

**VILLAGE OF MT. ZION
MACON COUNTY, ILLINOIS**

Ordinance No.
2019-29

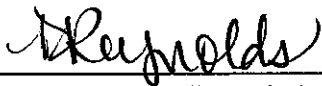
AN ORDINANCE AMENDING THE VILLAGE OF MT. ZION CODE OF ORDINANCES
TITLE XIII: GENERAL OFFENSES SECTION 130.03 POSSESSION OF CANNABIS AND
SECTION 130.04 POSSESSION OF DRUG PARAPHERNALIA

CERTIFICATE

State of Illinois)
)
)
County of Macon)

I, Dawn Reynolds, duly appointed Village Clerk of the Village of Mt. Zion, Macon County, State of Illinois, and as such, custodian of all Village records, do hereby certify that the attached Ordinance No. 2019-29, is a true and correct copy of AN APPROVED ORDINANCE OF THE VILLAGE OF MT. ZION, MACON COUNTY, ILLINOIS that was adopted by the Mt. Zion Village Board on December 16, 2019.

In witness whereof, I hereby set my hand and affix the seal of the Village of Mt. Zion on this 16th day of December, 2019.



Dawn Reynolds, Village Clerk

SEAL



ORDINANCE 2019-29

**AN ORDINANCE AMENDING THE VILLAGE OF MT. ZION CODE OF ORDINANCES
TITLE XIII: GENERAL OFFENSES SECTION 130.03 POSSESSION OF CANNABIS AND SECTION
130.04 POSSESSION OF DRUG PARAPHERNALIA**

WHEREAS, on June 25, 2019, Illinois Governor JB Pritzker signed into law Public Act 101-0027 creating the Cannabis Regulation and Tax Act legalizing the possession of and private use of cannabis for Illinois residents over 21 years of age; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

WHEREAS, the Village of Mt. Zion Board of Trustees believes that the Village of Mt. Zion should modify, update and amend its ordinances to more closely comport with current Illinois State laws;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MT. ZION, MACON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION ONE: Chapter 130 – General Provisions shall be amended to read as follows:

SECTION 130.03 POSSESSION OF CANNABIS

(A) “Cannabis” as used in this section shall mean any substance described in Section 3 of the Illinois Cannabis Control Act (720 ILCS 550/3).

(B) Any person found to possess cannabis in violation of the Illinois Cannabis Regulation and Tax Act (*See* 410 ILCS 705/1 *et. seq.*) shall be in violation of this Code.

(C) No person under 21 years of age shall possess cannabis unless authorized to do so pursuant to the provisions of the Compassionate Use of Medical Cannabis Pilot Program Act (*See* 410 ILCS 130/1 *et. seq.*).

(D) Cannabis seized by the Mt. Zion Police Department as a result of a violation of this section shall be forfeited to the Village upon conviction or upon payment of a fine in settlement of said violation of this code without further order of the Court.

SECTION 130.04 POSSESSION OF DRUG PARAPHERNALIA

A) **DEFINITIONS:** As used in this Section, the following terms shall have the following meanings:

1) “Cannabis.” Any substance described in Section 3 of the Illinois Cannabis Control Act (720 ILCS 550/3).

2) "Controlled Substance." Any substance described in Section 102(f) of the Illinois Controlled Substances Act (720 ILCS 570/102(f)).

3) "Drug Paraphernalia." Any object or device described in Section 2(d) of the Illinois Drug Paraphernalia Control Act (720 ILCS 600/2(d)). For the purpose of this section, drug paraphernalia also includes objects intended to be used unlawfully in ingesting, inhaling, or otherwise introducing cannabis, cocaine, hashish, hashish oil, or a synthetic drug product or misbranded drug in violation of the Illinois Food, Drug and Cosmetic Act into the human body, including, where applicable, the following items:

- a. Water pipes;
- b. Carburetion tubes and devices;
- c. Smoking and carburetion masks;
- d. Miniature cocaine spoons and cocaine vials;
- e. Carburetor pipes;
- f. Electric pipes;
- g. Air-driven pipes;
- h. Chillums;
- i. Bongs; and
- j. Ice pipes or chillers;

B) No person shall knowingly possess within the Village Limits of The Village of Mt. Zion any item of drug paraphernalia with the intent to use it for the purposes of unlawfully ingesting, inhaling, or otherwise introducing a controlled substance into the human body.

C) No person under 21 years of age shall possess any manufactured or homemade device, smoking pipe or electronic smoking device containing any cannabis product, cannabis oil or cannabis residue.

D) Drug paraphernalia seized by the Mt. Zion Police Department as a result of a violation of this section shall be forfeited to the Village upon conviction or upon payment of a fine in settlement of said violation of this code without further order of the Court.

SECTION TWO: This Ordinance shall be in full force and effect from and after its passage, approval, and publication as required by law.

PASSED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MT. ZION, MACON COUNTY, ILLINOIS, ON THE 16TH DAY OF DECEMBER 2019.

