

BRIDGEWATER TOWNSHIP

ORDINANCE #39 DRUG PARAPHERNALIA ORDINANCE

An Ordinance to regulate the possession of drug paraphernalia in the Township of Bridgewater.
THE TOWNSHIP OF BRIDGEWATER ORDAINS THAT:

Section 1. Prohibitions

It shall be unlawful for any person to possess drug paraphernalia in the Township of Bridgewater. It shall be unlawful for any person to deliver, sell, possess with intent to deliver or sell, or manufacture with intent to deliver or sell drug paraphernalia.

Section 2. Definitions

Drug Paraphernalia means all equipment, products and materials of any kind which are used, intended for use, or designed for use in planting, propagating, cultivating, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling, or otherwise introducing into the human body a controlled substance in violation of state or local law. It includes, but is not limited to:

1. Kits used, intended for use or designed for use in planting, propagating, cultivating, growing or harvesting of any species of plant which is a controlled substance of from which a controlled substance can be derived.
2. Kits used, intended for use or designed for use in manufacturing, compounding, converting, producing, processing or preparing controlled substance.
3. Isomerization devices used, intended for use or designed for use in increasing the potency of any species of plant, which is a controlled substance.
4. Testing equipment used, intended for use or designed for use in identifying or in analyzing the strength, effectiveness or purity of a controlled substance.
5. Scales or balances used, intended for use or designed for use in weighing or measuring controlled substances.
6. Diluents and adulterants, such as quinine hydrochloride, mannitol, mannite, dextrose and lactose, used, intended for use or designed for use in cutting controlled substances.
7. Separation gins and sifters used, intended for use or designed for use in removing twigs and seeds from or in otherwise cleaning or refining marijuana.
8. Blenders, bowls, containers, spoons and mixing devices used, intended for use or designed for use in compounding controlled substances.
9. Capsules, balloons, envelopes and other containers used, intended for use or designed for use in packaging small quantities of controlled substances.
10. Containers and other objects used, intended for use or designed for use in storing or concealing controlled substances.
11. Hypodermic syringes, needles and other objects used, intended for use or designed for use in parenterally injecting controlled substances into the human body.
12. Objects used, intended for use or designed for use in ingesting, inhaling or otherwise introducing marijuana, cocaine, hashish or hashish oil into the human body, such as:
 - a. Metal, wooden, acrylic, glass, stone, plastic or ceramic pipes with or without screens, permanent screens, hashish heads or punctured metal bowls;
 - b. Water pipes;
 - c. Smoking carburetion masks;

- d. Roach clips, meaning objects used to hold burning materials, such as a marijuana cigarette, that has become too small or too short to be held in the hand;
- e. Miniature cocaine spoons and cocaine vials;
- f. Chamber pipes;
- g. Carburetor pipes;
- h. Devises commonly known as cocaine kits;
- i. Devises commonly known as bullets; and
- j. Devises commonly known as snorters.

Section 3. Penalty

Any person who shall be convicted of violating any of the provisions of this section shall be deemed guilty of a misdemeanor and shall be punished by a fine not to exceed \$500 or by imprisonment not to exceed 90 days, or both at the discretion of the court. Each day a violation continues shall be considered a separate offense and may be punished accordingly.

Section 4. Severability

If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not effect any of the other provisions of this ordinance.

Section 5. Effective Date

The Township Clerk shall cause this Ordinance, or a synopsis of this ordinance, to be published in the manner required by law within 15 days after it has been duly adopted by the Township Board. The effective date shall be 20 days after the date of passage or the date of publication, whichever occurs first.

Date of Adoption: February 19, 2003
Date of Publication: February 27, 2003
Effective Date: March 11, 2003

Certification

I, Karen Weidmayer, Clerk for the Township of Bridgewater and certify that the above Ordinance was offered by member Douglas Parr, and supported by member Karen Weidmayer and the following board members voted:

AYE: Peacock, Wahl, Weidmayer, Parr and Faust

NAT: none

ABSTAINED OR ABSENT: none

Further, this Ordinance, was published in the Manchester Enterprise, a newspaper circulated on February 27, 2003.

Karen A. Weidmayer
Bridgewater Township Clerk
2-19-03

