

ORDINANCE NO. 18

POSSESSION OF MARIJUANA

The Town Board for the Town of Geneva, Walworth County, Wisconsin, does ordain that the Town of Geneva Ordinance No. 18 is hereby repealed and that the following is hereby created.

Section 1. Possession of Marijuana Prohibited.

Subject to the express exceptions set forth at Section 961.41, Statutes, the possession by any person of 25 grams or less of marijuana in the Town of Geneva is prohibited. For the purposes of this Ordinance, "marijuana" shall have the definition set forth in Section 961.01(4).

Section 2. Penalty.

Anyone violating the terms of this Ordinance shall forfeit not less than Fifty (\$50.00) Dollars nor more than One Thousand (\$1,000.00) Dollars, together with the costs of prosecution thereof, and in default of payment of such forfeiture and costs of prosecution shall be imprisoned in the County Jail until such forfeiture and costs are paid, but not exceeding thirty (30) days.

Section 3. Inapplicable in Certain Situations.

This Ordinance shall not apply with respect to any person who is charged with possession of more than 25 grams of marijuana, nor shall it apply to one who is charged with possession of any amount of marijuana, whether greater than or less than 25 grams, following a previous conviction for possession of marijuana in the State of Wisconsin.

Section 4. Effective Date.

The repeal of the existing Ordinance on the passage of this Ordinance shall take effect from and after its adoption by the Town Board and upon posting a publication thereof as provided by the Statutes of the State of Wisconsin.

Adopted the 12th day of October, 1998.

THE TOWN BOARD OF THE TOWN OF GENEVA
WALWORTH COUNTY, WISCONSIN

Joseph F. Kopecky, Chairman (Signature on File)

Charlotte B. Peterson, Supervisor (Signature on File)

Robert J. McLernon, Supervisor (Signature on File)

Merle Loomer, Supervisor (Signature on File)

Mary J. Van Lue, Supervisor (Signature on File)

ATTEST:

Warren Schinke, Clerk (Signature on File)

