



CITY OF BLACKDUCK ORDINANCE #2023-01

AN ORDINANCE AMENDING CHAPTER 13, GENERAL OFFENSES, ADDING SECTION 1300.07 TO THE CITY CODE TO REGULATE PUBLIC USE OF CANNABIS PRODUCTS

Findings and Purpose:

The City Council of the City of Blackduck finds that it is in the public interest to prohibit cannabis use on public property and in public places because of negative impacts on non-users.

The City Council of Blackduck, Minnesota, ordains:

Section 1. The following language is added to the City Code as Section 1300.07 in Chapter 13 – General Offenses:

§ 1300.07 Use of Cannabis in Public.

(A) Definitions. For the purpose of this section, the following definitions shall apply.

CANNABIS FLOWER, CANNABIS PRODUCTS AND LOWER-POTENCY HEMP EDIBLES. These terms shall have the meanings as defined in Minn. Stat. § 342.01.

PUBLIC PLACE. Property that is generally open to or accessible by the public, except on those premises licensed by the State to permit on-site consumption.

PUBLIC PROPERTY. Real and personal property owned, managed or controlled by the City, including the Blackduck Liquor Store, Blackduck Golf Course, Blackduck Campground and Beach, City of Blackduck buildings and surrounding land, parking lots, parks, trails and City rights-of-way consisting of both the traveled portion and the abutting boulevard, sidewalks and trails, and any City personal property, including motor vehicles and equipment.

(B) *Prohibited acts.*

No person shall use cannabis flower, cannabis products, or lower-potency hemp edibles in beverage form in a public place or on public property.

(C) *Penalty.*

A violation of this section is a petty misdemeanor.

Subdivision 2. Effective Date. This ordinance shall be effective from and after its passage and publication.

Passed by the City Council of Blackduck, Minnesota this ____ day of _____, 2023.

Maxwell Gullette, Mayor

Attested:

Christina Regas, City Administrator