may
22 be amended.

23
24 **STATE LICENSE.** An approved license issued by the State of Minnesota's Office of Cannabis
25 Management to a cannabis retail business.

26 27 **307.02 REGISTRATION OF CANNABIS BUSINESS**

28 Subd. 1. *Registration Required.* No individual or entity may operate a state-licensed cannabis
29 retail business within the City of Shorewood without first registering with the City of
30 Shorewood. Any individual, entity, or business that sells cannabis, cannabis products, or lower-
31 potency hemp edibles to a customer or patient without first obtaining a valid retail registration
32 shall incur a civil penalty of up to \$2,000 for each violation.

33
34 Subd. 2. *Compliance Checks prior to Retail Registration.* Prior to issuance of a cannabis retail
35 business registration, the City of Shorewood shall conduct a preliminary compliance check to
36 ensure compliance with local ordinances. Pursuant to Minn. Stat. 342, within 30 days of
37 receiving a copy of a state license application with OCM, the City of Shorewood shall certify on a
38 form provided by OCM whether a proposed cannabis retail business complies with local zoning
39 ordinances and, if applicable, whether the proposed business complies with the state fire code
40 and building code.

41
42 Subd. 3. *Registration & Application Procedure.*

1 a. *Fees.* A registration fee, established by the City of Shorewood Fee Schedule, shall
2 be charged to applicants depending on the type of retail business license applied for. An
3 initial registration shall not exceed \$500 or half the amount of an initial state license fee
4 under Minn. Stat. 342.11, whichever is less. The initial registration fee shall include the
5 initial retail registration fee and the first annual renewal fee. Any renewal retail registration fee
6 imposed by the City of Shorewood shall be charged at the time of the second renewal and
7 each subsequent renewal thereafter. A renewal retail registration shall not exceed \$1,000 or
8 half the amount of a renewal state license fee under Minn. Stat. 342.11, whichever is less. A
9 medical combination business operating an adult-use retail location may only be charged a
10 single registration fee, not to exceed the lesser of a single retail registration fee, defined
11 under this section, of the adult-use retail business.
12

13 b. *Application Submittal.* The City of Shorewood shall issue a retail registration to a
14 state-licensed cannabis retail business that adheres to the requirements of Minn.
15 Stat. 342.22.
16

17 (1) An applicant for a retail registration shall fill out an application form, as
18 provided by the City of Shorewood. Said form shall include, but is not limited
19 to:
20

- 21 i. Full name of the property owner and applicant;
- 22 ii. Address, email address, and telephone number of the
23 applicant;
- 24 iii. The address and parcel ID for the property which the retail
25 registration is sought.
- 26 iv. Certification that the applicant complies with the requirements
27 of local ordinances established pursuant to Minn. Stat. § 342.13.
28

29 (2) The applicant shall include with the form:
30

- 31 i. The registration fee as required by the City of Shorewood Fee
32 Schedule.
- 33 ii. A copy of a valid state license or written notice of OCM license
34 pre-approval.
- 35 iii. A copy of the signed City Council resolution approving an Interim
36 Use Permit for a cannabis retail business that has been recorded with
37 Hennepin County.
38

39 (3) Once an application is considered complete, the City of Shorewood shall
40 inform the applicant as such, process the registration fees, and forward the application to the
41 City Administrator or their designee for approval or denial.
42

43 (4) The registration fee shall be non-refundable once processed.
44

1 c. *Application Approval.* A state-licensed cannabis retail business application shall not be
2 approved if the cannabis retail business would exceed the maximum number of registered
3 cannabis retail businesses permitted under this ordinance; or, the applicant is unable to meet
4 the requirements of all relevant City ordinances including but not limited to this Chapter and
5 the requirements of the City zoning code. A state-licensed cannabis retail business application
6 that meets the requirements of this ordinance shall be approved.

7
8 d. *Annual Compliance Checks.* The City of Shorewood shall complete at a minimum one
9 compliance check per calendar year of every cannabis business to assess if the business meets
10 age verification requirements under Minn. Stat. § 342.22 Subd. 4(b) and Minn. Stat. § 342.24,
11 and the requirements of this Ordinance. The City of Shorewood shall conduct at minimum one
12 unannounced age verification compliance check per calendar year. Age verification compliance
13 checks shall involve persons at least 17 years of age but under the age of 21, who, with the prior
14 written consent of a parent or guardian if the person is under the age of 18, attempt to
15 purchase adult-use cannabis flower, adult-use cannabis products, lower-potency hemp edibles,
16 or hemp-derived consumer products under the direct supervision of a law enforcement officer
17 or any employee of the local unit of government. Any failures under this section must be
18 reported to the Office of Cannabis Management. This section does not prohibit the City from
19 making any further investigation or performing further unannounced compliance checks for any
20 legal requirement.

21
22 e. *Location Change.* A state-licensed cannabis retail business shall be required to submit
23 a new application for registration under this Ordinance if it seeks to move to ———a new location
24 still within the legal boundaries of the City of Shorewood. Such an application shall be
25 considered a registration renewal application.

26
27 Subd. 4. *Renewal of Registration.* The City of Shorewood shall renew an annual registration of a
28 state-licensed cannabis retail business at the same time OCM renews the cannabis retail
29 business' license. A state-licensed cannabis retail cannabis business shall apply to renew
30 registration on a form established by the City of Shorewood. A cannabis retail registration issued
31 under this ordinance shall not be transferred.

32
33 a. *Renewal Fees.* The City of Shorewood shall charge a renewal fee for the registration
34 starting with the second renewal, as established by the City of Shorewood Fee
35 Schedule.

36
37 b. *Renewal Application.* The application for renewal of a retail registration shall include,
38 but is not limited to, all the required items for an initial registration as described by
39 this ordinance.

40
41 Subd. 5. *Suspension of Registration.*

42
43 a. *When Suspension is Warranted.* The City of Shorewood may suspend a cannabis
44 retail business' registration if it violates the ordinance of the City of Shorewood or

1 poses an immediate threat to the health and safety of the public. The City of
2 Shorewood shall immediately notify the cannabis retail business in writing the
3 grounds for the suspension.
4

5 b. *Notification to OCM.* The City of Shorewood shall immediately notify the OCM of the
6 grounds for the suspension. OCM will provide the City of Shorewood and cannabis
7 business retailer a response to the complaint within seven calendar days and
8 perform any necessary inspections within 30 calendar days.
9

10 c. *Length of Suspension.* The suspension of a cannabis retail business registration may
11 be for up to 30 calendar days, unless OCM suspends the license for a longer period.
12 The business may not make sales to customers if their registration is suspended.
13

14 d. *Reinstatement of Registration.* The City of Shorewood shall not reinstate a
15 registration until a written determination from the OCM that the violations have
16 been resolved. The City of Shorewood shall reinstate a registration if OCM
17 determines that the violations have been resolved.
18

19 e. *Civil Penalties.* Subject to Minn. Stat. 342.22, Subd. 5(e) the City of Shorewood may
20 impose a civil penalty as specified in the City of Shorewood's Fee Schedule, for
21 registration violations, not to exceed \$2,000.
22

23 Subd. 6. *Limiting of Registrations.* The City of Shorewood shall limit the number of cannabis
24 retail business to no fewer than one registration for every 12,500 residents within the City of
25 Shorewood. If Hennepin County has one active cannabis retail business registration for every
26 12,500 residents, the City of Shorewood shall not be required to register additional state-
27 licensed cannabis retail businesses. Based on the population of the City of Shorewood as
28 determined by the U.S. Census Bureau on the effective date of this ordinance, the City of
29 Shorewood shall limit the number of cannabis retail businesses to (1) one.
30

31 **307.03 REQUIREMENTS FOR CANNABIS BUSINESS**

32 Subd. 1. *Minimum Buffer Requirements.* The following distances shall be measured from the
33 property line of the property where the cannabis business is located to the property line of a
34 property with any of the following occupancies:
35

36 a. The City of Shorewood shall prohibit the operation of a cannabis business within 700
37 feet of a school.
38

39 b. The City of Shorewood shall prohibit the operation of a cannabis business within 500
40 feet of a daycare, residential treatment center, attraction within a public park that is
41 regularly used by minors, including a playground or athletic field.
42

43 c. The City of Shorewood shall prohibit the operation of a cannabis business within 500
44 feet of another cannabis retail business.

1
2 Pursuant to Minn. § Stat. 462.357, Subd. 1e, nothing in this subdivision shall prohibit an active
3 cannabis business or a cannabis business seeking registration from continuing operation at the
4 same site if a school, daycare, residential treatment facility, or attraction within a public park
5 that is regularly used by minors, moves within the minimum buffer zone.

6
7 Subd. 2. *Zoning and Land Use.* Cannabis businesses must comply with all applicable zoning and
8 land use requirements.

9
10 Subd. 3. *Hours of Operation.* Cannabis businesses are limited to retail sale of cannabis, cannabis
11 flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products
12 between the hours of 10:00 a.m. to 9:00 p.m.

13
14 Subd. 4. *Advertising.* Cannabis businesses are permitted to erect up to two fixed signs on the
15 exterior of the building or property of the business, unless otherwise limited by the City of
16 Shorewood's sign ordinances. All signs must comply with the City of Shorewood sign
17 ordinances.

18 19 **307.04 TEMPORARY CANNABIS EVENTS**

20 Subd. 1. *License Required.* A license or permit is required to be issued and approved by the City
21 of Shorewood prior to holding a Temporary Cannabis Event.

22
23 Subd. 2. *Registration & Application Procedure.* A registration fee, as established in the City of
24 Shorewood Fee Schedule, shall be charged to applicants for Temporary Cannabis Events.

25
26 Subd. 3. *Application Submittal & Review.* The City of Shorewood shall require an application for
27 Temporary Cannabis Events.

28
29 a. An applicant for a Temporary Cannabis Event registration shall fill out an application
30 form, as provided by the City of Shorewood. Said form shall include, but is not limited to:

- 31
32 (1) Full name of the property owner and applicant;
33 (2) Address, email address, and telephone number of the applicant;

34
35 b. The applicant shall include the following with the form:

- 36
37 (1) The application fee as required by the City of Shorewood Fee Schedule.
38
39 (2) A copy of the OCM cannabis event license application, submitted pursuant to
40 Minn. Stat. § 342.39, Subd. 2.

41
42 c. Once an application is considered complete, the City Administrator or their designee
43 shall inform the applicant as such, process the application fees, and forward the application to
44 the City Administrator or their designee for approval or denial.

1
2 d. The application fee shall be non-refundable once processed.

3
4 e. The application for a Temporary Cannabis Event shall meet the following standards:

5
6 (1) Any on-site consumption is prohibited.

7
8 (2) The location of the Temporary Cannabis Event shall meet the minimum buffer
9 requirements as provided for in this ordinance.

10
11 (3) Provide a written narrative outlining how the Temporary Cannabis Event will
12 not present any public health, safety or welfare concerns.

13
14 (4) Any other applicable requirement established by the Shorewood City Code.

15
16 f. A request for a Temporary Cannabis Event that meets the requirements of this Section
17 shall be approved.

18
19 g. A request for a Temporary Cannabis Event that does not meet the requirements of
20 this Section, or that presents public health, safety, or welfare concerns, shall be denied. The City
21 of Shorewood shall notify the applicant of the standards not met and basis for denial.

22
23 h. Temporary Cannabis Events shall only be held between the hours of 10:00 a.m. to
24 9:00 p.m.

25
26 i. Temporary Cannabis Events shall only be conducted as an accessory use to a registered
27 cannabis retail business located in a C-1 zoning district.

28
29 **307.05 USE IN PUBLIC PLACES**

30 No person shall use cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-
31 derived consumer products in a public place or a place of accommodation unless the premises
32 is an establishment or an event licensed to permit on-site consumption of these products.

33
34 **Section 2.** City Code Section 1201.02 Definitions is hereby amended as follows. Language
35 proposed to be removed is ~~stricken~~ and language proposed to be added is underlined.

36 ...

37 ~~**CANNABIS BUSINESS.** An establishment engaged in the cultivation, manufacture, distribution,~~
38 ~~wholesale sales or purchasing, processing, packaging, testing, and/ or sale of cannabis that is~~
39 ~~further defined and validly licensed and registered consistent with Minnesota Statute 342. The~~
40 ~~size and type of business is determined by the State license type, as defined in MS 342, and may~~
41 ~~be listed as an allowed use in a particular district based on the business's function.~~

42 ...

1 **Section 3.** City Code Section 1201.22 C-1, General Commercial District, Subd. 4. Conditional
2 Uses, is hereby amended as follows. Language proposed to be removed is ~~stricken~~ and language
3 proposed to be added is underlined.

4 ...
5 ~~I. Cannabis business, provided that;~~

6 ~~———— (1) Cannabis businesses shall be prohibited within 700 feet of a school or 500 feet of~~
7 ~~———— a daycare residential treatment center, attraction within a public park that is~~
8 ~~———— regularly used by minors including but not limited to, playgrounds or athletic fields.~~

9 ~~———— The distance shall be measured from the property line of the property where the~~
10 ~~———— cannabis business is located to the property line of a property with a daycare,~~
11 ~~———— residential treatment center or public park.~~

12 ~~———— (2) Pursuant to Minn. Stat. 462. 367 subd. 14, nothing in Section 3. 1 shall prohibit~~
13 ~~———— an active cannabis business or a cannabis business seeking registration from~~
14 ~~———— continuing operation at the same site if a school/ daycare/ residential treatment~~
15 ~~———— facility/ attraction within a public park that is regularly used by minors, moves into~~
16 ~~———— the minimum buffer zone. ————~~

17 ~~———— (3) The following shall apply to any cannabis business with retail sales:~~

18 ~~———— a) No retail cannabis business shall be located within 500 feet of another ————~~
19 ~~———— retail cannabis business within the city boundaries of Shorewood. The ————~~
20 ~~———— distance shall be measured from the property lines of the properties where ————~~
21 ~~———— the cannabis businesses are located.~~

22 ~~———— b) Retail sales are permitted only between the hours of 10:00 a. m. to 9:00 ————~~
23 ~~———— p. m.~~

24 ~~———— c) Retail cannabis businesses (including the retail portions of ————~~
25 ~~———— microbusinesses or mezzobusinesses as defined by MS 342) are limited to ————~~
26 ~~———— one business for each 12, 500 residents in Shorewood.~~

27 ...

28
29 **Section 4.** City Code Section 1201.22 C-1, General Commercial District is hereby amended as
30 follows. Language proposed to be removed is ~~stricken~~ and language proposed to be added is
31 underlined.

32 ...

33 Subd. 5. Interim Uses. The following are permitted Interim Uses in a C-1 District:

34
35 a. Businesses licensed or endorsed for cannabis cultivation, cannabis manufacturer,
36 lower-potency hemp edibles, cannabis wholesale, cannabis retail businesses, cannabis
37 transportation, sale of lower-potency hemp edibles, cannabis testing facilities, and cannabis
38 delivery. These uses are prohibited in all other zoning districts, including, but not limited to, the
39 C-2 Service Commercial and Planned Unit Development Zoning Districts and all Residential
40 Zoning Districts.

41
42
43 Subd. 56. *Lot requirements and setbacks.* The following minimum requirements shall be
44 observed in a C-1 District subject to additional requirements, exceptions and modifications set

- 1 forth in this chapter:
- 2 a. Lot area: None;
- 3 b. Lot width: None;
- 4 c. Lot depth: None;
- 5 d. Setbacks:
- 6 (1) Front yard: Not less than 30 feet;
- 7 (2) Rear yard: Not less than 30 feet;
- 8 (3) Side yard: Not less than 15 feet on each side nor less than 30 feet on a side yard
- 9 abutting a street;
- 10 (4) Setback from R District boundary: Not less than 50 feet (Additional setback not
- 11 required when adjacent to a nonresidential use in an R-C District).
- 12 Subd. ~~67~~. *Building requirements*. Height: No structure shall exceed three stories, or 40 feet,
- 13 whichever is least.

14 ...

15

16 **Section 5.** City Code Title 1300 Municipal Fees is hereby amended as follows. Language

17 proposed to be removed is ~~stricken~~ and language proposed to be added is underlined.

18 ...

<u>VIII. Cannabis Related Fees</u>		
<u>Type of Charge/Fee</u>	<u>City Code Reference</u>	<u>Charge/Fee</u>
<u>Initial Retail Registration (Includes First Renewal)</u>	<u>307.02, Subd. 3. a.</u>	<u>\$500 or 50% of the Initial State License Fee Under Minn. Stat. 342.11, whichever is less.</u>
<u>Subsequent Renewal Retail Registration</u>	<u>307.02, Subd. 4. a.</u>	<u>\$1,000 or 50% of the Renewal State License Fee Under Minn. Stat. 342.11, whichever is less.</u>
<u>Temporary Cannabis Event Registration</u>	<u>307.02, Subd. 3. b. (1).</u>	<u>\$500 per day per event.</u>
<u>Violations</u>	<u>307.02, Subd. 1. & 307.02, Subd. 5. e.</u>	<u>\$2,000 for each violation</u>

19 ...

20 **Section 6: References.** The City Clerk is authorized to correct any numeric references to the

21 requirements of this ordinance located elsewhere in the City Code that may have been altered

22 as a result of the amendments.

23

1 **Section 7: Effective Date.** This Ordinance 625 shall take effect upon publication in the City's
2 official newspaper.

3
4 ADOPTED BY THE CITY COUNCIL OF THE CITY OF SHOREWOOD, MINNESOTA this 8th day of
5 September, 2025.

6
7
8 

9 JENNIFER LABADIE, MAYOR

10 ATTEST:

11 

12
13 SANDIE THONE, CITY CLERK