

ORDINANCE NO. 23-14

CITY OF MAPLE GROVE

AN ORDINANCE AMENDING MAPLE GROVE CITY CODE CHAPTER 20, ARTICLE III, DIVISION 1 TO PROHIBIT SMOKING OR VAPING ON PARK PROPERTY

THE CITY COUNCIL OF THE CITY OF MAPLE GROVE DOES ORDAIN:

SECTION 1. AMENDMENTS

Maple Grove City Code Chapter 20, Article III, Division I is hereby amended as set forth below to delete the language appearing as ~~striketrough~~ and to add the underlined language as follows:

Sec 20-68. Smoking or Vaping on Park Property

(a) Purpose. The City of Maple Grove recognizes that the second-hand effects of smoking or vaping on park property pose a threat to public health and safety. The purpose of this section is to protect the public health, safety, and welfare of citizens, especially vulnerable populations including employees, children, the elderly, and those with chronic health conditions.

(b) Definitions. The following definitions shall apply to terms in this section.

Park Property. For purposes of this section, park property shall include outdoor or open-air spaces in all parks and park property owned, managed, or controlled by the City, including but not limited to outdoor recreational facilities and outdoor gathering spaces, but shall not include specially designated or permitted smoking areas.

Smoke or vape. For purposes of this section, smoke or vape shall mean inhaling, exhaling, or combustion of any smoke or vapor of any tobacco or tobacco product as defined in City Code Sec. 10-572. For purposes of this section, this definition includes the use of any “electronic delivery device” as defined in Minn. Stat. § 609.685, subd. 1 as from time to time may be amended.

(c) Prohibited Conduct. It shall be a petty misdemeanor for a person to smoke or vape on park property as defined in this section.

Secs. 20-679—20-80. Reserved.

SECTION 2. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publications as required by law.

Adopted by the City Council of the City of Maple Grove this 7th day of August, 2023.

Mark Steffenson, Mayor

ATTEST:

Amy Dietl, City Clerk

Published in the Osseo-Maple Grove Press: August 17, 2023

ORDINANCE NO. 23-13

CITY OF MAPLE GROVE

**AN ORDINANCE AMENDING MAPLE GROVE CITY CODE CHAPTER 20, ARTICLE III, DIVISION 1
TO PROHIBIT SMOKING, VAPING, OR OTHER USE OF CANNABIS IN PROHIBITED PUBLIC
SPACES**

THE CITY COUNCIL OF THE CITY OF MAPLE GROVE DOES ORDAIN:

SECTION 1. AMENDMENTS

Maple Grove City Code Chapter 20, Article III, Division I is hereby amended as set forth below to add the underlined language as follows:

Sec 20-67. Smoking, Vaping, or Other Use of Cannabis in a Prohibited Public Space

(a) Purpose. The City of Maple Grove recognizes that the second-hand effects of using cannabis in public spaces pose a threat to public health and safety. The purpose of this section is to protect the public health, safety, and welfare of citizens, especially vulnerable populations including employees, children, the elderly, and those with chronic health conditions.

(b) Definitions. The following definitions shall apply to terms in this section:

Cannabis or cannabinoid product shall include cannabis flower, cannabis products, lower-potency hemp edibles, and hemp-derived consumer products as those terms are defined by state law.

Prohibited public space shall include all property owned, controlled or managed by the City that is generally accessible to the public, including but not limited to sidewalks, crosswalks, trails, streets, parking lots, open spaces, outdoor and open-air areas of transit facilities, parks and park property, outdoor recreational facilities, and outdoor gathering spaces. For purposes of this section, the definition does not include (1) a private residence, including the person's curtilage or yard; (2) private property not generally accessible by the public, unless the person is explicitly prohibited from use on the property by the owner of the property; or (3) the premises of an establishment or event licensed to permit on-site consumption.

Use. For purposes of this section, use shall mean consume in any manner, including but not limited to eating or ingesting or inhaling, exhaling, or combustion of any smoke or vapor of any cannabis or cannabinoid product. For purposes of this section, this definition includes the use of any "electronic delivery device" as defined in Minn. Stat. § 609.685, subd. 1 as from time to time may be amended.

(c) Prohibited Conduct. It shall be a petty misdemeanor for a person to use cannabis or any cannabinoid product in a prohibited public space as defined by this section.

SECTION 2. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publications as required by law.

Adopted by the City Council of the City of Maple Grove this 7th day of August, 2023.

Mark Steffenson, Mayor

ATTEST:

Amy Dietl, City Clerk

Published in the Osseo-Maple Grove Press: August 17, 2023