

..T

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF ORLAND PARK, COOK AND WILL COUNTIES, ILLINOIS, PLACING A TEMPORARY MORATORIUM ON THE ISSUANCE OF BUSINESS LICENSES AND ON THE USE OF LAND AND STRUCTURES FOR MEDICAL CANNABIS CULTIVATION CENTERS AND DISPENSING ORGANIZATIONS

..B

WHEREAS, the State of Illinois has passed Public Act 098-0122 (Compassionate Use of Medical Cannabis Pilot Program Act) authorizing medical cannabis cultivation centers and dispensing organizations in the State; and

WHEREAS, Public Act 098-0122 is effective January 1, 2014, and requires that within 120 days from said effective date the Department of Public Health, Department of Agriculture, and the Department of Financial and Professional Regulation develop rules in accordance with their responsibilities under said Act and file those rules with the Joint Committee on Administrative Rules; and

WHEREAS, said Public Act provides that a unit of local government may enact reasonable zoning ordinances or resolutions not in conflict with said Act or with Department of Agriculture or Department of Public Health rules, regulating registered medical cannabis cultivation centers and medical cannabis dispensing organizations; and

WHEREAS, cannabis is, under federal law, defined to be a “controlled substance” (21 U.S. Code 812) and the cultivation, distribution, possession and use thereof is a federal crime; and

WHEREAS, the Orland Park Land Development Code does not currently authorize either medical cannabis cultivation centers or dispensing organizations, and the Village Development Services Department, in consultation with the Village attorney, has identified the possible need to enact Land Development Code amendments to accommodate said uses in compliance with Public Act 098-0122 in a manner that addresses public health and safety; and

WHEREAS, the Village President and Board of Trustees deems it to be in the public interest to adopt a temporary moratorium on the use of land and structures located within the Village for medical cannabis cultivation centers and dispensing organizations, as well as a temporary moratorium on the granting of business licenses within the Village for such uses, for a period of one hundred eighty (180) days so as to allow the Village Board and staff sufficient time to engage in a process of considering and possibly enacting Land Development Code amendments in a manner consistent with applicable law.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Orland Park, Cook and Will Counties, Illinois, as follows:

SECTION 1:

A moratorium of one hundred eighty (180) days on the use of land and structures located within the Village, and the issuance of business licenses, for medical cannabis centers and dispensing organizations is hereby approved.

SECTION 2:

The Preambles of this Resolution as set forth above are hereby adopted as if fully set forth herein. This Resolution shall be in full force and effect upon its adoption as provided by law.