

ORDINANCE NO. 255

AN ORDINANCE MAKING UNLAWFUL THE POSSESSION AND USE OF MARIJUANA.

THE TOWN OF GRANITE FALLS, WASHINGTON, DOES ORDAIN:

Section 1. The word "marijuana" means all parts of the plant cannabis, including all subspecies, whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of such plant, or preparation of the mature stalks (except the resin extracted therefrom) fiber, oil or cake, or the sterilized seed of the plant which is incapable of germination.

Section 2. Every person in possession of 40 grams or less of marijuana shall be guilty of a misdemeanor unless such possession is authorized by terms of the Uniform Controlled Substances Act, Chapter 69.50, Revised Code of Washington, and the burden shall be upon the defendant to show that such possession is so authorized.

Section 3. The use of the marijuana shall be a misdemeanor unless such use is authorized by terms of the Uniform Controlled Substances Act, Chapter 69.50, Revised Code of Washington, and any person charged under this Section shall have the burden of proving that said use is so authorized.

Section 4. Any person violating any of the provisions of this Ordinance shall be punished by a fine and/or imprisonment not to exceed the maximum authorized by law.

Section 5. All Ordinances be and the same hereby are repealed to the extent that they are inconsistent with the provisions set forth herein.

Section 6. This Ordinance shall take effect and be in full force and effect from date hereof.

ROBERT N. TOMPKINS, Mayor

ATTEST:
ILENE LARSON
Town Clerk