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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 Pullman and Roseland Community Areas, minors make up nearly a 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 Pullman and Roseland 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:

(Omitted text is unaffected by this ordinance)

"Pullman-Roseland Area" means that portion of the City bounded as follows: Beginning at the intersection of Lowe Avenue and 91st Street, thence south on Lowe Avenue to 98th Place, thence east on 98th Place to Parnell Avenue, thence south on Parnell Avenue to 99th Street, thence west on 99th Street to Lowe Avenue, thence south on Lowe Avenue to 103rd Street, thence east on 103rd Street to Wentworth Avenue, thence south on Wentworth Avenue to 108th Place, thence west on 108th Place to Princeton Avenue, thence south on Princeton Avenue to 119th Street, thence west on 119th Street to Stewart Avenue, thence south on Stewart Avenue to 123rd Street, thence west on 123rd Street to Halsted Street, thence south on Halsted Street to 127th Street, thence west on 127th Street to the alley east of Carpenter Street, thence south on the alley east of Carpenter Street as extended to the north bank of the Calumet River, thence east along the north bank of the Calumet River to 130th Street, thence east on 130th Street to the rail line west of Indiana Avenue, thence south along the rail line west of Indiana Avenue to the north bank of the Calumet

River, thence east along the north bank of the Calumet River to Indiana Avenue, thence north on Indiana Avenue to 134th Street, thence east on 134th Street to Vernon Avenue, thence north on Vernon Avenue to Riverdale Avenue, thence southeast on Riverdale Avenue to Rhodes Avenue, thence north on Rhodes Avenue to 131st Street, thence east on 131st Street to Lawrence Street, thence north on Lawrence Street to 130th Street, thence east on 130th Street to I-94, thence north on I-94 to 103rd Street, thence west on 103rd Street to Cottage Grove Avenue, thence north on Cottage Grove Avenue to I-94, thence west on I-94 to Doctor Martin Luther King Drive, thence north on Doctor Martin Luther King Drive to 95th Street, thence west on 95th Street to State Street, thence north on State Street to the rail line immediately north of 91st Street, thence west along the rail line immediately north of 91st Street to Wallace Street, thence south on Wallace Street to 91st Street, thence west on 91st Street to Lowe Avenue.

(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 Midway Residential Area and the Pullman-Roseland 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.


ANTHONY A. BEALE
Alderman, 9th Ward