

ORDINANCE

AN ORDINANCE AMENDING ARTICLE 8 (“USES”), TABLE 8-1 (USE MATRIX”) OF THE OAK PARK ZONING ORDINANCE TO ADD RECREATIONAL CANNABIS ESTABLISHMENTS AS A PERMITTED USE IN ALL BUSINESS AND COMMERCIAL ZONING DISTRICTS

WHEREAS, on August 1, 2019 the Village of Oak Park Plan Commission (“Plan Commission”) held a public hearing on the application of the Petitioner, the Village of Oak Park. (“Applicant”), for a text amendment to Article 8: (“Uses”) Section 8.3 (“Use Restrictions”) Table 8-1 (“Use Matrix”) to add recreational cannabis establishments as a permitted in all business and commercial zoning districts; and

WHEREAS, notice of the public hearing was published in the *Wednesday Journal* on July 17, 2019; and

WHEREAS, the Plan Commission recommended that recreational cannabis establishments be a special use in all business and commercial zoning districts by a vote of six (6) in favor and zero (0) against upon the close of the public hearing held on August 1, 2019, as reflected in the minutes of the public hearing, incorporated herein by reference as though fully set forth; and

WHEREAS, the Plan Commission adopted its Findings of Fact and Recommendation on August 1, 2019, which is adopted by the President and Board of Trustees of the Village and incorporated herein as though fully set forth, subject to the provisions of this Ordinance; and

WHEREAS, the President and Board of Trustees of the Village have considered the Plan Commission’s Findings of Fact and Recommendation and have determined to adopt this Ordinance based upon the Village’s original application and staff’s recommendation to add recreational cannabis establishments as a permitted use in all business and commercial zoning districts and not adopt the text amendment recommended by the Plan Commission to add recreational cannabis establishments as a special use in all business and commercial districts.

NOW THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Oak Park, Cook County, Illinois, in the exercise of their home rule powers, as follows:

Section 1. Recitals Incorporated. The above recitals are incorporated herein by reference as though fully set forth.

Section 2. Zoning Ordinance Amended. Article 8 (“Uses”), Table 8-1 (“Use Matrix”); of the Oak Park Zoning Ordinance is amended to add the underlined language to read as follows:

TABLE 8-1: USE MATRIX

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Use	R-1	R-2	R-3 -50 & -35	R-4	R-5	R-6	R-7	DT¹	HS	GC	MS¹	NA	NC¹	RR¹	OS	I	H	Use Standard § = Section
	*		*						*						*			
Retail																		
Recreational Cannabis Establishment								P	P	P	P	P	P	P				State Statute 410 ILCS 705

Section 3. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Effective Date. This Ordinance shall be in full force and effect after its approval, passage and publication as provided by law.

ADOPTED this 16th day of September, 2019, pursuant to a roll call vote at follows:

Voting	Aye	Nay	Abstain	Absent
President Abu-Taleb				
Trustee Andrews				
Trustee Boutet				
Trustee Buchanan				
Trustee Moroney				
Trustee Taglia				
Trustee Walker-Peddakotla				

APPROVED this 16th day of September, 2019.

Anan Abu-Taleb, Village President

ATTEST

Vicki Scaman, Village Clerk

Published in pamphlet form this 16th day of September, 2019.

Vicki Scaman, Village Clerk