

ORDINANCE NO. 262-89

AN ORDINANCE PROHIBITING THE POSSESSION OF NARCOTIC PARAPHERNALIA, PROVIDING FOR PENALTIES AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS:

DEFINITIONS:

"Drug Paraphernalia" means equipment, a product, or a material of any kind that is used or intended for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, or concealing a controlled substance or in injecting, ingesting, inhaling, or otherwise introducing into the human body a controlled substance. it includes; but is not limited to:

- (A) a kit used or intended for use in planting, propagating, cultivating, growing, or harvesting any species of plant that is a controlled substance or from which a controlled substance can be derived;
- (B) a kit used or intended for use in manufacturing, compounding, converting, producing, processing, or preparing a controlled substance;
- (C) a isomerization device used or intended for use in increasing potency of any species of plant that is a controlled substance;
- (D) testing equipment used or intended for use in analyzing the strength, effectiveness, or purity of a controlled substance;
- (E) a scale or balance used or intended for use in weighing or measuring a controlled substance;
- (F) a diluent or adulterant, such as quinine hydrochloride, mannitol, mannite, dextrose, or lactose, used or intended for use in cutting a controlled substance;
- (G) a separation gin or sifter used or intended for use in removing twigs and seeds from or in otherwise cleaning or refining marihuana;
- (H) a blender, bowl, container, spoon, or mixing device used or intended for, use in compounding a controlled substance;
- (I) a capsule, balloon, envelope, or other container used or intended for use in packaging small quantities of a controlled Substance;

(J) a container or other object used or intended for use in storing or concealing a controlled substance;

(K) a hypodermic syringe, needle, or other object used or intended for use in parenterally injecting a controlled substance into the human body; and

(L) an object used or intended for use in ingesting, inhaling, or otherwise introducing marihuana, cocaine, hashish, or hashish oil into the human body, such as

- i. a metal, wooden, acrylic, glass, stone, plastic, or ceramic pipe with or without a screen, permanent screen, hashish head, or punctured metal bowl;
- ii. a water pipe;
- iii. a carburetion tube or device;
- iv. a smoking or carburetion mask;
- v. a chamber pipe;
- vi. a carburetor pipe;
- vii. an electric pipe;
- viii. an air-driven pipe;
- ix. a bong; or
- x. an ice pipe, or chiller.

Section 1. An ordinance prohibiting the possession of the above defined narcotic paraphernalia within the City limits of the City of Willow Park, providing for a penalty not to exceed \$200.00 for violation thereof.

Section 2. Whereas, any person who violates any provision of this ordinance shall be deemed guilty of a Class "C" misdemeanor, and upon conviction thereof, shall be punished by a fine not to exceed \$200.00.

PASSED AND APPROVED THIS 17th DAY OF OCTOBER, 1989.

APPROVED:

J. Mark Bumpas

J MARK BUMPAS, MAYOR

ATTEST:

Aref Hassan

AREF HASSAN
CITY ADMINISTRATOR