

**CITY OF COLD SPRING**  
**ORDINANCE NO. 401**

**AN INTERIM ORDINANCE PLACING A MORATORIUM  
ON THE SALE OF HEMP DERIVED TETRAHYDROCANNABINOL (THC) FOOD AND  
BEVERAGES WITHIN THE CITY OF COLD SPRING**

The City of Cold Spring HEREBY ORDAINS:

SECTION 1: Purpose and Intent

A. The City of Cold Spring (the “City”) recognizes significant public interest in new State laws that took effect July 1, 2022, that now make it legal to sell certain edibles and beverages infused with tetrahydrocannabinol (THC), the cannabis ingredient extracted from hemp.

B. The purpose of the moratorium is to allow the City of Cold Spring time to complete an in-depth study to effectuate changes to the Zoning Ordinance and City Code that would regulate the sales, testing, manufacturing, and distribution of cannabis and cannabidiol (CBD) for medical, recreational, and other purposes, in addition to the sale of hemp derived tetrahydrocannabinol (THC) food and beverages.

C. Minnesota Statutes Section 462.355 allows the City to adopt a temporary interim ordinance for a period of up to twelve (12) months from the date it is effective to allow for such study and adoption in order to protect the public health, safety, and general welfare of its citizens.

D. The sale and manufacture of THC products does implicate public health, safety, and welfare, in regards to ensuring such products comply with state law, are not marketed and readily available to persons under age 21, and are located within suitably zoned areas in the City.

SECTION 2: Prohibition

A. Pursuant to Minnesota Statutes 462.355, the City hereby adopts and approves this interim ordinance establishing a moratorium temporarily prohibiting within the City of Cold Spring the sales of hemp derived tetrahydrocannabinol (THC) food and beverages.

B. During the effective period of this interim ordinance, the City of Cold Spring will prohibit the sales of hemp derived tetrahydrocannabinol (THC) food and beverages pending completion of the above referenced study and the adoption of appropriate official controls.

C. In addition, no application related to the license, use, development, variances, conditional use permits, or any other planning or licensing application that involves the sales, testing, manufacturing, or distribution of cannabis, medical or recreational, in any way, and cannabidiol products shall be accepted or considered for twelve (12) months from the effective date of this ordinance or until ordinances regulating such uses become effective, whichever occurs first.

D. Preexisting business before July 1<sup>st</sup> will be allowed to continue to operation as they were before the law went into effect July 1, 2022.

SECTION 3: Effective Date and Duration

- A. This interim ordinance shall exist for a period of twelve (12) months from and after its adoption.
- B. This interim ordinance is hereby adopted by the City Council of the City of Cold Spring this 13<sup>th</sup> day of August 2022 and shall be effective upon publication.

SIGNED:

WITNESSED:

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Dave Heinen, Mayor

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Brigid Murphy, City Administrator

**(CITY SEAL)**