

## **ORDINANCE**

### **AN ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM ON THE LOCATION, SITING AND ACCEPTANCE OF PERMIT APPLICATIONS OF CANNABIS BUSINESS AND ON-SITE CONSUMPTION OF CANNABIS ESTABLISHMENTS IN THE VILLAGE OF OAK PARK**

**WHEREAS**, the Village Board of the Village of Oak Park ("Village") adopted Ordinance Number 19-71 on September 16, 2019 amending Article 8 ("Uses"), Table 8-1 ("Use Matrix") of the Oak Park Zoning Ordinance ("Zoning Ordinance") to add recreational cannabis establishments as a permitted use in all business and commercial zoning districts in the Village; and

**WHEREAS**, the Village Board has determined that a temporary moratorium through May 4, 2020, or until such time as the Village Board takes action to either amend the Zoning Ordinance with regard to recreational cannabis establishments being a permitted use in all business and commercial zoning districts in the Village or the Village Board determines to not take action to amend the Zoning Ordinance, whichever comes first, is necessary to conduct further analysis and examination with regard to recreational cannabis establishments in the Village; and

**WHEREAS**, said temporary moratorium shall be applicable to the location, siting and acceptance, processing, approval, or issuance of any and all Village permits and licenses by any proposed recreational cannabis business establishment or proposed on-site consumption of cannabis business establishment; and

**WHEREAS**, the temporary moratorium established herein shall not be applicable to any proposed recreational cannabis establishment that has applied for any Village permit as of the date of adoption of this Ordinance.

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

**Section 1. Recitals Incorporated.** The above recitals are incorporated into this Ordinance and shall have the same force and effect as though fully set forth herein.

**Section 2. Moratorium and Duration.** The Village declares and establishes a temporary moratorium on the effectiveness of Ordinance Number 19-71 adopted by the Village on September 16, 2019 with regard to recreational cannabis business establishments being a permitted use in all business and commercial zoning districts in the Village and regarding on-site consumption of cannabis business establishments, including the location, siting and acceptance, processing, approval, or issuance of any and all Village permits and licenses for such uses. The moratorium established by this Ordinance shall provide the Village with an opportunity to review, amend or enact new provisions governing such uses through May 4,

2020, or until such time as the Village Board takes action to either amend the Zoning Ordinance with regard to such uses or the Village Board determines to not take action to amend the Zoning Ordinance, whichever comes first, unless the Village rescinds or extends the moratorium pursuant to a subsequent ordinance.

**Section 3. Moratorium not Applicable to Pending Permit Applications.** The temporary moratorium established herein shall not be applicable to any proposed recreational cannabis establishment that has applied for any Village permit as of the date of adoption of this Ordinance.

**Section 4. Plan Commission to Conduct a Public Hearing.** The Plan Commission shall conduct a public hearing on the Zoning Ordinance provisions subject to the moratorium set forth herein.

**Section 5. 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 6. Effective Date.** This Ordinance shall be in full force and effect after its approval, passage and publication as provided by law through May 4, 2020 or until such time as the Village Board takes action as set forth herein, whichever comes first.

**ADOPTED** this 2<sup>nd</sup> day of December, 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 2<sup>nd</sup> day of December, 2019.

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Anan Abu-Taleb, Village President

**ATTEST**

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Vicki Scaman, Village Clerk

Published in pamphlet form this 2<sup>nd</sup> day of December, 2019.

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Vicki Scaman, Village Clerk