

# ORDINANCE 2024-05

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## CREATING CHAPTER 9.041 HEMP-DERIVED CANNABINOID REGULATIONS OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN

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Purpose: The purpose of this Ordinance is to regulate the sale of Hemp-Derived Cannabinoid

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The Common Council of the City of Prairie du Chien, Crawford County, Wisconsin, does ordain as follows:

**Section 1:** That Chapter 9.041 (HEMP-DERIVED CANNABINOID REGULATIONS) of the Municipal Code of the City of Prairie du Chien, Wisconsin be created to read as follows:

### **9.041 (HEMP-DERIVED CANNABINOID REGULATIONS)**

(a) In this subsection, hemp-derived cannabinoid constitutes one of the many intoxicating cannabinoids found in the cannabis plant or a synthetic version thereof, including:

- i. A cannabinoid other than delta-9 tetrahydrocannabinol (THC), or an isomer derived from such cannabinoid (delta-8 THC, delta-10 THC, hexahydrocannabinol (HHC), HHC-O, THCA, THC-O, THCP, THCv); or
- ii. A hemp-derived product containing delta-9 tetrahydrocannabinol in a concentration of 0.3 percent or less.
- iii. This subsection does not include non-intoxicating cannabinoids, including cannabidiol (CBD), which is an active ingredient in cannabis, but does not cause intoxication by itself, is not addictive, and does not contain other isomers as listed above in (a)(i) or (ii).

(b) No person under the age of twenty-one (21) may use, possess or attempt to possess any amount of a hemp-derived cannabinoid including delta-8 THC, delta-10 THC, HHC, HHC-O, THCA, THC-O, THCP, or THCv, except as specifically allowed by Wisconsin law.

(c) No person may sell or deliver any hemp-derived cannabinoid product containing delta-8 THC, delta-10 THC, HHC, HHC-O, THCA, THC-O, THCP, or THCv to a person under the age of twenty-one years, except as specifically allowed by Wisconsin law.

(d) No person may sell or deliver any hemp-derived cannabinoid product containing delta-8 THC, delta-10 THC, HHC, HHC-O, THCA, THC-O, THCP, or THCv to a person without having first verified their age by having the purchaser present a valid photo identification.

(e) Hemp-derived cannabinoids shall not be sold within 750 feet of a hospital, church, or youth-serving organization such as, but not limited to: childcare centers, pre-schools, public or parochial schools, tribal schools, playgrounds, city or county parks, sporting arenas, or organizations with specific interest to serve children (Boys & Girls Club, YMCA, Head Start, etc.) The distance shall be measured by the shortest route along a designated roadway or walking path from the main entrance of the youth-serving business/organization to the premises selling hemp-derived cannabinoid products.

Section 2: PENALTIES. Violation of this Ordinance or any part thereof with the shall be punishable under Section 25.04 of the Municipal Code of the City of Prairie du Chien.

Section 3: This Ordinance shall be effective from and after its passage and publication as required by law.

Passed and approved this 9th day of April, 2024.

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Dave Hemmer

ATTEST:

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Chad Abram, City Administrator

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Certification

I, Tina Fuller, am the duly qualified and acting City Clerk of the City of Prairie du Chien, Crawford County, Wisconsin. I hereby certify that the aforementioned is a true and exact reproduction of the original ordinance or resolution adopted by the Common Council.

IN WITNESS WHEREOF, I have executed this Certificate in my official capacity on the \_\_\_\_ of April, 2024.

(SEAL)

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Tina Fuller  
City Clerk