

COUNTY OF McLEAN, STATE OF ILLINOIS

ORDINANCE NO. 16-09-01-70

**AN ORDINANCE AMENDING SECTIONS 5-2-15 AND 1-4-3 B OF LE ROY CITY
CODE – POSSESSION OF CANNABIS**

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
6TH Day of SEPTEMBER 2016**

PRESENTED: September 6, 2016

PASSED: September 6, 2016

APPROVED: September 6, 2016

RECORDED: September 6, 2016

PUBLISHED: September 6, 2016

In Pamphlet Form

Voting "Aye" 7

Voting "Nay" 0

The undersigned being the duly qualified and Acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

(SEAL)



**Vicki Moreland, City Clerk of the
City of Le Roy, McLean County, Illinois**

Dated: September 6, 2016

**CITY OF LE ROY
McLEAN COUNTY, ILLINOIS**

ORDINANCE NO. 16-09-01-70

**AN ORDINANCE AMENDING SECTIONS 5-2-15 and 1-4-3 B
OF THE LE ROY CITY CODE – POSSESSION OF CANNABIS**

WHEREAS, the City of Le Roy is an Illinois municipality with authority to enact ordinances for the promotion of the health, safety and welfare of the citizens of LeRoy; and

WHEREAS, Le Roy currently prohibits the possession of less than 2.5 grams of cannabis and provides for the issuance of a municipal ordinance violation for said offense; and

WHEREAS, the State of Illinois has recently enacted a new Public Act which decriminalizes possession of up to 10 grams of cannabis and makes such possession punishable by a civil fine of \$100 - \$200; and

WHEREAS, the new Public Act permits municipalities to impose a fine different than the fines set out in the Public Act; and

WHEREAS, it is in the best interest of the health, safety, and welfare of the citizens of the City of Le Roy, Illinois to prohibit, by means of a municipal ordinance, the possession of less than 10 grams of cannabis and provide for a mandatory minimum fine of \$250 or \$500 depending on the quantity of cannabis possessed and a maximum up to \$750.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Le Roy, McLean County, Illinois, as follows:

Section 1. That Section 5-2-15(b) of the Le Roy City Code be and the same is hereby amended to read as follows, with strike out indicating deletion in text and underscore indicating addition to text.

(b) It shall be unlawful for any person to possess ~~2.5~~ 10 grams or less of any substance containing cannabis.

Section 2. That Section 5.2-15 of the Le Roy City Code be and the same is hereby amended by adding a new subsection (c) to read as follows:

(c) The minimum fine for possession of less than 2.5 grams of cannabis is \$250.00 and the minimum fine for the possession of 2.5 grams or more of cannabis, but less than 10 grams of cannabis is \$500.00.

Section 3. That Section 1-4-3B of the Le Roy City Code be and the same is hereby amended by adding in Section 1 of said subsection B a line establishing the pay at city hall

amounts for possession of cannabis weighing between 2.5 grams and 10 grams as follows: first offense \$500; second offense \$600 and third and subsequent offense \$750.

Section 4. All Ordinances or parts of Ordinances and conflict herewith are hereby repealed provided, however, that nothing herein contained shall affect any rights, action or causes of action, which shall have accrued to the City of Le Roy prior to the effect date of this Ordinance.

Section 5. The City Clerk be and she is hereby authorized and directed to publish this Ordinance in pamphlet form as provided by law.

Section 6. That is Ordinance shall be in full force and effect ten (10) days from and after its date of publication.

Section 7. In the event any section clause, provision or part of this Ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion
Made by Hilary Sandy, and seconded by Anne Anderson by roll call vote on the 6th day of
September 2016, as follows

Aldermen elected 8

Aldermen Present 7

Voting Aye: Dawn Hanafin, Anne Anderson, Hilary Sandy, Judy Marshall, Greg Steffen, Ron
Legner, Brad Poindexter


Voting Nay: None

Absent: Glen Reinhart

Abstain: None

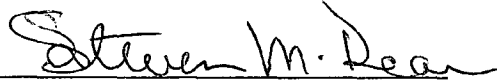
Other: None

and deposited and filed in the office of the City Clerk in said municipality on the 6th day of
September 2016.



Vicki Moreland
Vicki Moreland, City Clerk of the City of LeRoy
Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 6th day of
September 2016



Steven M. Dean
Steven M. Dean, Mayor of the City of Le Roy,
Mc Lean County, Illinois

ATTEST: (SEAL)



Vicki Moreland
Vicki Moreland, City Clerk of the City of
Le Roy, Mc Lean County, Illinois

CERTIFICATE

I, Vicki Moreland, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **September 6, 2016** the Corporate Authorities of such municipality passed and approved **Ordinance No. 16-09-01-70** entitled:

AN ORDINANCE AMENDING SECTIONS 5-2-15 AND 1-4-3 B OF THE LE ROY CITY CODE – POSSESSION OF CANNABIS

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **16-09-01-70**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **September 6, 2016** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 6th day of September 2016

(SEAL)


Vicki Moreland, City Clerk of the City of
Le Roy, McLean County, Illinois

STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

I, Vicki Moreland, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.


I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

AN ORDINANCE AMENDING SECTIONS 5-2-15 AND 1-4-3 B OF THE LE ROY CITY CODE – POSSESSION OF CANNABIS

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 6th day of September 2016, and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 6th day of September 2016

(SEAL)


Vicki Moreland, City Clerk of the
City of Le Roy, McLean County, Illinois