

BILL NO. 2019-06

NYE COUNTY ORDINANCE NO. 551

**SUMMARY:** An ordinance amending Title 8 of the Nye County Code by repealing Chapter 8.42, thereby removing the chapter regarding medical marijuana; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto.

**TITLE:** AN ORDINANCE AMENDING TITLE 8 OF THE NYE COUNTY CODE BY REPEALING CHAPTER 8.42, THEREBY REMOVING THE CHAPTER REGARDING MEDICAL MARIJUANA; PROVIDING FOR THE SEVERABILITY, CONSTITUTIONALITY AND EFFECTIVE DATE HEREOF, AND OTHER MATTERS PROPERLY RELATING THERETO.

**WHEREAS**, the Nye County Board of County Commissioners (Board) is empowered, pursuant to the provisions of Chapter 244.119 of the Nevada Revised Statutes, to amend the Nye County Code;

**WHEREAS**, the State of Nevada legalized the use of cannabis for recreational use effective January 1, 2017;and

**NOW THEREFORE**, the Board of County Commissioners of the County of Nye, State of Nevada, does hereby adopt, promulgate and order compliance therewith the following ordinances:

1. CHAPTER 8.42 OF THE NYE COUNTY CODE, TITLED “MEDICAL MARIJUANA” IS HEREBY REPEALED IN ITS ENTIRETY.

**SEVERABILITY.** If any provision of this chapter or amendments thereto, or the application thereof to any person, thing or circumstance is held to be invalid, such invalidity shall not affect the validity of provisions or applications of this chapter or amendments thereto which can be given effect without the invalid provision or application, and to this end the provisions of this chapter and amendments thereto are declared to be severable.

**CONSTITUTIONALITY.** If any section, clause or phrase of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, the remaining provisions of this ordinance shall continue in full force and effect.

EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after passage, approval, and publication as required by law, to wit, from and after the 5<sup>th</sup> day of August, 2019.

Proposed on the 16<sup>th</sup> day of April, 2019


Proposed by: Commissioner Blundo.


Adopted on the 16<sup>th</sup> day of July, 2019

Vote: Ayes: Commissioners: Koenig, Strickland, Wichman, Blundo, Cox

Nays: Commissioners: Ø

Absent: Commissioners: Ø

BY:   
John Koenig, Chairman  
Nye County Board of  
County Commissioners

ATTEST:   
Sandra L. Merlino  
Clerk and Ex-Officio  
Clerk of the Board