

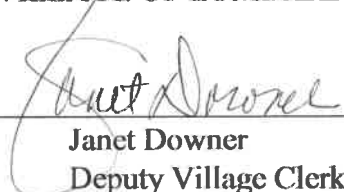
ORDINANCE 7766

PAMPHLET

**ORDINANCE AMENDING TITLE XIII, CHAPTER 134 OF
THE LOMBARD VILLAGE CODE IN REGARD TO
DRUG-RELATED OFFENSES**



**PUBLISHED IN PAMPHLET FORM THIS 20th DAY OF DECEMBER 2019, BY ORDER
OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD, DUPAGE
COUNTY, ILLINOIS.**



Janet Downer
Deputy Village Clerk

ORDINANCE NO. 7766

**AN ORDINANCE
AMENDING TITLE XIII., CHAPTER 134
OF THE LOMBARD VILLAGE CODE IN REGARD TO
DRUG-RELATED OFFENSES**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Title XIII., Chapter 134, Section 134.01(A) of the Lombard Village Code is amended to read in its entirety as follows:

“(A) For purposes of this Section, the term “cannabis” shall have the meaning ascribed to it in Section 1-10 of the Cannabis Regulation and Tax Act (410 ILCS 705/1-10), as amended.”

SECTION 2: That Title XIII., Chapter 134, Section 134.01(B) of the Lombard Village Code is amended to read in its entirety as follows:

“(B) It shall be unlawful for any person under the age of twenty-one (21) years old to knowingly be in possession of less than thirty (30) grams of any substance containing cannabis, unless said person is a registered qualifying patient with a valid registry identification card, pursuant to the Compassionate Use of Medical Cannabis Program Act (410 ILCS 130/1, *et seq.*), or is participating in a Community College Cannabis Vocational Pilot Program (410 ILCS 705/25-1 *et seq.*)”

SECTION 3: That Title XIII., Chapter 134, Section 134.05(A) of the Lombard Village Code is amended by revising the definition of “Drug Paraphernalia,” as contained therein, to read in its entirety as follows:

“*Drug paraphernalia* – All equipment, products and materials of any kind, other than methamphetamine manufacturing materials as defined in Section 10 of the Methamphetamine Control and Community Protection Act (720 ILCS 646/10) and cannabis paraphernalia as defined in Section 1-10 of the Cannabis Regulation and Tax Act (410 ILCS 705/1-10), which are intended to be used unlawfully 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 the Illinois Controlled Substances Act (720 ILCS 570/100 *et seq.*) or

the Methamphetamine Control and Community Protection Act (720 ILCS 646/1 *et seq.*) or a synthetic drug product or misbranded drug in violation of the Illinois Food, Drug and Cosmetic Act (410 ILCS 620/1 *et seq.*). It includes, but is not limited to:

- (1) kits intended to be used unlawfully in manufacturing, compounding, converting, producing, processing or preparing a controlled substance;
- (2) isomerization devices intended to be used unlawfully in increasing the potency of any species of plant which is a controlled substance;
- (3) testing equipment intended to be used unlawfully in a private home for identifying or in analyzing the strength, effectiveness or purity of controlled substances;
- (4) diluents and adulterants intended to be used unlawfully for cutting a controlled substance by private persons;
- (5) objects intended to be used unlawfully in ingesting, inhaling or otherwise introducing a synthetic drug product or misbranded drug in violation of the Illinois Food, Drug and Cosmetic Act (410 ILCS 620/1 *et seq.*) 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;
 - (j) ice pipes or chillers;
- (6) any item whose purpose, as announced or described by the seller, is for use in violation of this Section.”

SECTION 4: That Title XIII., Chapter 134, Section 134.05(C) of the Lombard Village Code is amended by deleting the words “cannabis or” therefrom, at each of the four (4) locations therein where said words appear.

SECTION 5: That Title XIII., Chapter 134, Section 134.05(D) of the Lombard Village Code is amended as follows:

- A. In subsection b. thereof, “cannabis” and a comma (,) after “cannabis” shall be inserted between “inhaling of” and “tobacco” as contained therein.
- B. In subsection c.vii. thereof, “cannabis or” shall be inserted between “dealer of” and “tobacco” as contained therein.

SECTION 6: That Title XIII., Chapter 134, Section 134.99 of the Lombard Village Code is amended by revising the first sentence thereof to read as follows:

“Any person violating Section 134.01(B) of this Code shall be fined not less than \$100.00 nor more than \$200.00, for each offense, if the amount of cannabis that is possessed is ten (10) grams or less. Any person violating Section 134.01(B) of this Code shall be fined not less than \$200.00 nor more than \$750.00, for each offense, if the amount of cannabis that is possessed is more than ten (10) grams. Any person violating Section 134.05 of this Code shall be fined not less than \$200.00 and not more than \$750.00 for each offense.”

SECTION 7: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form, as provided by law.

Passed on first reading this _____ day of _____, 2019.

First reading waived by action of the Board of Trustees this 19th day of December, 2019.

Passed on second reading this 19th day of December, 2019, pursuant to a roll call vote as follows:

AYES: Trustee Whittington, Puccio, Foltyniewicz, Honig, Militello and Ware

NAYS: None

ABSENT: None

APPROVED by me this 19th day of December, 2019.

ATTEST:


Keith Giagnorio, Village President


Janet Downer, Deputy Village Clerk

Published by me in pamphlet form this 20th day of December, 2019.


Janet Downer, Deputy Village Clerk