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AN ORDINANCE AMENDING TITLE 7, CHAPTER 1, SECTION 7-1-11 OF THE
ORLAND PARK VILLAGE CODE IN REGARD TO RECORDS AND STANDARDS
FOR ISSUANCE OF BUSINESS LICENSES IN THE VILLAGE

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WHEREAS, the Village President and Board of Trustees of the Village of Orland Park (the “Village”) have the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and to protect the public health, safety and welfare of its citizens; and

WHEREAS, pursuant to the Illinois Municipal Code (65 ILCS 5/11-60-2 (2012)), the Village President and Board of Trustees may define, prevent and abate nuisances and, pursuant to Article VII, Section 6(a) of the Illinois Constitution Home Rule municipalities are given the power to license and regulate businesses within the municipality; and

WHEREAS, the State of Illinois recently passed Public Act 098-0122 (Compassionate Use of Medical Cannabis Pilot Program Act), effective January 1, 2014, which authorizes medical cannabis cultivation centers and dispensing organizations; and

WHEREAS, cultivation, dispensing, use or possession of cannabis (a “controlled substance” under federal law) is a federal crime even though now permitted in the State of Illinois for medical purposes; and

WHEREAS, the Village President and Board of Trustees have determined that the Village should not issue business licenses that violate either state or federal law.

NOW, THEREFORE, be it ordained by the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois, as follows:

SECTION 1:

The preambles set forth above are hereby expressly incorporated and adopted as if fully set forth herein.

SECTION 2:

Section 7-1-11 entitled “RECORDS AND STANDARDS” of the Orland Park Village Code is hereby amended to provide as follows:

“7-1-11: RECORDS AND STANDARDS:

The Building Department shall maintain a record of all commercial establishments and commercial licenses issued under this Chapter. These records shall be used for the purpose of classifying, inspecting, and licensing all commercial establishments in the

Village. Subject to the terms and provisions of this Chapter, upon payment in full of the required license fee to the Village, the Village shall issue a license tag or sticker or certificate or similar evidence of license which shall be displayed by the owner of the commercial establishment in a conspicuous place of the licensed premises within ten (10) days after receipt of said license.

No license for the operation of a commercial establishment in the Village shall be issued if one or more of the following conditions are determined to exist:

1. The building or premises of the commercial establishment does not comply with the provisions and terms of the Village's Building Code, Land Development Code, fire regulations, health regulations, or with other applicable ordinances and regulations of the Village.
2. The building or premises of the commercial establishment are in a condition of being unsanitary or unsafe so as to endanger the public safety, health or welfare.
3. The owner of the commercial establishment or such legal entity comprising the commercial establishment is indebted to the Village.
4. The business or occupation to be conducted within the commercial establishment would be a violation of state or federal law.”

SECTION 3:

The Village Clerk is hereby ordered and directed to publish this Ordinance in pamphlet form, and this Ordinance shall be in full force and effect form and after its passage and publication as required by law.