

**MINUTES**  
**JOINT CITY AND COUNTY PLANNING COMMISSION MEETING**  
**COUNTY COMMISSION ROOM**  
**Monday, July 26, 2021 5:30 P.M.**

*This meeting was held via teleconference and all votes were roll call votes.*

**City Planning Commission members present:** Emeline Hoblick, Rick Dockter, Stacy Bartlett, Bill Markley, Terry Keller, Dave Templeton, and Laurie Schultz.

**City Staff members present:** Sharon Pruess, John Childs, and Nick Waters.

**County Planning Commission members present:** Les Stewart, Anissa Grambihler, Bill Johnston, Lee McCurrin, Tom Rounds, Brent Pries, and Roger Inman.

**County Staff members present:** Eric Booth and Kevin Hipple.

**Guests present:** Marion Barber, Bruce Johnson, John Nystrom, and Deann Nystrom.

Commissioner Grambihler called the meeting to order at 5:30 p.m. and requested a roll call of City and County Planning Commission members and staff.

**Commissioner Bartlett motioned to approve the Agenda for July 26, 2021, Commissioner Inman seconded and the vote was unanimous.**

A review of the minutes from the 5/25/21 meeting found no errors and Commissioner Grambihler asked for a motion on the minutes.

**Commissioner Rounds moved, seconded by Commissioner Templeton to approve the May 25, 2021, Joint Planning Commission minutes. Approval was unanimous.**

**Final Plat:** Plat of Lot 14R, a replat of Lots 13 & 14, Shamrock Addition NE1/4 Excluding the W727.49 feet, Section 23 111-79 in the Extra Territorial Zoning District, Hughes County, South Dakota. Petitioner: Marion Barber.

Staff summarized the proposal. Marion Barber owns Lots 13 & 14 in the Shamrock Addition along Buhl Avenue. She would eventually like to build pole shed or detached garage on the empty lot so she is combining the two lots into a single lot to comply with zoning. She hired Bob Thielen to do the survey and combine the lots into Lot 14R. This project is complete and ready for consideration by the joint planning commission.

**Commissioner Rounds made a motion to recommend approval of the Plat of Lot 14R. Commissioner McCurrin seconded the motion and the motion was approved unanimously.**

**Discussion – Zoning for Medical Cannabis Establishments.** City Planner Sharon Pruess summarized the project. The City and County passed a temporary medical cannabis ordinance in June to cover us until the

State of South Dakota can promulgate rules for medical cannabis. October 29, 2021 was the original anticipated date for rules but the process has gone well enough that the State expects to have rules in place by October 4, 2021.

The City created a 12 member task force that has been working on the Medical Cannabis Ordinance inside the City of Pierre. The taskforce has made a number of recommendations for inside the City Limits of Pierre. City Staff has been working closely with County Staff to have an ordinance that is consistent in Pierre, Hughes County, and the joint jurisdiction area shared by the city and county. I.M. 26 as approved by voters in 2020 requires that a jurisdiction, city or county allow at a minimum, one dispensary establishment. The law does not require jurisdictions to allow growing, testing, or manufacturing facilities. The City Medical Cannabis Taskforce is leaning towards recommending that the City of Pierre allow dispensary establishments, with no limit in number of facilities, in the Local Business zoning district and Industrial zoning district in locations that are not within 1000 feet of a school, as defined by the South Dakota Department of Education. The taskforce is also recommending allowing the other facilities in the same zoning and distance from schools but limiting growing facilities, testing facilities, and manufacturing facilities to one license of each type. The taskforce is recommending that the extra-territorial zoning district be allowed no medical cannabis facilities.

Because time frame of creating rules has been shortened by almost a month, staff is proposing a joint planning commission meeting on August 9, 2021 at 5:30 pm. Separate City and County planning commission Public Hearings will follow in different meeting rooms at City Hall on August 9, 2021.

Commissioner Inman asked how it will be determined who will get the one available establishment licenses. City Staff replied that selection process and criteria has not been worked out yet. Inman followed up by asking if there were a fee for the license and staff replied that State Law allows up to a \$5000 fee. Johnston asked if there would be establishments in the city and county but not in the extra territorial to which staff replied yes. Johnston asked if there had been any studies to what demand may be for licenses and staff replied that there haven't been any studies but there have been 5-6 inquiries on licenses and when they will become available. There was some discussion and comment on deciding who will and who won't get a license and how to decide. There was a short discussion about distance from schools, if that included home schools and the definition of a school per the SD Department of Education. Staff added that the draft copy of the ordinances should be ready by the end of the week.

**Old/New Business:** Staff stated there was no old or new business.

**Public Comment per SDCL 1-25-1:** No comments were offered by the general public.

**With no further business, Commissioner Rounds moved to adjourn, seconded by Commissioner Stewart. Approval was unanimous.**

**Commissioner Grambihler declared the meeting adjourned at 5:49 p.m.**

*Minutes by Eric Booth.*