

CITY OF WAYZATA
HENNEPIN COUNTY, MINNESOTA
ORDINANCE NO. 829

**AN ORDINANCE AMENDING CHAPTERS 309 AND 714 OF WAYZATA CITY CODE
RELATED TO USE OF CANNABIS AND TOBACCO
IN PUBLIC PARKS AND PLACES**

NOW THEREFORE, THE CITY OF WAYZATA ORDAINS:

Section 1. Amendments to Chapter 309. Chapter 309 of the Wayzata City Code (Use of Public Parks) is hereby amended to read in its entirety as follows (underlined text added; ~~struck~~ text deleted):

CHAPTER 309 - USE OF PUBLIC PARKS

309.01 - Hours of Closing.

All public parks shall be closed between the hours of 10:30 p.m. and 5:00 a.m. of the following day. During said hours no person shall frequent, congregate, enter, or remain within any public park.

309.02 - Tobacco and Cannabis Use, Intoxicating Liquor and Beer Consumption Prohibited.

Except in such places as may be authorized by the City Council, no person shall consume or use have in his or her possession within any public park (i) any intoxicating liquor or any beer, as such terms are defined in Section 205.01 hereof; (ii) tobacco product, as defined in Section 512.01.C hereof; or (iii) cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products, each as defined in state law. Such prohibition shall not extend to nonintoxicating cannabinoid, as defined in state law.

309.03 - Location of Public Parks.

The following locations within the City of Wayzata are hereby designated public parks and subject to the provisions of this Chapter:

- A. Wayzata Municipal Beach and Marina.
- B. Bell Courts.
- C. Klapprich Field.
- D. Wayzata Depot and adjacent land and docks.

- E. Broadway dock and adjacent land.
- F. Big Woods Preserve.
- G. Heritage Park.
- H. Little Beach Pedestrian Pier.
- I. Margaret Circle Park.
- J. Post Office Pocket Park.
- K. Shaver Park.
- L. Wayzata West Middle School Courts.
- M. Engel Street Play Area.
- N. Children's Garden and City Hall Park.
- O. Great Lawn.
- P. Nature Center.
- Q. Panoway.

309.04 - Motorized Vehicles.

No motorized vehicles shall be driven or parked in any public park except upon the designated roadways or parking areas within such parks.

309.05 - Municipal Boat Dock, Charter Boats.

(Repealed by Ord. 592 [5-29-1997])

309.06 - Fishing from Docks.

Fishing from public docks shall be regulated as follows:

- A. Fishing shall be allowed on the Wayzata Depot docks from 5:00 a.m. to 10:30 p.m. daily, with the exception that fishing shall be prohibited on the easterly extension from 10:00 a.m. to 8:00 p.m., on Saturdays, Sundays and holidays.
- B. Fishing shall be allowed on the Broadway Dock from 5:00 a.m. to 10:00 a.m. daily.
- C. Fishing shall be allowed in the Wayzata Municipal Marina from November 2 to April 30 during such times set by the City Manager. Fishing shall be prohibited in the Wayzata Municipal Marina from May 1 to November 1, with the exception that fishing shall be permitted from the three loading platforms, only.

- D. Fishing from public docks in areas and at times other than allowed in this section shall be prohibited. The City Manager may modify the hours, days and areas of fishing allowed from public docks for any reason related to health, safety or welfare. Days, hours and areas for fishing shall be posted on public docks in accordance with this section.

Section 2. Amendments to Chapter 714. Chapter 714 of the Wayzata City Code (Liquor and Beer) is hereby amended to read in its entirety as follows (underlined text added; struck text deleted):

CHAPTER 714 – LIQUOR, ~~AND-BEER,~~ AND CANNABIS

714.01 - Definitions.

A. "Intoxicating Liquor" shall mean ethyl alcohol, distilled, fermented, spirituous, vinous or malt beverages with an alcoholic content in excess of 3.2 percent by weight.

B. "Non-Intoxicating Malt Liquor" shall mean any potable malt beverage with an alcoholic content in excess of 0.5 percent by volume and not more than 3.2 percent by weight.

C. "Cannabis" shall mean a cannabis flower, cannabis products, lower-potency hemp edibles, or hemp-derived consumer products, each as defined in state law, but not include nonintoxicating cannabinoid, as defined in state law.

714.02 - Consumption.

Except in such places as may be authorized by the City Council, no person shall drink, use or consume (i) intoxicating liquor or non-intoxicating malt liquor (beer), or (ii) cannabis while in a public park, on a public street or in any other public place, including private parking lots open to the public, or on any other private property without the consent of the owner, lessee or other lawful possessor of said property.

714.03 - Possession.

Except in such places as may be authorized by the City Council, no person shall have in his possession, while in a public park, on a public street or in any other public place, including private parking lots open to the public, or on any other private property without the consent of the owner, lessee or other lawful possession of said property, any bottle or receptacle containing intoxicating liquor or non-intoxicating malt liquor (beer)) which has been opened, which has a broken seal or the contents of which have been partially removed.

Section 3. Effective Date. This Ordinance will become effective upon passage and publication.

Adopted by the City Council this 8th day of August, 2023.

Johanna Mouton
Mayor

ATTEST:

Jeffrey Dahl
City Manager

First Reading:
Second Reading:
Publication:

DRAFT