

**Wall City Planning Commission and Wall City Council Joint Meeting**  
**Hearing on the Zoning for Cannabis Establishments**  
**Community Center Grand Hall**  
August 23<sup>rd</sup>, 2021 6:00pm

Members Present:

Marty Huether-Mayor  
David Olson-P&Z Commission  
Gary Keyser-P&Z Commission  
Linda Hiltner-P&Z Commission  
Stan Anderson-P&Z Commission/Councilman  
Rick Husted-P&Z Commission/Councilman  
Kelly Welsh-Councilwoman  
Jerry Morgan-Councilman  
Mike Anderson-Councilman

Members Absent:

Dan Hauk-Councilman

Others Present:

Carolynn Anderson-Finance Officer-via Zoom  
Loree Thompson-Asst. Finance Officer  
Garrett Bryan-Public Works Director  
Stephanie Trask-Bad River Law  
Kent Hagg-Special Council  
Mary Williams, Ned Geigle, Zack Hoffman  
Grant Holub, Jody Gallino, Karol Patterson  
Lee & Mandi Reuwsaat, Jim Coats  
Stacy Bielmaier

Mayor Huether called the meeting to order at 6:05pm; roll call was taken, and a quorum was present.

The Pledge of Allegiance was recited with Ned Geigle leading.

Finance Officer (FO) Anderson explained proposed Ordinance 21-04, Zoning for Cannabis Establishments. Some proposed verbiage is as follows:

- A cannabis facility could not be within 1000 ft of school property. "Property" was added to school based upon previous discussion.
- Dispensaries in residential zoning would be upon review of the council and would require a conditional use permit.
- Dispensary is the only type of cannabis facility allowed in Commercial zoning.
- Testing facilities would be allowed only in Industrial zoning.
- No Growing or Manufacturing facilities are allowed within city limits

Discussion items:

- If growing or manufacturing facilities were allowed, it would be required to install carbon filtering system to reduce the smell.
- All facilities should need city council approval.
- S Anderson inquired if the city needs to act on all facilities now or if they can focus on dispensaries at this time. FO Anderson mentioned ordinance would need to cover all facilities in order to regulate them.
- Attorney Trask has not reviewed the purposed ordinance, but feels verbiage isn't clear on allowing no other facilities at this time.
- Hoffman feels a cultivation facility would be beneficial in supplying product to local patients. Allowing it in the Industrial Park would produce income to the city from the sale of the property and property taxes.
- It will take some time before dispensaries will receive product. Product needs to be South Dakota grown.
- Timeline has not changed but regulations are not finalized.
- Coats mentioned once the state releases the regulations, it will be a mad dash to apply for licenses, so it is important to be prepared.

- FO Anderson is waiting to hear from Attorneys who are more specializing in the cannabis sales. Hiltner feels this is a good starting point but Attorney Trask should have time to review the ordinance.
- Trask stated they need to focus on, setbacks and public smoking, as well as the zoning.
- Williams added that daycares should be included in the 1,000' distance from any cannabis establishment.
- FO Anderson will make changes as discussed. The planning commission will plan to meet and bring a recommendation to the next council meeting.

Councilman M Anderson entered the meeting at 6:29pm.

It was a concurrence of the P&Z commission there would not be a recommendation to the council at this time for approval on the zoning ordinance until another meeting for further discussion is held with the commission.

With no further business to address, Huether adjourned the meeting at 6:41pm

  
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Marty Huether, Mayor

  
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Carolynn M. Anderson, Finance Officer

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