

ORDINANCE 13-2023

CITY OF AFTON

WASHINGTON COUNTY, MINNESOTA

**AN ORDINANCE AMENDING CHAPTER 14 OF THE CITY CODE TO ADD ARTICLE III
CANNABIS USE AND PROHIBITING CANNABIS USE WITHIN PUBLIC PROPERTY AND
PUBLIC PLACES**

THE CITY COUNCIL OF THE CITY OF AFTON, MINNESOTA HEREBY ORDAINS:

ENACTMENT. An amendment to the Afton City Code is hereby enacted as follows:

ARTICLE III CANNABIS USE

Sec. 14-10. Prohibition of cannabis use within public property and public places

Subd. 1. Definitions

Public place means property that is generally open to or accessible by the public, and includes public property, but does not include those premises licensed by the State of Minnesota to permit on-site consumption.

Public property means property, real and personal, that is owned, managed, or controlled by the City, including, but not limited to: City buildings and all the land thereon, parking lots, parks, pathways and trails, and city rights-of-way consisting of both the traveled portion and the abutting boulevard, sidewalks and trails, and any City personal property, such as motor vehicles, city equipment, and the like.

Cannabis flower, cannabis products, lower-potency hemp edibles, and hemp derived consumer products shall have the meanings as defined in Minn. Stat. §342.01.

Subd. 2. Prohibition. No person shall use cannabis flower, cannabis products, lower potency-hemp edibles, or hemp-derived consumer products within public property or public places.

Subd. 3. Penalty. A violation of this Section is a petty misdemeanor.

SUMMARY PUBLICATION. Pursuant to Minn. Stat § 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 is prohibiting the use of cannabis flower, cannabis products, lower-potency hemp edibles, and hemp-derived consumer products within public property or in a public place.

EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publication according to law.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF AFTON THIS 19TH DAY OF
DECEMBER, 2023

SIGNED:



Bill Palmquist, Mayor

ATTEST:



Ronald J. Moore, City Administrator

Motion by: Wroblewski
Second by: Ross
Perkins: absent
Wroblewski: Aye
Ross: Aye
Nelson: absent
Palmquist: Aye