

**CITY OF CORDOVA, ALASKA
ORDINANCE 1140**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CORDOVA, ALASKA
AMENDING CORDOVA MUNICIPAL CODE TITLE 8 TO ADD A NEW CHAPTER 8.44 TO
PROHIBIT THE EXTRACTION OF TETRAHYDROCANNABINOL ("THC") OR ANY
CANNABINOID BY USE OF MATERIALS OR METHODS DEEMED DANGEROUS TO
PUBLIC HEALTH AND SAFETY, UNLESS OTHERWISE PERMITTED BY LAW**

WHEREAS, in 2014, Alaska voters approved a ballot measure legalizing personal recreational marijuana use and possession of marijuana and marijuana paraphernalia; and

WHEREAS, other jurisdictions that have legalized marijuana have experienced an increase in fires and explosions related to certain methods of manufacturing marijuana products, including the use of highly flammable materials and methods to extract THC oil from the marijuana plant, resulting in significant personal injury, death and property damage; and

WHEREAS, it is in the interest of the City of Cordova and its residents to protect the public health and safety against known and unreasonable risks of certain manufacturing processes of a legalized marijuana industry.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cordova, that:

Section 1. Cordova Municipal Code is hereby amended to enact chapter 8.44, Prohibited Acts Regarding Marijuana, as follows:

Chapter 8.44 - Prohibited Acts Regarding Marijuana

Sections

8.44.010 Certain manufacturing processes prohibited.

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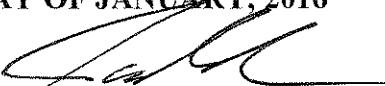
- A. It shall be unlawful for any person to: Manufacture a marijuana concentrate, hashish, or hash oil by use of solvents containing compressed flammable gases or through use of a solvent-based extraction method using a substance other than vegetable glycerin, unless the person is validly licensed and permitted in accordance with statute, regulation, or ordinance.
- B. Definitions. For purposes of this section:
1. "manufacture" means the preparation, compounding, conversion, or processing of marijuana, hashish, or hash oil, either directly or indirectly by extraction from substances of natural origin, independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis, and includes any packaging or repackaging of the marijuana, hashish, or hash oil, or labeling or relabeling of its container. It includes the organizing or supervising of the manufacturing process. It does not include the legally authorized planting, growing, cultivating, or harvesting of a plant.
 2. "marijuana concentrate" means any product which, through manufacture, contains tetrahydrocannabinol (THC). Common names and types of product include "shatter", butane or CO2 hash oil, "ring pots", butter, hash, hashish, keif, oil, or wax.
- C. Seizure. Any marijuana as defined in AS 17.38.900, equipment, material, product, package or container possessed, used or intended to be used, or produced in violation of

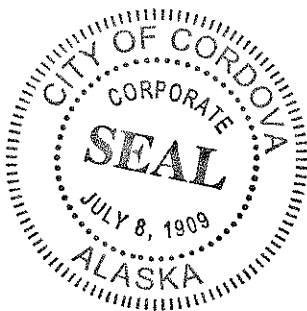
this section may be seized and held as evidence to be used in any future proceeding and may be disposed of as appropriate after their use for evidentiary purposes is no longer required, including in accordance with chapter 18.30 of this code.

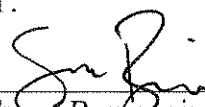
Section 2: This ordinance shall be effective thirty (30) days after its passage and publication. This ordinance shall be enacted in accordance with Section 2.13 of the Charter of the City of Cordova, Alaska, and published within ten (10) days after its passage.

1st reading: January 6, 2016
2nd reading and public hearing: January 20, 2016

PASSED AND APPROVED THIS 20th DAY OF JANUARY, 2016


James Kacsh, Mayor



ATTEST:

Susan Bourgeois, CMC, City Clerk