
PART 67: ORDINANCE 7
POSSESSION OF MARIJAUNA

AN ORDINANCE TO DEFINE AND PROHIBIT THE POSSESSION OF MARIJUANA AND ASSOCIATED PARAPHERNALIA WITHIN THE TOWNSHIP OF LENOX, AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF

THE TOWNSHIP OF LENOX ORDAINS:

SECTION 1: Purpose.

The purpose of this ordinance is to protect the public health, peace and welfare of property and persons within Lenox Township from persons possessing marijuana and associated paraphernalia within Lenox Township.

SECTION 2: Enabling Authority/State Law Adopted By Reference.

It is the intention of Lenox Township to adopt, by reference, existing State law, as it relates to marijuana and drug paraphernalia, only, as found at MCLA 333.7101 et. seq. and MCLA 333.7401 et. seq.

SECTION 3: Definitions.

- A. "*Marijuana*" shall mean all parts of the plant *Cannabis Sativa L.*, growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound made from the plant. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound made from the plant, except the resin extracted therefrom, or the sterilized seed of the plant which is incapable of germination.
- B. "*Drug Paraphernalia*" shall mean all equipment, products and materials of any kind which are intended or designed for use in planting, propagating, cultivating, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling, or otherwise introducing into the human body marijuana as defined above.

SECTION 4: Prohibition.

It shall be unlawful for any person to knowingly or intentionally possess or use the controlled substance mown as marijuana within Lenox Township, and it shall also be unlawful for any person to use, or to possess with intent to use, drug paraphernalia within Lenox Township.

SECTION 5: Penalty.

A person who is convicted violating this ordinance shall be guilty of a misdemeanor and shall be subject to a penalty of up to ninety (90) days in the Macomb County Jailor a fine up to \$500, or both, together with the costs of prosecution. Further, upon conviction, at the discretion of the court, the court may suspend the individual's driver's license for a period up to, and not to exceed, six (6) months, provided that the possession of marijuana or drug paraphernalia took place in a motor vehicle.

SECTION 6: Conflicting Provisions Repealed.

Any ordinance or part of an ordinance in conflict herewith is hereby repealed.

SECTION 7: Effective Date.

This Ordinance shall be effective thirty (30) days after publication.

Adopted:	January 03, 2000
Publication Date:	January 19, 2000
Effective Date:	February 18, 2000