

**CITY OF JORDAN  
ORDINANCE 2023-02**

**AN ORDINANCE ADDING CITY CODE CHAPTER 126 TO REGULATE THE  
SALE OF THC PRODUCTS**

**Purpose.** The City Council finds that it is in the public interest to require businesses that sell cannabinoid products to register with the City and be subject to compliance checks to ensure adherence to state law.

The City Council of Jordan, Minnesota ordains:

**Subdivision 1.** The following language is added to the City Code as Chapter 126:

§ 126.01 PURPOSE

This chapter requires any retail business that sells a cannabinoid product sold for human or animal consumption to be registered with the City for the protection of customers and the general public, and for compliance with Minnesota Statutes section 342.22.

§ 126.02 DEFINITIONS

Terms used in this Chapter are as defined in Minnesota Statutes section 342.01.

§ 126.03 REGISTRATION

- (A) *Annual Registration.* Before making any retail sales to customers or patients, any business selling a cannabinoid product within the City shall be registered with the City.
- (B) *Application.* A registration form provided by the City shall be completed by the business seeking to sell cannabinoid products. The form shall contain the full name of the applicant, the applicant's residential and business addresses and telephone numbers, the name of the business, and any additional information the City deems necessary, or which is required under state law.
- (C) *Preliminary Compliance Check.* Before issuing a registration, the City may conduct a preliminary compliance check to ensure that the business is in compliance with the applicable operation requirements and the limits on the types of products that may be sold.
- (D) *Term.* The initial registration is valid for a period of two years. Subsequently, the business must register on an annual basis.
- (E) *Fees.* A cannabinoid business registration shall not be valid until the appropriate registration fee is paid in full. The initial registration fee shall include the first annual renewal fee.

- (F) Transfers. The business registration is valid only for the premises that was registered and only for the person who applied for the registration.
- (G) Penalty. Any business selling cannabinoid products without a valid retail registration is subject to a civil penalty of up to \$2,000 for each violation.

#### § 126.04 RESPONSIBILITY

The registrant is responsible for the actions of their employees in regard to the sale of cannabinoid products on the registered premises. The sale of any such item by an employee is considered a sale by the registrant and shall subject the registrant to the penalties set forth in this chapter, as well as any other applicable penalties under this code and state and federal laws.

#### § 126.05 COMPLIANCE CHECKS

The City shall undertake compliance checks to assess compliance with age verification requirements, the applicable operation requirements, and the applicable limits on the types of products being sold. All registered premises shall be open to inspection by the police or other authorized city official during regular business hours.

#### § 126.06 SIGNAGE AND AGE VERIFICATION

- (A) Signage. Every business selling cannabinoid products shall display a sign in plain view to the public providing notice that selling any such products to any person under the age of 21 is illegal and subject to penalties. The notice shall be placed in a conspicuous location in the establishment and shall be readily visible to any person purchasing or seeking to purchase such products. The sign must provide notice that all persons responsible for selling such products must verify, by means of photographic identification containing the bearer's date of birth, the age of any person under 30 years of age.
- (B) Verification. The registrant shall verify, by means of photographic identification containing the bearer's date of birth, that the purchaser or person attempting to make the purchase is at least 21 years of age. Verification is not required if the person is 30 years of age or older. It is not a defense of a violation of this chapter that the person appeared to be 30 years of age or older.

#### § 126.07 REGISTRATION SUSPENSION AND CANCELLATION

- (A) Suspension. If the city determines that a registered business is not operating in compliance with the requirements of this chapter or that the operation of the business poses an immediate threat to the health or safety of the public, the city may suspend the retail registration. The city will notify the state Office of

Cannabis Management of the suspension, including a description of the grounds of the suspension.

- (B) Duration. The suspension must be for up to 30 days unless the Office of Cannabis Management suspends operating privileges for a longer period or revokes the state license.
- (C) Notice and hearing. No suspension or other penalty may take effect until the registrant received notice, served personally or by mail, of the alleged violation and an opportunity for hearing pursuant to § 113.99(D) of this code.
- (D) Reinstatement. The city may reinstate the retail registration if it determines that any violation has been cured and must reinstate the registration of the Office of Cannabis Management orders reinstatement.

**Subdivision 2.** Effective Date. This ordinance shall be effective from and after is passage and publication.

Passed by the City Council of Jordan, Minnesota this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Mike Franklin, Mayor

Attest:

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City Clerk