

**CITY OF ST. AUGUSTA**  
**CITY COUNCIL MEETING**  
**February 17, 2026**  
**7:00 pm**  
**AGENDA**

1. Call Meeting to Order – Mayor Schmitz.
2. Pledge of Allegiance.
3. Consent Agenda
  - 3A. Agenda.
  - 3B. Bills Payable, Receipts and Treasurer’s Report. Echecks 25504e-25518e, checks 28833-28854.
  - 3C. Approve outdoor liquor sales for Hayloft on July 26 and Augusta 29, 2026.
4. Planning Commission recommends repealing Ordinance 2025-02, and approving 2026-02.
5. Repeal of Ordinance 2007-17, Approve Ordinance 2026-3.
6. Open Forum -10 Minute Limit.
7. Council Member Comments/Purview.
8. Clerk's Report
9. Adjourn.

REMINDERS:

Community Meet and Greet for Admin candidates, Monday, March 2, 2026 5:30-6:30 pm  
Admin Interviews and Negotiations Tuesday, March 3, 2026 10:00 am-4:00 pm  
City Council Meeting, Tuesday, March 3, 2026 7:00 pm  
City Council Meeting, Tuesday, March 17, 2026 7:00 pm

**\*Check Summary Register©**

Checks 02/05/26-02/17/26

Name	Check Date	Check Amt	
<b>10100 STATE BANK OF KIMBAL</b>			
25504e	STEARNS ELECTRIC ASSOCIATI	2/10/2026	\$1,902.19 fire dept - fire hall
25505e	BLUE CROSS BLUE SHIELD	2/10/2026	\$6,750.71 Chad - employer paid insurance
25506e	MIDCO BUSINESS	2/12/2026	\$271.03 general - internet service
25507e	MIDCO BUSINESS	2/12/2026	\$240.40 FD - INTERNET
25508e	PERA	2/12/2026	\$1,886.64 emp pd pera
25509e	SHELTER POINT	2/12/2026	\$80.07 MN PAID LEAVE
25510e	STATE BANK OF KIMBALL	2/12/2026	\$3,280.21 941 taxes
25511e	JOHN HANCOCK	2/12/2026	\$150.00 G - MARK \$100, PAUL \$50
25512e	US BANK BAHR	2/12/2026	\$2,246.18 FD - BOUND TREE EPINEPHRINE
25513e	US BANK BLASHACK	2/12/2026	\$296.70
25514e	US BANK CLAUSSEN	2/12/2026	\$882.62 G - OFFICE DEPOT: W2 FORMS, CALC PAP
25515e	US BANK HOLLERMANN	2/12/2026	\$1,291.11 PW -CIRCLE K
25516e	US BANK KIFFMEYER	2/12/2026	\$905.81 PW - CIRCLE K
25517e	US BANK KRAMER	2/12/2026	\$392.47 FD - GOOGLE EMAILS
25518e	US BANK SKOGSTAD	2/12/2026	\$32.55 FD - SALT PELLETS
28833	VALLEY GREEN COMPANIES	2/11/2026	\$6,731.28 parks - hidden lake
28834	BLASHACK, CHAD C.	2/13/2026	\$1,893.93
28835	CLAUSSEN, KIM M	2/13/2026	\$2,418.91
28836	HILL, MARY M	2/13/2026	\$994.11
28837	HOLLERMANN, PAUL A.	2/13/2026	\$1,527.88
28838	KIFFMEYER, MARK G.	2/13/2026	\$1,730.51
28839	SCHLUETER, STEVEN F.	2/13/2026	\$267.66
28840	WAIBEL, THOMAS F.	2/13/2026	\$87.69
28841	BOLTON AND MENK	2/17/2026	\$5,517.00 g - Planning, Ordinance updates, forms,
28842	CITY OF ST. AUGUSTA	2/17/2026	\$80.95 g - city hall water/sewer
28843	COMPASS MINERALS AMERICA I	2/17/2026	\$2,798.43 pw - rock salt
28844	COURI & RUPPE PLLP	2/17/2026	\$8,530.00 G - legal fees for Gaberdine Rd \$120, meeting
28845	GALLS	2/17/2026	\$89.95 fd - academy oxford
28846	GREAT AMERICA FINANCIAL SE	2/17/2026	\$120.36 g - printer/copier lease
28847	KELLY C JOHNSON INC	2/17/2026	\$1,007.25 general -
28848	KNIFE RIVER	2/17/2026	\$1,935.87 PW - SAND
28849	KRIS ENGINEERING	2/17/2026	\$2,100.93 PW - FLAT CARBIDE INSERT, FACE PLATE,
28850	LEAGUE OF MN CITIES	2/17/2026	\$5,116.00 g - lmc membership dues
28851	MOORE ENGINEERING	2/17/2026	\$89,573.00 STORM - MS4 PLANNING AND COMPLIANC
28852	WEST CENTRAL SANITATION	2/17/2026	\$261.61 general - garbage service
28853	WORKMED MIDWEST PA	2/17/2026	\$100.00 pw - annual consortium fee
28854	XCEL ENERGY	2/17/2026	\$1,359.14 g -
<b>Total Checks</b>			<b>\$154,851.15</b>

Jeffery J Schmitz

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City of St. Augusta

02/12/26 3:11 PM

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**\*Check Detail Register©**

Checks 02/05/26-02/17/26

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
<b>10100 STATE BANK OF KIMBAL</b>					
<b>25504 e</b>	02/10/26	<b>STEARNS ELECTRIC ASSOCIATION</b>			
E 101-42270-387		Fire Dept Utilities	\$344.94		fire dept - fire hall
E 101-45200-381		Electric Utilities	\$54.06		parks dept - HLP
E 101-41000-381		Electric Utilities	\$215.66		general - city hall
E 101-42270-387		Fire Dept Utilities	\$71.60		fire dept - fire hydrant
E 101-41000-381		Electric Utilities	\$58.00		general - 2 meters
E 602-49450-381		Electric Utilities	\$300.11		sewer dept - lift station 1
E 101-41000-381		Electric Utilities	\$63.97		general - city hall
E 101-41000-381		Electric Utilities	\$9.75		general - street light
E 602-49450-381		Electric Utilities	\$95.84		sewer dept - lift station 2
E 605-43160-380		Utility Services (GENERA	\$90.75		EU - Emerald Ponds
E 101-45200-381		Electric Utilities	\$44.00		parks dept - KP
E 605-43160-380		Utility Services (GENERA	\$124.50		EU - Blackberry Farms
E 605-43160-380		Utility Services (GENERA	\$108.00		EU - Emerald Ponds
E 101-41000-381		Electric Utilities	\$133.62		general - State Hwy 15 light
E 602-49450-381		Electric Utilities	\$37.75		sewer dept - lift station
E 101-41000-381		Electric Utilities	\$41.39		general - Lion's Sign
E 601-49400-381		Electric Utilities	\$35.62		water dept - flow meter
E 101-45200-381		Electric Utilities	\$72.63		parks dept - HLP shelter
		Total	\$1,902.19		
<b>25505 e 02/10/26 BLUE CROSS BLUE SHIELD</b>					
E 602-49450-131		Employer Paid Health	\$553.54	26020222752	Chad - employer paid insurance
E 601-49400-131		Employer Paid Health	\$553.54	26020222752	Chad - employer paid insurance
E 101-41130-131		Employer Paid Health	\$2,005.65	26020222752	Mark, Paul - employer paid insurance
G 101-21710		Other Deductions	\$1,375.66	26020222752	Mark/Paul - employee paid family insurance
E 101-41000-131		Employer Paid Health	\$886.66	26020222752	Kim - employer paid insurance
E 101-41130-131		Employer Paid Health	\$1,375.66	26020222752	MARK/PAUL - EMPLOYER PAID FAMILY
		Total	\$6,750.71		
<b>25506 e 02/12/26 MIDCO BUSINESS</b>					
E 101-41000-323		Internet	\$95.65	13800020115	general - internet service
E 101-41000-321		Telephone	\$175.38	13800020115	GENERAL PHONE
		Total	\$271.03		
<b>25507 e 02/12/26 MIDCO BUSINESS</b>					
E 101-42270-323		Internet	\$85.65	26356320115	FD - INTERNET
E 101-42270-321		Telephone	\$154.75	26356320115	FD - TELEPHONE
		Total	\$240.40		
<b>25508 e 02/12/26 PERA</b>					
G 101-21704		PERA	\$369.61		KIFFMEYER, MARK G.
G 607-21704		PERA	\$19.34		KIFFMEYER, MARK G.
G 101-21704		PERA	\$44.87		SCHLUETER, STEVEN F.
G 101-21704		PERA	\$58.02		BLASHACK, CHAD C.
G 601-21704		PERA	\$155.79		BLASHACK, CHAD C.
G 602-21704		PERA	\$155.80		BLASHACK, CHAD C.
G 607-21704		PERA	\$19.34		BLASHACK, CHAD C.
G 101-21704		PERA	\$297.07		HOLLERMANN, PAUL A.

**\*Check Detail Register©**

Checks 02/05/26-02/17/26

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
G 601-21704		PERA	\$36.87		HOLLERMANN, PAUL A.
G 602-21704		PERA	\$36.87		HOLLERMANN, PAUL A.
G 101-21704		PERA	\$18.91		HILL, MARY M
G 601-21704		PERA	\$75.62		HILL, MARY M
G 602-21704		PERA	\$75.62		HILL, MARY M
G 607-21704		PERA	\$18.91		HILL, MARY M
G 101-21704		PERA	\$428.40		CLAUSSEN, KIM M
G 601-21704		PERA	\$25.20		CLAUSSEN, KIM M
G 602-21704		PERA	\$25.20		CLAUSSEN, KIM M
G 607-21704		PERA	\$25.20		CLAUSSEN, KIM M
		<b>Total</b>	<b>\$1,886.64</b>		
<b>25509 e</b>	<b>02/12/26</b>	<b>SHELTER POINT</b>			
G 101-21712		MN Paid Leave	\$51.85		MN Paid Leave Benefit
G 601-21712		MN Paid Leave	\$12.36		MN Paid Leave Benefit
G 602-21712		MN Paid Leave	\$12.36		MN Paid Leave Benefit
G 607-21712		MN Paid Leave	\$3.50		MN Paid Leave Benefit
		<b>Total</b>	<b>\$80.07</b>		
<b>25510 e</b>	<b>02/12/26</b>	<b>STATE BANK OF KIMBALL</b>			
G 101-21701		Federal Withholding	\$759.10		941 taxes
G 101-21703		FICA Tax Withholding	\$1,089.56		941 taxes
G 101-21709		Medicare	\$254.82		941 taxes
G 601-21701		Federal Withholding	\$194.67		941 taxes
G 601-21703		FICA Tax Withholding	\$259.96		941 taxes
G 601-21709		Medicare	\$60.80		941 taxes
G 602-21701		Federal Withholding	\$194.69		941 taxes
G 602-21703		FICA Tax Withholding	\$259.92		941 taxes
G 602-21709		Medicare	\$60.78		941 taxes
G 607-21701		Federal Withholding	\$55.41		941 taxes
G 607-21703		FICA Tax Withholding	\$73.36		941 taxes
G 607-21709		Medicare	\$17.14		941 taxes
		<b>Total</b>	<b>\$3,280.21</b>		
<b>25511 e</b>	<b>02/12/26</b>	<b>JOHN HANCOCK</b>			
G 101-21710		Other Deductions	\$150.00		G - MARK \$100, PAUL \$50
		<b>Total</b>	<b>\$150.00</b>		
<b>25512 e</b>	<b>02/12/26</b>	<b>US BANK BAHR</b>			
E 101-42270-232		EMS Supplies	\$1,059.98		FD - BOUND TREE EPINEPHRINE
E 101-42270-232		EMS Supplies	\$908.94		FD - BOUND TREE AED PADZ
E 101-42270-430		Miscellaneous	\$130.08		FD - AMAZON - 2 POKER CHIP SETS
E 101-42270-220		Repair/Maint Supply	\$147.18		FD - HOME DEPOT SUPPLIES
		<b>Total</b>	<b>\$2,246.18</b>		
<b>25513 e</b>	<b>02/12/26</b>	<b>US BANK BLASHACK</b>			
E 101-41130-212		Motor Fuels	\$63.89		
E 101-41130-212		Motor Fuels	\$83.06		
E 101-41130-212		Motor Fuels	\$104.11		
E 601-49400-212		Motor Fuels	\$21.80		

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Checks 02/05/26-02/17/26

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 602-49450-212		Motor Fuels	\$21.79		
E 602-49450-220		Repair/Maint Supply	\$2.05		
		Total	\$296.70		
<b>25514 e</b>	02/12/26	<b>US BANK CLAUSSEN</b>			
E 101-41000-200		Office Supplies (GENERA	\$128.96		G - OFFICE DEPOT: W2 FORMS, CALC PAPER, STORAGE BOXES
E 101-41000-208		Training, Inst., Travel	\$20.00		G - 2026 SAFETY LOSS CONTROL WORKSHOP
E 101-41000-200		Office Supplies (GENERA	\$53.97		G - SIMPLY STAMPS DEPOSIT STAMPER
E 101-41000-208		Training, Inst., Travel	\$510.00		G - MCFOA ANNUAL CONF.
E 101-41000-430		Miscellaneous	\$33.34		G - DISTRICT LUNCH
E 101-41000-200		Office Supplies (GENERA	\$136.35		G - OFFICE DEPOST, BINDERS, FOLDERS, HIGHLIGHTERS
		Total	\$882.62		
<b>25515 e</b>	02/12/26	<b>US BANK HOLLERMANN</b>			
E 101-41130-212		Motor Fuels	\$52.14		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$89.55		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$26.98		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$45.49		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$90.07		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$60.69		PW -CIRCLE K
E 101-41130-220		Repair/Maint Supply	\$455.62		PW - NORHTERN TOOL
E 101-41130-212		Motor Fuels	\$63.15		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$42.65		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$47.06		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$83.97		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$24.85		PW - BP
E 101-41130-212		Motor Fuels	\$80.62		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$30.00		PW -CIRCLE K
E 101-41130-212		Motor Fuels	\$98.27		PW -CIRCLE K
		Total	\$1,291.11		
<b>25516 e</b>	02/12/26	<b>US BANK KIFFMEYER</b>			
E 101-41130-212		Motor Fuels	\$90.00		PW - CIRCLE K
E 101-41130-212		Motor Fuels	\$22.35		PW - CIRCLE K
E 101-41130-212		Motor Fuels	\$35.27		PW - CIRCLE K
E 101-41130-220		Repair/Maint Supply	\$95.09		PW - MENARDS GLOVES, BATTERIES, SUPPLIES
E 101-41130-220		Repair/Maint Supply	\$63.60		PW - RUNNINGS EYE BOLTS
E 101-41130-212		Motor Fuels	\$46.00		PW - CIRCLE K
E 101-41130-220		Repair/Maint Supply	\$99.98		PW - MIMBACH FLEET ALUM SCOOPS
E 101-41130-220		Repair/Maint Supply	\$16.87		PW - HANDYMANS PARTS
E 101-41130-220		Repair/Maint Supply	\$96.47		CM2 SUPPLY PARTS
E 101-41130-212		Motor Fuels	\$37.26		PW - CIRCLE K
E 101-41130-212		Motor Fuels	\$27.73		PW - CIRCLE K
E 101-41130-212		Motor Fuels	\$79.21		PW - CIRCLE K
E 101-41130-212		Motor Fuels	\$108.65		PW - CIRCLE K
E 101-41130-212		Motor Fuels	\$87.33		PW - CIRCLE K
		Total	\$905.81		

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Checks 02/05/26-02/17/26

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
<b>25517 e</b>	02/12/26	<b>US BANK KRAMER</b>			
E 101-42270-325		IT Expenses	\$291.55		FD - GOOGLE EMAILS
E 101-42270-430		Miscellaneous	\$59.99		FD -
E 101-42270-200		Office Supplies (GENERA	\$40.93		FD - CHARGER AND DRY ERASE MARKERS
		Total	\$392.47		
<b>25518 e</b>	02/12/26	<b>US BANK SKOGSTAD</b>			
E 101-42270-220		Repair/Maint Supply	\$32.55		FD - SALT PELLETS
		Total	\$32.55		
<b>28833</b>	02/11/26	<b>VALLEY GREEN COMPANIES</b>			
E 101-45200-220		Repair/Maint Supply	\$1,198.14		parks - hidden lake
E 101-45200-220		Repair/Maint Supply	\$3,577.90		parks - hidden lake ballfield, fire hall
E 101-45200-220		Repair/Maint Supply	\$1,955.24		parks - kiffmeyer park & ballfield
		Total	\$6,731.28		
<b>28841</b>	02/17/26	<b>BOLTON AND MENK</b>			
E 101-41000-307		Planning (GENERAL)	\$5,517.00	0386749	g - Planning, Ordinance updates, forms,
		Total	\$5,517.00		
<b>28842</b>	02/17/26	<b>CITY OF ST. AUGUSTA</b>			
E 101-41000-736		city halls sewer/water expe	\$80.95		g - city hall water/sewer
		Total	\$80.95		
<b>28843</b>	02/17/26	<b>COMPASS MINERALS AMERICA INC.</b>			
E 101-41130-220		Repair/Maint Supply	\$2,798.43	1618349	pw - rock salt
		Total	\$2,798.43		
<b>28844</b>	02/17/26	<b>COURI &amp; RUPPE PLLP</b>			
E 101-41000-304		Legal Fees	\$8,530.00		G - legal fees for Gaberdine Rd \$120, meeting attendance, zoning ordinance reviews and changes \$4800, honer \$3250
		Total	\$8,530.00		
<b>28845</b>	02/17/26	<b>GALLS</b>			
E 101-42270-389		uniforms	\$89.95	033956507	fd - academy oxford
		Total	\$89.95		
<b>28846</b>	02/17/26	<b>GREAT AMERICA FINANCIAL SERVICES</b>			
E 101-41000-413		Office Equipment/Rental	\$120.36		g - printer/copier lease
		Total	\$120.36		
<b>28847</b>	02/17/26	<b>KELLY C JOHNSON INC</b>			
E 101-41220-742		Electrical Insp	\$1,007.25		general -
		Total	\$1,007.25		
<b>28848</b>	02/17/26	<b>KNIFE RIVER</b>			
E 101-41130-220		Repair/Maint Supply	\$284.06	1153110	PW - SAND
E 101-41130-220		Repair/Maint Supply	\$263.23	1153110	PW - SAND
E 101-41130-220		Repair/Maint Supply	\$550.19	1153110	PW - SAND
E 101-41130-220		Repair/Maint Supply	\$283.03	1153110	PW - SAND
E 101-41130-220		Repair/Maint Supply	\$281.42	1153110	PW - SAND

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Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 101-41130-220		Repair/Maint Supply	\$273.94	1153110	PW - SAND
		Total	\$1,935.87		
<b>28849</b>	02/17/26	<b>KRIS ENGINEERING</b>			
E 101-41130-220		Repair/Maint Supply	\$2,100.93	42409	PW - FLAT CARBIDE INSERT, FACE PLATE,
		Total	\$2,100.93		
<b>28850</b>	02/17/26	<b>LEAGUE OF MN CITIES</b>			
E 101-41000-206		Association Dues/LMC, A	\$5,116.00	442058	g - lmc membership dues
		Total	\$5,116.00		
<b>28851</b>	02/17/26	<b>MOORE ENGINEERING</b>			
E 607-41000-303		Engineering Fees	\$3,145.25		STORM - MS4 PLANNING AND COMPLIANCE
E 450-41000-430		Miscellaneous	\$536.00		CIP - CAP IMPROV PLAN TOOL
E 601-47005-430		Miscellaneous	\$46.00		WATER - WATER SYSTEM IMPROV PROJECT
E 607-41000-303		Engineering Fees	\$6,467.25		STORM - BLATTNER CULVERT
E 450-41130-235		Gaberdine Road	\$79,378.50	SIN007681	CIP - ENGINEERING FEES FOR GABERDINE
		Total	\$89,573.00		
<b>28852</b>	02/17/26	<b>WEST CENTRAL SANITATION</b>			
E 101-41000-384		Refuse/Garbage Disposal	\$225.22	13669022	general - garbage service
E 101-45200-384		Refuse/Garbage Disposal	\$0.00	13669022	parks dept - garbage service
E 101-42270-384		Refuse/Garbage Disposal	\$36.39	13669022	fire dept - garbage service
		Total	\$261.61		
<b>28853</b>	02/17/26	<b>WORKMED MIDWEST PA</b>			
E 101-41130-430		Miscellaneous	\$100.00	00058107-00	pw - annual consortium fee
		Total	\$100.00		
<b>28854</b>	02/17/26	<b>XCEL ENERGY</b>			
E 101-41000-383		Gas Utilities	\$1,359.14	963064885	g -
		Total	\$1,359.14		
		<b>10100</b>	<b>\$145,930.46</b>		

Fund Summary

**10100 STATE BANK OF KIMBAL**

101 GENERAL FUND	\$52,537.46
450 CAPITAL PROJECT FUND	\$79,914.50
601 WATER FUND	\$1,478.23
602 SEWER FUND	\$1,832.32
605 LIGHTING UTILITY	\$323.25
607 STORMWATER UTILITY	\$9,844.70
	<u>\$145,930.46</u>

Jeffery J Schmitz

**From:** Matt Notch <notchmatt@gmail.com>  
**Sent:** Wednesday, February 11, 2026 1:07 PM  
**To:** kclaussen@staugustamn.com  
**Subject:** Outdoor band approval

Dear [Recipient Name],

Good afternoon. Could we please add July 26th and August 29th to the schedule for outdoor bands to be approved during our next meeting?

Best regards,

Matt Notch  
Hayloft Bar and Grill  
Cell 320-345-8179

**CITY OF ST. AUGUSTA  
STEARNS COUNTY, MINNESOTA**

**ORDINANCE NO. 2026-2**

**AN ORDINANCE AMENDING THE ST. AUGUSTA ZONING CODE TO PROVIDE FOR CANNABIS AND LOW  
POTENCY HEMP BUSINESSES**

It is hereby ordained by the St. Augusta City Council as follows:

**Section 1. Amendment of Section 2.02 of the St. Augusta Zoning Code.** Section 2.02 of the St. Augusta Zoning Code is hereby amended to add the following definitions:

**Cannabis Business:** Any of the cannabis businesses defined by Minnesota Statute 342.01, subd. 14, as may be amended.

**Cannabis Cultivator:** A cannabis business that conducts an operation pursuant to Minnesota Statutes Section 342.30, as may be amended.

**Cannabis Delivery Service:** A cannabis business that conducts an operation pursuant to Minnesota Statute Section 341.41 and 342.42, as may be amended.

**Cannabis Event Organizer:** A cannabis business that conducts an operation pursuant to Minnesota Statute Section 342.39 and 342.40, as may be amended.

**Cannabis Event, Temporary:** A special, temporary event, as permitted by Minnesota Statute 342.39 and 342.40 and as regulated herein.

**Cannabis Manufacturer:** A cannabis business that conducts an operation pursuant to Minnesota Statute Section 342.31, as may be amended.

**Cannabis, Mezzobusiness:** A cannabis business that conducts an operation pursuant to Minnesota Statute Section 342.29, as it may be amended.

**Cannabis, Microbusiness:** A cannabis business that conducts an operation pursuant to Minnesota Statute Section 342.28, as it may be amended.

**Cannabis Sales, Retail:** The sale of cannabis plants and seedlings, adult-use cannabis flower, and adult use cannabis products directly to consumers.

**Cannabis Retailer:** A cannabis business that conducts an operation pursuant to Minnesota Statutes Section 342.32, as may be amended.

**Cannabis Sales, Wholesale:** The sale of cannabis plants and seedlings, adult-use cannabis flower, and adult use cannabis products to another cannabis business.

**Cannabis State License:** An approved license issued by the State of Minnesota's Office of Cannabis Management to a cannabis retail business.

**Cannabis Testing Facility:** A cannabis business that conducts an operation pursuant to Minnesota Statute Section 342.37 and 342.38, as may be amended.

**Cannabis Transporter:** A cannabis business that conducts an operation pursuant to Minnesota Statute Section 342.35 and 342.36, as may be amended.

**Cannabis Wholesaler-** A cannabis business that conducts an operation pursuant to Minnesota Statutes Section 342.33 and 342.34, as may be amended.

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

**Light Manufacturing, Lower-Potency Hemp:** A hemp business that conducts an operation pursuant to Minnesota Statute Section 342.45, as it may be amended.

**Lower-Potency Hemp Edible sales:** The sale of lower-potency hemp edibles, that have been obtained from a licensed Minnesota cannabis microbusiness, cannabis mezzobusiness, cannabis manufacturer, cannabis wholesaler, or lower-potency hemp edible manufacturer, directly to consumers.

**Lower-Potency Hemp Manufacturer:** A low potency hemp business that conducts an operation pursuant to Minnesota Statutes Section 342.45, as may be amended.

**Lower-Potency Hemp Edible Retailer:** A low potency hemp business that conducts an operation pursuant to Minnesota Statutes Section 342.46, as may be amended.

**Public Place:** A public park or trail, public street or sidewalk; any enclosed, indoor area used by the general public, including, but not limited to, restaurants; bars; any other food or liquor establishment; hospitals; nursing homes; auditoriums; arenas; gyms; meeting rooms; common areas of rental apartment buildings, and other places of public accommodation.

**Residential Treatment Facility:** As defined under Minn. Stat. 245.462 subd. 23.

**Office of Cannabis Management:** Minnesota Office of Cannabis Management, referred to as “OCM” in this ordinance.

**Place of Public Accommodation:** A business, accommodation, refreshment, entertainment, recreation, or transportation facility of any kind, whether licensed or not, whose goods, services, facilities, privileges, advantages, or accommodations are extended, offered, sold, or otherwise made available to the public.

**Retail Registration:** An approved registration issued by the City of St. Augusta to a state- licensed cannabis retail business.

**School:** A public school as defined under Minn. Stat. 120A.05 or a nonpublic school that must meet the reporting requirements under Minn. Stat. 120A.24.

**Unlicensed Cannabis Business:** A business that operates in the cannabis industry without being formally registered or authorized under one of the cannabis business types outlined in Minnesota Statute 342.01, Subdivision 14. Such unlicensed cannabis businesses are not permitted in any zoning district within the City's jurisdiction.

**Section 2. Amendment of Section 44.04 of the St. Augusta Zoning Code.** Section 44.04 of the St. Augusta Zoning Code is hereby amended to add the following uses to the Table of Uses:

<b>Key</b> P = Permitted IUP = Interim Use Permit AP = Administrative Permit C = Conditional Use Permit “-“ = Not Permitted	<b>R-R</b>	<b>R-1</b>	<b>R-2</b>	<b>B-1</b>	<b>B-2</b>	<b>AG-1</b>	<b>I-1</b>	<b>Public/ Institutional</b>
Cannabis Cultivator	-	-	-	-	-	-	IUP	-
Cannabis Delivery Service	-	-	-	IUP	IUP	-	IUP	-
Cannabis Event	-	-	-	IUP	IUP	-	IUP	-
Cannabis Manufacturer	-	-	-	-	-	-	IUP	-
Cannabis Mezzobusiness	-	-	-	-	-	-	IUP	-
Cannabis Microbusiness	-	-	-	-	-	-	IUP	-
Cannabis Retailer	-	-	-	IUP	IUP	-	IUP	-
Cannabis Testing Facility	-	-	-	-	-	-	IUP	-
Cannabis Transporter	-	-	-	-	-	-	IUP	-
Cannabis Wholesaler	-	-	-	-	-	-	IUP	-
Light Manufacturing, Lower-Potency Hemp Edible	-	-	-	-	-	-	IUP	-
Lower-Potency Hemp Manufacturer	-	-	-	-	-	-	IUP	-
Lower-Potency Hemp Edible Retailer	-	-	-	P	P	-	-	-

**Section 3. Addition of Section 68 of the St. Augusta Zoning Code.** Section 68 of the St. Augusta Zoning Code is hereby amended to add the following:

Section 68—Cannabis Cultivator

**Subdivision**

68.01 Purpose and Intent

68.02 Application

68.03 General Standards

## 68.04 Setbacks

### 68.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis Cultivator business as defined by Minn. Stat. 342.30. Such businesses may be undertaken either outdoors or indoors, subject to the regulations of Section 68 of this Ordinance.

### 68.02 APPLICATION

Cannabis Cultivator businesses may be allowed as an Interim Use Permit in the I-1 zoning district.

### 68.03 GENERAL STANDARDS

The following standards shall apply to all Cannabis Cultivator businesses.

- A. Requires an interim use permit based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
  1. Must be licensed by the State of Minnesota as a Cannabis Cultivator and in compliance with the standards set by the Office of Cannabis Management.
  2. Buffer Required:
    - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
    - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
    - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.
    - d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.
    - e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.
  3. Any area used to cultivate or grow cannabis must meet the setbacks as prescribed in the I-1 zoning district.
  4. Any area where cannabis is grown, handled, or packaged shall be completely fenced as required by the Office of Cannabis Management and equipped with an emergency key box.
  5. No onsite consumption is permitted.
  6. The use must meet all other I-1 District standards listed in Section 51 of this ordinance.

7. Indoor cannabis cultivation and growing facilities within the I-1 District must meet the following standards:
  - a. The facility shall not produce noxious or nuisance causing odors, subject to the following conditions:
    1. The facility shall be ventilated so that all odors cannot be detected by a person with a normal sense of smell at the exterior of the facility or at any adjoining use or property.
    2. Growing cannabis must comply with all applicable laws and shall not produce noxious or dangerous gases or odors or otherwise create a danger to any person or entity in or near the facilities.
    3. The applicant shall provide plans that show appropriate odor control systems so as not to produce any noxious or dangerous gases or odors or create any dangers to any person or entity in or near the facility.
    4. An odor maintenance plan must be submitted to the City and approved by the City.
  - b. All mechanical and odor suppression equipment and trash enclosures must be screened in a manner that protects adjacent properties from visual impacts and noise levels.
  - c. Outdoor storage of containers, pallets, waste/recycle containers, etc. is prohibited.
    1. Lighting within a greenhouse is permitted between the hours of 4:30 a.m. and 10:00 p.m.
  - d. Noise shall be muffled or otherwise controlled so as not to create a nuisance.
  - e. Water and Wastewater
    1. Management of wastewater shall be in accordance with the Office of Cannabis Management, Minnesota Pollution Control Agency, or local ordinances. Where multiple standards exist, the more restrictive of the standards shall apply.
    2. Water use within the site shall be designed to maximize the amount of water reuse possible.
  - f. No onsite consumption is permitted.
  - g. Off street parking requirements shall be met per Section 20 of this Ordinance.
  - h. Off street loading requirements shall be met per Section 21 of this Ordinance.

#### 68.04 SETBACKS

All Cannabis Cultivator businesses shall, in addition to the buffers set forth in Section 68.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 4. Addition of Section 69 of the St. Augusta Zoning Code.** Section 69 of the St. Augusta Zoning Code is hereby amended to add the following:

## Section 69—Cannabis Delivery Service

### **Subdivision**

69.01 Purpose and Intent

69.02 Application

69.03 General Standards

69.04 Setbacks

#### 69.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis Delivery Service business as defined by Minn. Stat. 342.41 and 342.42. Cannabis delivery services are allowed as an accessory use to a cannabis retail sales establishment or a lower potency hemp retail establishment with an interim use permit, subject to the standards set forth in this Section 69.

#### 69.02 APPLICATION

Cannabis Delivery Service businesses may be allowed as an accessory use to a Cannabis Retail, Cannabis Microbusiness or Cannabis Mezzobusiness establishment in the B-1, B-2 and I-1 zoning districts with an interim use permit, subject to the following standards:

#### 69.03 GENERAL STANDARDS

The following standards shall apply to all Cannabis Delivery Service businesses.

- B. Requires an interim use permit in the B-1, B-2 and I-1 zoning districts based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
1. Must be licensed by the State of Minnesota as a Cannabis Delivery Service and in compliance with the standards set by the Office of Cannabis Management.
  2. Buffer Required:
    - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
    - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
    - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.
    - d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.
    - e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.

3. The use must meet all other applicable B-1, B-2 or I-1 District performance standards, listed this ordinance.
4. Only fleet vehicle parking will be permitted outside of the principal structure.
5. Fleet vehicle parking must be screened in accordance with Section 20 of this Ordinance.
6. Fleet vehicle parking may not occupy any required parking spaces.
7. All delivery and loading areas must be screened from view of the public street or adjacent properties.
8. Signage. All signage must meet the size and location requirements of Section 31 of this Ordinance.
9. Off street parking requirements shall be met per Section 20 of this Ordinance.
10. Off street loading requirements shall be met per Chapter 1300 of this Ordinance.
11. No onsite consumption is permitted.
12. The use must meet all other applicable B-1, B-2 and I-1 District standards listed in this ordinance.
13. No onsite consumption is permitted.
14. Off street parking requirements shall be met per Section 20 of this Ordinance.
15. Off street loading requirements shall be met per Section 21 of this Ordinance.

#### 69.04 SETBACKS

All Cannabis Delivery Service businesses shall, in addition to the buffers set forth in Section 69.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 5. Addition of Section 70 of the St. Augusta Zoning Code.** Section 70 of the St. Augusta Zoning Code is hereby amended to add the following:

#### Section 70—Cannabis Event, Temporary

##### **Subdivision**

- 70.01 Purpose and Intent
- 70.02 Application
- 70.03 General Standards
- 70.04 Setbacks

#### 70.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis Event as defined by Minn. Stat. 342.39 and 342.40. A Cannabis Event may be held only at approved Cannabis Retail or Low Potency Hemp Retail locations, subject to the standards set forth in this Section 70 and upon the issuance of an Interim Use Permit.

## 70.02 APPLICATION

A Cannabis Event may be allowed as an Interim Use Permit in the B-1, B-2 and I-1 zoning districts, but only at approved Cannabis Retail and Low Potency Hemp Retail Locations.

## 70.03 GENERAL STANDARDS

The following standards shall apply to all Temporary Cannabis Events:

- A. Requires an interim use permit based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
  1. The Cannabis Event Organizer must be licensed by the State of Minnesota as a Cannabis Event Organizer and must be in compliance with the standards set by the Office of Cannabis Management.
  2. Buffer Required:
    - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
    - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
    - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.
    - d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.
    - e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.
  3. The use must meet all other zoning district performance standards for the zoning district in which the Cannabis Event is held.
  4. Temporary Cannabis Events may only be held at approved and registered Cannabis Retail and Low Potency Hemp Retail Locations.
  5. Temporary Cannabis Events must last no more than four consecutive calendar days.
  6. No more than four Temporary Cannabis Events may be conducted at a single location in a calendar year.
  7. Hours of operation for a Temporary Cannabis Event are limited to 10:00 AM to 5:00 PM.
  8. No onsite consumption is permitted
  9. Intoxicating liquor is not allowed for consumption or sale in conjunction with a temporary cannabis event.

10. The Cannabis Event Organizer shall provide security for crowd control.
11. The Cannabis Event Organizer shall provide available toilet facilities on site.
12. Insurance is required for all applicants seeking an outdoor special event permit.
13. Fleet vehicle parking must be screened in accordance with Section 20 of the Zoning Ordinance.
14. Fleet vehicle parking may not occupy any required parking spaces.
15. All delivery and loading areas must be screened from view of the public street or adjacent properties.
16. Signage. All signage must meet the size and location requirements of Section 31 of this Ordinance.
17. Off street parking requirements shall be met per Section 20 of this Ordinance.
18. Off street loading requirements shall be met per Section 21 of this Ordinance.
19. No onsite consumption is permitted.
20. The use must meet all other applicable B-1, B-2 and I-1 zoning District standards required by this ordinance.
21. No onsite consumption is permitted.
22. Off street parking requirements for the anticipated number of attendees shall be met by the Cannabis Event Organizer.

#### 70.04 SETBACKS

All Cannabis Events shall, in addition to the buffers set forth in Section 70.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 5. Addition of Section 71 of the St. Augusta Zoning Code.** Section 71 of the St. Augusta Zoning Code is hereby amended to add the following:

Section 71—Cannabis, Low Potency Hemp Manufacturer; Light Manufacturing, Lower Potency Hemp Edible

**Subdivision**

- 71.01 Purpose and Intent
- 71.02 Application
- 71.03 General Standards
- 71.04 Setbacks

#### 71.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis and/or Low Potency Hemp Manufacturer as defined by Minn. Stat. 342.31 as well as a Lower Potency Hemp Edible Light Manufacturer as defined by Minn. Stat. 342.45.

## 71.02 APPLICATION

Cannabis and Low Potency Hemp Manufacturers as well as a Lower Potency Hemp Edible Light Manufacturers are allowed as an interim use permit in the I-1 District, subject to the standards set forth in this Section 71, and must be licensed by the State of Minnesota as a Cannabis, Lower-Potency Hemp Manufacturer or Lower Potency Hemp Edible Light Manufacturer and be in compliance with the standards set by Minnesota Statutes, Minnesota Rules, and the Office of Cannabis Management.

## 71.03 GENERAL STANDARDS

The following standards shall apply to all Cannabis and/or Low Potency Hemp Manufacturers as well as a Lower Potency Hemp Edible Light Manufacturer:

- A. Requires an interim use permit based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
  1. Must be licensed by the State of Minnesota as a Cannabis or Low Potency Hemp Manufacturer or a Lower Potency Hemp Edible Light Manufacturer and be in compliance with the standards set by the Office of Cannabis Management.
  2. Buffer Required:
    - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
    - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
    - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.
    - d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.
    - e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.
  3. No onsite consumption is permitted.
  4. The use must meet all other applicable I-1 District standards listed in this ordinance.
  5. Outdoor storage of containers, pallets, waste/recycle containers, etc. is prohibited.
  6. Noise shall be muffled or otherwise controlled so as not to become a nuisance.
  7. Off street parking requirements shall be met per Section 20 of this Ordinance.
  8. Off street loading requirements shall be met per Section 21 of this Ordinance.

#### 71.04 SETBACKS

All Cannabis and/or Low Potency Hemp Manufacturers as well as Lower Potency Hemp Edible Light Manufacturers shall, in addition to the buffers set forth in Section 71.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 6. Addition of Section 72 of the St. Augusta Zoning Code.** Section 72 of the St. Augusta Zoning Code is hereby amended to add the following:

### Section 72—Cannabis Mezzobusiness

#### **Subdivision**

- 72.01 Purpose and Intent
- 72.02 Application
- 72.03 General Standards
- 72.04 Setbacks

#### 72.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis Mezzobusiness as defined by Minn. Stat. 342.29.

#### 72.02 APPLICATION

Cannabis Mezzobusinesses are allowed as an interim use permit in the I-1 District, subject to the standards set forth in this Section 72, and must be licensed by the State of Minnesota as a Cannabis Mezzobusiness, possess Cannabis Mezzobusiness registration from the City, and be in compliance with the standards set by Minnesota Statutes, Minnesota Rules, and the Office of Cannabis Management.

#### 72.03 GENERAL STANDARDS

The following standards shall apply to all Cannabis Mezzobusinesses:

- A. Requires an interim use permit based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
  - 1. Must be licensed by the State of Minnesota as a Cannabis Mezzobusiness and be in compliance with the standards set by the Office of Cannabis Management.
  - 2. Cannabis Mezzobusiness with a state license retail endorsement must be registered with the City.
  - 3. Buffer Required:
    - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
    - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
    - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.

- d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.
  - e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.
4. No onsite consumption is permitted.
  5. The use must meet all other applicable I-1 District standards listed in this ordinance.
  6. Outdoor storage of containers, pallets, waste/recycle containers, etc. is prohibited.
  7. Noise shall be muffled or otherwise controlled so as not to become a nuisance.
  8. Cannabis Mezzobusinesses with a state license retail endorsement must be registered with the city.
  9. Hours of operation are limited to 10:00 AM to 9:00 PM.
  10. Signage. All signage must meet the size and location requirements of Section 31 of this Ordinance.
  11. No outdoor storage or display of equipment or merchandise is permitted.
  12. Temporary Cannabis events may be permitted with an additional Interim Use Permit pursuant to Section 3 of this Ordinance for retail locations not in violation of City Code.
  13. Off street parking requirements shall be met per Section 20 of this Ordinance.
  14. Off street loading requirements shall be met per Section 21 of this Ordinance.

#### 72.04 SETBACKS

All Cannabis Mezzobusinesses shall, in addition to the buffers set forth in Section 72.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 7. Addition of Section 73 of the St. Augusta Zoning Code.** Section 73 of the St. Augusta Zoning Code is hereby amended to add the following:

#### Section 73—Cannabis Microbusiness

##### **Subdivision**

- 73.01 Purpose and Intent
- 73.02 Application
- 73.03 General Standards
- 73.04 Setbacks

#### 73.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis Microbusiness as defined by Minn. Stat. 342.29.

### 73.02 APPLICATION

Cannabis Microbusinesses are allowed as an interim use permit in the I-1 District, subject to the standards set forth in this Section 73, and must be licensed by the State of Minnesota as a Cannabis Microbusiness, possess Cannabis Microbusiness registration from the City, and be in compliance with the standards set by Minnesota Statutes, Minnesota Rules, and the Office of Cannabis Management.

### 73.03 GENERAL STANDARDS

The following standards shall apply to all Cannabis Microbusinesses:

- A. Requires an interim use permit based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
  1. Must be licensed by the State of Minnesota as a Cannabis Microbusiness and be in compliance with the standards set by the Office of Cannabis Management.
  2. Cannabis Microbusiness with a state license retail endorsement must be registered with the City.
  3. Buffer Required:
    - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
    - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
    - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.
    - d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.
    - e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.
  4. No onsite consumption is permitted.
  5. The use must meet all other applicable I-1 District standards listed in this ordinance.
  6. Outdoor storage of containers, pallets, waste/recycle containers, etc. is prohibited.
  7. Noise shall be muffled or otherwise controlled so as not to become a nuisance.
  8. Cannabis Microbusinesses with a state license retail endorsement must be registered with the city.
  9. Hours of operation are limited to 10:00 AM to 9:00 PM.
  10. Signage. All signage must meet the size and location requirements of Section 31 of this Ordinance.
  11. No outdoor storage or display of equipment or merchandise is permitted.

12. Temporary Cannabis events may be permitted with an additional Interim Use Permit pursuant to City Ordinance Section 3 for retail locations not in violation of City Code.
13. Off street parking requirements shall be met per Section 20 of this Ordinance.
14. Off street loading requirements shall be met per Section 21 of this Ordinance.

#### 73.04 SETBACKS

All Cannabis Microbusinesses shall, in addition to the buffers set forth in Section 73.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 8. Addition of Section 74 of the St. Augusta Zoning Code.** Section 74 of the St. Augusta Zoning Code is hereby amended to add the following:

#### Section 74—Cannabis Retailer

##### **Subdivision**

- 74.01 Purpose and Intent
- 74.02 Application
- 74.03 General Standards
- 74.04 Setbacks

#### 74.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis Retailer as defined by Minn. Stat. 342.32.

#### 74.02 APPLICATION

Cannabis Retailers are allowed as an interim use permit in the B-1, B-2 and I-1 Districts, subject to the standards set forth in this Section 74. Cannabis Retailers must be licensed by the State of Minnesota as a Cannabis Retailers, possess a Cannabis Retail registration from the City, and be in compliance with the standards set by Minnesota Statutes, Minnesota Rules, and the Office of Cannabis Management.

#### 74.03 GENERAL STANDARDS

The following standards shall apply to all Cannabis Retailers:

- A. Requires an interim use permit based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
  1. Must be licensed by the State of Minnesota as a Cannabis Retailer and in be compliance with the standards set by the Office of Cannabis Management.
  2. Cannabis Retailers with a state license retail endorsement must be registered with the City.

3. Buffer Required:
  - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
  - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
  - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.
  - d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.
  - e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.
4. No onsite consumption is permitted.
5. The use must meet all other applicable B-1, B-2 and I-1 District standards listed in this ordinance.
6. Outdoor storage of containers, pallets, waste/recycle containers, etc. is prohibited.
7. Noise shall be muffled or otherwise controlled so as not to become a nuisance.
8. Cannabis Retailers with a state license retail endorsement must be registered with the city.
9. Hours of operation are limited to 10:00 AM to 9:00 PM.
10. Signage. All signage must meet the size and location requirements of Section 31 of this Ordinance.
11. No outdoor storage or display of equipment or merchandise is permitted.
12. Temporary Cannabis events may be permitted at Cannabis Retailers with an additional Interim Use Permit pursuant to Section 3 of this Ordinance for retail locations not in violation of City Code.
13. Off street parking requirements shall be met per Section 20 of this Ordinance.
14. Off street loading requirements shall be met per Section 21 of this Ordinance.

#### 74.04 SETBACKS

All Cannabis Retailers shall, in addition to the buffers set forth in Section 74.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 9. Addition of Section 75 of the St. Augusta Zoning Code.** Section 75 of the St. Augusta Zoning Code is hereby amended to add the following:

Section 75—Cannabis Testing Facility

**Subdivision**

- 75.01 Purpose and Intent
- 75.02 Application
- 75.03 General Standards
- 75.04 Setbacks

**75.01 PURPOSE AND INTENT**

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis Testing Facility as defined by Minn. Stat. 342.37 and 342.38.

**75.02 APPLICATION**

Cannabis Facilities are allowed as an interim use permit in the I-1 District, subject to the standards set forth in this Section 75, and must be licensed by the State of Minnesota as a Cannabis Testing Facility, and be in compliance with the standards set by Minnesota Statutes, Minnesota Rules, and the Office of Cannabis Management.

**75.03 GENERAL STANDARDS**

The following standards shall apply to all Cannabis Testing Facilities:

- A. Requires an interim use permit based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
  - 1. Must be licensed by the State of Minnesota as a Cannabis Testing Facility and be in compliance with the standards set by the Office of Cannabis Management.
  - 2. Buffer Required:
    - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
    - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
    - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.
    - d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.
    - e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.
  - 3. No onsite consumption is permitted.
  - 4. The use must meet all other applicable I-1 District standards listed in this ordinance.

#### 75.04 SETBACKS

All Cannabis Testing Facilities shall, in addition to the buffers set forth in Section 75.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 10. Addition of Section 76 of the St. Augusta Zoning Code.** Section 76 of the St. Augusta Zoning Code is hereby amended to add the following:

#### Section 76—Cannabis Transporter

##### **Subdivision**

76.01 Purpose and Intent

76.02 Application

76.03 General Standards

76.04 Setbacks

#### 76.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis Transporter business as defined by Minn. Stat. 342.35 and 342.36. Cannabis Transporters are allowed as an interim use permit, subject to the standards set forth in this Section 76.

#### 76.02 APPLICATION

Cannabis Transporter businesses may be allowed in the I-1 zoning district as an interim use subject to the standards set forth in this Section 76, and must be licensed by the State of Minnesota as a Cannabis Transporter and be in compliance with the standards set by Minnesota Statutes, Minnesota Rules, and the Office of Cannabis Management.

#### 76.03 GENERAL STANDARDS

The following standards shall apply to all Cannabis Transporter businesses.

- A. Requires an interim use permit in the I-1 zoning district based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
  1. Must be licensed by the State of Minnesota as a Cannabis Delivery Service and be in compliance with the standards set by the Office of Cannabis Management.
  2. Buffer Required:
    - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
    - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
    - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.
    - d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.

- e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.
- 3. The use must meet all other applicable I-1 District performance standards, listed in this ordinance.
- 4. Only fleet vehicle parking will be permitted outside of the principal structure.
- 5. Fleet vehicle parking must be screened in accordance with Section 20 of this Ordinance.
- 6. Fleet vehicle parking may not occupy any required parking spaces.
- 7. All delivery and loading areas must be screened from view of the public street or adjacent properties.
- 8. Signage. All signage must meet the size and location requirements of Section 31 of this Ordinance.
- 9. Off street parking requirements shall be met per Section 20 of the Code of Ordinances of this Ordinance.
- 10. Off street loading requirements shall be met per Section 21 of this Ordinance.
- 11. No onsite consumption is permitted.

#### 76.04 SETBACKS

All Cannabis Delivery Service businesses shall, in addition to the buffers set forth in Section 76.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 11. Addition of Section 77 of the St. Augusta Zoning Code.** Section 77 of the St. Augusta Zoning Code is hereby amended to add the following:

#### Section 77—Cannabis Wholesaler

##### **Subdivision**

- 77.01 Purpose and Intent
- 77.02 Application
- 77.03 General Standards
- 77.04 Setbacks

#### 77.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Cannabis Wholesaler business as defined by Minn. Stat. 342.33 and 342.34. Cannabis Wholesalers are allowed as an interim use permit, subject to the standards set forth in this Section 77.

## 77.02 APPLICATION

Cannabis Wholesaler businesses may be allowed in the I-1 zoning district as an interim use subject to the standards set forth in this Section 76, and must be licensed by the State of Minnesota as a Cannabis Wholesaler and be in compliance with the standards set by Minnesota Statutes, Minnesota Rules, and the Office of Cannabis Management.

## 77.03 GENERAL STANDARDS

The following standards shall apply to all Cannabis Wholesaler businesses:

- A. Requires an interim use permit in the I-1 zoning district based upon procedures set forth in and regulated in Section 3 of this ordinance, subject to the following conditions:
  1. Must be licensed by the State of Minnesota as a Cannabis Wholesaler and be in compliance with the standards set by the Office of Cannabis Management.
  2. Buffer Required:
    - a. The City of St. Augusta shall prohibit the operation of a cannabis business within 1,000 feet of a school.
    - b. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a daycare.
    - c. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of a residential treatment facility.
    - d. The City of St. Augusta shall prohibit the operation of a cannabis business within 500 feet of an attraction within a public park that is regularly used by minors, including a playground or athletic field.
    - e. Pursuant to Minn. Stat. 462.357 subd. 1e, nothing in this Section shall prohibit an active cannabis business or a cannabis business seeking registration from continuing operation at the same site if a school, daycare, residential treatment facility, or attraction within a public park that is regularly used by minors moves within the minimum buffer zone.
  3. The use must meet all other applicable I-1 District performance standards of this ordinance.
  4. Only fleet vehicle parking will be permitted outside of the principal structure.
  5. Fleet vehicle parking must be screened in accordance with Section 20 of the Zoning Ordinance.
  6. Fleet vehicle parking may not occupy any required parking spaces.
  7. All delivery and loading areas must be screened from view of the public street or adjacent properties.
  8. Signage. All signage must meet the size and location requirements of Section 31 of this Ordinance.
  9. Off street parking requirements shall be met per Section 20 of this Ordinance.
  10. Off street loading requirements shall be met per Section 21 of this Ordinance.
  11. No onsite consumption is permitted.

#### 77.04 SETBACKS

All Cannabis Delivery Service businesses shall, in addition to the buffers set forth in Section 77.03, comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 12. Addition of Section 78 of the St. Augusta Zoning Code.** Section 78 of the St. Augusta Zoning Code is hereby amended to add the following:

#### Section 78—Low Potency Hemp Retailer

##### **Subdivision**

78.01 Purpose and Intent

78.02 Application

78.03 General Standards

78.04 Setbacks

#### 78.01 PURPOSE AND INTENT

The purpose of this section is to establish regulations for the operation of a state licensed Low Potency Hemp Retailer as defined by Minn. Stat. 342.46.

#### 78.02 APPLICATION

Low Potency Hemp Retailers are allowed as a permitted use in the B-1, B-2 and I-1 Districts, subject to the standards set forth in this Section 78. Low Potency Hemp Retailers must be licensed by the State of Minnesota as a Low Potency Hemp Retailer, possess a Low Potency Hemp Retail registration from the City pursuant to Minn. Stat. 342.22, and be in compliance with the standards set by Minnesota Statutes, Minnesota Rules, and the Office of Cannabis Management.

#### 78.03 GENERAL STANDARDS

The following standards shall apply to all Low Potency Hemp Retailers:

- A. Must be licensed by the State of Minnesota as a Low Potency Hemp Retailer and in be compliance with the standards set by the Office of Cannabis Management.
- B. Low Potency Hemp Retailers with a state license retail endorsement must be registered with the City.
- C. No onsite consumption is permitted.
- D. The use must meet all other applicable B-1, B-2 and I-1 District standards listed in this ordinance.
- E. Outdoor storage of containers, pallets, waste/recycle containers, etc. is prohibited.
- F. Noise shall be muffled or otherwise controlled so as not to become a nuisance.
- G. Hours of operation are limited to 10:00 AM to 9:00 PM.
- H. Signage. All signage must meet the size and location requirements of Section 31 of this Ordinance.
- I. No outdoor storage or display of equipment or merchandise is permitted.

- J. Off street parking requirements shall be met per Section 20 of this Ordinance.
- K. Off street loading requirements shall be met per Section 21 of this Ordinance.

78.04 SETBACKS

Low Potency Hemp Retailers shall comply with each of the setbacks of the underlying zoning district in which such business is located.

**Section 13. Repeal.** City of St. Augusta Ordinance No. 2025-2 entitled “An Ordinance Amending The St. Augusta Zoning Code To Provide For Cannabis Businesses” is hereby repealed.

**Section 14. Effective Date.** This Ordinance shall be effective upon its passage and publication according to law.

Approved by the St. Augusta City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Jeff Schmitz, Mayor

\_\_\_\_\_  
Kim Claussen, Interim City Administrator/Clerk

**CITY OF ST. AUGUSTA  
STEARNS COUNTY, MINNESOTA**

**ORDINANCE NO. 2026-2  
AN ORDINANCE AMENDING THE ST. AUGUSTA ZONING CODE  
TO PROVIDE FOR CANNABIS AND LOW POTENCY HEMP BUSINESSES**

**NOTICE IS HEREBY GIVEN** that on February 17, 2026, Ordinance 2026-2 was adopted by the City Council of the City of St. Augusta. This ordinance amends the City's zoning code to add provisions relating to the regulation of cannabis and cannabis businesses within the City of St. Augusta. Due to the length of the ordinance, this summary has been prepared for publication.

**NOTICE IS FURTHER GIVEN** that the ordinance amendment includes the following components:

- Additions of Definitions relating to Cannabis Businesses.
- Classifications of the various Cannabis Businesses into selected zoning districts in the City's Zoning Code as interim uses.
- Addition of Section 78 governing low potency hemp retailers and standards for the sale of low potency hemp.
- Standards and conditions for the operation of Cannabis Businesses and the issuance of interim use permits for the same.

Copies of the full ordinance as adopted are available at the St. Augusta City Hall.

Approved for publication by the City Council of the City of St. Augusta this 17<sup>th</sup> day of February, 2026.

Kim Claussen  
St. Augusta Interim City Administrator

**CITY OF ST. AUGUSTA  
STEARNS COUNTY, MINNESOTA  
ORDINANCE NO. 2026-3**

**AN ORDINANCE ESTABLISHING DUTY TO REMOVE ICE AND SNOW  
FROM CITY SIDEWALKS AND AROUND FIRE HYDRANTS**

In the interest of the health, safety, and welfare of its citizens, the City Council of St. Augusta, Minnesota hereby ordains:

Section 1. Ice and Snow a Nuisance. All snow and ice remaining upon public sidewalks and within a two-foot radius of all fire hydrants and from such two-foot radius to the traveled portion of the abutting roadway is hereby declared to constitute a public nuisance and shall be abated by the owner or tenant of the abutting private property within 48 hours after such snow or ice has ceased to be deposited.

Section 2. City to Remove Snow and Ice. The City may cause to be removed from all public sidewalks and from a two-foot radius around all fire hydrants to the traveled portion of the abutting road, beginning 48 hours after snow or ice has ceased to fall, all snow or ice which may be discovered thereon, and it shall keep a record of the cost of such removal and the private property adjacent to which such accumulations were found and removed.

Section 3. Cost of Removal to be Specially Assessed. The City Clerk shall, upon direction of the Council, and on receipt of the information provided for in the preceding Section, extend the cost of such removal of snow or ice as a special assessment pursuant to Minn. Stat. § 429.101 against the lots or parcel of ground abutting on walks and fire hydrants which were cleared, and such special assessments shall at the time of certifying taxes to the County Auditor be certified for collection as other special assessments are certified and collected. The amount of such special assessment for each time snow and ice are removed from a sidewalk located on or abutting a lot shall be set by the City Council from time to time.

Section 4. Civil Suit for Cost of Removal. The City Clerk shall, in the alternative, upon direction of the Council, bring suit in a court of competent jurisdiction to recover from the persons owning land adjacent to which sidewalks and fire hydrants were cleared, as provided in Section 2 hereof, the cost of such clearing and the cost and disbursement of a civil action therefore.

Section 5. The City Clerk to Report Sidewalks and Hydrants Cleared. The City Clerk may, from time to time, present to the Council after snow or ice has been cleared from the sidewalks and fire hydrants as provided in Section 2 hereof a report of the City thereon, and may request the Council to determine the manner of collection to be used as

provided in Sections 3 or 4 of this Section.

Section 6. Placing Snow or Ice in a Roadway or on a Sidewalk. It is a misdemeanor for any person, not acting under a specific contract with the City to remove snow or ice from private property and place the same in any roadway or on a sidewalk or within a two-foot radius of a fire hydrant to the traveled portion of the abutting road. Any person violating Section 6 shall be liable for the cost to the City for removal of such snow or ice in the roadway or sidewalk, and such cost may be recovered via certification of such cost to the Stearns County Auditor to be collected with the real estate taxes pursuant to Minn. Stat. 366.012 against the property from which the snow or ice originated.

Section. 7. Continuing Violation. Each day that any person continues in violation of this Section shall be a separate offense and punishable as such.

Section 8. Repealer. Ordinance No 2007-17 entitled An Ordinance Establishing Duty To Remove Ice And Snow From City Sidewalks And Around Fire Hydrants is hereby repealed.

Section 9. Effective date. This ordinance shall become effective upon its passage and publication according to law.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_ 2026.

CITY OF ST. AUGUSTA

By: \_\_\_\_\_  
Jeff Schmitz, Mayor

ATTEST:

By: \_\_\_\_\_  
Kim Claussen, Interim City Administrator

**CITY OF ST. AUGUSTA  
STEARNS COUNTY, MINNESOTA**

**ORDINANCE NO. 2026-3**

**AN ORDINANCE ESTABLISHING A DUTY TO REMOVE ICE AND SNOW FROM  
CITY SIDEWALKS AND AROUND FIRE HYDRANTS**

**NOTICE IS HEREBY GIVEN** that on February 17, 2026, Ordinance 2026-3 was adopted by the City Council of the City of St. Augusta. This ordinance establishes a duty for the owner or tenant of the abutting private property, within 48 hours after such snow or ice ceases to be deposited, to clear public sidewalks and within a two foot radius of all fire hydrants and from such two foot radius to the traveled portion of the abutting roadway when such sidewalk or fire hydrant is located on or abutting to the owner's property. The ordinance permits the City to specially assess the cost to the City of removing such snow and ice if the property owner or tenant fails to do so within 48 hours. The ordinance also declares it a misdemeanor for a person to deposit snow or ice in a roadway or on a sidewalk and permits the City to recover to costs of removing such snow or ice from whom ever deposits it on a roadway or sidewalk.

Copies of the full ordinance as adopted are available at the St. Augusta City Hall.

Kim Claussen  
St. Augusta Interim City Administrator