

**CITY OF HOPKINS  
COUNTY OF HENNEPIN  
ORDINANCE NO. 2023-1197**

**AN ORDINANCE AMENDING CHAPTER 30 OF THE HOPKINS CITY CODE  
BY ADDING A NEW SECTION PROHIBITING CANNABIS AND HEMP USE IN  
PUBLIC PLACES AND CHAPTER 32 TO CODIFY THE PROHIBITION OF SMOKING  
IN CITY PARKS**

**THE CITY COUNCIL OF THE CITY OF HOPKINS, ORDAINS AS FOLLOWS:**

**SECTION 1.** Chapter 30 of the Hopkins, Minnesota, City Code is hereby amended to include a new Article III – Miscellaneous Offenses by adding the double underlined language as follows:

**ARTICLE III. – MISCELLANEOUS OFFENSES**

**Sec. 30-24. - Posting bills.**

It is unlawful to put up any handbills, advertisements, posters, show bills, or other signs on any building, pole, or property not owned by that person without permission from the owner of the property.

**SECTION 2.** Chapter 30 of the Hopkins, Minnesota, City Code is hereby amended to include a new Section 30-27 by adding the double underlined language follows:

**Sec. 30-27. -Use of cannabis and hemp in public places.**

(a) Definitions.

- (1) For purposes of this article, 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.
- (2) For purposes of this article, “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.

- (b) Use of cannabis and hemp prohibited in public places. 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.

and the city council may establish a corresponding fine in its fee schedule for violations of this section.

**SECTION 3.** The City Council of the City of Hopkins hereby amends City Code, Appendix A, which contains the City’s fee schedule, by adding the double underlined language as shown in the excerpt below:

<u>Cannabis/Hemp Use In A Public Place</u>	<u>\$100</u>
--	--------------

**SECTION 4.** Chapter 32, Article II of the Hopkins, Minnesota, City Code is hereby amended to include a new section as follows:

Sec. 32-45 Smoking in Parks Prohibited

Smoking is prohibited in all City parks, in all public parking lots adjacent to City parks, and inside all motor vehicles located in any City park or adjacent public parking lot. Smoking shall include inhalation of smoke, aerosol, or vapor of any substance, including, but not limited to tobacco products as defined in Section 10-459 and cannabis products or hemp products as defined in Minnesota Statutes, section 342.01.

**SECTION 5.** Chapter 32, Article 1, Section 32 of the Hopkins, Minnesota, City Code is hereby amended by deleting the ~~stricken~~ material and adding the double underlined material as follows:

Sec. 32-2. - Violations constitute petty misdemeanors.

Violation of a regulatory provision of this ~~section~~ chapter is a petty misdemeanor.

**SECTION 6.** In accordance with Section 3.03 of the City Charter and Minn. Stat. § 412.191, subd. 4, due to the significant length of this Ordinance, City staff shall have the following summary printed in the official City newspaper in lieu of the complete ordinance:

On August 15, 2023, the Hopkins City Council adopted Ordinance 2020-1156 that amends Chapter 30 of the Hopkins City Code. The purpose of amending the City Code was to prohibit the use of cannabis and hemp in public places and to prohibit smoking of any substance in City parks. The Ordinance also made minor technical updates to the structure and wording of parts of Chapters 30 and 32. A printed copy of the ordinance is available for inspection during regular business hours at Hopkins City Hall and is available online at the City’s web site located at [www.hopkinsmn.com](http://www.hopkinsmn.com).

**SECTION 7.** The effective date of this ordinance shall be August 24, 2023.

**First Reading: August 8, 2023**  
**Second Reading: August 15, 2023**  
**Date of Publication: August 24, 2023**  
**Date Ordinance Takes Effect: August 24, 2023**

---

Patrick Hanlon, Mayor

ATTEST:

---

Amy Domeier, City Clerk