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DOCUMENT #: **476507**

Recorded: 03-20-2025 at 1:51 PM

Cheryl L Kantor

County Recorder

Benton County MN

Fee: \$0

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BENTON COUNTY ORDINANCE NO. 499

WHEREAS, the Benton County Planning & Zoning Department instituted proceedings to amend the Benton County Ordinance 477; and,

WHEREAS, on February 25th, 2025 and March 1st, 2025, Notice of Public Hearing and intent to amend a Benton County Ordinance was published in the official newspapers of the county; and,

WHEREAS, on March 13, 2025, the Benton County Planning Commission held a public hearing; and,

WHEREAS, on March 18, 2025, the Benton County Board of Commissioners held a public hearing and approved the proposed ordinance amendment; and,

WHEREAS, Benton County Planning Commission and Benton County Board of Commissioners finds and concludes that the proposed provisions are appropriate and lawful land use regulations for Benton County, that the proposed amendments will promote the community's interest in reasonable stability in zoning and for now and in the future, and that the proposed provisions are in the public interest and for the public good; and,

NOW PURSUANT TO THE AUTHORITY VESTED BY MINNESOTA STATUTES SECTION 394.25, THE BENTON COUNTY BOARD OF COMMISSIONERS ORDAINS:

That the following Sections of the Benton County Development Code be amended to read as follows:

Section 9: Special Provisions

9.27 Cannabis Businesses & Hemp Businesses

9.27.4 Setback Requirements:

(A) **Retail:** The operation of a retail cannabis business shall be prohibited within the distance identified in Benton County Ordinance #496, as amended from time to time.

(B) **Cannabis Testing, Cultivation and Manufacturing:**

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(A) **Retail:** The operation of a retail cannabis business shall be prohibited within the distance identified in Benton County Ordinance #496, as amended from time to time.

(B) **Cannabis Testing, Cultivation and Manufacturing:**

- (1) The operation of a cannabis business shall be prohibited within the distance identified in Benton County Ordinance #496, as amended from time to time.
- (2) 660 feet from a dwelling or other cannabis testing, cultivation, or manufacturing facility. The setback shall be measured in a straight line from the closest point of the cannabis testing, cultivation or manufacturing facility to the closest point of the residential dwelling or other cannabis testing, cultivation, or manufacturing facility.

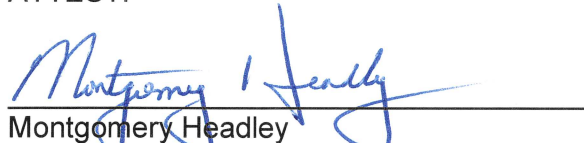
Approved and adopted by the Benton County Board of Commissioners this 18th day of March in the year of 2025.

This ordinance shall be effective upon publication.



Edward D. Popp, Chair
Benton County Board of Commissioners

ATTEST:


Montgomery Headley
Benton County Administrator