

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Section 17-3-0207 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

17-3-0207 Use Table and Standards.

USE GROUP		Zoning Districts					Use Standard	Parking Standard
Use Category		B1	B2	B3	C1	C2		
Specific Use Type								
P = permitted by-right S = special use approval required PD = planned development approval required - = Not allowed								
<i>(Omitted text is unaffected by this ordinance)</i>								
BBB. Manganese-bearing Material Operation		-	-	-	-	-	-	§17-9-0117-D None required
<u>CCC. Smoke Shop</u>		<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>§17-9-0133</u> <u>§17-10-0207-M</u>

SECTION 2. Section 17-4-0207 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

17-4-0207 Use Table and Standards.

USE GROUP		Zoning Districts				Use Standard	Parking Standard
Use Category		DC	DX	DR	DS		
Specific Use Type							
P = permitted by-right S = special use approval required PD = planned development approval required - = Not allowed							
<i>(Omitted text is unaffected by this ordinance)</i>							
BBB. Manganese-bearing Material Operation		-	-	-	-	§ 17-9-0117-D None required	
<u>CCC. Smoke Shop</u>		<u>S</u>	<u>S</u>	-	<u>S</u>	<u>§17-9-0133</u> <u>§17-10-0208</u>	

SECTION 3. Section 17-5-0207 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

17-5-0207 Use Table and Standards.

USE GROUP	District			Use Standard	Parking Standard
	M1	M2	M3		
Use Category					
Specific Use Type					
P = permitted by-right S = special use approval required PD = planned development approval required - = Not allowed					
(Omitted text is unaffected by this ordinance)					
MM. Manganese-bearing Material Operation	-	-	-	§ 17-9-0117-D	None required
<u>CCC. Smoke Shop</u>	<u>S</u>	<u>S</u>	<u>S</u>	§17-9-0133 <u>Accessory sales of goods produced on-site: not to exceed 20% of on-site GFA</u>	<u>§17-10-0207-M</u>

SECTION 4. Section 17-6-0403-F of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

17-6-0403-F Use Table and Standards.

USE GROUP																Use Standard				
	No. 2	No. 3	No. 4		No. 5	No. 6	No. 7		No. 8		No. 9	No. 10	No. 11		No. 12		No. 13	No. 14	No. 15	
Specific Use Type	.	.	A	B	.	.	A	B	A	B	.	.	A	B	
P = permitted by right S = special use approval req'd PD = planned development approval req'd - = not allowed																				
(Omitted text is unaffected by this ordinance)																				
GG. [Reserved]	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
<u>GG. Smoke Shop</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>§17-9-0133</u>

SECTION 5. Chapter 17-9 of the Municipal Code of Chicago is hereby amended by inserting a new Section 17-9-0133, as follows:

17-9-0133 Smoke Shops. *Smoke Shops* may not be located within 500 feet measured from property line to property line, of: (i) any primary or secondary school; (ii) any park owned or leased by any unit of local, state, or federal government; or (iii) any existing *smoke shop*. No *smoke shop* shall: (1) hold itself out to be a “dispensary”, “cannabis dispensary”, “dispensing organization”,

“cultivator”, or any kind of cannabis business establishment; or (2) display signage or engage in advertising that includes the image of a green cross or any portion of a cannabis plant, including a leaf or bud.

SECTION 6. Section 17-10-207 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

17-10-0207 Off-Street Parking Schedule 1: Neighborhood Zoning Districts. Schedule "1" presents off-street parking standards for uses in neighborhood zoning districts (i.e., R, B, C and M districts). The off- street parking standards for downtown (D) zoning districts are presented in Sec. 17-10-0208 below. In the event of conflict between this schedule and zoning district use regulations (e.g., this schedule establishes a parking standard for a use not allowed in the underlying zoning district), the zoning district use regulations govern.

(Omitted text is unaffected by this ordinance)

District	Minimum Automobile Parking Ratio (per unit or gross floor area)	Minimum Bike Parking
<i>(Omitted text is unaffected by this ordinance)</i>		
<p>17-10-0207-M Parking Group M. (Retail, Body Art, Eating and Drinking Establishments, Food and Beverage Sales, Participant Sports and Recreation, Fortune Telling, Personal Service, Auto Supply/Accessory Sales, Artist Work or Sales Space, Copying and Reproduction, <u>Smoke Shops</u>, or Cannabis Business Establishment)</p>		
B, C, M dash 1, 1.5, 2	Health Clubs: as required by Sec. 4-6-020 of the Municipal Code Participant Sports and Recreation: 1 per 10 persons capacity All other: None for first 4,000 square feet then 2.5 spaces per 1,000 square feet	1 per 5 auto spaces
B, C, M dash 3	Health Clubs: as required by Sec. 4-6-020 of the Municipal Code Participant Sports and Recreation: 1 per 10 persons capacity All other: None for first 10,000 square feet then 2.5 spaces per 1,000 square feet	
B, C, M dash 5	Health Clubs: as required by Sec. 4-6-020 of the Municipal Code Participant Sports and Recreation: 1 per 10 persons capacity All other: None for first 35,000 square feet or 2 × lot area, whichever is greater, then 1.33 spaces per 1,000 square feet	
<i>(Omitted text is unaffected by this ordinance)</i>		

SECTION 7. Chapter 17-17 of the Municipal Code of Chicago is hereby amended by inserting a new Section 17-17-0106-F, as follows:

17-17-0106-F Smoke Shops. Businesses involved in the sale of the following products or merchandise to the general public:

1. Any product, material, compound, isomer, acid, salt, mixture, or preparation: (i) containing cannabinoids, containing the properties of cannabis, or otherwise held out to be cannabis; (ii) used or intended for human consumption for its cannabinoid content; and (iii) that is not regulated under the Compassionate Use of Medical Cannabis Program Act (410 ILCS 130/1, et seq.) or the Cannabis Regulation and Tax Act (410 ILCS 705/1-1, et seq.). "Cannabinoid product" includes any product, material, compound, isomer, acid, salt, mixture, or preparation containing:

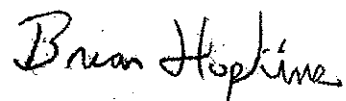
(1) any natural or synthetic extract or derivative psychoactive compound of the hemp plant or Cannabis Sativa plant, containing unknown levels of the psychoactive drug tetrahydrocannabinol (THC), synthesized by use of additional chemicals, and includes any material, compound, mixture, preparation, or any other natural or synthetic compound containing any quantity of tetrahydrocannabinol (THC), generally having a stimulant or intoxicating effect on the central nervous system, and regardless of how the product is named by its manufacturer, synthesizer, or distributor, and sometimes known as: Delta-8, Delta 8-THC, or Delta 8-Tetrahydrocannabinol;

(2) a total delta-9 tetrahydrocannabinol content concentration level in excess of 0.3% on a dry weight basis, as determined in accordance with the Illinois Hemp Act, for hemp or in a hemp product intended for consumption by means of inhalation, and any other material, compound, mixture, or preparation, or any other synthetic compound, containing any quantity of tetrahydrocannabinol (THC) content in excess of 0.3%, regardless of how the product is named by its manufacturer, synthesizer, or distributor; or

(3) a total delta-9 tetrahydrocannabinol content concentration level in excess of 0.5 milligrams per serving or 2.5 milligrams per package of any beverage, food, oil, ointment, tincture, topical formation, or any other product intended for consumption by means other than inhalation, and any other material, compound, mixture, or preparation, or any other synthetic compound, containing any quantity of tetrahydrocannabinol (THC) content in excess of 0.5 milligrams per serving or 2.5 milligrams, regardless of how the product is named by its manufacturer, synthesizer, or distributor.

2. Any product, material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: the leaves, bark, or other parts of a tropical tree known as "Mitragyna speciose" containing psychoactive opioid compounds, mitragynine, or 7-hydroxymitragynine, and sometimes known as: Kratom, Herbal Speedball, Biak-Biak, Ketum, Kahuam, lthang, and Thom.

SECTION 8. This ordinance shall take full force and effect on January 1, 2024.



BRIAN HOPKINS
Alderman, 2nd Ward