

LOMBARD POLICE DEPARTMENT

Date: November 11, 2005

To: William T. Lichter
Village Manager

From: Ray Byrne
Chief of Police

Re: Proposed Ordinance Prohibiting the Possession of Drug Paraphernalia

Attached to this correspondence, please find a proposed ordinance that would create a new offense prohibiting the possession of drug paraphernalia. The language in the ordinance is virtually the same language that is currently found in the state statutes. (720 ILCS 600/1 et. seq.) The ordinance has been reviewed and prepared by the Village Attorney.

As you know, the Village has numerous local ordinances that prohibit conduct or actions that are also offenses under state law. Examples would include disorderly conduct, criminal trespass to land, retail theft and possession of cannabis. The advantage of a local ordinance includes the ability to charge juveniles in certain circumstances, as well as the expanded discretion of our police officers to charge first time offenders with a local ordinance as opposed to a state charge. This clearly provides us with increased flexibility in handling arrest situations.

I would respectfully request that this proposed ordinance be submitted to the Village Board for approval. A waiver of first reading is being requested in order to facilitate the enactment of the ordinance. If I can provide any additional information, please do not hesitate to contact me.

cc: Dep. Chief Cuny
Dep. Chief Rollins