

ORDINANCE NO. 1213

AN ORDINANCE ADDRESSING CERTAIN ASPECTS OF HOMEGROWN MARIJUANA AND DECLARING AN EMERGENCY

WHEREAS, Measure 91 was passed by Oregon voters in November 2014; and

WHEREAS, Measure 91 allows marijuana to be grown by Oregon citizens, 21 years of age and older; and

WHEREAS, Prineville City Council has concerns about issues related to homegrown marijuana and disposal of homegrown marijuana plant waste.

NOW THEREFORE, the people of the City of Prineville ordain as follows:

1. Definitions. For the purposes of this Ordinance the following definitions shall be used, as well as those found in Ballot Measure 91:

City shall mean the City of Prineville.

Marijuana shall mean all parts of the plant Cannabis family Moraceae, whether growing or not, other than marijuana solvents other than vegetable glycerin, such as butane, hexane, isopropyl alcohol, ethanol, and carbon dioxide.

Person – A natural person, firm, corporation, partnership, limited liability company, trust, estate, or any other public or private entity.

Person In Charge of Property shall mean an agent, occupant, lessee, contract purchaser or other person having possession or control of real property or the supervision of any construction project.

Person Responsible - The person responsible shall include the following.

- a. The owner of real property
- b. The person in charge of real property, as defined in this section.
- c. The person who caused to come into or continue in existence a nuisance as defined in this Ordinance.

2. Restrictions.

a. All marijuana plants shall be grown in an enclosed structure that can and shall be secured by a lock, such as a home or other structure such as a greenhouse.

b. All lighting related to the growing or security of marijuana shall be shielded and directed away from neighboring properties and rights of way.

c. There shall be no burning of marijuana plant waste. Marijuana plant waste may be composted or disposed of as allowed by law.

3. Penalties.

a. Any person or persons who violate any provisions of this Ordinance shall be fined not more than \$500.

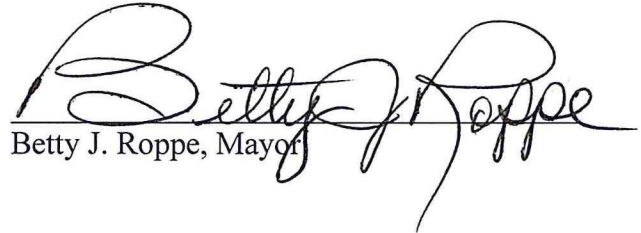
b. Persons responsible shall be liable for any damages resulting from a violation of any provisions of this Ordinance.

c. Each day's violation of any provision of this Ordinance constitutes a separate offense.

d. Violation of the provisions of this Ordinance are declared a public nuisance and may be abated by any of the procedures set out in Chapter 93 of the Code of Prineville.

4. An emergency is deemed to exist and this Ordinance shall go into effect on July 1, 2015.

Dated: June 23rd, 2015


Betty J. Roppe, Mayor

ATTEST:


Lisa Morgan, City Recorder