

**TOWN OF FREDERICK, COLORADO
ORDINANCE NO. 1131**

**AN ORDINANCE OF THE TOWN OF FREDERICK, COLORADO,
ENACTING CHAPTER 10, ARTICLE VI, SECTION 10-116, OF THE
FREDERICK MUNICIPAL CODE, ENTITLED "MARIJUANA
ACCESSORIES."**

WHEREAS, on November 6, 2012, the voters of the State of Colorado passed Amendment 64, which amended Article XVIII of the Colorado Constitution by the addition of a new Section 16 regarding the personal use and regulation of marijuana; and

WHEREAS, Amendment 64 allows the possession, use, display, purchase or transportation of marijuana accessories or one ounce or less of marijuana; and

WHEREAS, the Frederick Board of Trustees desires enact local provisions related to marijuana accessories, consistent with Amendment 64.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF FREDERICK, AS FOLLOWS:

Section 1: Chapter 6, Article VI, Section 10-116, of the Frederick Municipal Code is hereby enacted to read as follows:

Sec. 10-116. Marijuana Accessories.

(a) "Marijuana accessories" means any equipment, products, or materials of any kind which are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, composting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, vaporizing, or containing marijuana, or for ingesting, inhaling or otherwise introducing marijuana into the human body.

(b) It is unlawful for any person under twenty-one years of age to knowingly possess marijuana accessories. This section is designated a noncriminal violation, subject to the penalties set forth at Frederick Municipal Code §1-72(a).

Section 2: Severability. If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Town Board hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases be declared invalid.

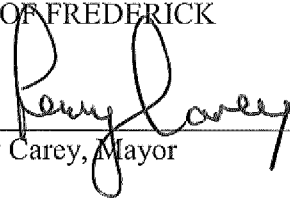
Section 3: Repealer. All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

20 INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED THIS
day of February, 2013.

TOWN OF FREDERICK

By: _____

Tony Carey, Mayor



ATTEST:

By _____

Meghan C. Martinez, Town Clerk

