

ORDINANCE NO. 1523

CITY OF BURNSVILLE, MINNESOTA

**AN ORDINANCE AMENDING TITLE 10, ZONING OF THE BURNSVILLE CITY CODE
RELATED TO MEDICAL MARIJUANA DISTRIBUTION FACILITIES**

CASE FILE NO. DEV2020-0018

The City Council of the City of Burnsville, Minnesota ordains as follows:

Section 1. Title 10, Chapter 4 DEFINITIONS, Section 2: DEFINITIONS is hereby amended by adding the underlined language as follows:

MEDICAL MARIJUANA: any species of the genus cannabis plant, or any mixture or preparation of them, including whole plant extracts and resins and is delivered in the form of (1) liquid, but not limited to oil; (2) pill; (3) vaporized delivery method with use of liquid or oil, but which does not require the use of dried leaves or plant form that has been approved the Commissioner of the Minnesota Department of Health under Minn. Stat. §152.25.

MEDICAL MARIJUANA DISTRIBUTION FACILITY: an establishment engaged in the sale of medical marijuana that is validly registered and approved by the State of Minnesota.

Section 2. Title 10, Chapter 7 GENERAL PROVISIONS, Section 26: GENERAL PARKING AND ACCESS REQUIREMENTS Subsection (F) Parking Schedule is hereby amended by adding the underlined language as follows:

Medical offices	6 spaces per 1,000 square feet of floor area
Veterinary clinic/hospital	3 spaces per 1,000 square feet of floor area
<u>Medical marijuana distribution facility</u>	<u>3 spaces per 1,000 square feet of floor area</u>

Section 3. Title 10, Chapter 7, Section 53, of the Burnsville City Code is amended to add the underlined language and to read as follows:

10-7-53: MEDICAL MARIJUANA DISTRIBUTION FACILITIES:

(A) Purpose: To provide patients registered with the Minnesota Department of Health’s medical cannabis program access to medical marijuana while reducing the potential negative impacts of medical marijuana distribution facilities on the public health, safety, and general welfare of the community.

(B) Performance Standards:

1. Prohibited Activities

a. Distribution facilities must not distribute any other product or substance except for medical marijuana.

b. No cultivation, harvesting, manufacturing, packaging, processing, or sampling of medical marijuana or any other substance may occur on the distribution facility site.

c. The sale and distribution of non-medical marijuana is prohibited.

Section 4. Title 10, Chapter 21: B-2 NEIGHBORHOOD BUSINESS DISTRICT, Section 2 PERMITTED USES is hereby amended by adding the underlined language as follows:

Medical marijuana distribution facility

Section 5. Title 10, Chapter 22A: B-4 HIGHWAY COMMERCIAL DISTRICT, Section 2 PERMITTED USES is hereby amended by adding the underlined language as follows:

Medical marijuana distribution facility

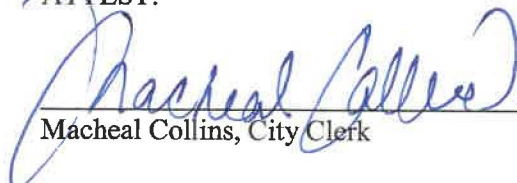
Section 6. Title 10, Chapter 22C: MIX MIXED USE DISTRICT, Section 2 PERMITTED USES is hereby amended by adding the underlined language as follows:

Medical marijuana distribution facility

Section 7. This ordinance shall be effective immediately upon its passage and publication according to law.

PASSED AND DULY ADOPTED this 4th day of August, 2020 by the City Council of the City of Burnsville.


Elizabeth B. Kautz, Mayor

ATTEST:

Macheal Collins, City Clerk