

ORDINANCE

WHEREAS, the City of Chicago (the "City") is a home rule unit of government under Article VII, Section 6(a) of the Constitution of the State of Illinois, and, as such, may exercise any power and perform any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the Agriculture Improvement Act of 2018 – commonly known as the 2018 Farm Bill – legalized, but did not regulate, certain cannabinoid hemp products; and

WHEREAS, this lack of regulation has led to a proliferation of retailers selling essentially unregulated psychoactive cannabis, often containing significant quantities of delta-8 and delta-9 THC, with no safety regulations such as minimum age limits, testing, or truth in labeling requirements; and

WHEREAS, the proliferation of these stores and products in and around the central business district which, because of its unique character, configuration and intensive pedestrian, tourism and entertainment related traffic, presents a higher level of congestion, public safety, and security concerns; and

WHEREAS, in order to protect the health and safety of our residents and visitors, the City Council desires to prohibit the sale of such unregulated cannabinoid hemp products in and around the central business district; now, therefore:

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

SECTION 1. The foregoing recitals are hereby adopted as the findings of the City Council.

SECTION 2. Section 4-4-331 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

4-4-331 Cannabinoid hemp products – Prohibited Areas.

(a) As used in this section:

(Omitted text is unaffected by this ordinance)

"Concealment" means to deliberately hide to prevent or evade discovery.

"Downtown Area" means that portion of the City bounded as follows: Beginning at the intersection of Jackson Boulevard and Canal Street, thence north on Canal Street to Arcade Place, thence west on Arcade Place to Clinton Street, thence north on Clinton Street to Lake Street, thence east on Lake Street to the west bank of the South Branch of the Chicago River, thence north along the west bank of the South Branch of the Chicago River, continuing north along the North Branch of the Chicago River to Grand Avenue, thence east on Grand Avenue to the centerline of the Chicago River, thence north along the centerline of the Chicago River to Chicago Avenue, thence east on Chicago Avenue to the alley between Clark Street and Dearborn Street, thence north on such alley to Chestnut Street, thence east on Chestnut Street to Dearborn

Street, thence north on Dearborn Street to Walton Street, thence east on Walton Street to State Street, thence north on State Street to Cedar Street, thence east on Cedar Street to Inner Lake Shore Drive, thence south on Inner Lake Shore Drive to Michigan Ave, then continuing south on Michigan Avenue to Chicago Avenue, thence west on Chicago Avenue to Wabash Avenue, thence south on Wabash Avenue to Superior Street, thence west on Superior Street to State Street, thence south on State Street to Huron Street, thence east on Huron Street to St. Clair Street, thence south on St. Clair Street to Illinois Street, thence east on Illinois Street to the eastern boundary of Lake Shore Drive, thence north along the eastern boundary of Lake Shore Drive to the intersection of Ontario Street extended east to Lake Michigan, thence east along the shoreline of Lake Michigan, and continuing south along the shoreline of Lake Michigan to Balbo Drive, thence west on Balbo Drive to Michigan Avenue, thence north on Michigan Avenue to Randolph Street, thence east on Randolph Street to Beaubien Court, thence north on Beaubien Court to Lake Street, thence west on Lake Street to Wabash Avenue, thence south on Wabash Avenue to Randolph Street, thence west on Randolph Street to Dearborn Street, thence south on Dearborn Street to Washington Street, thence west on Washington Street to LaSalle Street, thence north on LaSalle Street to Court Place, thence west on Court Place as extended to Franklin Street, thence south on Franklin Street to Arcade Place, thence east on Arcade Place to LaSalle Street, thence south on LaSalle Street to Jackson Boulevard, thence west on Jackson Boulevard to Canal Street.

"Hemp" means the plant *Cannabis sativa* L. and any part of such plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, that is not cannabis regulated under the Compassionate Use Medical Cannabis Program Act (410 ILCS 130/1 et seq.) or the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et seq.).

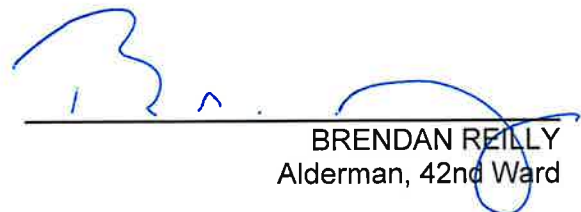
(Omitted text is unaffected by this ordinance)

(b) No licensee under this Code or their agent or employee shall possess, sell, offer for sale, give away, barter, exchange, or otherwise furnish on the licensed premises any cannabinoid hemp products, or engage in an act of concealment of cannabinoid hemp products on any licensed premises, within the Midway Residential Area and the Downtown Area.

(c) Except as otherwise provided in this Code, any person who violates any of the requirements of this section or any rule or regulation promulgated thereunder shall be fined not less than \$2,000.00 nor more than \$5,000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense to which a separate fine shall apply.

(d) Any violation of this section or any rule or regulation promulgated thereunder may result in license suspension or revocation in accordance with the requirements of Section 4-4-280.

SECTION 3. This ordinance shall take effect 60 days after passage.


BRENDAN REILLY
Alderman, 42nd Ward