

Tower Lakes Public Hearing  
on Cannabis Business Establishment Regulation  
December 11, 2019



**Charge from Tower Lakes Board to Plan Commission**

**Plan Commission Members**

- Jackie Aprati
- Shaun Kildare
- Tom Kubala
- Tim Moffitt
- Kathy Pattengale
- Ken Stevens

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**Summary of the Public Hearing Process**

- Purpose of this Public Hearing: Review ordinance changes that prohibit or significantly limit cannabis business establishments in Tower Lakes
- Role of Plan Commission in this Public Hearing (Advisory)
- The Plan Commission will endeavor to make a recommendation to the Village Board to approve or disapprove the proposed amendments to the Village's Zoning Regulations.
- The final decision on the proposed text amendments will be made by the Village Board in the form of an Ordinance after the Board receives the recommendation of the Plan Commission.

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**Public Hearing**

- Motion to Open Public Hearing
- Swearing in by the Village Attorney of members of the public who wish to speak and/or testify
- The Plan Commission will make a presentation on the proposed text amendments relative to the regulation of cannabis establishments in Tower Lakes

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**PC Approach**

- Determine and define scope
- Evaluate short and long-term risks
- Protect the integrity and value of overall Village property
- Protect the desired character of TL community
- ID & evaluate items of concern and/or benefit
- Review Illinois Public Act 101-027, the "Cannabis Regulation and Tax Act"
- Seek input from Village legal counsel & police enforcement

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**The Cannabis Regulation and Tax Act authorized units of local government to “enact ordinances to prohibit or significantly limit a cannabis business establishment’s location.”**

Proposed changes in TL ordinances:

SECTION 10-1-3, Definitions,” of Chapter 1

“Administrative Provisions: Chapter 6, “General Requirements”, of Title 10, “Zoning Regulations”

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- Illinois Public Act 101-027, the “Cannabis Regulation and Tax Act”
- Law goes into effect January 1, 2020
- Local governments can’t impose regulations that conflict with or are more restrictive than the law
- Municipalities may regulate recreational cannabis business establishments

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**New section: 10-6-12**

10-6-12: ADULT USE CANNABIS BUSINESS ESTABLISHMENTS PROHIBITED: Pursuant to the authority reserved to the Village under Section 55-25 of the Cannabis Regulation and Tax Act, the following adult use cannabis business establishments are hereby prohibited in all Zoning Districts of the Village:

- Adult Use Cannabis Craft Grower
- Adult Use Cannabis Dispensing Organization
- Adult Use Infuser Organization or Infuser
- Adult Use Cannabis Processing Organization or Processor
- Adult Use Cannabis Transporting Organization or Transporter
- Any other Adult Use Cannabis Business Establishment(s) as defined in Title 10

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**Public Hearing**

- Questions and comments from members of the Plan Commission
- Public comments: questions and/or testimony from members of the public and/or their attorney(s)
- Plan Commission discussion and deliberations
- Plan Commission motion to recommend approval or denial of the proposed cannabis regulations
- Motion to close the Public Hearing

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**Next Steps**

- The Village Board will receive the Plan Commission's recommendation and will then consider whether or not to approve the proposed text amendment to the Village's Zoning Regulations relative to the regulation of chickens by the passage of an Ordinance
- The final action by the Village will occur at a separate Village Board meeting where the Village Board may approve such Zoning Text Amendments by Ordinance.
- Adjournment