

**EUREKA TOWNSHIP
DAKOTA COUNTY, MINNESOTA**

Ordinance No. _____

**AN ORDINANCE AMENDING CHAPTER 240 OF THE CODE
OF THE TOWN OF EUREKA REGARDING AGRITOURISM**

The Board of Supervisors of the Town of Eureka ordains:

Section 1. Agricultural District. Section 240-7(D) of the Code of the Town of Eureka is hereby amended by adding a new use to the list of interim uses as follows:

(3) Agritourism activities.

Section 2. Definitions. Section 240-64 of the Code of the Town of Eureka is hereby amended by adding new definitions as follows:

AGRITOURISM ACTIVITY

An activity carried out on a farm or ranch that allows organizations or members of the general public, for recreational, entertainment, charitable, or educational purposes, to view, enjoy, or participate in rural activities, including, but not limited to: farming; viticulture; winemaking; ranching; farm markets; freshly made and packaged food and beverage; and historical, cultural, recreational, farm stay, gleaning, harvest-your-own, or natural activities and attractions including but not limited to: site related and agritourism related seasonal retail; educational programs; fire pits; hay pyramids; corn mazes; games; non-mechanical and farm equipment rides; and arts and crafts. An activity is an agritourism activity whether or not the participant pays to participate in the activity.

Section 3. Performance Standards. Section 240 of the Code of the Town of Eureka is hereby amended by adding a new Section 240-19.5 as follows:

§ 240-19.5 Performance standards for agritourism activities.

An agritourism activity use is only allowed in the Agricultural District, and then only after obtaining an interim use permit from the Township. All agritourism activities shall comply with the conditions placed on the interim use permit and the following performance standards.

- A. An agritourism activity is only allowed on property containing at least 20 acres.
- B. The agritourism activity must be accessory to a bona fide agricultural use occurring on the same property.
- C. Only the specific agritourism activities identified in the interim use permit may occur on the property. The expansion or addition of any agritourism activity is not allowed unless a new or amended interim use permit is obtained.

- D. Amplified music or announcement systems are not allowed unless expressly allowed as part of the interim use permit, and then only to the extent specified.
- E. The days and hours of operation of an agritourism activity shall be set as part of the interim use permit.
- F. Adequate permanent or temporary public restroom facilities must be provided.
- G. Adequate on-site parking must be provided.
- H. No mechanical amusement rides are allowed. Farm equipment rides are allowed.
- I. Signage shall comply with the requirements of this Code. All allowed temporary signage shall be removed within one hour of the end of the activity for the day, or such other time as specified in the interim use permit.
- J. The agritourism activity shall comply with all applicable federal, state, and local laws, rules, regulations, and ordinances.

Section 4. Incorporation of Amendments. The Town Attorney and Town Clerk-Treasurer are hereby authorized and directed to incorporate the amendments made by this ordinance, and any previous amendments that have not been incorporated, into the Code of the Town of Eureka, including updating the table of contents and making non-substantive corrections as may be needed. Such updated document shall constitute the Town's official Code of the Town of Eureka.

Section 5. Effective Date. This ordinance shall be effective upon the first day of publication after adoption.

Adopted on the ___ day of _____ 2024.

BY THE TOWN BOARD

Pete Storlie, Chairperson

Attest: _____
Liz Atwater, Clerk-Treasurer

New material is shown in double underlining and deleted material is shown in ~~strikeout~~.