

## **Ordinance No. 1415**

### **Amending the Fridley City Code to Add Chapter 311, Public Use of Cannabis Products**

The City Council of the City of Fridley does ordain, after review, examination, and staff recommendation that the Fridley City Code be amended as follows:

#### Fridley City Code Chapter 311 Public Use of Cannabis Products

##### 311.01 Purpose

The purpose of this Chapter is to protect the health, safety, and welfare of the community through regulation of Cannabis related items in the City of Fridley (City).

##### 311.02 Definitions

Cannabis Flower, Cannabis Products, Lower-Potency Hemp Edibles and Hemp-Derived Consumer Products: Shall have the meanings as defined in Minnesota Statute § 342.01.

Public Place: Property that is generally open to or accessible by the public, except on those premises licensed by the State of Minnesota to permit on-site consumption.

Public Property: Property owned, leased, or controlled by a governmental unit including the City. Public places include but are not limited to City buildings and all the land thereon, parking lots, parks, pathways, trails, 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. Public Property does not include the following: a private residence, including the person's curtilage or yard, private property not generally accessible to the public unless the person is explicitly prohibited from consuming cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products on the property by the owner of the property or the premises of an establishment or event licensed to permit on-site consumption.

##### 311.03 Prohibited Activity

No person may use cannabis flower, cannabis products, lower-potency hemp edibles or hemp-derived consumer products within public property or in a public place.

##### 311.04 Penalty

A violation of this section is a petty misdemeanor.

**Passed and adopted by the City Council of the City of Fridley on this 11th day of September, 2023.**

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Scott J. Lund - Mayor

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Melissa Moore - City Clerk

First Reading: August 28, 2023

Second Reading: September 11, 2023

Publication: September 14, 2023