

ORDINANCE NO. 2023-9-2

**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 CERTAIN 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 follows:

§ 130.03 - CANNABIS USE PROHIBITED ON CERTAIN PUBLIC PROPERTY

(A) DEFINITIONS.

For the purpose of this Section, the following definitions shall apply. Words used in the present tense shall include the future tense, words in singular number shall include the plural, and words in the plural shall include the singular.

CANNABIS FLOWER shall have the meaning as defined in M.S. § 342.01 subd. 16.

CANNABIS PRODUCT shall have the meaning as defined in M.S. § 342.01 subd. 20.

ELECTRONIC DELIVERY DEVICE shall mean any product containing cannabis flower or cannabis product, whether natural or synthetic, intended for human consumption through inhalation of aerosol or vapor from the product. Electronic delivery device includes but is not limited to devices manufactured, marketed or sold as electronic cigarettes, electronic cigars, electronic pipe, vape pens, modes, tank systems, or under any other product name or descriptor. Electronic delivery devices includes any component part of a product whether or not marketed or sold separately. Electronic delivery device excludes, drugs, devices, or combination products, as those terms are defined in the Federal Food, Drug and Cosmetic Act, that are authorized for sale by the United States Food and Drug Administration.

SMOKE shall mean inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, pipe, or any other lighted or heated product containing, made, or derived from cannabis flower or cannabis product, whether natural or synthetic, that is intended for inhalation. Smoke includes carrying or use of an activated electronic delivery device.

(B) PROHIBITION.

It is unlawful to smoke cannabis flower or cannabis product or consume cannabis product beverages on City-owned park and ball field property.

(C) 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 12th day September, 2023.

By: _____
Mark Utecht, Mayor

ATTEST:

Angie Comstock, Deputy City Clerk

**CITY OF STACY
CHISAGO COUNTY, MINNESOTA**

SUMMARY ORDINANCE NO. 2023-9-2

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

NOTICE IS HEREBY GIVEN that, on September 12, 2023, Ordinance No. 2023-9-2 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. 2023-9-2 the following summary of the ordinance has been prepared for publication.

NOTICE IS FURTHER GIVEN that the ordinance adopted by the City Council prohibits smoking of cannabis flower and cannabis product and consumption of cannabis product beverages on City park and ball field property. 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 9th day of September, 2023.

BY: _____
Mark Utecht, Mayor

ATTEST:

Angie Comstock, Deputy City Clerk

Published in the Chisago County Press _____, 2023.