

Uccary

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 unregulated products are often packaged and marketed in ways that are appealing or targeted to minors, with minors comprising over 40% of all hemp-related poisonings nationwide, despite making up just 22% of the population; and

WHEREAS, within the communities in and around the Hermosa Community Areas, minors make up nearly a quarter of all residents, and within the Belmont Cragin Community Area, minors make up over quarter of all residents; and

WHEREAS, in order to protect the health and safety of our residents, particularly our minors, the City Council desires to prohibit the sale of such unregulated cannabinoid hemp products in and around the Belmont-Cragin and Hermosa neighborhoods; 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 deleting the language struck through, and by inserting the language underscored, as follows:

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

(a) As used in this section:

“Belmont Cragin-Hermosa Residential Area” means that portion of the City bounded as follows: Beginning at the intersection of Major Avenue and Belmont Avenue, thence east on Belmont Avenue to Long Avenue, thence south on Long Avenue to Barry Avenue, thence east on Barry Avenue to Leclair Avenue, thence north on Leclair Avenue to Fletcher Street, thence west on Fletcher Street to Laramie Avenue, thence north on Laramie Avenue to Melrose Street, thence west on Melrose Street to Long Avenue, thence north on Long Avenue to Henderson Street, thence east on Henderson Street to Lockwood Avenue, thence north on Lockwood Avenue to Addison Street, thence east on Addison Street to Cicero Avenue, thence south on Cicero Avenue to Belmont Avenue, thence east on Belmont Avenue to Milwaukee Avenue, thence southeast on Milwaukee Avenue to Lawndale Avenue, thence southwest on Lawndale Avenue to Hamlin Avenue, thence south on Hamlin Avenue to Diversey Avenue, thence west on Diversey Avenue to Pulaski Road, thence south on Pulaski Road to Fullerton Avenue, thence west on Fullerton Avenue to Karlov Avenue, thence south on Karlov Avenue to the alley south of Fullerton Avenue,

thence west along such alley to Keeler Avenue, thence south on Keeler Avenue to Belden Avenue, thence west on Belden Avenue as extended to the Chicago North Western Railroad, thence north along such railroad to Fullerton Avenue, thence west on Fullerton Avenue to Kenton Avenue, thence south on Kenton Avenue to Belden Avenue, thence west on Belden Avenue to Lockwood Avenue, thence north on Lockwood Avenue to Fullerton Avenue, thence west on Fullerton Avenue to Central Avenue, thence north on Central Avenue to Altgeld Street, thence east on Altgeld Street to Long Avenue, thence north on Long Avenue to Wrightwood Avenue, thence west on Wrightwood Avenue to Central Avenue, thence north on Central Avenue to Diversey Avenue, thence west on Diversey Avenue to Parkside Avenue, thence north on Parkside Avenue to George Street, thence west on George Street to Major Avenue, thence north on Major Avenue to Belmont Avenue.

(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 Belmont Cragin-Hermosa Residential Area, the Midway Residential Area, or the Lake Calumet Residential 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.



FELIX CARDONA
Alderman, 31st Ward