

ORDINANCE NO. 657

AN ORDINANCE TO PROVIDE REGULATION OF THE PUBLIC USE OF MEDICAL MARIJUANA.

Whereas, the voters of the State of Montana did enact, by referendum, that certain portion of the Montana Code codified at Section 50-46-101, et seq., known as the Medical Marijuana Act, providing for certain uses of marijuana as a medicinal herb, together with some restrictions and regulations relating to the use and dispensing of the same; and,

Whereas, the City Council of the City of Polson desires to regulate the public use of medical marijuana within the corporate limits of the City of Polson; and,

Whereas, the City finds that as a matter of public health and safety, such regulation of the public use of medical marijuana is appropriate.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON:

1. It shall be unlawful and a misdemeanor for any person, including any holder of a valid medical marijuana patient card issued by the State of Montana pursuant to the Medical Marijuana Act, to use medical cannabis anywhere upon any public property within the city limits of the City of Polson.
2. Nothing in this Ordinance shall operate to confound any statutes of the State of Montana relating to the illegal use of any scheduled substance applicable to any person.
3. The penalty for violation of this Ordinance shall be as prescribed for misdemeanors in the Polson City Code.
4. Any Ordinances or parts of Ordinances in conflict herewith are repealed.

First Reading: July 19, 2010

Second Reading: August 2, 2010

PASSED AND ADOPTED THIS 2nd day of August, 2010.

CITY OF POLSON

Pat DeVries, Mayor

ATTEST:

Aggi Loeser, City Clerk

CITY OF POLSON