City of Payne Springs Ordinance No. 2012-10-16 Possession and/or Sales of Dangerous Substances

An Ordinance of the City of Payne Springs, Texas, prohibiting the sale and/or possession of dangerous substances and providing penalties and fines not to exceed \$1,000.00 per day.

NOW THEREFORE:

Be it ordained by the City Council of the City of Payne Springs, Texas:

- **1. DEFINITIONS:** For the purpose of this Ordinance the following definitions shall apply unless the context clearly indicates or requires a different meaning.
- **A. Dangerous Substance -** All those substances, including synthetic stimulants named or described in the "Dangerous Substance List" dated October 3, 2012, and included as Paragraph 4 of this Ordinance.
- **B.** Synthetic Stimulants Any product, whether labeled as incense, bath salts, novelty collector items, plant food, or otherwise labeled, and marketed for the clandestine purpose of being smoked, sniffed, snorted, injected, or ingested.
- **2. ENFORCEMENT:** The Payne Springs Police Department is responsible for the administration and enforcement of this Ordinance. The Police Department may act in conjunction with any other law enforcement organization they deem necessary to enforce the Ordinance.
- **A.** No person or business within the City limits of Payne Springs shall sell, offer for sale, give away, barter, exchange or otherwise make available any dangerous substance as described herein.
- B. Any commercial establishment, with or without a valid business permit granted by Payne Springs, shall be subject to random checks by the Payne Springs Police Department for the purpose of verifying that dangerous substances which are listed in this Ordinance are not being sold or distributed in Payne Springs.

3. FINES AND PENALTIES:

- **A.** Any person who violates this Ordinance may be fined not less than \$500.00 nor more than \$1,000.00 for each offense. Each day a violation continues shall constitute a separate and distinct offense to which a separate fine shall apply.
- B. Any violation of this Ordinance may result in the suspension or revocation of a City of Payne Springs business permit.

4. DANGEROUS SUBSTANCE LIST OCTOBER 3, 2012:

This list consists of names, labels, and chemical descriptions of dangerous substances including synthetic stimulants.

100% HIGH Quality
<i>3M</i>
500gr
8-Ball
Atomic Bomb
Ace of Spades
Aztec
Aztec Warrior
Baby J
BAM
Bang air freshener

Barely Legal Express
BC's Finest
Be's Finest T.M.D.K.
Big Blue Herbal Incense
Black Kush
Blue Magic
Black Magic Herbal Incense
Black Magic Smoke
Black Magic Smoke herbal incense
Black Mamba (see THE orginal Black Mamba)
Black Widow
Blaze
BLAZE Grape
Blaze It
Blaze It Blueberry
Blaze It Mango

Bloody Mary
Blueberry Blaze
Blue Berry Yum-Yum
BooM
BUDDHA Exclusive Herbal - BLACK
BUDDHA Exclusive Herbal - GOLD
Burnin Man Hypnotic
California Dreams
California Dreams Berry
California Dreams Blueberry
California Dreams Grape
California K2, Malibu Red, Special Edition
Canja
Chill
Chronic Hypnotic
Clear Breeze

Cloud 9
Cloud 9 Blueberry
Cloud 9 Dynamite
Cloud 9 Extra Strength Blueberry
·
Cloud 9 Mad Hatter Incense 3g
Cloud 9 Strawberry
Ciona > Sir amounty
Cloud 9 Original
Cloud 9 Pineapple
Cioua 9 1 meuppie
CLOUD 10
CLOUD 10 Fuzzy Naval
CLOUD 10 Fuzzy Navel
CLOUD 10 Jungle Juice
CLOUD 10 Max
CLOUD 10 max
CLOUD 10 Jungle Juice
CLOUD 10 Pineapple
CLOUD 10 Storm
CLOUD 10 Summit

CLOUD 10 Ultra
CLOUD 13 Storm
Cobra King KUSH
Cobra Pink Magic
Cobra Red
Comatose Candy
Cowboy Kush
Crazy Monkey
Daisy (blueberry)
Daisy Potpourri
Damiana
Dancing Monkey (blueberry)
DANK Strawberry
DANK Super-Human Incense Blend
DANK Watermellon
Dead Man

Dead Man Walking
Dead man Walking Extremely High Potency
Dragon
Dragon Eye
Dragon Eye, aromatic potpourri (ML w/ teal/blue flakes)
Dream On
Dreams
Dr. Bones Piece of Shit-Bag Blend
Dr. Express Pineapple
Dr. Feelgood Blueberry
Dr. Feel Good
Dyno
Dynomite Herbal Incense XXX Jungle Juice Flavor
Dynomite Herbal Incense XXX Mango flavor
Dynomite Herbal Incense XXX Watermelon Flavor
D-ZL High Quality damiana potpourri

Earth Blend
Earthquake herbal potpourri
Ectacy brand KRATOM
Express Aromatic Incense
Express aromatic incense Take a ride Apple
Express aromatic incense Take a ride Blueberry
Express aromatic incense Take a ride Pineapple
Express aromatic incense Take a ride Pomegranate
Express, aromatic incense, Take a ride, Strawberry
Extremem Herbal Incense Mango
Extreme Herbal incense Mango
Extreme Herbal Incense Peach
Extremem Herbal Incense Pineapple
Extreme Herbal Incense Strawberry
Extreme Herbal Incesne Kush
Extreme Herbal incense (Kush 3g)

Extremely Legal XXX
F.U.B.A.R.
Funky Green Stuff
Funky Green Stuff Blueberry
Funky Green Stuff Chocolate
Funkygreenstuff.com
Funky Green Stuff Mango
Funky Green Stuff Melon
Funky Green Stuff Original
Funky Green Stuff Peach
Funky Green Stuff - Reggie's Blend
Funkygreenstuff.com / Reggies Blend
Funky Green Stuff Strawberry
Funky Monkey XXX
Funky Monkey
FUSION, 1G, aromatherapy incense, orange flakes

FUISON 3G
G-13
G-13
G 6 Large Summit
Ganja
Ganja
GENI a New Era
GI JOE
Glass Jar
Gods of Aroma
Gold Platinum
Golden Buddha Incense
GREEN EYE Potpourri
Green Giant
Green KUSH
Green Ghost Kush

Green W	indow Herbal Incense
Groove F	Potpourri
GUCI Ex	totic Incense Blend 1.5G
GUCI, E.	xotic Incense Blend, 1.5g, picture of grapes on package
GUCI Ex	otic Incsne Blend 3G
GUCI Ex	otic Incense Blend
GUCI Ex	otic Incense Blend Blueberry
GUCI Ex	otic Incense Blend Blueberry
GUCI Ex	otic Incense Blend Peach
GUCI, E.	xotic Potpourri 1.5GB/1CR Blueberry
GUCI, E	xotic Potpourri Blend
GUCI, E	xotic Potpourri Blend 1g
GUCI, E	xotic Potpourri Blend 3g
GUCI, E.	xotic Potpourri Blend 3g, picture of peach on package
GUCI, E.	xotic Postpourri Blend Peach
GUCI, E.	xotic Potpourri - Peach

GUCI Mango
H2 Blonde
Hammer Head
Happy Shaman
Happy Shaman Herbs Fruit Berry
Happy Shaman Herbs Humbolt Green
Happy Shaman Herbs Mango
Happy Shaman Herbs Vanilla Vapor
Head Trip
Head Trip Herbal Incense
Head Trip Olde No. 10 Blend
Herbal Potpourri BLUEBERRY
High Quality Damiana
Hysteria
iAroma Potpourri Apple (ingredients Marshmellow Leaf)
Inner Voyage

Insanity Botanical Potpourri
Inserection
Intensity Black Jungle Juice
Jamacian Spirit
Janes Jungle Juice 5g PIN UP
Jouney
Jungle Apple
Jungle Berry
Jungle Blueberry
Jungle Grape
Jungle Strawberry
K2 69 - black and white package
K2 Blue
K2, Extra Strength, Honey
K2 Kush
K2 XXX KUSH

K2 Pink
K2 Summit
K2 Ultra Extreme
K2 XXX (residue)
K2 XXX
K2 XXX Blonde
K2 XXX Grape
K2 XXX KUSH
K2 XXX STANDARD
K2 XXX Standard
K2 XXX STANDARD (Gray powder!!)
K2 XXX Standard Limited Edition Unbelievable Strength
K2 XXX ULTRA
K3 Champagne
K3 Gin
K3 Sake

K3 Wine
K4 Diamond
K4 Silver
Kanabliss Extreme
Kanabliss Max
King Cobra
Kings
King John Aromatic Incense, Promo Pack
King John Pot Pourri
King John Pot pourri magic small
Knocked Out
Kong
Krunk Max
Kryp2nite Blueberry
Kryp2nite Lemon-Lime
Kryp2nite Mango

Kryp2nite Original
Krp2nite Strawberry
Kush Herbal Incense Pravadoline
Kush
Kush 3gm
KUSH Apple
Kush Herbal Incense
Kush Herbal Incense Pravadoline
KUSH Potpourri
Legally BLIND Herbal incense
LIT (Lost in Trance)
Lucky Charm The Herbalists Choice
Mad Hatter
Mad Monkey (made by SPARK)
Magnolia Botanical Potpourri
Magnolia Rush Botanical Rush

Manic Organic Herbal Incense (Cremsicle)
Manic Organic Herbal Incense (Blueberry)
Manic Organic Herbal Incense (Peach)
Manic Organic Herbal Incense (Strawberry)
Mango Skunk
Marley Spice
Maya
Mayan
Mean Pit Bull XXX
Mile High
Mile High
Mojo Diamond Extreme 100X potpourrie - Joosey Fruit
MOJO spice
Mr. Happy Potpourri
Mr. Marley KUSH
Mr. Miyagi Dojo

Mr. Miyagi Melt
Mr. Miyagi Melt Max
Mr. Miyagi Warpaint
Mr. Miyagi ZERO
Mr. Nice Guy (Sour Apple)
Mr. Nice Guy
Mr. Nice Guy (2nd generation blueberry)
Mr. and Mrs. Marley Incense
Mystery
MYSTIC Fruit Punch
MYSTIC Lemon Lime
MYSTIQUE Blueberr
MYSTIQUE Strawberry
Name Platinum Blend
Natural Incense Blend - SPIZ
NICE DREAMS (Krazy Kandy)

Nightmare
Nightmare 1G
Ober Spice
OMEGA Fine Powder Incense (powder)
One Love
On Point No BS Herbal Incense
Orange KUSH
OZ Original Premium 1GM
Passion Sense
Peach Bomb
Pin-Up
Pin-Up Blueberry Bombshell
Planet Kratom, powdered leaf, 16g
Planet Kratom, 15X extract, 3g
Pleasure
Poppin Cherry Cherry Infused Damiana

Posh
Posh Poppin Chery
Potpurri do not burn
Premium Herbal
Primo Gold 12 Grams / Primo Potpourri
Puff Ultra Strong Aromatic Incense
Pulse
Purple Diesel
Purple Haze
Pure Fyre
Raptor 50
Rasta Irie Spice
Rasta Spice
Red Dawn Spark 80
Red Dragon
Red Dragon (Vanilla)

Red Eye made by SPARK
RedXDawn
RedXDawn Sandman Party Power Euphoria
RedXDawn SPARK 20 Special Crop
RedxDawn Spark 30 Special Crop
RedxDawn Special Crop Gold
RedxDawn SPARK Gold Special Crop
RedXDawn TROPICAL BLAZE
Red Magic
Red Magic Apple Scent
Red Magic Apple
Red Magic Blackberry
Red Magic Blueberry Scent
Red Magic Blueberry
Red Magic Bubblegum
Red Magic Cotton Candy Scent

Red Magic Extreme
Red Magic Extreme XXX
Red Magic Extreme Apple XXX
Red Magic Extreme Blueberry XXX
Red Magic Extreme Grape XXX
Red Magic Extreme Pina Colada
Red Magic Extreme Tropical Punch
Red Magic Extreme Vanilla
Red Magic Grape Scent
Red Magic OD
Red Magic Pina Colada
Red Magic Pomegranate
Red Magic Strawberry
Red Magic Strawberry Kiwi
Red Magic Tropical Punch
Red Magic Watermelon

Rewind
Rising Sun 1X
Roach (made w/ cigar paper)
Sample pack - SPAZ
Serenity (Multiple Flavors)
Serenity Now
Skardface
Sexy
Sexy Exotic Potpourri
Sexy Killer Herbal Potpourri
Sexy Killer - Blueberry Potpourri
Skull Killa
Skunk blueberry
Skunk mango
Smurph
Soulsense Reserve

Space Monkey
SPAZ
Spice 99
Spike Diamond
Spike Diamond w/ OUT JWH sticker
Spike Gold
Spike Gold w/ OUT JWH sticker
Spike Gold
SPIKE MAX
Spike Max w/ OUT JWH sticker
Spike Max
Spike Silver
SPIZ (Blue pouch)
Spiz
SPIZ
Starwest Botanicals

Stink Eye Potpourri
Storm
Super HASH
Super Kush
Supernova Ultra
Tease
Tease (3g) Extremely Potent Herbal Incense
The Big Bang
The Bomb
The Original Black Mamba
The original Cloud Nine
Time Traveler
Time Wave 2012 Aromatic Potpourri
Thrax Herbal Incense
UK Urban Kaos Potpourri
Ultra

Ultra Kush IV
Ultra Kush V
Urban Kaos Hypnotic Potpourri
Urban Kaos Whoop Ass Potpourri
Urban Kaos XXX
URB Herbal Incense
Voodoo Child
White Widow
White Widow VENOM Incense
White Widow VENOM Incense Strawberry
Wicked
Wicked Blueberry
Wicked Incense "does not contain"
Wicked XXX Herbal Incense Blend
Wizard Premium
Wizard Premium Mellow Mango

Woodstock, herbal potpourri
XXX
XXX Game Over
XXX Strength Dank (Kush Flavor)
Zero Gravity
Zombie
Zombie Killa "spizdoctorz.com JWH free"
Zombie Killa
Zombie Matter Dusk
Zombie Warning!
Zombie Wrecked

"Incense, Potpourri, K2, Spice, Pep Spice, Spice Silver, Spice Gold, Spice Diamond, Moon Rocks, Serenity Now, Fire & Ice, Blue Lotus, Synthetic Marijuana, Smoke, Skunk, Yucatan Fire, Genie & Zohai Orange Dragon Smoke, Black Mamba, Buzz, Voodoo, Chill X, Algerian Blend, Dragon's Slice, Tropical Synergy, Spice 99, Mojo, Pot-pourri, Pulse, Hush, Earthquake, Blaze, Red X, Dawn, Bob Marley

"Bath salts" that are sold under many brand names and containing central nervous stimulants known as synthetic cathinones such as:

Bliss, Blue Silk, Cloud Nine, Drone, Energy-1, Ivory Wave, Lunar Wave, Meow Meow, Ocean Burst, Pure Ivory, Purple Wave, Red Dove, Snow Leopard, Stardust, Vanilla Sky, White Dove, White Knight, and White Lightning.

Synthetic cathinones have been found to produce effects similar to amphetamine, cathinone, cocaine, MDEA, MDMA (ecstasy), methcathinone, and methamphetamine.

Synthetic stimulants - which includes one or more of the following substances or any other substance that is an analogue and has the similar effects:

- 3, 4-Methylenedioxymethcathinone; some trade or other names: Methylene or
- 3, 4-Methyenedioxypyrovalerone; some trade or other names: MDVP; or
- 4-Methylmethcathinone; some trade or other names: Mephedrone; or
- 4-Methoxymethcathinone; or
- 4-Fluoromethcathinone; or
- 3-Fluoromethcathinone; or

any other non-prescription substance that has a chemical structure and/or pharmacological effect substantially similar to amphetamine, cathinone, cocaine, MDEA, MDMA (ecstasy), methcathinone, or methamphetamine.

Tetrahydrocannabinols, other than marijuana, and OsyntheticO equivalents of the substances contained in the plant, or in the resinous extractives of Cannabis, or OsyntheticO substances, derivatives, and their isomers with similar chemical structure and pharmacological activity such as:

- delta-1 cis or trans tetrahydrocannabinol, and their optical isomers;
- delta-6 cis or trans tetrahydrocannabinol, and their optical isomers;
- delta-3, 4 cis or trans tetrahydrocannabinol, and its optical isomers; compounds
 of these structures, regardless of numerical designation of atomic positions,
 since nomenclature of these substances is not internationally standardized;
- Thiophene Analog of Phencyclidine (some trade or other names: 1-[1-(2-thienyl) cyclohexyl] piperidine;
- 2-Thienyl Analog of Phencyclidine; TPCP, TCP);
- 1-pyrrolidine (some trade or other name: TCPy);
- 1-(3-trifluoromethylphenyl)piperazine (trade or other name: TFMPP);
- 3,4,5-trimethoxy amphetamine;
- (2) Phenylacetone (some trade or other names: Phenyl-2-propanone; P2P, Benzymethyl ketone, methyl benzyl ketone);

Unless specifically excepted or unless listed in another section, a material, compound, mixture, or preparation that contains any quantity of the following substances having a potential for abuse associated with a depressant or stimulant effect on the central nervous system:

- Aminorex (some trade or other names: aminoxaphen; 2-amino-5-phenyl-2-oxazoline; 4,5-dihydro-5- phenyl-2-oxazolamine);
- Amphetamine, its salts, optical isomers, and salts of optical isomers;
- Cathinone (some trade or other names: 2-amino-1- phenyl-1-propanone, alpha-aminopropiophenone, 2- aminopropiophenone);
- Etorphine Hydrochloride;
- Fenethylline and its salts;
- Lisdexamfetamine, including its salts, isomers, and salts of isomers;
- Mecloqualone and its salts;
- Methaqualone and its salts;
- Methcathinone (some trade or other names: 2- methylamino-propiophenone; alpha-(methylamino)propriophenone; 2-(methylamino)-1-phenylpropan-1-one; alpha-N- methylaminopropriophenone; monomethylpropion; ephedrone, N-methylcathinone; methylcathinone; AL-464; AL-422; AL-463; and UR 1431);
- N-Ethylamphetamine, its salts, optical isomers, and salts of optical isomers; and
- N,N-dimethylamphetamine (some trade or other names: N,N,alpha-trimethylbenzeneethaneamine; N,N,alpha-trimethylphenethylamine), its salts, optical isomers, and salts of optical isomers; and

Any compound structurally derived from 2-aminopropanal by substitution at the 1-position with any monocyclic or fused-polycyclic ring system, including:

- (A) compounds further modified by:
 - (1) substitution in the ring system to any extent (including alkyl, alkoxy, alkylenedioxy, haloalkyl, or halide substituents), whether or not further substituted in the ring system by other substituents;
 - (2) substitution at the 3-position with an alkyl substituent; or
 - (3) substitution at the 2-amino nitrogen atom with alkyl or dialkyl groups, or inclusion of the 2-amino nitrogen atom in a cyclic structure; and
- (B) by example, compounds such as:
 - 4-Methylmethcathinone (Also known as Mephedrone);
 - 3,4-Dimethylmethcathinone (Also known as 3,4-DMMC);
 - 3-Fluoromethcathinone (Also known as 3-FMC);
 - 4-Fluoromethcathinone (Also known as Flephedrone);

	e (Also known	as					
	Methylone)	Methylone);					
	3,4-Methylenedioxypyrovalerone (Also known as MDPV)						
	alpha-Pyrrolidinopentiophenone (Also known as alpha-PVP);						
	Naphthylpyrovalerone (Also known as Naphyrone);						
	beta-Keto-N-methylbenzodioxolylpropylamine (Also known as						
	Butylone);						
	beta-Keto-N-methylbenzodioxolylpentanamine (Also known as						
	Pentylone);						
	beta-Keto-Ethylbenzodioxolylbutanamine (Also known as						
	Eutylone); and						
3,4-methylenedioxy-N-ethylcathinone (Also known as							
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This Ordinance shall	take effect an	d be in force	e upon its	passage.			
D. (2275 . 1375 . 1555 . 277		4.5.3			• • • •		
PASSED AND APPROV	ED THIS THE _	<u>16th</u>	day of _	October	2012		
APPROVED:	ATTEST:						
Rodney Renberg	Karen Juica						
Mayor, Payne Springs	City Secretary, Payne Springs						