



8 6 3 7 2 9 8
Tx:4457844

EMW
Return to:

City of Troy
116 E. Market Street
Troy, Illinois 62294

2020R06752
STATE OF ILLINOIS
MADISON COUNTY
02/28/2020 09:59 AM
AMY M. MEYER, RECORDER
REC FEE: 50.00
CO STAMP FEE:
ST STAMP FEE:
FF FEE:
RHSPS FEE:
OF PAGES: 6



Ordinance No. 2020 - 05

AN ORDINANCE Amending Chapter 133 of the Codified Ordinances
of the City of Troy Regarding the Possession, Manufacture
or Delivery of Cannabis and Drug Paraphernalia

ADOPTED BY THE CITY COUNCIL
OF THE CITY OF TROY, ILLINOIS
THIS 18TH DAY OF FEBRUARY 2020

Whereas, the City Council of the City of Troy, Madison County, Illinois, has determined that abuse of cannabis is a threat to the health, safety, and welfare of underage citizens, or minors, of the City of Troy; and

Whereas, the City Council of the City of Troy, has adopted Ordinance 2019-19, adopting the provisions of the Cannabis Regulations and Tax Act of Illinois (410 ILCS 705/) into its Codified Ordinances; and

Ordinance 2020-05
Passed February 18, 2020

Whereas, City Council of the City of Troy wishes to further amend its Codified Ordinances to reflect changes in the Illinois State Statutes, while preserving the health, safety and welfare of citizens.

Now, Therefore, Be It Ordained by the Mayor and the City Council of the City of Troy, Illinois as follows:

SECTION 1: The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Troy, Illinois

SECTION 2: That *Chapter 133* of the Troy Municipal Code of Ordinances is amended as described in Exhibit A.

SECTION 3: All ordinances or resolutions, or parts of ordinances or resolutions in conflict herewith, to the extent of such conflict, are hereby changed and amended to comply with this Ordinance; and to the extent the same cannot be so amended, are hereby repealed to the extent of such inconsistency.

SECTION 4: That if any section or provision of this Ordinance is declared invalid for any reason, such invalidity shall not affect or impair any of the remaining sections or provisions of this Ordinance which can be given effect without the invalid section or provision, and to this end, the sections and provisions of this Ordinance are declared to be severable.

SECTION 5: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law and shall be published in pamphlet form by the authority of the City Council.

Passed by the City Council of the City of Troy, Madison County, Illinois, approved by the Mayor, and deposited in the office of the City Clerk this eighteenth (18th) day of February, 2020.

Aldermen:

Dawson YES

Hellrung YES

Henderson YES

Italiano ABSENT

Knoll YES

Levo ABSENT

Manley YES

Turner YES

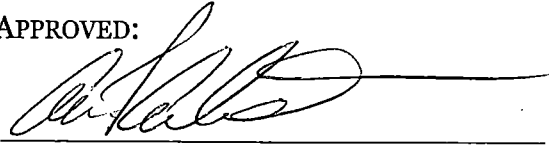
Total:

6 Ayes

0 Nays

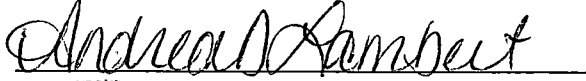
Ordinance 2020-05
Passed February 18, 2020

APPROVED:

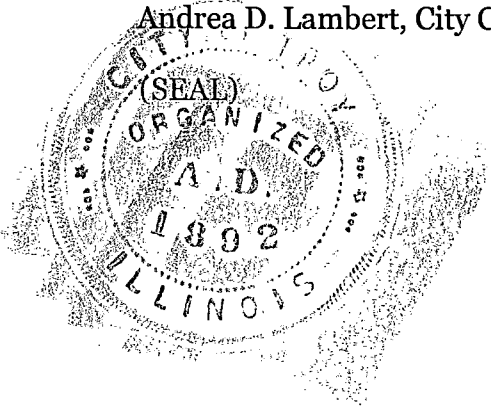


Allen P. Adomite
Mayor, City of Troy, Illinois

ATTEST:



Andrea D. Lambert, City Clerk



Ordinance 2020-05
Passed February 18, 2020

Exhibit A

CONTROLLED SUBSTANCES

Chapter 133.21 – POSSESSION OF CANNABIS PROHIBITED

- (A) Except as otherwise provided in the Cannabis Regulation and Tax Act and the Industrial Hemp Act, it shall be unlawful for any person to knowingly possess cannabis as defined in § 133.20.
- (B) It shall be unlawful for any person under the age of 21 to knowingly possess cannabis as defined in § 133.20.

Chapter 133.22 – MANUFACTURE AND DELIVERY OF CANNABIS PROHIBITED

- (A) Except as otherwise provided in the Cannabis Regulation and Tax Act and the Industrial Hemp Act, it shall be unlawful for any person to knowingly manufacture, deliver, or possess with intent to deliver, or manufacture, cannabis as defined in § 133.20.
- (B) It shall be unlawful for any person under the age of 21 to knowingly manufacture, deliver, or possess with intent to deliver, or manufacture, cannabis as defined in § 133.20.

DRUG PARAPHERNALIA

Chapter 133.35 – DEFINITION

(A) ~~The term DRUG PARAPHERNALIA means all equipment, products and materials of any kind which are used, intended for use or designed for use, in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling or otherwise introducing into the human body a controlled substance in violation of ILCS Ch. 720, Act 550, §§ 1 et seq. and ILCS Ch. 720, Act 570, § 100 is defined under 720 ILCS 600/2(d).~~

(B) ~~It includes but is not limited to:~~

- ~~(1) Kits used, intended for use or designed for use in planting, propagating, cultivating, growing or harvesting of any species of plant which is a controlled substance or from which a controlled substance can be derived;~~
- ~~(2) Kits used, intended for use or designed for use in manufacturing, compounding, converting, producing, processing or preparing controlled substances;~~
- ~~(3) Isomerization devices used, intended for use or designed for use in increasing the potency of any species of plant which is a controlled substance;~~
- ~~(4) Testing equipment used, intended for use or designed for use in identifying or in analyzing the strength, effectiveness or purity of controlled substances;~~
- ~~(5) Scale and balances used, intended for use or designed for use in weighing or measuring controlled substances;~~
- ~~(6) Diluents and adulterants, such as quinine hydrochloride, mannitol, mannite, dextrose and lactose, used, intended for use or designed for use in cutting controlled substances;~~
- ~~(7) Separation gins and sifters used, intended for use or designed for use in removing twigs and seeds from or in otherwise cleaning or refining marijuana;~~

~~(8) Blenders, bowls, containers, spoons and mixing devices used, intended for use or designed for use in compounding controlled substances;~~

~~(9) Capsules, balloons, envelopes and other containers used, intended for use or designed for use in packaging small quantities of controlled substances;~~

~~(10) Containers and other objects used, intended for use or designed for use in storing or concealing controlled substances;~~

~~(11) Hypodermic syringes, needles and other objects used, intended for use or designed for use in parenterally injecting controlled substances into the human body;~~

~~(12) Objects used, intended for use or designed for use in ingesting, inhaling or otherwise introducing marijuana, cocaine, hashish or hashish oil into the human body, such as:~~

~~(a) Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes with or without screens, permanent screens, hashish heads or punctured metal bowls;~~

~~(b) Carburetion tubes and devices;~~

~~(c) Water pipes;~~

~~(d) Smoking and carburetion masks;~~

~~(e) Roach clips, meaning objects used to hold burning material, such as a marijuana cigarette, that has become too small or too short to be held in the hand;~~

~~(f) Miniature cocaine spoons and cocaine vials;~~

~~(g) Chamber pipes;~~

~~(h) Carburetor pipes;~~

~~(i) Electric pipes;~~

~~(j) Air driven pipes;~~

~~(k) Chillums;~~

~~(l) Bongs; and~~

~~(m) Ice pipes or chillers., see § 10.99.~~

Chapter 133.37 – POSSESSION

Except as otherwise provided in the Cannabis Regulation and Tax Act and the Industrial Hemp Act, it is unlawful for any person to use or to possess with intent to use drug paraphernalia, or to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce into the human body a controlled substance in violation of ILCS Ch. 720, Act 550, §§ 1 et seq., and ILCS Ch. 720, Act 570, § 100, and ILCS Ch. 720, Act 600.

Chapter 133.38 – MANUFACTURE OR DELIVERY

Except as otherwise provided in the Cannabis Regulation and Tax Act and the Industrial Hemp Act, it is unlawful for any person to deliver, possess with intent to deliver, drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale or otherwise introduce into the human

body a controlled substance in violation of ILCS Ch. 720, Act 550, §§ 1 et seq., and ILCS Ch. 720, Act 570, § 100, and ILCS Ch. 720, Act 600.

Chapter 133.39 – ADVERTISEMENT

Except as otherwise provided in the Cannabis Regulation and Tax Act and the Industrial Hemp Act, it is unlawful for any person to place in any newspaper, magazine, handbill or other publication any advertisement, knowing or under circumstances where one reasonably should know, that the purpose of the advertisement, in whole or in part, is to promote the sale of objects designed or intended for use as drug paraphernalia.

END OF DOCUMENT