

**ORDINANCE NO. 2025-\_\_  
CITY OF WAITE PARK**

**AN ORDINANCE AMENDING CHAPTERS VII & VIII, ORDINANCE 72 OF THE  
CODE OF ORDINANCES FOR THE CITY OF WAITE PARK**

The City Council for the City of Waite Park, Minnesota, HEREBY ORDAINS as follows (deletions are in ~~striketrough~~; additions are underlined; sections which are not proposed to be amended are omitted; sections which are only proposed to be re-numbered are only set forth below as their number and title):

SECTION 1. That Waite Park City Code Chapters VII & VIII, General Regulations, Ordinance 72, Section 72.2 Definitions, be amended to read as follows:

**Subd. 8.** Preliminary License Approval means the preliminary license approval issued by the OCM ~~pre-approval for~~ to a cannabis business license applicant ~~for applicants who qualify~~ qualifies under Minn. Stat. §§ 342.14 or 342.17, as evidenced by a document or other written communication from the OCM to the applicant.

SECTION 2. That Waite Park City Code Chapters VII & VIII, General Regulations, Ordinance 72, Section 72.14 Application, be amended to read as follows:

**Section 72.14. Application.** The City shall issue a retail registration to a state-licensed cannabis retail business that adheres to the requirements of Minn. Stat. § 342.22, this ordinance, the zoning code, and the state fire code and building code, as applicable.

**Subd. 1.** An applicant for a retail registration shall fill out an application form, as provided by the City. Said form shall include, but is not limited to:

D. The address and parcel ID for the property which the retail registration is sought and, if applying with only a preliminary license approval issued by OCM and not a valid license, evidence of control of the property or premises for which the retail registration is sought;

\* \* \* \*

F. Certification that the applicant has a valid license or ~~license preapproval~~ preliminary license approval issued by the OCM;

\* \* \* \*

**Subd. 2.** The applicant shall include with the form:

\* \* \* \*

**A.** the application fee as required in Section 72.18; and

**B.** a copy of a valid state license or written notice of OCM ~~license preapproval~~  
preliminary license approval;

\* \* \* \*

**Subd. 5.** If the City Council approves a retail registration application submitted with a preliminary license approval and prior to the issuance of a license by the OCM to the applicant, the applicant shall be required to submit a copy of a valid state license issued by the OCM to the City Clerk and allow an inspection be conducted pursuant to Section 72.15 of this ordinance prior to making any sales within the City.

SECTION 3. That Waite Park City Code Chapters VII & VIII, General Regulations, Ordinance 72, Section 72.15 Inspection Prior to Retail Registration, be amended to read as follows:

**Section 72.15. Inspection Prior to Retail Registration.**

**Subd. 1.** Prior to issuance of a cannabis retail business registration to an applicant with a valid license from the OCM, the City shall conduct a preliminary inspection to ensure compliance with the requirements of this ordinance and all City ordinances.

**Subd. 2.** If the City Council approves a retail registration application submitted by an applicant with a preliminary license approval and prior to the issuance of a license by the OCM to the applicant, the City shall conduct a preliminary inspection to ensure compliance with the requirements of this ordinance and all City ordinances after the applicant has submitted a copy of a valid state license to the City Clerk pursuant to Section 72.14, subd. 5. The applicant shall not make sales within the City prior to the completion of the preliminary inspection.

SECTION 4. That Waite Park City Code Chapters VII & VIII, General Regulations, Ordinance 72, Section 72.16 Approval or Denial of Retail Registration, be amended to read as follows:

**Section 72.16. Approval or Denial of Retail Registration.** The City Clerk shall issue a retail registration to a cannabis retail business that has complied with Section 72.14 and has passed the preliminary inspection ~~required under Section 72.15~~, if such preliminary inspection can be completed prior to issuance pursuant to Section 72.15. A state-licensed cannabis retail business registration application shall not be approved or renewed if the applicant is unable to meet the requirements of this ordinance. If the registration is denied, notice of the denial shall be given to the applicant along with notice of the applicant's right to appeal such denial to the City Council. Notice shall also be provided to OCM by the City Clerk in the same manner as provided in Section 72.4, subd. 5.

SECTION 5. That Waite Park City Code Chapters VII & VIII, General Regulations, Ordinance 72, Section 72.17 Basis for Registration Denial, be amended to read as follows:

**Section 72.17. Basis for Registration Denial.** The following shall be grounds for denying the issuance of retail registration or a renewal required under this ordinance:

\* \* \* \*

**Subd. 7.** The applicant’s cannabis retail business made any sales within the City prior to issuance of a valid retail registration by the City pursuant to this ordinance.

\* \* \* \*

**Subd. 9.** The applicant intends to operate the cannabis retail business in a different location than the property included on the application brought before the City Council.

**Subd. 10.** No registration shall be granted or renewed for operation of a cannabis retail business on any premises on which taxes, assessments, or other financial claims of the City are delinquent and unpaid.

SECTION 6. That Waite Park City Code Chapters VII & VIII, General Regulations, Ordinance 72, Section 72.25 Location Change and Transferability, be amended to read as follows:

**Section 72.25. Location Change and Transferability.**

\* \* \* \*

**Subd. 2.** Relocating a cannabis retail business, which is validly registered with the city pursuant to this ordinance, within the legal boundaries of the city shall not result in the loss of retail registration, regardless of the limitation established under § ~~115.22~~ 72.13. A cannabis retail business validly registered with the city and relocating within the city shall submit all information required under Section 72.14 to the city clerk. Retail registration fees shall not be prorated.

SECTION 7. That this ordinance is adopted the \_\_\_ day of \_\_\_\_\_, 2025, and shall be effective upon publication.

CITY OF WAITE PARK

By \_\_\_\_\_  
Kenneth Schmitt  
Mayor

ATTEST

THIS IS A DRAFT ORDINANCE TO BE PROPOSED AT THE AUGUST 25, 2025 COUNCIL MEETING

By \_\_\_\_\_  
Adrianna Brenny  
City Clerk

This ordinance was published by summary publication on \_\_\_\_\_, 2025.