CITY OF SHOREVIEW
AGENDA
CITY COUNCIL WORKSHOP
Monday July 20, 2026
5:00 PM

Under MN Statutes 13D.02 and city policy, council members may participate remotely.

1. **GENERAL BUSINESS**
   - 1.a Climate action plan draft scope and goals
   - 1.b Deer management in southern Shoreview
   - 1.c Cleanup day event discussion
   - 1.d Massage therapy ordinance updates

2. **OTHER ISSUES & LIAISON UPDATES**

3. **ADJOURNMENT**

Memorandum

TO: City Council Workshop

FROM: Krista Billerbeck , Natural resources manager

DATE: July 20, 2026

SUBJECT: Climate action plan draft scope and goals

ITEM NUMBER: 1.a

SECTION: GENERAL BUSINESS

REQUESTED MOTION

INTRODUCTION

The council identified a strategic priority to develop a climate action plan to be completed by 2027. Staff was directed to develop a climate action plan that is consistent with Ramsey County's climate action plan, adapted to Shoreview's circumstances. The priority states that the plan should assess risks to public infrastructure and private property; identify opportunities for long-term cost savings for the city, residents, and businesses; and include measurable indicators for success.

Staff has compiled a draft scope and goals for a climate action work plan and requests the council review, discuss, and provide feedback.

DISCUSSION

Through discussions, staff recommend taking a workplan approach with an internal focus on city operations and in-house practices. The workplan will have a five year scope and identify specific actions that each department will aim to complete. As opposed to a long range plan, a workplan will establish actionable steps the city can work on now to make progress on broader goals. This will provide the opportunity for staff to evaluate progress at the end of the workplan timeframe, assess the next best steps and develop new actions for the next phase.

All climate plans include goals to mitigate and adapt to the impacts of climate change. Mitigation goals are actions that reduce greenhouse gas emissions. Greenhouse gas emissions primarily come from energy used for buildings, transportation, and waste. Adaptation goals are steps to plan for the effects of climate change that are already happening and will continue. These actions aim to increase resilience in conditions of higher amounts of precipitation; more intense events, whether rainfall or drought; and warmer temperatures.

In addition to the city council's strategic priority, the Metropolitan Council has new climate requirements for the next comprehensive plan update. The Met Council will require communities to include a greenhouse gas inventory in their plans, as well as strategies for mitigation and adaptation.

To align with the plans of Ramsey County and the State of MN, staff recommend following the

focus areas used by both, adapted to the city level. The focus areas are:

- Clean transportation - connect people to places through a safe, equitable, and sustainable transportation system. This includes travel options, clean and efficient vehicles, and infrastructure.
- Thriving communities - help communities prepare for, respond to, and recover from impacts of climate change. This includes resilient infrastructure, waste reduction, and updating planning and zoning.
- Clean energy and efficient buildings - reduce greenhouse gas emissions in buildings by improving efficiency and renewable use.
- Climate smart natural land - manage city landscapes in a way that increases resilience and reduces greenhouse gas emissions.
- Healthy lives - help respond to the health impacts of climate change. This includes topics such as drinking water and awareness of the impact of climate change on health.
- Clean economy - promote energy efficiency, renewable energy, and waste reduction in businesses. This is primarily externally focused and is not as relevant for the internal focus of this workplan.

Based on the proposed scope and focus areas, public works, parks and recreation, and community development created goals that reflect work already taking place and expands existing work. The attached spreadsheet lists draft goals and the corresponding department. Some information still needs to be gathered before being able to make specific, well informed goals. For example, building energy assessments will need to take place before being able to identify specific building improvements that can be made. Some goals reflect other strategic priorities already laid out by council and staff request further direction on these. For example, additional direction is needed on strategic goals of converting maintenance equipment to electric and reducing turfgrass in city parks. The majority of the goals listed have associated costs, many of which are unknown at this point. Staff asks the council to discuss the priority level of goals and within the broader context of city operations and budgets.

Councilmember Gardner provided a memo with suggestions for strategic guidance on the climate action plan which is attached at the end of this report.

RECOMMENDATION

Staff recommend the council review the draft scope and goals of the climate action workplan and provide direction.

ATTACHMENTS

Draft Climate Action Workplan Goals
Gardner Climate Action Memo

Draft Goals: Climate Action Workplan 2027-2031				
Focus area: Clean Transportation				
Goal	**Department**	**Timeline**	**Cost**	**Notes**
Convert 13% of fleet to EV by 2031 - Replace fleet vehicles with electric according to fleet study and replacement schedule	Public Works	On replacement schedule	Built into replacement schedule	Majority of city vehicles are used for plowing and not a candidate for replacement with EV
Update fleet study at end of workplan	Public Works	2031		Initial fleet study conducted in 2020 and updated in 2022
Develop plan to install charging stations for fleet and public vehicles	Public Works/Parks			
Install 5 new charging stations by end of workplan	Parks/Public Works		Incorporated into current CIP	2 public stations to be installed at community center in '26, 1 fleet station in '26, 1 public station at McCullough in '28, 1 fleet station in '30
Convert 70% of city street lights to LED	Public Works	Every other year	Incorporated into current CIP	Street light replacement projects scheduled every other year
Focus area: Thriving Communities				
Goal	**Department**	**Timeline**	**Cost**	**Notes**
Incorporate recommendations from stormwater resiliency study into CIP	Public Works	Approved CIP		Received grant from MPCA to conduct stormwater resiliency study in 2025
Conduct resiliency study on critical infrastructure (lift stations, wells); incorporate into CIP	Public Works	2026-2027		
Promote Food Scraps Pickup Program	Public Works	Ongoing		Led by Ramsey County; assistance of sustainability intern
Develop plan and implement organics/food scrap collection in city hall/community center in phased rollout	Parks			
Create mixed use zoning districts around transit/traffic corridors in development code	Community Dev			
Adopt bicycle storage standards for residential and commcercial development in development code	Community Dev			
Incorporate EV charging requirements for new parking lots and parking lot redevelopment in development code	Community Dev	Ongoing		Planned for development code update in 2026, will begin administering in 2027
Reduce lot size and increase density standards for the R1 district in the development code	Community Dev			
Update parking stall requirements in development code	Community Dev			
Adopt wind energy conversion system standards to permit subject to standards in development code	Community Dev			
Focus area: Clean Energy and Efficient Buildings				
Goal	**Department**	**Timeline**	**Cost**	**Notes**
Conduct building energy assessment on community center/city hall	Parks	2026		Building audit scheduled for August 2026 through Xcel program
Incorporate recommendations into CIP	Parks	Approved CIP		
Conduct building energy assessment on maintenance center, water treatment plant, lift stations	Public Works	2026		
Incorporate recommendations into CIP	Public Works	Approved CIP		Ex. update well #4 with VFD, upgrade well #5 electrical
Complete energy efficiency updates to maintenance center - finish replacement to LED, garage door insulation, occupancy sensors, smart controllers on thermostats	Public Works		Incorporated into current CIP	
Research renewable energy subscriptions for city buildings	Parks/Public Works			
Install solar on Bobby Theisen and Commons park buildings	Parks			
Focus area: Climate smart natural land				
Goal	**Department**	**Timeline**	**Cost**	**Notes**
Evaluate areas to reduce turf grass in city parks and create plan	Parks			
Evaluate conversion of maintenance equipment to electric	Parks			
Continue providing opportunities for residents to plant trees	Public Works	Ongoing		Traditional and subsidized tree sales
Plant diversity of tree species selected for changing climate	Public Works/Parks	Ongoing		
Support research related to turf grass alternatives	Public Works			Through partnership with UMN
Focus area: Healthy lives				
Goal	**Department**	**Timeline**	**Cost**	**Notes**
Develop plan and look for funding opportunities for connecting Brookside Mobile Home Park to city water	Public Works	Ongoing		
Continue providing educational opportunities to residents on relevant climate related topics	Parks/Public Works	Ongoing		Through parks programming and EQC speaker series

To: Shoreview City Council

From: Council Member Gardner

Date: July 20, 2026

Re: Suggestions for Strategic Guidance on Climate Action Plan

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I would like to suggest that the council request a particular emphasis for at least part of the Climate Action Plan. While it would be great for everyone in Minnesota to have a high sense of urgency about climate for its own sake, Shoreview will get more "buy in" from the Council, staff, and residents if we connect climate actions to other benefits and outcomes. It's also important that we as elected officials not get caught up in every detail that the staff can figure out.

1. Emphasize Climate Actions That Have Co-Benefits

We can prioritize actions that provide additional benefits that are more recognizable. Examples include:

Reduced Cost of Living

- Lower **energy bills**
- Lower **transportation costs**
- Lower **homeowners insurance rates**

Reduced Financial or Health Risk

- **Household examples**: Reduced volatility in energy costs during international crises; reduced basement flooding through better stormwater tools
- **City examples**: Avoided costs from catastrophic infrastructure failure; longer life-span of assets
- **Health examples**: Connection of climate with increased periods of poor air quality; show ways to reduce particulate emissions or ground-level ozone

Enhanced Quality of Life

- **Safety**: Reduced risk of fire; lower carbon monoxide levels
- **Noise**: Fewer loud mowers, engines, and power tools in neighborhoods
- **Biodiversity**: Restored habitat and stormwater tools like raingardens
- **Shade**: Enhanced and diversified tree canopy
- **Air quality**: Fewer high quantity emitters like gas lawn mowers and diesel
- **Warmer/cooler**: Reduced risk of blackouts/brownouts due to more efficient HVAC, and increased comfort from better insulation and efficiency
- **Connectivity**: Bike trails and lanes that make intercity transportation possible

2. Emphasize Changing Norms over Time

Cities don't always have to use regulations to accomplish goals. Cities can help normalize actions that might seem unconventional. The increasing acceptance of native plants in resident yards is an example. Because of the city's outstanding communications tools, we can use the power of persuasion to change norms, such as the following outcomes:

- **Knowledgeable property owners**: More consumers understand that climate-friendly technology is desirable and can save money (heat pumps, solar, heat pump water heaters, etc.).
- **Knowledgeable vendors**: HVAC, electrical, roofing, and appliance vendors are familiar with technology or long-term benefits of climate-friendly or climate-resilient products, and educate customers about the benefits. The permitting process becomes an education opportunity.
- **Happy businesses**: Shoreview's business community recognizes the value of energy efficiency and renewable energy (e.g., solar at Target, Kowalski's, Wells Fargo, and the school district), which the city can highlight.
- **Innovative city staff**: Staff become catalysts for change by identifying opportunities for efficiencies (e.g., SolarAPP+); learning from other cities (e.g., 19 cities with experience with electric lawn care equipment).
- **Community networks**:
    - Xcel has created Beneficial Electrification Networks of people, governments, and faith communities that can model success.
    - Metro CERTS trains electrification coaches.
    - Met Council, Amazon, USPS, Target, Wells Fargo, and Kowalski's all have experience to share with EVs, solar, etc.
    - Minnesota EV owners regularly have expos for consumers to test drive and ask questions of their peers.

Memorandum

TO: City Council Workshop

FROM: Krista Billerbeck , Natural resources manager

DATE: July 20, 2026

SUBJECT: Deer management in southern Shoreview

ITEM NUMBER: 1.b

SECTION: GENERAL BUSINESS

REQUESTED MOTION

INTRODUCTION

Based on staff interactions with residents and observations, the deer population in southern Shoreview (south of I-694) has increased over time leading to property damage and negative human-deer interactions. The increase in population prompts the need to discuss the potential for more deer management in this part of the city.

DISCUSSION

The conditions in Shoreview, as with many other metro communities, create favorable habitat for deer. The year-round sources of food and shelter as well as lack of natural predators often lead to an overpopulation. Deer prefer edge habitats, areas between two types of land uses or habitats, which are very common in developed landscapes such as suburban communities.

Elevated deer populations have negative impacts on human and natural systems, such as increased deer/vehicle collisions, damage to gardens and landscaping, and reduction in plant diversity and growth.

The MN DNR sets guidelines for population density based on available habitat, about 15-20 deer per square mile of habitat. The city can be broken up into three sections based on highways which can be natural barriers of movement for deer. John Moriarty, retired natural resources manager at Three Rivers Park District and previously Ramsey County, estimated the amount of suitable deer habitat within the city and how many deer sections the city can support. The majority of deer habitat is found in the northern part of the city, between County Road J on the northern border to Highway 96, due to the large amount of Ramsey County open space. The acreage of open space in the northern part of the city can support about 20 - 30 deer. The central portion of the city, between Highway 96 and Interstate 694, contains less available habitat but can still maintain a smaller herd, about 10 - 15, due to the open space around Snail and Grass Lakes. The southern portion of the city can support the fewest deer, with acreage to support only about three to four deer.

To address the high deer population, Shoreview has participated in deer management in various ways within the city for over 20 years. Deer management activities include partnering with Ramsey County on aerial surveys to monitor the population, banning wildlife feeding by

city ordinance, collaborating with Ramsey County on controlled hunts, and holding a controlled hunt on a private apple orchard from 2010 - 2023.

Ramsey County conducts controlled archery hunts in partnership with Metro Bowhunters Resource Base, MBRB, a non-profit organization that aids in deer management by administering special bowhunts throughout the Twin Cities. In Shoreview, these hunts currently take place in the northern part of the city, in Rice Creek Trail Corridor, Turtle Creek Open Space, and Poplar Lake Open Space, and will continue this winter.

The city conducted a controlled archery hunt with MBRB in coordination with the property owner of a privately owned apple orchard in the central portion of the city from 2010 - 2023. A few deer were typically harvested from this property each year. The hunt was not conducted beginning in 2024 due to the land being sold and developed.

The southern portion of the city, from Interstate 694 to the southern border, has the least amount of area for deer habitat. This is the area where the city receives the most complaints regarding deer, and has not had specific removal efforts. Longtime residents have observed an increase in the number of deer over time and cite the damage to trees and other plants on their property. One resident stated that in 1990 it was uncommon to see more than two or three deer from their property and now they often see a herd of 12 or more deer in their yard. Another resident expressed concern for newly planted trees in their neighborhood after seeing the damage deer cause. This resident also often sees three to four deer bedded down in their neighbor's yard in the morning and share the sentiment that the population has greatly increased. Another resident shared that they used to see occasional deer once or twice a year on their property 20 - 30 years ago and now have three to five deer bedded down in their backyard almost daily. City staff experience damage from deer on trees planted in the right of way and parks in this part of the city. Staff have taken measures to protect the trees but have needed to replace trees that do not survive.

Due to the lack of available space, a controlled hunt is not feasible in this portion of the city. This led staff to look at other options and discuss with neighboring agencies. Another form of deer management is through deer removal as part of an integrated wildlife damage management approach conducted by the United States Department of Agriculture Wildlife Services (Wildlife Services). USDA Wildlife Services works with metro municipalities on reducing wildlife damage through this approach. They establish cooperative service agreements and goals for deer management with many agencies in the area. Their wildlife biologists are sharpshooters and remove deer in a safe and effective way. Many metro cities work with them including the neighboring cities of Roseville and North Oaks. Other cities have found Wildlife Services to be safe, professional, and effective.

Staff met with Wildlife Services staff to discuss deer removal in the southern portion of the city and their staff assessed potential locations. There were no good options on city property and Wildlife Services identified a Ramsey County property within Shoreview adjacent to Island Lake and a City of Roseville property bordering Shoreview as good locations due to safety considerations, accessibility, and size. Please see the attached map outlining these locations.

Wildlife Services would develop a work plan and associated fees if the city decides to proceed. City staff would need to communicate with them in the near future so they can ensure they have capacity. Wildlife Services and city staff would also need to coordinate with Ramsey County and Roseville on access to the proposed properties. The quoted fees from Wildlife

Services are approximately $12,000 which would come out of the Forestry budget. Harvested deer are processed and donated to local food shelves. Staff would monitor removal efforts and evaluate the plan for subsequent years.

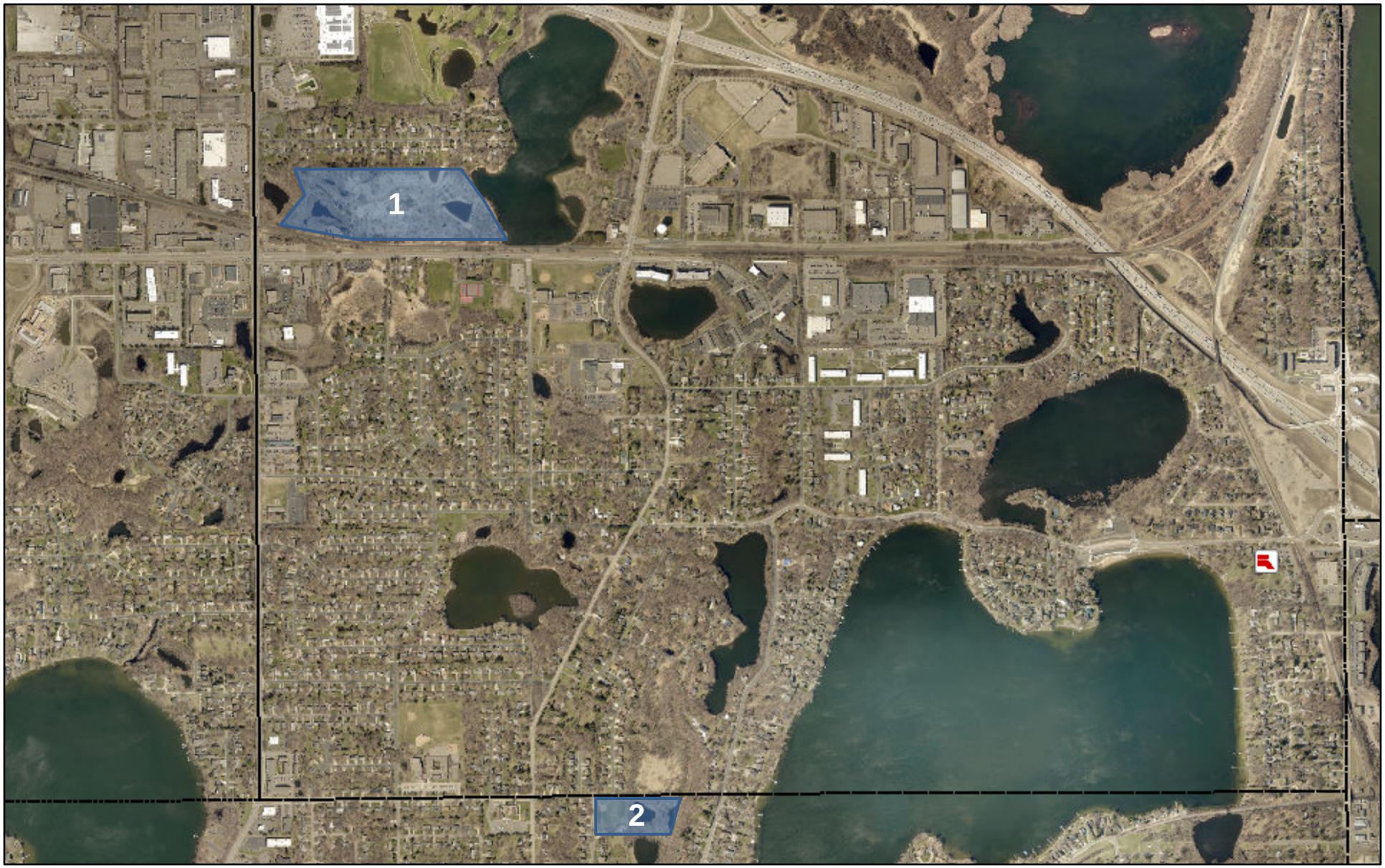
RECOMMENDATION

Staff recommends the council discuss the information presented and provide direction on how to proceed with deer management efforts in southern Shoreview.

ATTACHMENTS

Wildlife Services potential locations
Deer in backyards

Potential Sharpshooting Locations



1:16,000

0 0.13 0.25 0.5 mi

0 0.2 0.4 0.8 km

1 - Ramsey County Parks Property

2 - Valley Park, City of Roseville

Photos from 2 backyards





Memorandum

TO: City Council Workshop

FROM: Krista Billerbeck , Natural resources manager

DATE: July 20, 2026

SUBJECT: Cleanup day event discussion

ITEM NUMBER: 1.c

SECTION: GENERAL BUSINESS

REQUESTED MOTION

INTRODUCTION

Staff will provide the council an update on this year's cleanup day event and seek input on future events.

DISCUSSION

The council discussed the cleanup day event at the November 2025 workshop. At the workshop, staff shared the history and structure of the cleanup event, changes over time, and evaluation of the event given current considerations such as the variety of disposal options available to residents and staff time required coordinate and staff the event.

Based on the discussion, staff held this year's cleanup day event at the Republic transfer station in Blaine on May 9 from 8 am - noon. Republic staff handled the traffic control and disposal stations and city staff checked vehicles and collected payment. Republic took in the majority of items brought such as bulky trash, scrap metal, and general recycling, and their vendor took in appliances and tires. The number of city staff needed to work the event was greatly reduced. There was also less coordination needed by staff since we did not schedule outside vendors to attend for specific materials.

Approximately 150 vehicles disposed of items at the event this year, compared with recent typical participation of about 400 vehicles. Vehicles were charged a fee based on the size of the vehicle/load, similar to past events. This year's event cost approximately $8,000 with vehicle fees bringing in about $6,200, or a little over 75%. The event in 2025 cost about $27,000 with vehicle fees bringing in about $16,000, or about 60% of the cost.

Based on the information from the change in format to this year's cleanup day event, staff are seeking feedback from the council for future planning. Staff suggest two options to consider:

Option 1 - Hold a cleanup day event in 2027 in the same format that was held this year at the Republic transfer station. This event format is less time intensive for city staff and vehicle fees covered a greater percentage of the cost. As part of funding received for recycling, the county encourages providing bulky waste item collection to residents. A cleanup day event is one way to offer collection for this type of item. Holding an event at the transfer station in 2027 would

provide more data to see if participation increases or stays at the lower number.

Option 2 - Cancel the event for 2027. The number of vehicles participating in the event decreased significantly with the change in location. If the council is interested in canceling the event, staff ask that the council discuss whether other options for bulky item collection should be explored.

RECOMMENDATION

It is recommended that the city council discuss this information and provide direction to city staff.

ATTACHMENTS

Memorandum

TO: City Council Workshop

FROM: Renee Eisenbeisz , Assistant City Manager

DATE: July 20, 2026

SUBJECT: Massage therapy ordinance updates

ITEM NUMBER: 1.d

SECTION: GENERAL BUSINESS

REQUESTED MOTION

INTRODUCTION

The city council is being asked to review and discuss possible updates to the city's massage therapy ordinance.

DISCUSSION

Earlier this year, Little Canada and Vadnais Heights approved updates to their massage therapy ordinances to address complementary and alternative health care (CAHC) practices and establishments. CAHC includes a broad range of healing or therapeutic practices that fall outside of traditional massage therapy practices.

Chapter 10, article VIII of the city code outlines regulations for massage therapists and establishments. Since CAHC falls outside of traditional massage therapy practices, our current city code does not regulate those practices or establishments. After reviewing state statutes and ordinances from Little Canada and Vadnais Heights, staff drafted the attached updates to regulate CAHC practices and establishments. Additionally, staff are recommending changes to chapter 10, article II regarding background checks.

Below is a summary of the changes:

Article II, section 10-32

This section outlines regulations for background checks on applicants. Under the current practice, Ramsey County Sheriff's Office just conducts background checks in Minnesota. Staff are recommending that language be added requiring applicants to submit a third-party background check if they have not lived in Minnesota for the preceding five years.

Article VIII

Many of the changes in this article are to add CAHC to the city's current regulations. Under the proposed changes, anyone practicing or opening a business in CAHC would need to get a license through the city. They would then be required to follow the same regulations that massage therapists and establishments need to follow such as hours of operation, clothing requirements, liquor and cannabis use, etc. Section 10-229 also includes additional regulations from Little Canada and Vadnais Heights' ordinances.

The city attorney has reviewed and approved the draft language.

RECOMMENDATION

The city council should discuss the possible updates and provide direction to staff on the proposed language. If the city council is comfortable with this direction, an ordinance will be brought forward in August for approval.

ATTACHMENTS

Draft massage therapy updates

ARTICLE II. LICENSING

Sec. 10-32. Background investigations.

(a) The purpose and intent of this section is to establish regulations for background checks on applicants for licenses listed in section 10-32(b). Additionally, it is to allow ~~that will allow~~ law enforcement access to the state's computerized criminal history information for specified non-criminal purposes of licensing background checks.

(b) The county sheriff's office is hereby required, as the exclusive law enforcement agency for the city, to do a criminal history background investigation on the applicants for the following licenses within the city:

(1) Liquor licenses.

(2) Tobacco licenses.

(3) Mobile vendor permits.

(4) Solicitor registrations.

(5) Massage therapy licenses.

(6) Complementary and alternative health care licenses.

(~~6~~7) Pawnbroker licenses.

(~~7~~8) Cannabis registrations.

(c) In conducting the criminal history background investigation in order to screen license applicants, the sheriff's office is authorized to access data maintained in the state bureau of criminal apprehensions computerized criminal history information system in accordance with BCA policy. Any data that is accessed and acquired shall be maintained at the sheriff's office under the care and custody of the chief law enforcement official or their designee. A summary of the results of the computerized criminal history data may be released by the sheriff's office to the licensing authority, including the deputy clerk, or other city staff involved in the license approval process.

(d) Before the investigation is undertaken, the applicant must authorize the sheriff's office by written consent to undertake the investigation. The written consent must fully comply with the provisions of M.S.A. ch. 13 regarding the collection, maintenance and use of the information. Except for the positions set forth in M.S.A. § 364.09, the city will not reject an applicant for a license on the basis of the applicant's prior conviction unless the crime is directly related to the license sought and the conviction is for a felony, gross misdemeanor, or misdemeanor with a jail sentence. If the city rejects the applicant's request on this basis, the city shall notify the applicant in writing, including all of the information as required in M.S.A. § 364.05.

(e) All applicants for licenses listed in section 10-32(b) who have not held residency in Minnesota for the preceding five years must obtain and provide a third-party background check. A third-party background check must:

(1) Be conducted by a third-party consumer reporting agency or background screening company that is compliant with the federal Fair Credit Reporting Act and accredited by the Professional Background Screening Association.

(2) Include searches in all jurisdictions where the applicant has lived for the past five years.

ARTICLE VIII. MASSAGE THERAPY AND COMPLEMENTARY AND ALTERNATIVE HEALTH CARE PRACTICES ~~ESTABLISHMENTS AND SERVICES~~

Sec. 10-223. Purpose.

The purpose and intent of this article is to regulate massage therapy establishments and massage therapists, and other complementary and alternative health care practices in order to protect and promote the public health, safety and welfare by:

(1) Providing standards for education and training of massage therapists and complementary and alternative healthcare practitioners.

(2) Providing a clean, sanitary, healthy and safe environment in which massage therapists and complementary and alternative healthcare practitioners can operate.

(3) Requiring insurance coverage.

(4) Recognizing massage therapy and alternative healthcare practitioners as a legitimate business occupation.

Sec. 10-224. 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:

Chair massage is a massage provided to a fully clothed individual, and limited to the neck, shoulders, arms, and back.

Complementary and alternative health care (CAHC) practices shall mean touch-based practices in which physical contact is intentionally provided to a client for therapeutic, relaxation, comfort, or general wellness purposes, including but not limited to those described in Minnesota Statutes, Chapter 146A, whether or not the practitioner represents the service as improving health or well-being. Examples include healing touch, reiki, energy work, relaxation techniques, and other non-invasive practices intended to promote general wellness or stress reduction. The term applies only to practices in which physical contact is a purposeful and integral component of the service. Incidental or minimal contact that occurs solely for positioning, guiding, or placing objects does not constitute a complementary or alternative health care practice. All such practices shall be non-sexual in nature and conducted in a professional setting consistent with legitimate therapeutic objectives. The term does not include activities otherwise regulated as medicine, chiropractic, physical therapy, or massage therapy under other applicable provisions of this Code or State Statute.

Complementary and alternative health care (CAHC) practitioner means a person who offers complementary and alternative health care practices as part of a commercial transaction.

Complementary and alternative health care (CAHC) establishment shall mean any place wherein complementary and alternative health care practices are conducted by a complementary and alternative health care practitioner.

Massage therapist means any person who offers the service of massage therapy as part of a commercial transaction.

Massage therapy means any method of pressure on, or friction against, or stroking, kneading, rubbing, tapping, pounding, vibrating or stimulating the external parts of the human body with the hands or with the aid of any mechanical or electrical apparatus, or other appliances or devices, with or without such supplementary aids as rubbing alcohol, liniment, antiseptic, oil, powder, creme, lotion, ointment or other similar preparations.

Massage therapy establishment shall mean any place wherein massage therapy is conducted by a massage therapist.

Sec. 10-225. Prohibitions.

Except as hereinafter provided, no person, party, firm or corporation shall:

(1) Act in the capacity of a massage therapist or CAHC practitioner without first obtaining a license as hereinafter provided.

(2) Operate a massage therapist or CAHC establishment without first obtaining a license as hereinafter provided.

(3) Submit an application for a massage therapist or ~~massage therapy~~ establishment or CAHC practitioner or establishment license which contains false, inaccurate or misleading information.

(4) Act in the capacity of a massage therapist, CAHC practitioner or operate a massage therapy establishment or CAHC establishment contrary to the provisions of this article.

(5) Perform massage therapy or CAHC practices outside of a licensed massage therapy or CAHC establishment.

Sec. 10-226. Exemptions.

The following people are exempt from compliance with the provisions of this article:

(1) A massage therapist hired or employed by and exclusively providing treatment on the premises of a medical professional licensed under M.S.A. ch. 147 or 148, and individuals performing massage therapy under the direction of such persons, provided that they are rendering massage therapy within their scope of employment;

(2) Athletic directors and trainers certified by the National Athletic Trainers Association, provided that they are rendering massage therapy within their scope of employment and at their normal place of business;

(3) Beauty culturists and barbers, who do not give, or hold themselves out to give, massage therapy as defined herein, other than as is customarily given in such places of business for the purposes of beautification.

(4) A person or organization providing temporary massage services such as chair massage if the following requirements are met:

a. The massage is provided in a place of business where the massage can easily be seen by any employee or visitor on the premises;

b. The location does not hold a license to sell alcoholic beverages;

c. Massages are offered at the location no more than ten days per calendar year;

d. Each recipient of a massage remains in an upright position, either sitting or standing; and

e. Each recipient of a massage remains fully clothed.

Sec. 10-227. License application and fee.

An application for a massage therapist, ~~or~~ massage therapy establishment, CAHC practitioner, or CAHC establishment license shall be submitted on forms provided by the city manager which shall be fully, truthfully and accurately completed. The license fee in the amount provided in the city fee schedule shall be submitted with the application. Licenses shall expire December 31 of each year.

~~**Sec. 10-228. Law enforcement review.**~~

~~Upon receipt, the city manager shall forward copies of all applications to the city's law enforcement agency. The city's law enforcement agency shall report, in writing, to the city manager, as to any police record of the applicant which may reflect upon moral character or responsibility.~~

Sec. 10-228 ~~229~~. Requirements for massage therapist or CAHC practitioner's license.

A massage therapist or CAHC practitioner shall:

(1) Be 18 years of age or older, verified by a birth certificate, driver's license or copy of state ID/passport.

(2) Have received a comprehensive certificate of massage from a school recognized by the state higher education board with a minimum of 500 class credit hours.

a. CAHC practitioners are exempt from demonstrating educational credentials or certifications provided that they operate in compliance with Minnesota Statutes, Chapter 146A, and maintain a professional environment consistent with the intent of this article.

Sec. 10-229 ~~230~~. Massage therapy and CAHC establishment restrictions.

A massage therapy or CAHC establishment shall comply with the following regulations:

(1) The premises shall comply with applicable zoning, fire, health and building codes.

(2) The premises and equipment shall be clean, sanitary and well maintained.

(3) The holding of a license hereunder does not negate the requirement to hold other licenses or permits which may be applicable.

(4) No gambling shall be permitted on the licensed premises.

(5) No alcoholic beverages, cannabis products, or lower-potency hemp edibles shall be allowed on or permitted to be brought onto the licensed premises.

(6) No person who is visibly under the influence of alcoholic beverages or drugs shall be allowed on the licensed premises.

(7) No person shall be permitted to engage in disorderly conduct on the licensed premises and the licensee shall obey any reasonable order of the city's law enforcement agency to terminate or prevent such disorderly conduct.

(8) Licensees shall comply with city, county, state or federal laws, rules and regulations which are applicable to the licensed premises.

(9) The licensed premises shall be closed between the hours of 10 pm and 6 am.

(10) There shall be a waiting room for patrons which is separate from any area wherein massage therapy or CAHC practice is performed.

(11) There shall be no locks on doors of massage or CAHC practice rooms.

(12) No part of the licensed premises shall be used for or connected with any bedroom or sleeping quarters. No person shall sleep within the licensed premises except for a limited period incidental to and directly related to the provision of massage therapy or complementary and alternative health care services. No beds, mattresses, water mattresses, cots, or other such equipment designed or commonly used for sleeping shall be permitted on the premises. This provision does not apply to massage tables used for treatment purposes.

(13) Whenever a massage or CAHC practice is given, it shall be required by the massage therapist or CAHC practitioner that the person who is receiving the massage shall have their breasts, buttocks, and genitals covered by a nontransparent material.

(14) Any massage therapist or CAHC practitioner performing any massages or CAHC practice shall be fully clothed at all times.

(15) All licensed CAHC practitioners shall provide to each CAHC client prior to providing treatment a written copy of the complementary and alternative health care (CAHC) client bill of rights as per MN146A.

(1~~1~~6) The licensee shall permit inspections during regular business hours by the city's law enforcement agency, building inspector, or appropriate fire or health officials to determine compliance with the city regulations or other appropriate state or county regulations.

(17) No massage therapy or CAHC establishment shall discriminate between persons on the basis of race, color, creed, sex or national origin or ancestry.

Sec. 10-230 ~~231~~. Massage therapy home occupation restrictions.

A massage therapy home occupation shall comply with the following regulations:

(1) The premises shall comply with applicable zoning, fire, health and building codes, including the city's home occupation regulations.

(2) The premises and equipment shall be clean, sanitary and well maintained.

(3) The holding of a license hereunder does not negate the requirement to hold other licenses or permits which may be applicable.

(4) No gambling shall be permitted on the licensed premises.

(5) No alcoholic beverages, cannabis products, or lower-potency hemp edibles shall be allowed on or permitted to be brought onto the licensed premises by customers of the home occupation. Nor shall alcoholic beverages, cannabis products, or lower-potency hemp edibles be offered to or provided to the customers of the home occupation.

(6) No person who is visibly under the influence of alcoholic beverages or drugs shall be allowed on the licensed premises.

(7) No person shall be permitted to engage in disorderly conduct on the licensed premises and the licensee shall obey any reasonable order of the city's law enforcement agency to terminate or prevent such disorderly conduct.

(8) Licensees shall comply with city, county, state or federal laws, rules and regulations which are applicable to the licensed premises.

(9) The licensed premises shall be closed between the hours of 10 pm and 8 am on weekdays and 10 pm and 8 am on weekends.

(10) Customer appointments shall be scheduled so that there shall not be a need for a waiting room. If a waiting room is determined to be necessary or desired, it shall be separate from any area wherein massage therapy is performed.

(11) The licensee shall permit inspections during business hours by the city's law enforcement agency, building inspector, or appropriate fire or health officials to determine compliance with the city regulations or other appropriate state or county regulations

Sec. 10-231 ~~232~~. Display of permits.

The license of the massage therapy and CAHC establishment and of every massage therapist and CAHC practitioner employed thereby shall be displayed in an open and conspicuous place on the premises and shown to law enforcement officers upon request.

Sec. 10-232 ~~233~~. Changed conditions.

All licensees must notify the city manager, in writing, as soon as practicable, but in no event later than ten days, of each and every material change in circumstances with respect to material and information contained in or a part of the license application.

Sec. 10-233 ~~234~~. Insurance.

Massage therapist and CAHC practitioner licensees must have and maintain in full force and effect, during the license period, a policy of liability and malpractice insurance issued by an

insurance company licensed to do business in the state covering death, personal injury and property damage in the minimum amount of $300,000 per person and per occurrence.

Secs. 10-234—10-259. Reserved.