

VILLAGE OF BRADFORD
ORDINANCE NO. 11/12-12

AN ORDINANCE AMENDING TITLE 7 OF THE CODE OF THE VILLAGE OF
BRADFORD TO BAN SYNTHETIC ALTERNATIVE DRUGS

PASSED BY THE VILLAGE BOARD OF THE VILLAGE OF BRADFORD THE
2nd DAY OF April, 2012.

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE VILLAGE
BOARD OF THE VILLAGE OF BRADFORD, STARK COUNTY, ILLINOIS,
THIS 2nd DAY OF April, 2012.

EFFECTIVE DATE: 4-2-2012

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AN ORDINANCE AMENDING TITLE 7 OF THE CODE OF THE VILLAGE OF BRADFORD TO BAN SYNTHETIC ALTERNATIVE DRUGS

WHEREAS, the **VILLAGE OF BRADFORD** may exercise any power to regulate for the protection of public health, safety, morals, and welfare; and

WHEREAS, the Corporate Authorities of the **VILLAGE OF BRADFORD** have encountered products being sold, possessed, and ingested, within its village boundaries containing compounds originally design as synthetic alternatives (i.e., synthetic cannabinoids, synthetic stimulants and/or synthetic psychedelic/hallucinogens) to prohibited controlled substances such as tetrahydrocannabinol (THC), cathinone, methcathinone, MDMA and MDEA; and

WHEREAS, the **VILLAGE OF BRADFORD** finds that products containing such synthetic alternatives may be purchased for recreational use currently as an alternative to otherwise regulated controlled substances banned at the Local, State, and Federal levels; and,

WHEREAS, the **VILLAGE OF BRADFORD** finds that products containing these synthetic alternatives are particularly enticing to children and young adults due to their availability, as well as due to the names being given to these substances which are intended to appeal to children and young adults, as set forth in Exhibit "A" attached hereto, and their marketing as being legal; and

WHEREAS, the Drug Enforcement Administration (DEA) has determined that the consumption of synthetic alternatives can cause adverse health effects such as agitation, anxiety, nausea, vomiting, tachycardia, elevated blood pressure, tremors, seizures, hallucinations, paranoid behavior, non-responsiveness; and

WHEREAS, the American Association of Poison Control Centers has reported 2,700 synthetic cannabinoid related calls to poison control centers in 49 different states; and

WHEREAS, in 2010, the Illinois Poison Control Center received 70 synthetic cannabinoid related calls and has fielded 53 similar calls during the first quarter of 2011; and

WHEREAS, the Village Board of the **VILLAGE OF BRADFORD** hereby finds that it is in the best interest of the public health, safety and welfare to prohibit the sale, delivery, possession, and use of synthetic alternatives in the Village;

**NOW THEREFORE IT BE ORDAINED BY THE VILLAGE BOARD OF THE
VILLAGE OF BRADFORD:**

SECTION 1. The above recitals are expressly incorporated herein and made part hereof as though fully set forth herein.

SECTION 2. Chapter 7 of the Village Code of Bradford is hereby amended by inserting a new Section 7-6-1 entitled "Synthetic Alternative Drugs" to read as follows:

**7-6-1: POSSESSION/USE OF SYNTHETIC ALTERNATIVE DRUGS
 PROHIBITED:**

A. Definitions:

For purposes of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

(1) A product containing a synthetic alternative drug means any product containing a synthetic cannabinoid, stimulant or psychedelic/hallucinogen, as those terms are defined herein such as, but not limited to, the examples of brand names or identifiers listed on Exhibit "A" attached hereto and incorporated herein.

(2) Synthetic cannabinoid means any laboratory-created compound that functions similar to the active ingredient in marijuana, tetrahydrocannabinol (THC), including, but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance and their analog (including isomers, esters, ethers, salts, and salts of isomers) containing a cannabinoid receptor agonist, such as, but not limited to, the examples of brand names or identifiers listed on Exhibit "A" attached hereto and incorporated herein.

(3) Synthetic stimulant means any compound that mimics the effects of any federally controlled Schedule I substance, including but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance and their analog, (including salts, isomers, esters, ethers and salts of isomers) containing substances which have a psychedelic/hallucinogenic effect on the central nervous system and/or brain, such as, but not limited to, the examples of brand names or identifiers listed on Exhibit "A" attached hereto and incorporated herein.

B. Sale or Delivery:

It shall be unlawful for any person to sell, offer for sale or delivery any product containing a synthetic cannabinoid, a synthetic stimulant or a synthetic psychedelic/hallucinogen.

C. Possession:

It shall be unlawful for any person to knowingly possess a product containing a synthetic cannabinoid, a synthetic stimulant or a synthetic psychedelic/hallucinogen.

D. Use:

It shall be unlawful for any person to be under the influence of a synthetic cannabinoid, a synthetic stimulant or a synthetic psychedelic/hallucinogen.

E. Penalties:

Any person found to be in violation of Section 7-6-1 shall be subject to a fine of not less than \$250 and not more than \$750 for each violation thereof.

Each violation of this ordinance, or everyday a violation continues to exist, shall constitute a new and separate violation.

SECTION 3. This ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.


SECTION 4. Any section or provision of this ordinance that is construed to be invalid or void shall not affect the remaining sections or provisions which shall remain in full force and effect thereafter.

Passed and Approved by the Village President and Board of Trustees of the Village of Bradford, Illinois, this 2nd day of April, A.D., 2012.

Ayes: Tony Carlton, Nick Johnson, Kevin Rasmussen,
and Henry Waldinger

Nays: Dave Ferman and Corey Moodie

Absent: NONE

Approved: 
Village President

ATTEST:


Village Clerk

CERTIFICATION

STATE OF ILLINOIS,)
COUNTY OF STARK,) SS.
VILLAGE OF BRADFORD)

I, the undersigned, Clerk of the **VILLAGE OF BRADFORD**, in the County of Stark and State of Illinois, do hereby Certify that the attached and foregoing constitutes a full, true and complete transcript of the minutes of the legally convened meeting of the Village Board of said Village held the 2nd day of April, A.D., 2012, insofar as the same relates to the adoption of the following Ordinance entitled “**AN ORDINANCE AMENDING TITLE 7 OF THE CODE OF THE VILLAGE OF BRADFORD TO BAN SYNTHETIC ALTERNATIVE DRUGS**” a true and accurate copy of said Ordinance being attached hereto.

I do further certify each member of the Village Board was given notice of said meeting in accordance with the procedural rules of the Village; that the deliberations of the Village Board were taken openly; that the vote on the adoption of said ordinance was taken openly; that said meeting was held at a time and place convenient to the public after strict compliance with all requirements of “An Act In Relation To Meetings” approved July 11th, 1957, as amended (the Open Meetings Act), and that the Village Board has complied with all other applicable laws, ordinances, regulations and procedures in the adoption of said ordinance.

Dated this 2nd day of April A.D., 2012

(CORPORATE SEAL)

Joanne Holman
Village Clerk