



ORDINANCE NO. 2023-011

**CITY OF ARDEN HILLS
COUNTY OF RAMSEY
STATE OF MINNESOTA**

**AN ORDINANCE PROHIBITING SMOKING AND CANNABIS USE
WITHIN OPEN SPACE SITES**

THE CITY COUNCIL OF THE CITY OF ARDEN HILLS, MINNESOTA, ORDAINS:

SECTION 1. Chapter 7 – Recreation Areas, Section 720 – Arden Hills Parks System, Subsection 720.02 – Definitions, is hereby amended by adding the following underlined definitions:

· Electronic Delivery Device. Any product containing or delivering nicotine, lobelia, or any other substance, 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 device 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. Inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, pipe, or any other lighted or heated product containing, made, or derived from nicotine, tobacco, marijuana, or other plant or substance, whether natural or synthetic, that is intended for inhalation. Smoking includes carrying or using an activated electronic delivery device.

· Cannabis flower, cannabis products, lower-potency hemp edibles, hemp-derived consumer products. These terms shall have the meaning established in Minn. Stat. § 342.01.

· THC. Tetrahydrocannabinols.

SECTION 2. Chapter 7 – Recreation Areas, Section 720 – Arden Hills Parks System, Subsection 720.06 – General Conduct, is hereby amended by adding with the following original text, ~~deleted text~~, and added text:

Subd. 11 ~~Smoking in Enclosed Structures. Tobacco and THC/Cannabis. No person shall offer for sale, smoke, vape, ingest, use or otherwise consume any product containing tobacco, THC, cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products in any open space site. -a cigarette, cigar, pipe or any other similar object, or leave lighted matches or tobacco products unattended, in an enclosed public structure.~~

SECTION 3. This Ordinance shall become effective immediately upon its passage and publication according to law. A Summary of this Ordinance will be published in accordance with state statute.

PASSED and ADOPTED this 11th day of September, 2023, by the City Council of the City of Arden Hills, Minnesota.

CITY OF ARDEN HILLS

By _____
David Grant, Mayor

ATTEST:

Julie Hanson, City Clerk