

CITY OF LAVON, COLLIN COUNTY TEXAS

ORDINANCE NO: 2014-06-01

Synthetic Cannabinoids

AN ORDINANCE OF THE CITY OF LAVON, COLLIN COUNTY, TEXAS: PROHIBITING THE POSSESSION, CONSUMPTION, DELIVERY OR MANUFACTURE OF SYNTHETIC CANNABINOIDS; PROVIDING A PENALTY PROVIDING SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, City Council of the City of Lavon recognizes possessing or consuming synthetic cannabinoids is a serious risk to the public health and safety; and

WHEREAS, by the time the State declares a specific compound of synthetic cannabinoid as illegal, modified version emerges; and

WHEREAS, City Council of the City of Lavon believes it is in the best interest of the citizens and visitors to the City, to declare the delivery, possession or use of any synthetic cannabinoid unlawful.

NOW THEREFORE: BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS:

SECTION 1. FINDINGS

1. The City Council of the City of Lavon finds that the above foregoing recitals are true and correct and are hereby incorporated for all purposes as official findings of the City Council of the City of Lavon.

SECTION 2. OFFENSE

1. It shall be unlawful for any person to possess any quantity of any synthetic cannabinoid within the boundaries of the City of Lavon.

2. It shall be unlawful for any person to consume any quantity of any synthetic cannabinoid within the boundaries of the City of Lavon.

3. It shall be unlawful for any person to be under the influence of any quantity of any synthetic cannabinoid within the boundaries of the City of Lavon.

4. It shall be unlawful for any person to sell, manufacture or distribute any quantity of any synthetic cannabinoid within the boundaries of the City of Lavon.

5. It shall be unlawful for any business owner, employee or property owner to knowingly allow any person to sell, manufacture or distribute any quantity of any synthetic cannabinoid on, in or around their place of business or property.

SECTION 3. PENALTY

1. On the first offense any person found to be violating any provision of Section 2 (1) through (3) shall be deemed guilty of a Class C Misdemeanor and upon conviction shall pay a fine of not less than one hundred fifty dollars (\$150.00) nor more than two thousand dollars (\$2000.00).

2. Upon a second conviction, any person found violating any provision of Section 2 (1) through (3), a person shall be deemed guilty of a Class C Misdemeanor and shall pay a fine of not less than three hundred dollars (\$300.00) nor more than two thousand dollars (\$2000.00).

3. Upon a third or subsequent conviction, any person found violating any provision of Section 2 (1) through (3), a person shall be deemed guilty of a Class C Misdemeanor and shall pay a fine of not less than five hundred dollars (\$500.00) nor more than two thousand dollars (\$2000.00).

4. On the first offense any person found to be violating any provision of Section 2 (4) through (5) shall be deemed guilty of a Class C Misdemeanor and upon conviction shall pay a fine of not less than one thousand dollars (\$1000.00) nor more than two thousand dollars (\$2000.00).

5. Upon a second or subsequent conviction, any person found violating any provision of Section 2 (4) through (5) a person shall be deemed guilty of a Class C Misdemeanor and shall pay a fine of not less than one thousand nine hundred dollars (\$1900.00) nor more than two thousand dollars (\$2000.00).

6. Any location where two (2) or more persons have been convicted of any provision of Section 2 (4) through (5) shall immediately have their Certificate of Occupancy and Business License revoked and shall cease to do business in the City of Lavon.

SECTION 4. SEVERBILITY

1. It is hereby declared by the City Council of the City of Lavon that if any of the sections, paragraphs, sentences, clauses or phrases of this ordinance shall be declared unconstitutional or otherwise illegal by the valid judgment or decree of any court of competent jurisdiction, such event shall not affect any remaining the sections, paragraphs, sentences, clauses or phrases of this ordinance.

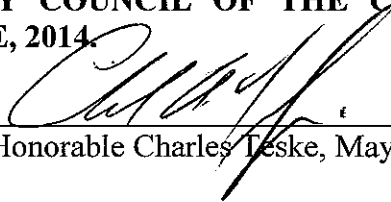
SECTION 5. PUBLIC MEETING

It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required by law.

SECTION 6. EFFECTIVE DATE

This ordinance shall be in full force and effect from and after its passage and publication and it is so ordained.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS ON THIS 3rd DAY OF JUNE, 2014.



The Honorable Charles Teske, Mayor

Attest:



Chris Wess, City Secretary

