

**Item #5:**

**Resolution Re: Zoning Restrictions On Cannabis Dispensaries**

VILLAGE OF LONG GROVE

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION REGARDING ZONING RESTRICTIONS ON CANNABIS  
DISPENSARIES AND RELATED FACILITIES**

**WHEREAS**, the Village of Long Grove (the "**Village**") is an Illinois municipality established and existing in accordance with the Constitution of the State of Illinois of 1970; and

**WHEREAS**, the Village has a long tradition of utilizing its zoning and planning authority to ensure that compatible uses are maintained in its various neighborhoods; and

**WHEREAS**, the Illinois General Assembly is currently considering House Bill 30 (the "**Proposed Law**"), which would authorize qualifying patients that have been diagnosed by a physician as having a debilitating medical condition, as defined by the Proposed Law, to use cannabis without being subject to arrest, prosecution, or denial of any right or privilege for the medical use of cannabis in accordance with the Proposed Law; and

**WHEREAS**, under the Proposed Law, nonprofit medical cannabis organizations, as defined by the Proposed Law ("**Distribution Facilities**"), will be authorized to grow, harvest, and distribute cannabis; and

**WHEREAS**, under the Proposed Law only one Distribution Facility will be permitted by the state to operate within each Illinois Senate District; and

**WHEREAS**, the Long Grove Zoning Code (the "**Zoning Code**") does not plainly address uses that would encompass Distribution Facilities or related operations; and

**WHEREAS**, if the Proposed Law is approved, the Village will not be immediately equipped to handle zoning requests from Distribution Facilities; and

**WHEREAS**, the Village Board has determined that it is in the best interest of the Village and its residents to direct the Plan Commission of the Village (the "**Plan Commission**") to evaluate the classification of Distribution Facilities and recommend to the Village Board whether Distribution Facilities should be considered "Special Uses" under the Zoning Code as well as

such other regulations as may be necessary, important, or beneficial to the Village and its residents;

**NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LONG GROVE, COUNTY OF LAKE, STATE OF ILLINOIS, as follows:**

**SECTION ONE: RECITALS.** The foregoing recitals are incorporated in, and made a part of, this Resolution by this reference as findings of the Village Board of the Village.

**SECTION TWO: DIRECTION TO PLAN COMMISSION; NOTICE TO PUBLIC.** Should the Proposed Law, or any similar law, be approved by the Illinois General Assembly and signed into law by the Governor, the Plan Commission is hereby directed to hold a public hearing on the question of whether the Zoning Code should be amended to include Distribution Facilities as a Special Use and make a recommendation to the Village Board regarding the same along with any other conditions that should be attached to the zoning of Distribution Facilities. The notice of such hearing shall be given as required by law within 120 days after the effective date of the Proposed Law or any similar law. The public shall be deemed to have notice that the Village is considering a Zoning Code amendment regarding Distribution Facilities as of the effective date of this Resolution.

**SECTION THREE: EFFECTIVE DATE.** This Resolution shall be in full force and effect upon the passage and approval.

PASSED THIS 11TH DAY OF DECEMBER, 2012.

AYES: ( )  
NAYS: ( )  
ABSENT: ( )

APPROVED THIS 11TH DAY OF DECEMBER, 2012.

ATTEST:

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Maria Rodriguez, Village President

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Karen Schultheis, Village Clerk