



**CITY COUNCIL WORKSESSION AGENDA
MONDAY, JULY 15, 2024**

ABLE PARK BUILDING, 8200 ABLE STREET at 5:30 PM

- 1. CALL TO ORDER**
- 2. DISCUSSION ITEMS**
 - A. Discussion of Humane Pet Store Ordinance (*Dircks*)
 - B. Minnesota Cannabis Store Mandate (*Goodboe-Bisschoff*)
 - C. Discussion on Racially Restrictive Covenants in Spring Lake Park (*Buchholtz*)
- 3. REPORT**
 - A. City Council / Staff Reports
- 4. ADJOURN**

Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting the City Clerk at 1301 81st Avenue NE, Spring Lake Park, MN 55432. Ph.763-784-6491 at least 48 hours in advance.



Memorandum

To: Mayor Nelson and Members of the City Council

From: Daniel R. Buchholtz, MMC, Administrator, Clerk/Treasurer

Date: July 8, 2024

Subject: Humane Pet Store Ordinance Discussion

Councilmember Dircks has asked that the City Council discuss the potential adoption of a Humane Pet Store Ordinance in Spring Lake Park.

The Humane Pet Store Ordinance aims to promote the humane treatment of animals, encourage the adoption of rescue pets, and prevent the sale of pets from inhumane breeding facilities.

The proposed ordinance prohibits pet stores from selling, delivering, offering for sale, bartering, auctioning, giving away or otherwise transferring or disposing of cats or dogs. Pet stores are allowed to collaborate with animal shelters, rescue organizations and animal control authorities to offer space for showcasing adoptable dogs and cats. The ordinance requires the pet store to post and maintain a Certificate of Source for each dog or cat in a conspicuous place near the animals kennel, cage or enclosure and to provide the Certificate to the adopter or any dog or cat. The ordinance allows the city to inspect pet stores, with prior notice, to ensure compliance.

The goals of the ordinance include 1) promoting animal welfare by reducing the demand for animals from inhumane breeding facilities by prohibiting the sale of cats and dogs sourced from such places and encouraging pet stores to collaborate with shelters to promote the adoption of homeless animals; 2) protect public health and safety by helping reduce the number of inhuman breeding facilities which can decrease the risk of zoonotic diseases and other health issues associated with poorly bred animals; and 3) supporting local shelters and rescues by promoting partnerships to help increase adoption rates and promote responsible pet ownership.

Seven cities in Minnesota have adopted Humane Pet Store Ordinances, including Roseville (2017), Eden Prairie (2018), St. Paul (2019), Carver (2020), Cloquet (2021), Minneapolis (2023) and Coon Rapids (2024). Nationwide, over 400 cities have adopted a similar ordinance.

There are currently no pet stores operating within the city, meaning that this ordinance would not affect any incumbent pet sellers within the City.

If you have any questions, please do not hesitate to contact me at 763-784-6491.

Daniel Buchholtz

From: Lisa Dircks
Sent: Saturday, July 6, 2024 9:00 AM
To: Daniel Buchholtz
Subject: Fwd: Humane Pet Store Policy in Spring Lake Park

Good morning Dan,

I'd like to add a discussion for an ordinance banning the sale of puppies and kittens to an upcoming work session.

Let me know when it is going on the calendar, and I will start gathering data for the packet. We could also invite Mr. Zellhoefer to that meeting in case council has any questions.

Happy Saturday!

Lisa

Sent from Android device

----- Forwarded message -----

From: Aaron Zellhoefer <azellhoefer@humanesociety.org>

Date: Jul 6, 2024 7:41 AM

Subject: Humane Pet Store Policy in Spring Lake Park

To: Lisa Dircks <ldircks@slpmn.org>

Cc:

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Hello Council Member Lisa Dircks,

My name is Aaron Zellhoefer and I'm the Minnesota State Director for the Humane Society of the United States. I'm reaching out to introduce myself and ask whether you'd consider an ordinance that prohibits the retail sale of cats and dogs in pet stores in Spring Lake Park.

A humane pet store ordinance like this is a policy that nearly 500 localities across 32 states have enacted, including 8 communities in Minnesota. Most recently Coon Rapids, MN. These laws are enacted, primarily, because puppy-selling stores enable inhumane puppy mills, which are large-scale commercial breeders who put profits far ahead of animal welfare. These puppies are often sick because of the conditions they come from, which can cost unsuspecting consumers hundreds or thousands of dollars. But there are also many localities who have taken action because they want to protect their communities from the predatory lending practices that go hand in hand with the pet store sales pitch.

Now is an ideal time for Spring Lake Park to enact this policy since there currently aren't any puppy-selling pet stores in the city. It would simply prevent bad actors, such as Petland, from opening stores in

Spring Lake Park and adding to the pet issues the city is already facing, such as overwhelmed shelters, stray animals, etc.

I would be happy to talk more with you about this issue, if you are interested in pursuing a humane pet store ordinance in Spring Lake Park. Hope we can connect and go over any questions you may have and more information!

Thank you for your time.

Sincerely,

Aaron Zellhoefer

Aaron J Zellhoefer

Minnesota State Director, State Affairs

Pronouns: he/him/his

azellhoefer@humanesociety.org

P 612-910-6241

humanesociety.org



The Humane Society of the United States is the nation's most effective animal protection organization, fighting for all animals for more than 60 years. To support our work, please make a [monthly donation](#), give in [another way](#) or [volunteer](#).



COON RAPIDS ORDINANCE

ORDINANCE NO. 2303

A REGULATION OF PET STORES AND THEREBY AMENDING REVISED CITY CODE - 1982 BY ADDING CHAPTER 6-900, REGULATION OF PET STORES

The City of Coon Rapids does ordain:

Section 1. Revised City Code - 1982 is hereby amended by adding Chapter 6-900,
Completion of Exterior work as follows: (additions double underlined)

CITY OF COON RAPIDS, MINNESOTA

CHAPTER 6-900

REGULATION OF PET STORES

6-901 Policy

The City Council finds that in accordance with the power granted to it by Minnesota Statutes Section 412.221, Subdivision 21 to regulate the keeping of animals, and to protect the health, safety, and welfare of the community, the City Council it is appropriate to adopt the regulations set forth below regarding the sale of dogs and cats at pet stores.

6-902 Definitions. Except where the term is expressly defined by other provisions or sections within this chapter, the following words and terms shall have the meanings ascribed to them in this section:

(1) Animal Control Authority. Any governmental entity which is responsible for animal control operations in its jurisdiction.

(2) Animal Rescue Organization. Any not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the United States Internal Revenue Code, whose mission and practice is, in whole or in significant part, the rescue of animals and the placement of those animals in permanent homes, and which does not breed animals.

(3) Animal shelter. Any not-for-profit organization which has tax-exempt status under Section 501(c)(3) of the Internal Revenue Code, which (1) accepts animals into a physical facility; (2) is devoted to the rescue, care, and adoption of stray, abandoned, unwanted or surrendered animals; (3) places animals in permanent homes or with animal rescue organizations; and (4) does not breed animals.

(4) Cat. A mammal that is wholly or in part the species *Felis domesticus*.

(5) Pet store. Any retail establishment, or operator thereof, which displays, sells, delivers, offers for sale, barters, auctions, gives away, or otherwise transfers companion animals in the City of Coon Rapids. This definition does not apply to animal control authorities, animal shelters, or animal rescue organizations.

(6) Pet store operator. A person or business entity who owns or operates a pet store.

6-903 Prohibition on Sales.

(1) No pet store shall sell, deliver, offer for sale, barter, auction, give away, or otherwise transfer or dispose of cats or dogs.

(2) Nothing in this section shall prohibit pet stores from collaborating with animal shelters, animal rescue organizations, and animal control authorities to offer space for such entities to showcase adoptable dogs and cats inside pet stores. Such animals shall not be younger than 8 weeks old. Dogs that are showcased for adoption shall not be kept overnight at a pet store.

6-904 Certificate of Source.

(1) A pet store shall post and maintain a Certificate of Source in a conspicuous place on or within three feet of each dog's or cat's kennel, cage, or enclosure.

(2) A Certificate of Source shall be provided to the adopter of any dog or cat.

(3) Certificate of Source records for each dog or cat shall be maintained by a pet store for at least one year from the last date that a dog or cat appeared in the store.

(4) Pet Stores shall make Certificates of Source immediately available for review upon the request of a peace officer or animal control authority, or a humane agent pursuant to Minnesota Statutes Section 343.06 acting on behalf of the City.

6-905 Inspection. Upon prior notice to the owner or occupant of a pet store, a City employee is authorized hereby to inspect the pet store for the purpose of ensuring compliance with this section.

6-906 Violation. It shall be deemed a violation of this section for any person to:

(1) Falsify a Certificate of Source.

(2) Resist, impede or hinder a City employee in the performance of his or her duties in inspecting any pet store.

(3) Violate any provisions of this section.

(4) The first violation by a person of this Chapter 6-900 is a petty misdemeanor and subsequent violations of this Chapter 6-900 within one year of a prior violation is a misdemeanor with the penalties for petty misdemeanors and misdemeanors determined by Minnesota Statutes.

Introduced this 2nd day of April, 2024

Adopted this ____ day of _____, 2024

Jerry Koch, Mayor

ATTEST:

Joan Lenzmeier, City Clerk

Daniel Buchholtz

From: Barbara Goodboe-Bisschoff <bbisschoff@comcast.net>
Sent: Wednesday, July 10, 2024 9:41 AM
To: Daniel Buchholtz
Subject: Minnesota mandate

This message was sent from outside of the organization. Please do not click links or open attachments unless you recognize the source of this email and know the content is safe.

Hi Dan,

I have a request. Last year I brought up the fact I was against the sale of marijuana, etc. in SLP for several reasons, and if it came down to it, the city should have control and sale as a municipal entity. As we learned at the League, there will be a mandated lotto with our city forced to take whomever comes along the pike. My suggestion is this: Find out legally if we can be business partners with one of the lotto winners. If so, that would give the city funds and a good way of monitoring the activity as a silent partner. Also, with the acquisition of the strip mall, a perfect location for the store. Congrats on the price. I would like to know what John Thames would see as legal objections, and how the rest of the Council would view this idea. Thank you, Barbara

Daniel Buchholtz

From: Daniel Buchholtz
Sent: Wednesday, July 10, 2024 10:18 AM
To: Barbara Goodboe-Bisschoff
Cc: John Thames (john.thames@carsoncs.net)
Subject: RE: Minnesota mandate

Barbara,

Thank you for your email and sharing your thoughts on the city's approach to cannabis sales.

Minn. Stat. 342.13 gives local governments the authority to regulate the time, place and manner of cannabis business operations within their boundaries. However, we cannot outright prohibit the establishment of cannabis businesses that are licensed by the state. While Minn. Stat. 342.32 permits cities to establish, own and operate municipal cannabis stores, it does not explicitly authorize partnerships between municipalities and private entities selected through the State lottery system. As you know, the City derives its powers from those explicitly given to it by the State. City Attorney Thames will need to weigh in on the legalities of your idea. I have included him on this email for his thoughts.

The authority given under M.S. 342.13 gives us the authority to determine the zoning districts such businesses can be located in, hours of operation, and performance standards under which the business operates. It is under this authority, along with the fact we can limit the number of cannabis licensees to 1 within the City, that gives us the best chance to regulate the sale of cannabis effectively to preserve the health, safety and welfare of the residents of Spring Lake Park. I am working on a draft of that ordinance right now that I will be sending to the City Attorney by the end of the month. I hope to have a draft ready for a work session in September or October.

I appreciate your concerns about cannabis sales in the City. I want to assure you that staff is taking those concerns into account as we are drafting the cannabis ordinance.

Thanks!

Dan

Daniel Buchholtz

From: John Thames <john.thames@carsoncs.net>
Sent: Wednesday, July 10, 2024 4:57 PM
To: Daniel Buchholtz; Barbara Goodboe-Bisschoff
Subject: RE: Minnesota mandate

Barbara,

It is an interesting question, and Dan and I will definitely bear in mind your concerns over the next few weeks as we work on draft regulations. I think Dan's analysis is, as usual, very sound. I do not find statutory authority for a partnership model with an applicant outside the City which would allow us to exempt ourselves from any local permitting requirement. Further, a municipally owned cannabis store is permissible, but MN Stat. 342.14 subd 7 states that such a store "owned or operated by at city...must not be included in any limitation on the number of licensed cannabis retailers..." So, if the City takes an ownership interest, even as a silent partner, I think we will be unable to count that business as our mandated cannabis business.

I would add that, in addition to the authority Dan mentioned below (to limit registrations within the City to one active registration, based upon our City population) MN Stat 342.13 also provides us with an additional opportunity to decline to register applicants, if the rollout in both Ramsey and Anoka Counties occurs swiftly outside our City. If the Counties achieve a saturation level of one active registration for every 12,500 residents at the County level, before we receive an application, then we can decline to register applicants within the City. We can avail ourselves of that authority in the regulations we create, but won't have much control over whether our facts will allow us to use it.

But, if we get an application before then, our likely plan will be to limit this to the mandatory minimum of one active registration within our limits. We could also build in some language to indicate that if any application is brought at a time in which the Counties have reached that saturation level, the City will not issue the registration. That would allow us to refuse to register a replacement business in the event an applicant gets registered, folds, and a replacement entity applies after the saturation levels are reached.

Feel free to reach out with any additional questions.

Thanks,
John



Memorandum

To: Mayor Nelson and Members of the City Council

From: Daniel R. Buchholtz, MMC, Administrator, Clerk/Treasurer

Date: July 9, 2024

Subject: Racially Restrictive Covenants in Spring Lake Park

Racially restrictive covenants are clauses in property deeds that were used to prevent people of certain races from purchasing, leasing, or occupying properties. Although these covenants are no longer enforceable, their presence in property records serves as a painful reminder of past discrimination and segregation. Discharging these covenants is a crucial step towards promoting inclusivity, equality, and reconciliation within our community.

Staff has reviewed the work done by the University of Minnesota, which undertook a project to map racially restrictive covenants in Minnesota. Based on their preliminary work, there are 20 properties in the Anoka County portion of the city and 33 properties in the Ramsey County portion of the city that have racially restrictive covenants recorded with the property.

Cities have taken a number of approaches to address this issue. Mounds View has adopted a point of sale ordinance that requires the covenants to be discharged prior to land transfer. Other cities have joined the Just Deeds organization (<https://justdeeds.org/>) to provide residents with resources to discharge the covenants. Others have mailed out letters to the impacted residents informing them of the covenants and providing the forms necessary to be completed.

Staff would like Council's permission to send letters to the residents whose properties have racially restrictive covenants to inform them of such and to provide the form, prefilled, for them to complete. To ensure the forms are recorded, the City Council could authorize an expenditure out of its discretionary fund to pay the costs associated with recording the deeds. For the 53 properties identified, the recording cost would be \$2,438.

Staff believes this action is a small but significant step toward addressing a troubling part of our community's history and supporting the City's commitment to inclusivity for all.

If you have any questions, please do not hesitate to contact me at 763-784-6491.

County	PID #	Address	Deed Year	Covenant Text
Anoka	01-30-24-31-0023	7916 Central Ave NE	1950	It is hereby agreed and understood that the premises herein shall not be occupied by any person not of the Caucasian race, except for casual domestic servants.
Anoka	01-30-24-31-0034	1110 80th Ave NE	1949	It is hereby agreed and understood that the premises herein shall not be occupied by any person not of the Caucasian race, except for casual domestic servants.
Anoka	01-30-24-31-0032	1130 80th Ave NE	1949	It is hereby agreed and understood that the premises herein shall not be occupied by any person not of the Caucasian race, except for casual domestic servants.
Anoka	01-30-24-11-0028	8300 Westwood Rd NE	1939	and no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Anoka	01-30-24-11-0030	8324 Westwood Rd NE	1939	and no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Anoka	01-30-24-11-0029	8316 Westwood Rd NE	1939	and no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Anoka	01-30-24-11-0027	1595 83rd Ave NE	1939	and no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Anoka	01-30-24-31-0019	1121 80th Ave NE	1948	It is hereby agreed and understood that the premises herein shall not be occupied by any person not of the Caucasian race, except for casual domestic servants.
Anoka	02-30-24-12-0037	533 Lund Ave NE	1967	Subject to building and racial restrictions of record, if any.
Anoka	02-30-24-12-0094	557 84th Ave NE	1964	Subject to building and racial restrictions of record, if any.
Anoka	02-30-24-12-0097	533 84th Ave NE	1961	Subject to building and racial restrictions of record, if any.
Anoka	02-30-24-12-0096	541 84th Ave NE	1961	Subject to building and racial restrictions of record, if any.
Anoka	01-30-24-31-0022	1240 80th Ave NE	1949	It is understood and agreed that the premises herein shall not be occupied by any person not of the Caucasian race, except for casual domestic servants.
Anoka	01-30-24-31-0013	1237 80th Ave NE	1949	Subject to the following restriction: That said premises shall not be sold to any person or persons not of the Caucasian race.
Anoka	02-30-24-12-0095	549 84th Ave NE	1960	Subject to building and racial restrictions of record, if any.
Anoka	01-30-24-11-0006	1660 85th Ave NE	1939	and no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.

County	PID #	Address	Deed Year	Covenant Text
Anoka	01-30-24-11-0008	1664 85th Ave NE	1939	and no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Anoka	01-30-24-11-0007	1652 85th Ave NE	1939	and no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Anoka	01-30-24-31-0069	1270 80th Ave NE	1949	It is understood and agreed that the premises herein shall not be occupied by any person not of the Caucasian race, except for casual domestic servants.
Anoka	01-30-24-31-0070	1290 80th Ave NE	1949	It is understood and agreed that the premises herein shall not be occupied by any person not of the Caucasian race, except for casual domestic servants.
Ramsey	63023320033	7915 Pleasant View Dr	1940	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320002	8019 Spring Lake Rd NE	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023310036	1880 Highway 10 NE	1943	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320012	7934 Spring Lake Park Rd	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320008	7941 Spring Lake Park Rd	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320021	1790 Highway 10	1942	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320040	0 Highway 10 <i>attached to 1810 County Road 10</i>	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320007	7961 Spring Lake Park Rd	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320029	7939 Pleasant View Dr	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320015	7970 Spring Lake Park Rd	1940	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320009	7931 Spring Lake Park Rd	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320017	8000 Spring Lake Park Rd	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320013	7940 Spring Lake Park Rd	1940	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.

County	PID #	Address	Deed Year	Covenant Text
Ramsey	63023320036	1755 Hillview Rd NE	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320016	7990 Spring Lake Park Rd	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320032	7919 Pleasant View Dr	1940	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320039	1791 Hillview Rd NE	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320001	1810 Highway 10 NE	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320025	8061 Pleasant View Dr	1942	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320031	7925 Pleasant View Dr	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320011	7930 Spring Lake Rd NE	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320035	7901 Pleasant View Dr NE	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320014	7964 Spring Lake Rd NE	1940	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320043	8054 Spring Lake Rd NE	1942	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320022	1780 Highway 10	1942	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320030	7929 Pleasant View Dr	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320010	7925 Spring Lake Rd NE	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320041	7991 Spring Lake Park Rd	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320034	7913 Pleasant View Dr	1940	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320037	1767 Hillview Rd NE	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.

County	PID #	Address	Deed Year	Covenant Text
Ramsey	63023320038	1769 Hillview Rd NE	1946	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320005	7981 Spring Lake Park Rd	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.
Ramsey	63023320006	7971 Spring Lake Park Rd	1941	no person or persons other than of the Caucasian race shall be permitted to occupy said premises or any part thereof.