

BILL NO. _____

INTRODUCED BY COUNCIL

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 5.80 OF THE SPARKS MUNICIPAL CODE BY AMENDING THE DEFINITION OF MARIJUANA; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

THE CITY COUNCIL OF THE CITY OF SPARKS DOES ORDAIN:

SECTION 1. Section 5.80.010(E): The definition of “marijuana” within Section 5.80.010(E) of the Sparks Municipal Code is hereby amended as follows:

E. "Marijuana" means:

1. The dried leaves and flowers of any plant of the genus Cannabis, and any mixture or preparation thereof that are appropriate for the use of marijuana; or the seeds of a plant of the genus Cannabis; or
2. The resin extracted from any part of the plant, including concentrated cannabis; or
3. Every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin, ~~or~~
4. "Marijuana" does not include (a) hemp, as defined within NRS 557.160, which is grown or cultivated pursuant to the provisions of chapter 557 of the Nevada Revised Statutes or any commodity or product made using such hemp, or (b) the mature stems of the plant, fiber produced from the stems, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stems (except the resin extracted therefrom), fiber, oil or cake, or the sterilized seed of the plant which is incapable of germination.

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. The City Clerk is instructed and authorized to publish the title to this ordinance as provided by law.

SECTION 4. This ordinance shall become effective upon passage, approval and publication.

SECTION 5. The provisions of this ordinance shall be liberally construed to effectively carry out its purposes in the interest of the public health, safety, welfare and convenience.

CHAPTER 5.80.010 – LICENSING OF MARIJUANA ESTABLISHMENTS

SECTION 6. If any subsection, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

PASSED AND ADOPTED this ____ day of _____, 20____, by the following vote of the City Council:

AYES: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

APPROVED this ____ day of _____, 20____, by:

ED LAWSON, Mayor

ATTEST:

**APPROVED AS TO FORM AND
LEGALITY:**

LISA HUNDERMAN, City Clerk

CHESTER H. ADAMS, City Attorney