

**ORDINANCE NO. 2023-8-4**

**CITY OF STACY  
CHISAGO COUNTY, MINNESOTA**

**AN ORDINANCE AMENDING THE STACY CITY CODE BY ENACTING STACY  
CITY CODE CHAPTER 130 SECTION 130.03 PROHIBITING CANNABIS USE  
WITHIN PUBLIC PROPERTY AND PUBLIC PLACES IN THE CITY OF STACY**

THE CITY COUNCIL OF THE CITY OF STACY, MINNESOTA ORDAINS:

**SECTION 1 ENACTMENT.** Stacy City Code 130.03 is hereby enacted as followed:

**§130.03 - 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, except on those premises licensed by the State of Minnesota to permit on-site consumption. The definition of a public place does not include the following:

- (A) a private residence, including the person's curtilage or yard;
- (B) private property not generally accessible by 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; and
- (C) the premises of an establishment or event licensed to permit on site consumption of cannabis flower, cannabis products, lower potency hemp edibles, or hemp-derived consumer products.

*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, golf courses, 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 (enacted under Minnesota Laws 2023).

Subd. 2. *Prohibition.* It is unlawful for any person to use cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products within public property or in a public place anywhere in the City

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

**SECTION 2 EFFECTIVE DATE.** This Ordinance shall be effective immediately upon passage and publication according to law.

Adopted by the City Council of the City of Stacy this 8th day of August, 2023.

By: \_\_\_\_\_  
Mark Utecht, Mayor

ATTEST:

\_\_\_\_\_  
Angie Comstock, Deputy City Clerk

**CITY OF STACY  
CHISAGO COUNTY, MINNESOTA**

**SUMMARY ORDINANCE NO. 2023-8-4**

**A SUMMARY ORDINANCE AMENDING THE STACY CITY CODE BY ENACTING  
STACY CITY CODE CHAPTER 130 SECTION 130.03 PROHIBITING CANNABIS USE  
WITHIN PUBLIC PROPERTY AND PUBLIC PLACES IN THE CITY OF STACY**

**NOTICE IS HEREBY GIVEN** that, on August 8, 2023, Ordinance No. 2023-8-4 was enacted by the City Council of the City of Stacy, Minnesota.

**NOTICE IS FURTHER GIVEN** that, because of the lengthy nature of Ordinance No. 2023-8-4 the following summary of the ordinance has been prepared for publication.

**NOTICE IS FURTHER GIVEN** that the ordinance adopted by the City Council prohibits the use of cannabis flower, cannabis products, lower-potency hemp edibles, and hemp-derived consumer products within public property or in a public space. A violation of this Section is a petty misdemeanor.

A printed copy of the whole ordinance is available for inspection by any person during the City's regular office hours or on the City's website.

**APPROVED** for publication by the City Council of the City of Stacy, Minnesota, this 8th day of August, 2023.

BY: \_\_\_\_\_  
Mark Utecht, Mayor

ATTEST:

\_\_\_\_\_  
Angie Comstock, Deputy City Clerk

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