

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	C3		
	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>									
AAA. Cannabis Business Establishments									
1.	Adult Use Cannabis Dispensary	-	-	-	<u>S</u> P/PD*	<u>S</u> P/PD*	<u>S</u> P/PD*	§17-9-0129	§17-10-0207-M
2.	Medical Cannabis Dispensary	-	-	-	<u>S</u> P/PD*	<u>S</u> P/PD*	<u>S</u> P/PD*	§17-9-0129	§17-10-0207-M
3.	Cannabis Craft Grower	-	-	-	<u>S</u> P/PD*	<u>S</u> P/PD*	<u>S</u> P/PD*	§17-9-0129	§17-10-0207-M
4.	Cannabis Infuser	-	-	-	<u>S</u> P/PD*	<u>S</u> P/PD*	<u>S</u> P/PD*	§17-9-0129	§17-10-0207-M
5.	Cannabis Processor	-	-	-	<u>S</u> P/PD*	<u>S</u> P/PD*	<u>S</u> P/PD*	§17-9-0129	§17-10-0207-M
<i>(Omitted text is unaffected by this ordinance)</i>									
* Pursuant to Section 17-9-0129, cannabis business establishments must be reviewed and approved in accordance with the Type I Zoning Map Amendment procedures of Section 17-13-0302 or the or the planned development procedures of Section 17-13-0600.									

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>							
AAA. Cannabis Business Establishment							
1.	Adult Use Cannabis Dispensary	S P/PD*	S P/PD*	-	S P/PD*	§17-9-0129	§17-10-0208
2.	Medical Cannabis Dispensary	S P/PD*	S P/PD*	-	S P/PD*	§17-9-0129	§17-10-0208
3.	Cannabis Craft Grower	S P/PD*	S P/PD*	-	S P/PD*	§17-9-0129	§17-10-0208
4.	Cannabis Infuser	S P/PD*	S P/PD*	-	S P/PD*	§17-9-0129	§17-10-0208
5.	Cannabis Processor	S P/PD*	S P/PD*	-	S P/PD*	§17-9-0129	§17-10-0208
<i>(Omitted text is unaffected by this ordinance)</i>							
* Pursuant to Section 17-9-0129, cannabis business establishments must be reviewed and approved in accordance with the Type I Zoning Map Amendment procedures of Section 17-13-0302 or the or the planned development procedures of Section 17-13-0600.							

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	Use Category	District			Use Standard	Parking Standard
		M1	M2	M3		
		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>						
LL. Cannabis Business Establishment						
1.	Adult Use Cannabis Dispensary	P/S P/PD*	P/S P/PD*	P/S P/PD*	§17-9-0129	§17-10-0208
2.	Medical Cannabis Dispensary	P/S P/PD*	P/S P/PD*	P/S P/PD*	§17-9-0129	§17-10-0208

3.	Cannabis Craft Grower	P/S P/PD*	P/S P/PD*	P/S P/PD*	§17-9-0129	§17-10-0208
4.	Cannabis Infuser	P/S P/PD*	P/S P/PD*	P/S P/PD*	§17-9-0129	§17-10-0208
5.	Cannabis Processor	P/S P/PD*	P/S P/PD*	P/S P/PD*	§17-9-0129	§17-10-0208
(Omitted text is unaffected by this ordinance)						
* Pursuant to Section 17-9-0129, cannabis business establishments must be reviewed and approved in accordance with the Type I Zoning Map Amendment procedures of Section 17-13-0302 or the or the planned development procedures of Section 17-13-0600.						

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		
Use Category	No	No	No. 4		No	No	No. 7		No. 8	No	No	No. 11		No	No	No		No	
Specific Use Type	2	3	A	B	5	6	A	B	A	B	9	10	A	B	12	13		14	15
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)																			
NN. Cannabis Business Establishments																			
1.	Cannabis Cultivation Center	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	§17-9-0129
2.	Cannabis Craft Grower	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	§17-9-0129
3.	Cannabis Infuser	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	§17-9-0129
4.	Cannabis Processor	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	S P/ PD *	§17-9-0129
(Omitted text is unaffected by this ordinance)																			

* Pursuant to Section 17-9-0129, cannabis business establishments must be reviewed and approved in accordance with the Type I Zoning Map Amendment procedures of Section 17-13-0302 or the or the planned development procedures of Section 17-13-0600.

SECTION 5. Section 17-9-0129 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

17-9-0129 Cannabis business establishments. Cannabis business establishments shall comply with the following standards:

1. Beginning January 1, 2024, cannabis business establishments are allowed only if the project is reviewed and approved in accordance with the Type I Zoning Map Amendment procedures of Section 17-13-0302, or the planned development procedures of Section 17-13-0600 (if the project qualifies as a mandatory or elective planned development under Sections 17-8-0500 or 17-8-0600). Subject to applicable law, cannabis business establishments shall include, as a part of any Type 1 application or planned development application, copies of all information submitted to the State of Illinois in application for a license to operate under the State of Illinois' Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et seq.) or the State of Illinois' Compassionate Use of Medical Cannabis Program Act (410 ILCS 130/1 et seq.). In addition to all other applicable legal requirements, any Type 1 application or planned development application for a cannabis business establishment shall be processed in compliance with Section 55-28 of the State of Illinois' Cannabis Regulation and Tax Act (410 ILCS 705/55-28).

2. Cannabis craft growers may be allowed to conduct retail sales of cannabis products produced on-site only if such retail sales are reviewed and approved as in accordance with the Type I Zoning Map Amendment procedures of Section 17-13-0302, or the planned development procedures of Section 17-13-0600 (if the project qualifies as a mandatory or elective planned development under Sections 17-8-0500 or 17-8-0600). a special use by the Zoning Board of Appeals. Such retail sales shall not exceed 20% of total floor area or 3,000 square feet, whichever is less, subject to the State of Illinois Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et seq.) and the State of Illinois Compassionate Use of Medical Cannabis Program Act (410 ILCS 130/1 et seq.), as well as any state administrative rule promulgated pursuant to these acts. The applicant for such proposed retail sales of cannabis products shall also hold a community meeting, pursuant to this section. Section 17-13-0905-G.

2. ~~The same site location of one adult use cannabis dispensary is permitted by right at any location where a medical cannabis dispensary has been established on or before June 25, 2019. Prior to December 31, 2019, such medical cannabis dispensary operator shall send written notice by USPS first class mail to the property owner of the subject property and to all property owners within 250 feet of the property lines of the subject property stating that as of January 1, 2020, such medical cannabis dispensary is authorized to sell adult use cannabis at that location. Such medical cannabis dispensary operator shall furnish a complete list of the names and last known addresses of the persons provided with such written notice as well as a written affidavit certifying compliance with such written notice to the Chairman of the Zoning Board of Appeals on or before December 31, 2019, in a form prescribed by the Commissioner of the Department of Planning and Development. No medical cannabis dispensary shall commence dispensing adult use cannabis in its medical cannabis dispensary site without complying with the notice requirement provided in this Section.~~

3. An *adult use cannabis dispensary* shall be located no closer than 500 feet from any *school*; such distance shall be measured on a straight line from the nearest property line of the *school* to the nearest property line of the lot to be occupied by the *adult use cannabis dispensary*.

4. A *cannabis infuser* or *cannabis processor* may share enclosed facilities with cannabis craft growing, processing or dispensing organizations, provided all cannabis and currency is separately stored and secured.

5. Before a public hearing before the City Council Committee on Zoning, Landmarks and Building Standards to consider a Type 1 application or a *planned development application* to establish a *cannabis business establishment*, the applicant must hold at least one community meeting in the ward in which the *cannabis business establishment* is proposed to be located for the purpose of explaining the proposal and soliciting comments on it. Such community meeting must be held no later than two weeks prior to the date of the anticipated public hearing before the Committee on Zoning, Landmarks and Building Standards; notice for such community meeting must be issued, pursuant to this section, no later than two weeks prior to such community meeting. The applicant must notify the Chair of the Committee on Zoning, Landmarks and Building Standards and the Alderman of the ward in which the *cannabis business establishment* is proposed to be located in writing of the time, place, and purpose of the community meeting. The applicant must publish notice of the community meeting in a newspaper of general circulation within the ward and the applicant must send written notice by USPS first class mail to the property owner of the subject property and to all property owners within 250 feet of the property lines of the subject property. Such applicant shall furnish a complete list of the names and last known addresses of the persons provided with such written notice as well as a written affidavit certifying compliance with such written notice to the Chair of the Committee on Zoning, Landmarks and Building Standards on or before the day the public hearing is held by the Committee on Zoning, Landmarks and Building Standards, in a form prescribed by the Commissioner of the Department of Planning and Development. No Type 1 application or *planned development application* to establish a *cannabis business establishment* may be approved unless the Committee on Zoning, Landmarks and Building Standards finds that the criteria of this section have been satisfied. ~~No *cannabis business establishment* which requires a *special use* may operate in any *planned development* prior to such use being reviewed and approved as a *special use* by the Zoning Board of Appeals.~~

6. A *cannabis cultivation center*, *cannabis craft grower*, *cannabis infuser* or *cannabis processor* is a permitted use by-right in "M2" and "M3" districts if such use is located more than 660 feet from any residential district. ~~Special use approval is required for a *cannabis cultivation center*, *cannabis craft grower*, *cannabis infuser* or *cannabis processor* in "M2" and "M3" districts when such use is located within 660 feet of any residential district must be reviewed and approved in accordance with the Type I Zoning Map Amendment procedures of Section 17-13-0302, or the planned development procedures of Section 17-13-0600 (if the project qualifies as a mandatory or elective planned development under Sections 17-8-0500 or 17-8-0600).~~

SECTION 6. Section 17-13-0302-A of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

17-13-0302-A Type 1.

1. A Type 1 application is required for proposals:

(Omitted text is unaffected by this ordinance)

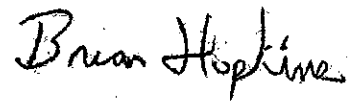
(f) to establish a *cannabis business establishment* pursuant to Section 17-9-0129.

2. Any other applicant may elect to submit a Type 1 application.

SECTION 7. Section 17-13-0905-G, Section 17-14-0303-G, and Section 17-14-0303-H of the Municipal Code of Chicago are hereby deleted in their entirety.

SECTION 8. This ordinance shall apply to any application to establish a cannabis business establishment submitted on or after January 1, 2024.

SECTION 9. This ordinance shall take full force and effect on January 1, 2024.



BRIAN HOPKINS
Alderman, 2nd Ward