



**AGENDA**  
**CLEARWATER PLANNING COMMISSION MEETING**  
**Monday, May 18, 2026**

- 1. Call to Order and Pledge of Allegiance: 7:00 p.m.**
- 2. Approval of Agenda**
- 3. Approval of Minutes from February 17, 2026 Regular Meeting**
- 4. City Code Text Amendment for Cannabis**
  - a. Staff Overview**
  - b. Public Hearing**
  - c. Commissioner Discussion**
  - d. Consider Recommendation on Ordinance 2026-05**
- 5. Discussion – Proposed Ordinance**
  - a. Peddlers, Solicitors, Transient Merchants, and Mobile Food Units**
- 6. Next Meeting Date**
  - a. Monday, June 15, 2026 at 7:00 p.m.**
- 7. Adjournment**

**CLEARWATER PLANNING COMMISSION  
REGULAR MEETING MINUTES  
FEBRUARY 17, 2026**

**1. Call to Order and Pledge of Allegiance: 7:00 p.m.**

- Council Member Everett called the Clearwater Planning Commission meeting to order Monday, February 17, 2026, at 7:00 p.m. in the Council Chambers. The Pledge of Allegiance was recited. Members present were Everett, Scott, and Thomes. Member Schwinghammer was absent. A quorum was present. Other attendees included City Administrator Annita Smythe and Community Development Specialist Kimberlie Gramsey.

**2. Selection of Officers**

- **MOTION** by Scott to nominate Everett as Chair, seconded by Thomes, all voted aye. **MOTION CARRIED 3-0.**
- **MOTION** by Scott to nominate Thomes as Vice-Chair, seconded by Everett, all voted aye. **MOTION CARRIED 3-0.**

**3. Approval of Agenda**

- **MOTION** by Scott to approve Agenda as presented, seconded by Thomes, all voted aye. **MOTION CARRIED 3-0.**

**4. Approval of Minutes from September 15, 2025 Regular Meeting**

- **MOTION** by Thomes to approve Minutes from September 15, 2025 as presented, seconded by Scott, all voted aye. **MOTION CARRIED 3-0.**

**5. Review By-laws**

- Member Everett stated she would like the bylaws to be updated to include specific language addressing disrespectful behavior, as well as a clear action plan outlining how such behavior will be handled.
- Administrator Smythe stated she would verify with City Attorney what other cities have used and bring back examples.

**6. Discussion – Proposed Ordinances**

**a. Accessory Building**

- Smythe provided an overview of the current code requirements regarding accessory buildings, including size limitations and limitations on number of structures permitted per property.
- Gramsey stated after reviewing regulations from surrounding communities, found that accessory buildings are typically limited to two structures per property.
- Scott stated he did not want to see an excessive number of structures on one property.
- Board members discussed whether revisions to the existing code are necessary to allow additional accessory buildings on larger lot sizes.
- Scott stated concern regarding potential costs associated with updating the code.
- Board members agreed they did not wish to make changes to the current code at this time.
- Smythe stated resident could apply for a Conditional Use Permit and may be considered and reviewed on a case-by-case basis under the existing ordinance.

**b. Cannabis**

- Smythe provided an overview of the current code Sec. 117-1570 – Retail Buffers, specifically noting the provision that no cannabis business, lounge or retail may operate on any parcel located within 500 feet of a parcel containing a daycare facility.
- It was noted that the proximity of the commercial zone to residential areas, combined with the required buffer zone, is limiting or eliminating available locations for eligible businesses.
- Discussion on modification to the ordinance to measure building to building rather than parcel to parcel.
- Everett suggested changing the 500 feet measurement distance to 400 feet parcel to parcel.
- Smythe stated she would verify with City Attorney if measurement distance can be adjusted.

**c. Peddlers, Transient Merchant and Solicitors**

- Smythe stated our ordinance does not address solicitors. The City Attorney has a sample of an ordinance from another city that addresses all three types of transient merchants.
- Members agreed to draft an updated ordinance and expressed they would like to require solicitors to register with the City.

**7. Next Meeting Date**

**a. Monday, March 16, 2026 at 7:00 p.m.**

- The board is scheduled to meet Monday, March 16, 2026, at 7:00 p.m.

**8. Adjournment**

- a. MOTION** to adjourn by Thomes, seconded by Scott, all voted aye. **MOTION CARRIED 3-0.**  
Meeting adjourned at 7:40 p.m.

ATTEST

APPROVED

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Kimberlie Gramsey  
Community Development Specialist

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Corissa Everett  
Planning Commission Chair

CITY COUNCIL  
CITY OF CLEARWATER

ORDINANCE NO. 2026-05

AMENDING PART 2, CHAPTER 117, ARTICLE XXII – CANNABIS AND HEMP  
OF THE CLEARWATER CITY CODE

THE CITY OF CLEARWATER HEREBY ORDAINS AS FOLLOWS:

**City Code Section 117-570 – Retail Buffers is hereby amended as follows:**

No cannabis delivery business, cannabis lounge, or cannabis or hemp retailer may operate on any parcel located (i) within 1,000 feet of a parcel containing a school; or (ii) within ~~500~~ 400 feet of a parcel containing a day care, park feature, or residential treatment facility.

**Effective Date.** This ordinance shall be effective May 11, 2026 following its passage and publication, which is hereby authorized by the City Council.

ADOPTED THIS 11<sup>th</sup> DAY OF MAY 2026.

ATTEST:

APPROVED BY:

\_\_\_\_\_  
Annita M. Smythe, City Administrator

\_\_\_\_\_  
Andrea Lawrence Wheeler, Mayor

**CITY OF CLEARWATER  
WRIGHT AND STEARNS COUNTIES, MINNESOTA**

**ORDINANCE NO. 2026-06**

**AN ORDINANCE AMENDING CHAPTER 18 OF THE CLEARWATER CITY  
CODE REGARDING PEDDLERS, SOLICITORS, TRANSIENT  
MERCHANTS, AND MOBILE FOOD UNITS**

THE CITY COUNCIL OF THE CITY OF CLEARWATER, WRIGHT AND STEARNS COUNTIES, MINNESOTA, DOES ORDAIN:

**SECTION 1.** The City Council of the City of Clearwater hereby amends Chapter 18, Article IV of the Clearwater City Code by deleting it in its entirety and replacing it with the following:

**Sec. 18-236. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Person* means any person, individual, co-partnership, limited liability company and corporation, both as principal and agent, who engage in, do, or transact any temporary and transient business in the state or city regulated by this article.

*Peddler* means a person who goes from house to house, door to door, business to business, street to street, or any other type of place to place for the purpose of offering for sale, selling or attempting to sell, and delivering immediately upon sale the goods, wares, products, merchandise, or other personal property that the person is carrying or transporting; the term does not include vendors of milk, bakery products or groceries who distribute their products to regular customers on established routes.

*Solicitor* means a person who goes from house to house, door to door, business to business, street to street, or any other type of place to place for the purpose of obtaining or attempting to obtain orders for the sale of goods, wares, or merchandise including magazines, books, periodicals, other personal property or services of which they may be carrying or transporting samples, or that may be described in a catalog or by other means, and for which delivery or performance shall occur at a later time. The absence of samples or catalogs shall not remove a person from the scope of these provisions if the actual purpose of the person's activity is to obtain or attempt to obtain orders as discussed above.

*Transient merchant* means a person, whether as owner, agent, consignee, or employee who engages in a temporary business out of a vehicle, trailer, box car, tent, other portable shelter, store front, or from a parking lot for the purpose of displaying for sale, selling or attempting to sell, and delivering goods, wares, products, merchandise or other personal property and who does not remain or intend to remain in any one location for more than four consecutive days as part of four

sale events each year. Mobile food units, as that term is defined in section 18-342, are not considered transient merchants for purposes of this article.

**Sec. 18-237. - Permit required.**

It is unlawful to engage in the business of peddler or transient merchant in the city without first obtaining a permit therefore as provided by this section, unless exempt pursuant to section 18-239. Solicitors need not obtain a permit but are required to register with the city pursuant to section 18-242, unless exempt pursuant to section 18-239.

**Sec. 18-238. – Permit application; review.**

- (a) *Application requirements.* Applications for a city permit under this article must be filed with the city administrator's office along with the requisite fee, as established by the city's fee schedule, and must contain all information required in the city's application form. Applicants shall also provide any other information otherwise requested by the city as part of the application process, if deemed necessary during review of the application.
- (b) *Review procedure.* Upon receipt of an application and payment of the requisite permit fee, the city administrator will determine if the application is complete. An application will be considered complete if all required information is provided and the fee is paid. If the city administrator determines that the application is incomplete, the city administrator will inform the applicant of any information that is missing. If the application is complete, the city administrator will request a background check from local law enforcement and may also make investigation to verify that the information provided with the application is true and accurate. Following receipt of the background check results and any other investigation deemed necessary, in the city's sole discretion, the city administrator will issue the permit administratively unless one or more grounds for denial exist under subsection (c) below, in which case the administrator will deny the permit application. If the city administrator denies the application, the applicant will be notified in writing of the decision, the reason for denial, and the applicant's right to appeal the denial by requesting in writing, within 10 days, a hearing before the City Council. If such a hearing request is duly made, the City Council will hear the appeal within 30 days of the date of the request. The decision of the City Council following the hearing will be issued in writing and shall constitute the city's final decision on the matter.
- (c) *Permit ineligibility.* The following shall be grounds for denying a permit requested under this article:
  - (1) The failure of an applicant to truthfully provide any information requested by the city as part of the application process.
  - (2) A conviction within the past five years of the date of application for any violation of any federal or state statute or regulation, or of any local ordinance, license, or

permit, which adversely reflects upon the person's ability to conduct the business for which the permit is being sought in a professional, honest and legal manner, including but not limited to, burglary, theft, larceny, swindling, fraud, unlawful business practices, and any form of actual or threatened physical harm against another person.

- (3) Any revocation within the past five years of a permit or license issued by any jurisdiction to the applicant for the purpose of conducting business as a peddler, solicitor, or transient merchant.
- (4) The failure to provide any information or fee required by the city as part of the application.

**Sec. 18-239. – Exemptions.**

No permit or registration under this article shall be required for the following, although such exemptions shall not excuse any person from complying with any other applicable statutory provision or local ordinance:

- (a) Any person selling or attempting to sell, or taking or attempting to take orders for, any product grown, produced, cultivated, or raised on any farm.
- (b) Any person selling or attempting to sell at wholesale any goods, wares, products, merchandise, or other personal property to a retail seller of the items being sold by the wholesaler.
- (c) Any person making deliveries of newspapers, newsletters, or other similar publications on an established customer delivery route, when attempting to establish a regular delivery route, or when publications are delivered to the community at large.
- (d) Any person conducting the type of sale commonly known as garage sales, rummage sales, or estate sales.
- (e) Any person participating in an organized multi-person farmers' market, bazaar or marketplace.
- (f) Any person going from house to house, door to door, business to business, street to street, or any other type of place-to-place movement for the primary purpose of exercising that person's state or federal constitutional rights such as the freedom of speech, freedom of the press, freedom of religion, and the like. This exemption will not apply if the person's exercise of such constitutional rights is merely incidental to what would otherwise be considered a commercial activity.
- (g) Any organization, society, association, or corporation with a non-profit status approved by the state or federal government desiring to solicit or to have solicited in its name money, donations of money or property, or financial assistance of any kind or desiring

to sell or distribute any item of literature or merchandise for which a fee is charged or solicited from persons for a charitable, religious, patriotic, or philanthropic purpose by going from house to house, door to door, business to business, street to street, or other type of place to place, or when such activity is for the purpose of exercising that person's state or federal constitutional rights relating to the free exercise of religion or speech. Professional fundraisers working on behalf of an otherwise exempt person or group shall not be exempt from the permitting or registration requirements of this article.

**Sec. 18-240. – Permit investigation and issuance.**

A background investigation of all interested individuals for non-exempt permits is required and shall be conducted prior to the issuance of any permit required by this article, including renewals.

**Sec. 18-241. – Permit requirements.**

The permit will contain information deemed necessary by the city and shall be valid for one year from the date of issuance. Permit holders must wear some type of identification conspicuously showing their name and the organization for which they are working and must carry their city-issued permit when conducting the permitted business or activity.

**Sec. 18-242. – Solicitor registration.**

Solicitors, unless otherwise exempt pursuant to section 18-239, shall be required to register with the city prior to engaging in those activities. Registration shall be made on the same application form required for permits under this article, but no fee shall be required. Upon completion and submission of the registration form, the city administrator, or its designee, will issue to the registrant a certificate of registration as proof of the registration. Certificates of registration shall be non-transferrable. Registrants must carry their city-issued certificate when operating as solicitors in the city.

**Sec. 18-243. – Prohibited activities.**

- (a) *Loud noises and speaking devices.* A person permitted or registered under this article may not shout, cry out, blow a horn, ring a bell, or use any sound amplifying device upon any of the streets, alleys, parks, or other public places of the city or upon private premises where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the streets, alleys, parks, or other public places, for the purpose of attracting attention to any goods, wares, or merchandise which such permittee proposes to sell.
- (b) *Use of public ways.* A person permitted or registered under this article does not have an exclusive right to any location on a public street, alley, trail, or sidewalk, nor is such person permitted a permanent stationary location thereon. A person permitted or registered under this article may not operate in a congested area where such operation

might impede or inconvenience the public use of any public street, alley, trail, or sidewalk.

- (c) *Private property.* Issuance of a permit or registration certificate under this article does not permit the holder to conduct the allowed activity on private property without the ongoing permission of the property owner or the property owner's authorized agent. If any private property is conspicuously posted by the owner or person in control with a sign stating "no trespassing", "no solicitors", "no solicitors or peddlers", or similar language, the entry thereon by any person subject to the requirements of this article without express permission of the owner or agent shall be unlawful and deemed a public nuisance. To be conspicuously posted, the sign shall be least 3¾ inches long, 3¾ inches wide, the printing must not be smaller than 48-point type, and the sign must be placed near the principal entrance to the premises such that it is plainly visible prior to reaching the door of the premises. No person other than the owner or occupant of the premises shall remove, injure, or deface any such sign.
- (d) *Additional practices prohibited.* No peddler, solicitor, or transient merchant shall conduct business in any of the following manners:
- (1) Obstructing the free flow of either vehicular or pedestrian traffic on any street, alley, sidewalk, trail, or other public right-of-way;
  - (2) Entering upon any residential premises for the purpose of carrying on the person's trade or business between the hours of 8:00 p.m. and 9:00 a.m., unless such person has been expressly invited to do so by the property owner or occupant thereof;
  - (3) Ringing the doorbell, knocking on the door, or entering any residential or commercial premises that is conspicuously posted as provided in subdivision (c) of this section;
  - (4) Harassing, intimidating, abusing, or threatening a person, continuing to offer merchandise for sale to any person after being told not to do so by that person, or failing or refusing to leave the premises of any occupant after being told to do so by the occupant; or
  - (5) Creating a direct threat to the health, safety, or welfare of any individual or the general public.

**Sec. 18-244. – Inspections; enforcement; adverse permit decisions.**

- (a) A failure to meet any of the requirements outlined in this article may result in an immediate written order to correct the violation(s) or cease operations by city staff or local law enforcement. A failure to abide by such order is considered a violation of this article.

- (b) Any permit issued pursuant to this article may be suspended or revoked by a city official if the permit holder has violated any part of this article or is otherwise conducting business in such a manner as to constitute a breach of peace, fraudulent conduct, or any other conduct that is prohibited by local, state or federal laws or regulations. The adverse action will become final if the holder does not file an appeal pursuant to this section. When taking adverse action on any permit issued under this article, the city official shall provide the permit holder with written notice of the adverse action and reasons for said adverse action. The notice shall inform the person of their right to be heard before the City Council by requesting a hearing within 10 calendar days. The City Council shall only conduct a hearing on an adverse action if such a request is made by the aggrieved party in writing within that 10-day period. If a request for a hearing is properly made, the City Council shall conduct the hearing at a City Council meeting within 30 days of the aggrieved party's request, and following such hearing, the City Council shall issue the city's final decision based on its findings.

**Sec. 18-245. – Penalty.**

Any person who violates any provision of this article shall be guilty of a misdemeanor, and upon conviction shall be subject to no more than the maximum penalties provided in Minnesota Statutes, section 609.02, subd. 3, as amended. Each day a violation continues to exist shall constitute a separate offense. Nothing herein shall preclude the city from enforcing this article through other available mechanisms, including, but certainly not limited to, a civil action seeking injunctive relief or any other remedy in law or equity.

**Secs. 18-246—18-260. - Reserved.**

**SECTION 2.** The City Council of the City of Clearwater hereby amends Chapter 18 Article V of the Clearwater City Code by deleting it in its entirety and replacing it with the following:

**Sec. 18-341. – Purpose and intent.**

This article is intended to describe the requirements for an establishment preparing and/or serving food from a self-contained readily moveable vehicle in the city and to regulate the conditions from which the establishment operates within the city for the promotion of business within the city and for the protection of customers and the general public. All mobile food units must comply with this article in order to operate within the city. The purpose of the regulations in this article is to protect the public health, manage potential conflicting uses of the public right of way, and minimize unfair competition with fixed-site prepared food vendors in the community.

**Sec. 18-342. – Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- (a) *Gray Water.* Wastewater created through the operations of a mobile food unit, including, but not necessarily limited to, the term's definition in Minnesota Rules, 7080.1100, subp. 37, as it may be amended from time to time.
- (b) *Mobile Food Unit.* Either (i) a self-contained food service operation located in a motorized wheeled or towed vehicle that is readily movable without disassembling, and that is used to store, prepare, display, or serve food intended for individual portion service, regardless of whether such food is prepackaged or prepared within said vehicle; or (ii) mobile food unit as defined in Minnesota Statutes, section 157.15, subd. 9, as it may be amended from time to time.

**Sec. 18-343. – Permit required; applications.**

- (a) *Permit Required.* No person shall operate a mobile food unit in the city without a permit to do so issued by the city. A permit will be issued administratively pursuant to the provisions of this article, by city staff, provided that the applicant has met all requirements of this article. Permits are non-transferrable and must be visibly displayed on the mobile food unit at all times while operating in the city.
- (b) *Permit Term.* A permit issued by the city under this article will allow mobile food unit operation in the city for one year following its issuance. Renewals shall be administered through the same process as the initial permit issuance.
- (c) *Permit Applications.* The permit application or any renewal shall be made by the operator of the mobile food unit. Application forms are available from the city and must be completed in full and accompanied by the appropriate permit fee as established by the city council in its fee schedule. Applications must also be accompanied by the following:
  - (1) A copy of a valid license issued by the Minnesota Department of Health if required under Minnesota State Law.
  - (2) A certificate of insurance by an insurance company authorized to do business in the state, evidencing the following:
    - i. Commercial general liability insurance or its equivalent, with a limit of not less than one million dollars (\$1,000,000.00) each occurrence and an annual aggregate limit of not less than two million dollars (\$2,000,000.00);
    - ii. Automobile liability insurance with a limit of not less than one million dollars (\$1,000,000.00) combined single limit covering the vehicle licensed as a mobile food unit, and if applicable, any vehicle used in conjunction with the mobile food unit; and

- iii. If the mobile food unit will be operated on public property, including public right-of-way, the city shall be named as a certificate holder and as an additional insured.
- (d) *Review.* Upon receipt of an application and payment of the requisite fee, the city administrator will determine if the application is complete. An application will be considered complete if all required information is provided and the fee is paid. If the city administrator determines that the application is incomplete, the city administrator will inform the applicant of any information that is missing. If the application is complete, the city administrator may make investigation to verify that the information provided with the application is true and accurate. Following any review deemed necessary, in the city's sole discretion, the city administrator will issue the permit administratively unless any grounds for denial exist under section 18-347(c), in which case the administrator will deny the application in accordance with said section.
- (e) *Exception.* A permit is not required to operate a mobile food unit approved for use during an annual community festival or other event organized or facilitated by or in conjunction with the city, such as Music in the Park, or the fire department's annual open house, provided, however, that such mobile food unit operations must still adhere to all other requirements of this article.

#### **Sec. 18-344. – Locations.**

A mobile food unit may only operate in the locations set forth below and shall adhere to a request by city staff or local law enforcement to relocate if operating in violation of this subsection. Approved locations are as follows:

- (a) A mobile food unit may operate in a parking lot of a property zoned for either commercial or industrial uses with the consent of the property owner.
- (b) A mobile food unit may operate in a residential zoning district if on private property for catering purposes (such as a private graduation party or wedding) and not open for sales to the general public, with the consent of the property owner.
- (c) A mobile food unit may operate in the public right-of-way if parked in a legal parking space as long as it does not create a public safety hazard for other vehicles, pedestrians, or the general public.
- (d) A mobile food unit may operate at a government-owned property if there is permission of the government entity or agency controlling that property through a permit, agreement or other approval process, including the payment of any fee that may be required by said government entity.
- (e) A mobile food unit may not operate within 50 feet of property containing a brick-and-mortar operational restaurant in the city unless it is owned and operated by that restaurant or has that restaurant's written consent to operate within 50 feet.

**Sec. 18-345. – Performance standards.**

A mobile food unit permit holder is subject to the following performance standards, and said permit holder is responsible for the adherence to said standards by any of their employees and agents while said employees and agents are operating the mobile food unit in the city:

- (a) Mobile food units must meet all requirements of the Minnesota State Fire Code.
- (b) Mobile food units may only conduct sales between the hours of seven o'clock (7:00) A.M. and ten o'clock (10:00) P.M. Sunday through Thursday and seven o'clock (7:00) A.M. and twelve o'clock (12:00) A.M. Friday and Saturday, unless extended hours are authorized during a special event organized by or in conjunction with the city, including, but not necessarily limited to, the community festival.
- (c) When located within 100 feet of any residentially zoned property, mobile food units may not operate a generator or related equipment except between nine o'clock (9:00) A.M. and eight o'clock (8:00) P.M., unless extended hours are authorized during a special event organized by or in conjunction with the city. All noise-making equipment is also subject to subsection (g) below irrespective of where and when it is operated.
- (d) Waste generated by the mobile food unit must be transported out of the city daily and disposed of in accordance with all Federal, State, and local regulations. Grey water may not be drained into city stormwater drains.
- (e) A mobile food unit may not have their service window facing the public right-of-way in a manner that requires customers to stand or otherwise line up into areas where motor vehicles operate.
- (f) A mobile food unit must provide its own independent power supply unless a special event permit has been issued by the city which authorizes connection to a power supply in a public park.
- (g) When measured from any nearby property, sound emanating from a mobile food unit or from noise-making equipment operated in conjunction with a mobile food unit may not violate the noise standards provided in Minn. R. 7030.0040, subp. 2.
- (h) Propane tanks must be attached or secured to the mobile food unit and must be adequately ventilated.
- (i) A permit holder must comply with all other applicable laws, ordinances, regulations, parking zones and posted signs.

**Sec. 18-346. – Additional prohibited conduct.**

It is unlawful for any person engaged in the business of mobile food unit operation to do any of the following:

- (a) Fail to display proof of permit and produce valid identification when requested by city staff or law enforcement;
- (b) Remain on the property of another when asked to leave;
- (c) Claim endorsements by the city based on permit; and
- (d) Conduct business in any manner as to create a threat to the health, safety and welfare of a specific individual or the general public.

**Sec. 18-347. – Inspections; enforcement; adverse permit decisions.**

- (a) A mobile food unit operating in the city is subject to inspection by city officials at all times to ensure adherence to this article.
- (b) A failure to meet any of the requirements outlined in this article may result in an immediate written order to correct the violation(s) or cease operations by city staff or local law enforcement. A failure to abide by such order is considered a violation of this article.
- (c) Any permit requested or issued pursuant to this article may be denied, suspended, or revoked by a city official if the permit holder has violated any part of this article or is otherwise conducting business in such a manner as to constitute a breach of peace, fraudulent conduct, or any other conduct that is prohibited by local, state or federal laws or regulations. Falsification of information required for a permit is also grounds for denial, suspension or revocation of a permit. The adverse action will become final if the holder does not file an appeal pursuant to this section. When taking adverse action on any permit requested or issued under this article, the city official shall provide the applicant or permit holder, as the case may be, with written notice of the adverse action and reasons for said adverse action. The notice shall inform the person of their right to be heard before the City Council by requesting a hearing within 10 calendar days. The City Council shall only conduct a hearing on an adverse action if such a request is made by the aggrieved party in writing within that 10-day period. If a request for a hearing is properly made, the City Council shall conduct the hearing at a City Council meeting within 30 days of the aggrieved party's request, and following such hearing, the City Council shall issue the city's final decision based on its findings.

**Sec. 18-348. – Penalty.**

Any person who violates any provision of this article shall be guilty of a misdemeanor, and upon conviction shall be subject to no more than the maximum penalties provided in Minnesota Statutes, section 609.02, subd. 3, as amended. Each day a violation continues to exist shall constitute a separate offense. Nothing herein shall preclude the city from enforcing this article

through other available mechanisms, including, but certainly not limited to, a civil action seeking injunctive relief or any other remedy in law or equity.

**Secs. 18-349—18-360. - Reserved.**

This ordinance shall take effect and be in force after its passage and summary publication in accordance with state law.

Adopted by the Clearwater City Council this \_\_\_\_ day of \_\_\_\_\_, 2026.

ATTEST:

APPROVED BY:

\_\_\_\_\_  
Annita M. Smythe, City Administrator

\_\_\_\_\_  
Andrea Lawrence Wheeler, Mayor

DRAFT