**SPECIAL MEETING**

**CHAMBERLAIN CITY COMMISSION**

**AND PLANNING AND ZONING COMBINED MEETING**

**August 18, 2021**

The Chamberlain City Commission held a special meeting combined with the Planning and Zoning Board on August 18, 2021 at 5:45 PM.

Present: Mayor Chad Mutziger, Commissioners Claussen, Ruhlman, Soulek and Thomas, Finance Officer Nicky Gaulke and Deputy Finance Officer Angel Stellwag.

Absent: None.

Planning and Zoning Present: Mark Benton, Tony Donovan and Judy Ketron. Absent Doug Nelson and Jeannine Hickey-Reuer.

**Pledge of Allegiance**

**Combine Meeting**

City - Motion by Ruhlman second by Thomas, all ayes and approved to combine the City Council meeting with the Planning and Zoning Board meeting.

Planning and Zoning - Motion by Donovan second by Ketron, all ayes and approved to combine the Planning and Zoning Board meeting with the Chamberlain City Council meeting.

**Adopt Agenda**

Motion by Ruhlman second by Thomas, all ayes and approved the agenda.

**Conflict of Interest**

No conflicts of interest were noted.

**Public Comments**

The floor was opened for public comments with none being received.

**Planning and Zoning Hearing**

The Planning and Zoning Board held a public hearing to hear testimony on Ordinance 562I which amends the zoning ordinance to include cannabis regulations as per state law.

Mayor Mutziger presented the Boards with the Ordinance No 562I. He went on to state that our current draft of this ordinance will allow one dispensary only in Chamberlain City limits and we can still change this at our second reading. He added that the dispensary will only be allowed in Commercial, Highway Commercial and Industrial zoned properties and cannot be within 1,000 feet of a school and 500 feet of daycares, churches, parks, libraries, and other cannabis establishments. There are restrictions such as not being able to ingest cannabis onsite, there must be a screening fence, and you can only enter the facility with a medical marijuana card from a physician.

Planning and Zoning closed the hearing and made the following motion: Motion by Donovan second by Ketron, all ayes and approved to recommend to the Chamberlain City Council approval of Ordinance No 562I, an ordinance creating zoning regulations and cannabis establishments.

**Planning and Zoning Board**

Motion by Ketron second by Donovan, all ayes and approved to recess the meeting until after City Council adjourns.

**Ordinance No 562I – First Reading Zoning and Cannabis Establishments**

Motion by Soulek second by Claussen, all ayes and approved the first reading of Ordinance No 562I at 5:52 PM which amends the zoning as per the new cannabis state laws.

Motion by Claussen second by Thomas, all ayes and approved to schedule the second reading of Ordinance 562I on September 7th at 6:20 PM.

**Ordinance No 643 – Cannabis Regulations**

Mayor Mutziger then presented Ordinance No. 643 which defines the cannabis regulations as per state law.

Motion by Ruhlman second by Thomas, all ayes and approved the first reading of Ordinance No 643 at 5:52 which regulates and defines cannabis establishments.

Motion by Ruhlman second by Claussen, all ayes and approved to schedule the second reading of Ordinance No 643 at 6:25 PM on September 7, 2021.

**Adjourn**

Motion by Thomas second by Ruhlman, all ayes and approved to adjourn at 5:53 PM.

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Chad Mutziger, Mayor

Attest:

*SEAL*

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Nicky Gaulke, Finance Officer

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