

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY OF LA CRESCENT AN ORDINANCE PROHIBITING CANNABIS AND HEMP USE IN PUBLIC PLACES**

The City Council of the City of La Crescent, Houston County, Minnesota, hereby ordains:

**SECTION I – DEFINITIONS.**

- (a) For purposes of this section, the terms “cannabis flower,” “cannabis products,” “lower-potency hemp edibles,” and “hemp-derived consumer products” shall have the definitions given to them in Minnesota Statutes, section 342.01, as it may be amended from time to time.
- (b) For purposes of this section, “public place” is defined as any indoor or outdoor area that is used or held out for use by the public whether owned or operated by public or private interests. Pursuant to Minnesota Statutes, section 152.0263, subd. 5, “public place” does not include the following: (i) a private residence, including the person's curtilage or yard; (ii) private property not generally accessible by the public; and (iii) 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.

**SECTION II – PUBLIC USE PROHIBITED.**

No person shall use cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products in a public place. A violation of this section shall be considered a petty misdemeanor notwithstanding any other penalty provision in the city code.

**SECTION III** This ordinance shall be effective upon its adoption and publication.

PASSED AND ENACTED this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Administrator