

**ORDINANCE PROHITING THE USE, PURCHASE, POSSESSION,  
DISTRIBUTION, SALE OR OFFERING FOR SALE OF SYNTHETIC  
CANNABINOIDS AND OTHER SYNTHETIC PRODUCTS**

**WHEREAS**, the Mayor and Board of Aldermen of the City of Belmont, Mississippi have determined that certain substances are being sold within the municipal boundaries of the City of Belmont, Mississippi, that, when ingested, produce intoxicating effects similar to THCA, marijuana, Methcathinone, opioids and/or prescription pain relieving medication; and

**WHEREAS**, not all of the substances described below are yet categorized as illegal controlled substances under Mississippi or the laws of the United States; and

**WHEREAS**, the substances described below are often used as an alternative to marijuana, opioids and other controlled substances and are dangerous to the health, safety and welfare of individuals who ingest such substances and dangerous as well to the general welfare of their families and the citizens of this City; and

**WHEREAS**, it has determined that the effects of these substances are a health concern to the citizens of Belmont, Mississippi; and

**WHEREAS**, the Mayor and Board of Aldermen of Belmont, Mississippi, have determined the need to establish an ordinance preventing the use, possession, purchase, distribution, sale or attempt to use, possess, purchase, distribute or sale or publicly display for sale any one or more of the following chemicals or substances within the municipal boundaries of the City of Belmont, Mississippi; and therefore adopt the following ordinance and penalties; and

**WHEREAS**, pursuant to Section 21-13-1 et. seq. of Mississippi Code Annotated of 1972 as may be amended from time to time, this Ordinance Prohibiting The Use, Purchase, Possession, Distribution, Sale Or Offering For Sale Of Synthetic Cannabinoids Or Other Synthetic Products is for the immediate and temporary preservation of the public peace, health and safety and welfare and for other good causes described herein, pursuant to Section 21-13-11, this Ordinance shall become effective immediately upon its unanimous adoption, prior to being recorded and published, as being in the best interests of the public to become immediately effective.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Board of Aldermen of the City of Belmont, Mississippi, that the following be added and made a part of the Belmont, Mississippi Code of Ordinances, To-Wit:

1. No person shall use, possess, purchase, distribute, sale or attempt to use, possess, purchase, distribute or sell or publicly display for sale any one or more of the following chemicals within the city limits of the City of Belmont, Tishomingo County, Mississippi.

- Salviadinorum or salvinorum A: all parts of the plant presently classified botanically as salvia divinorum, whether growing or not, the seeds thereof an extract from any part of such plant, and every compound, manufacture salts derivative, mixture or preparation of such plant, its seeds or extracts;
- (6aR, 10aR)-9-(hydroxymethyl)-6, 6dimethyl-3-(2-methyloctan-2-yl)-6a7, 10. 10a-tetrahydrobenzo [c] chromen-1-ol. Some trade or other names, including, but not limited to: HU-210;
- 1 -Pentyl-3-(1 -naphthoyl) indole. Some trade or other names, including, but not limited to: JWH-018/ spice;
- 1- Butyl-3- (1-naphthoyl) indole. Some trade or other names, including, but not limited to: JWH-073;
- 1 -(3-[trifluoromethylphenyl] piperazine. Some trade or other names, including, but not limited to: TFMIP;
- 4-methoxymethcathionw and Ethyl cathinone;
- Mitragyna speciosa korth, Mitragyna speciosa leaf extract, Mitragyna speciosa extract, and M. speciosa alkaloids, including ajmalicine, mitraphylline, rhynchophylline and mitragynine pseudoindoxyl, raubasine, pausinyntalia johimbe and corynantheidine, 7-acetoxymitragynine, Corynoxin, Corinoxin, 3-Dehydromitragynin, (-)-Epicatechin, 3-Isocorynantheidin, 3-Isopaynanthein, Isomitraphyllin, Isospeciofolin, Isospecionoxein, Mitraciliatin, Mitrafolin, Mitragynalin, Mitraphyllin, Mitraspecin, Mitraversin, Paynanthein, Speciociliatin, Speciofolin, Speciogynin, Specionoxein, Speciogynin, Speciofolin, Stipulatin. Some trade or other names, including, but not limited to: Kratom, krathom, kakuam, ketum, ithang, thom, biak-biak, kratum, mambog, Super K, Life Force K, K-Chill, K-shot;
- Or any similar structural analogs.

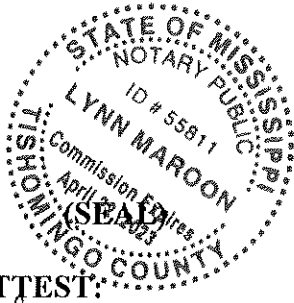
2. If any of the aforementioned substances shall be found in the possession of any person, unless specifically excluded herein, the substances shall be confiscated and destroyed by law enforcement officials.

3. It shall not be an offense under Section 1 above of this Ordinance if a person shall be acting at the direction of an authorized agent of Belmont, Mississippi, to enforce or ensure compliance with this law prohibiting the use, possession, purchase, distribution or sale the aforementioned substance.
  
4. This Ordinance shall not apply to any person who shall commit any act described in this Ordinance pursuant to the lawful direction or prescription of duly-licensed physician or dentist authorized to direct or prescribe such act. This Ordinance shall not apply to the inhalation of anesthesia for a medical or dental purpose which inhalation of anesthesia shall be administered by or under the supervision of a duly licensed physician or dentist.
  
5. Any person found to be guilty of violating this Ordinance shall be deemed guilty of a misdemeanor and shall be punished by a fine not to exceed One Thousand and no/100 Dollars (\$ 1,000.00) or imprisonment not exceeding six (6) months, or both.
  
6. That should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinance as a whole.
  
7. This ordinance shall become effective immediately. The Clerk shall cause the ordinance to be published in a local newspaper with a general circulation.

WHEREAS, the Ordinance prohibiting the use, purchase, possession, distribution, sale or offering for sale of synthetic cannabinoids or other synthetic products was read, discussed and voted upon in a public meeting, and whereas a motion was duly made by Board Member Sonya Harris, seconded by Board Member Steve Ratliff, and after a thorough discussion of the merits of the motion, the Mayor called for a vote they were recorded with the following results, to-wit:

<b>Steve Ratliff voted:</b>	<u>yes</u>
<b>Brandon Pharr voted:</b>	<u>yes</u>
<b>Mike Harris voted:</b>	<u>yes</u>
<b>Sonya Harris voted:</b>	<u>yes</u>
<b>Craig Bell voted:</b>	<u>absent</u>

Whereupon, the forgoing Ordinance Prohibiting the Use, Purchase, Possession, Distribution, Sale or Offering for Sale of Synthetic Cannabinoids or Other Synthetic Products passed by a unanimous vote of all of the governing body, was declared Adopted and shall become effective immediately on this, the 4th day of June, 2019.



Buddy Wiltshire  
BUDDY WILTSHIRE, MAYOR

ATTEST:

Lynn Maroon  
LYNN MAROON - CITY CLERK

