

**ORDINANCE NO. 57**

**AN ORDINANCE CREATING USE OF CANNABIS IN PUBLIC IN THE CITY OF NEVIS**

The City Council of the City of Nevis does hereby ordain:

**Use of Cannabis in Public.**

- Subd. 1                      It is unlawful to use cannabis flower, cannabis products, lower-potency hemp edibles and hemp-derived consumer products, as defined in Minn. Stat. Section 342.01, in public places anywhere in the City.
- Subd. 2                      As used in this Ordinance, public places include all areas contained within the City boundaries, except the following:
- A. Private residences, including the curtilage and yard; and
- B. Private property not generally accessible by the public, unless a 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.
- Subd. 3                      Violation of this Ordinance is a misdemeanor. The city may also enforce this ordinance by mandamus, injunction, or other appropriate civil remedy in any court of competent jurisdiction. A violation of this Ordinance may result in the City reporting the violation of the OCM if relevant to OCM licensing. The City Council hereby authorizes the City Administrator, in consultation with the City Attorney, to initiate any legal action deemed necessary to secure compliance with this Ordinance. (taken from Ordinance #56 article 7)

Passed and adopted this 14<sup>th</sup> day of August 2023.

Approved this 14<sup>th</sup> day of August 2023.

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Dawn Veit, City Administrator

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Sue Gray, Assistant Mayor