

CITY OF LEXINGTON
ANOKA COUNTY
MINNESOTA

ORDINANCE NUMBER 22-03

AN INTERIM ORDINANCE ESTABLISHING A MORATORIUM TEMPORARILY PROHIBITING THE ESTABLISHMENT OF NEW MEDICAL FACILITIES OR THE EXPANSION OF EXISTING MEDICAL FACILITIES FOR A PERIOD OF ONE YEAR.

WHEREAS, pursuant to Minnesota Statutes, Section 462.355, subdivision 4, cities may adopt interim ordinances in order to study the impacts of certain uses, and determine whether regulations are appropriate for the purpose of protecting the public health, safety, and welfare of their citizens; and

WHEREAS, the City is undertaking a study to consider possible changes to the Zoning Ordinances, Business Licensing and Permits, and the City Code that would address the types of uses and controls involving medical facilities, clinics, and other businesses which provide medical treatment or counseling, including dispensing pharmaceutical drugs, and the City may implement suggestions from the study.

THE CITY COUNCIL OF THE CITY OF LEXINGTON ORDAINS:

SECTION 1: PROHIBITION. No business, person, or entity may establish a new use or expand an existing use that includes or involves medical facilities, clinics, and other businesses which provide medical treatment or counseling, including dispensing pharmaceutical drugs, for a period of up to twelve (12) months from the effective date of this ordinance; until ordinances regulating such uses become effective; or until the Council rescinds this Interim Ordinance, whichever occurs first.

SECTION 2: STAFF DIRECTED STUDY. City Staff is directed to conduct a study to gather information and make a recommendation to the Planning and Zoning Commission and/or the City Council to determine if the Zoning Ordinances, Business Licenses and Permits, and the City Code need to be amended regarding these types of uses to better protect the citizens of Lexington, and if so, what regulations are appropriate.

SECTION 3: SUMMARY PUBLICATION. Pursuant to Minnesota Statutes Section 412.191, in the case of a lengthy ordinance, a summary may be published. While a copy of the entire ordinance is available without cost at the office of the City Clerk, the following summary is approved by the City Council and shall be published in lieu of publishing the entire ordinance:

“The City will be undergoing a study regarding medical facilities, clinics, and other businesses which provide medical treatments or counseling, including dispensing pharmaceutical drugs to determine if regulations surrounding zoning and licensing are appropriate. No new use may be established, and no existing use may be expanded until the City adopts regulations regarding these uses, or determines no regulations are necessary and rescinds the interim ordinance or for a period of one year, whichever occurs first.”

SECTION 4: EFFECTIVE DATE AND DURATION. This ordinance shall take effect and be in full force from and after its passage and publication. It shall remain in effect until the adoption of official controls contemplated herein by the City, the Council rescinds or terminate this Ordinance, or twelve (12) months from its effective date.

PASSED AND DULY ADOPTED this 20th day of October 2022 by the City Council of the City of Lexington.

Mike Murphy, Mayor

ATTEST:

Bill Petracek, City Administrator