

wVILLAGE OF MAPLE PARK

ORDINANCE NO. 2023-05

**AN ORDINANCE AMENDING TITLE 6, POLICE REGULATIONS
CHAPTER 7, CANNABIS, OF THE MAPLE PARK VILLAGE CODE**

**ADOPTED BY
THE BOARD OF TRUSTEES
OF THE
VILLAGE OF MAPLE PARK**

Published in pamphlet form by authority of the Board of Trustees of the Village of Maple Park,
Kane and DeKalb Counties, Illinois, this 6th day of June, 2023.

ORDINANCE 2023-05

**AN ORDINANCE AMENDING TITLE 6, POLICE
REGULATIONS
CHAPTER 7, CANNABIS,
OF THE MAPLE PARK VILLAGE CODE**

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the Village of Maple Park, Illinois as follows:

Section 1: That Section 6, Chapter 7, "Cannabis" of the Village Code of Maple Park, Illinois be amended by amending Section 6-7-4 by adding subsection (C), and adding Section 6-7-7:

Sec. 6-7-4: Possession.

(C) It shall be unlawful for any person who is younger than 21 years old to possess any form of cannabis, cannabis-infused product, or cannabis concentrate in any amount, unless that person is a registered medical cannabis patient under the Compassionate Use of Medical Cannabis Pilot Program Act.

Sec. 6-7-7. - Possession of drug paraphernalia.

(a) The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Controlled substance shall have the meaning ascribed to it in section 2(b) of the Drug Paraphernalia Control Act, 720 ILCS 600/2(d), as amended.

Drug paraphernalia shall have the meaning ascribed to it in section 2(d) of the Drug Paraphernalia Control Act, 720 ILCS 600/2(d), as amended.

(b) Unlawful possession of drug paraphernalia.

(1) It shall be unlawful for a person who knowingly possesses an item of drug paraphernalia with the intent to use it in ingesting, inhaling, or otherwise introducing a controlled substance into the human body, or in preparing a controlled substance for that use. This prohibition shall not apply to a person who is legally authorized to possess hypodermic syringes or needles under the Hypodermic Syringes and Needles Act or anyone who is in lawful possession of paraphernalia as an authorized cardholder in accordance with the Compassionate Use of Medical Cannabis Pilot Program Act, 410 ILCS 130/1 et seq., or a successor statute.

(2) In determining intent under subsection (b)(1) of this section, the trier of fact may take into consideration, in addition to all other logically relevant factors, the proximity of the controlled substances to drug paraphernalia or the presence of a controlled substance on the drug paraphernalia, statements by any person in control of the object

concerning its use, direct or circumstantial evidence of the intent of any person in control of the object, and the existence and scope of legitimate uses for the object.

- (c) If a person is found to have violated this section, then such person shall be fined in an amount not less than \$250.00 nor more than \$750.00 for each such violation.

Section 2. That each section, paragraph, sentence, clause and provision of this Ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof, other than the part affected by such decision.

Section 3. That except as to the amendment heretofore mentioned, all chapters and sections of the Village Code of Maple Park, Illinois, shall remain in full force and effect.

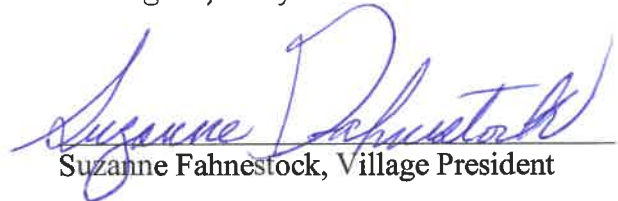
Section 4. That this Ordinance shall, by authority of the Board of Trustees of the Village of Maple Park, Illinois, be published in pamphlet form. From and after ten days after said publication, this Ordinance shall be in full force and effect.

PASSED BY THE BOARD OF TRUSTEES of the Village of Maple Park, Illinois, at a regular meeting thereof held on the 6th day of June, 2023, and approved by me as Mayor on the same day.

AYES: Peloso, Simon, Ward, Groezinger, Joy

NAYS:

ABSENT: Speare


Suzanne Fahnestock, Village President

ATTEST:


Caryn Minor, Village Clerk

CLERK'S CERTIFICATE

STATE OF ILLINOIS)
) SS
COUNTIES OF DEKALB AND KANE)

I, Caryn Minor, certify that I am the duly appointed and acting municipal clerk of Maple Park, DeKalb and Kane County, Illinois.

I further certify that on the 6TH day of June, 2023, the Board of Trustees of the Village of Maple Park passed and approved Ordinance 2023-05, **“AN ORDINANCE AMENDING TITLE 6, POLICE REGULATIONS CHAPTER 7, CANNABIS, OF THE MAPLE PARK VILLAGE CODE.”**

Dated at Maple Park, Illinois, this 6th day of June, 2023.



Caryn Minor

Caryn Minor, Village Clerk