

ORDINANCE NO. 895 (18)

AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOORE AMENDING SEC 10-502, PART 10, CHAPTER 5, CRIMES AND OFFENSES, OF THE MOORE MUNICIPAL CODE (2018) OF THE CITY OF MOORE AUTHORIZING THE POSSESSION OF MEDICAL MARIJUANA UNDER CERTAIN CONDITIONS; ESTABLISHING AN OFFENSE FOR POSSESSION OF MARIJUANA WITHOUT A STATE ISSUED MEDICAL MARIJUANA LICENSE; PROVIDING A PENALTY; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

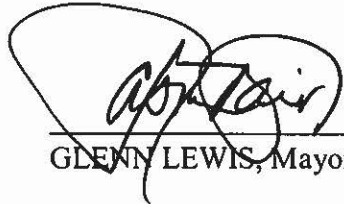
Sec. 10-502. Marijuana prohibited.

- (a) It is unlawful for any person to:
 - (1) Appear or be upon or in any street, alley, place of business, or other public place while under the influence of marijuana;
 - (2) ~~Use, have, or possess~~ Possess marijuana ~~upon or in any street, alley, place of business, or other public~~ in any place within the city; unless that person is in possession of an appropriate license issued by the Oklahoma Medical Marijuana Authority of the State of Oklahoma. No person shall possess a quantity of Medical Marijuana in excess of the amounts proscribed by State Law as established for each category of license; possession of up to one and one half (1.5) ounces of marijuana by a person who can state a medical condition, but not be in possession of a state issued medical marijuana license shall be punishable by a fine not to exceed \$400 or maximum allowed by state law.
 - (3) Use marijuana in any place within the city except as legally prescribed by a physician licensed to practice in the state; or to use smokable, vaporized, vapable and e-cigarettes medical marijuana and medical marijuana products smoked by a patient license holder at locations that would violate section 1-1521 et. Seq. of Title 63 of Oklahoma Statutes, commonly referred to as the "Smoking in Public Places and Indoor Workplace Act" and Part 8, Chapter 7 Sections 8-701 through 8-704 of the Moore Municipal Code (2018);
 - (4) Be about a place where marijuana is sold or furnished illegally; or

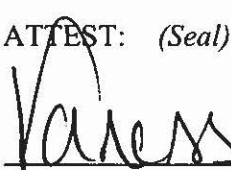
EMERGENCY,

Whereas, it being immediately necessary for the preservation of peace, health, a safety and public good of the City of Moore and the inhabitants thereof that the provisions of this ordinance put into full force and effect, and emergency is hereby declared to exist by reason whereof this ordinance shall take effect and be in full force and effect from and after the date provided herein as provided by law.

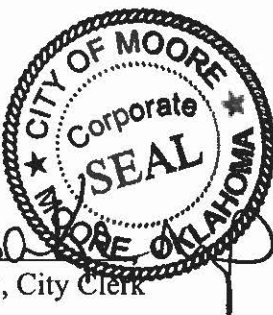
PASSED AND APPROVED THIS 3rd DAY OF December, 2018.



GLENN LEWIS, Mayor

ATTEST: (Seal)


VANESSA KEMP, City Clerk



APPROVED AS TO FORM AND LEGALITY:



RANDY C. BRINK, City Attorney