

ORDINANCE NO. 340

AN ORDINANCE AMENDING ORDINANCE NO. 278 BY ADDING ARTICLE IV, DIVISION 4, SECTIONS 4-6, 4-7, 4-8, AND 4-9 THERETO, FOR REGULATING THE POSSESSION OF MARIJUANA WITHIN THE JURISDICTION OF THE CITY; PROVIDING A DEFINITION OF MARIJUANA; AND PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, NORTH DAKOTA:

The provisions of NDCC 40-05-02(30); 19-03.1-23(3) and (4); and 19-03.1-01(14) and all subsequent amendments shall be and are hereby incorporated by reference into this ordinance.

Article IV - Offenses Against Public Order, Health, Safety and Sensibilities.

Division 4. Unlawful Possession of Marijuana.

Section 4-6--Definition Whenever used in this ordinance the following terms shall mean:

A. Marijuana. The term "marijuana" shall mean all parts of the plant cannabis whether growing or not; the seeds thereof; the resinous product of the combustion of the plant cannabis; and every compound, salt, derivative, mixture, or preparation of the plant or its seeds, including hashish. It does not include the mature stalks of the plant, fiber produced from the stocks, oil, or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of mature stalks, fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.

Source: NDCC 19-03.1-01(14)

Section 4-7--Unlawful Possession of Marijuana. Pursuant to the authority granted the City of Rolla, North Dakota by NDCC 40-05-02(30), no person in the City shall:

Sell, give away, use or possess for any purpose whatever, any marijuana within the jurisdiction of the City of Rolla, North Dakota.

Section 4-8--Penalty. Any person who violates this ordinance regarding possession of less than one-half ounce (14.175 grams) of marijuana, except a person operating a motor vehicle, shall be guilty of an offense.

Source: NDCC 19-03.1-23(3)

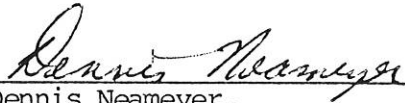
Section 4-9--Effective date. This ordinance shall be in full force

and take effect immediately upon its final passage and approval, and publication of the title and penalty clause.

First reading: April 22, 1987

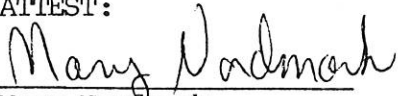
Second reading and final passage: May 4, 1987

Approval: May 4, 1987



Dennis Neameyer,
Mayor, City of Rolla

ATTEST:



Mary Nordmark,
City Auditor

Publication of title and penalty clause: