



City of Chicago



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Office of the City Clerk

Document Tracking Sheet

Meeting Date:	11/26/2013
Sponsor(s):	Emanuel (Mayor) Burke (14)
Type:	Ordinance
Title:	Amendment of Title 7 of Municipal Code and associated code provisions regarding medical cannabis
Committee(s) Assignment:	Committee on Zoning, Landmarks and Building Standards



OFFICE OF THE MAYOR

CITY OF CHICAGO

RAHM EMANUEL
MAYOR

November 26, 2013

TO THE HONORABLE, THE CITY COUNCIL
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Commissioner of Housing and Economic Development, I transmit herewith, together with Alderman Burke, an ordinance amending the Zoning Code and associated code provisions regarding medical cannabis.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

Mayor



ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Chapter 7-24 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

7-24-099 Possession of cannabis.

(Omitted text is unaffected by this ordinance)

(f) This section shall not apply to possession of medical cannabis by a person in compliance with the Medical Cannabis Pilot Program Act, 410 ILCS 130/1 et seq.

7-24-225 Unlawful drugs in motor vehicle – Impoundment.

(Omitted text is unaffected by this ordinance)

(d) This section shall not apply to the owner of a motor vehicle containing medical cannabis when the medical cannabis within the motor vehicle is possessed in compliance with the Medical Cannabis Pilot Program Act, 410 ILCS 130/1 et seq.

SECTION 2. Chapter 17-5 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

17-5-0207 Use Table and Standards.

USE GROUP		District			Use Standard	Parking Standard
		M1	M2	M3		
Use Category		M1	M2	M3	Use Standard	Parking Standard
Specific Use Type						
P= permitted by-right S = special use approval required PD = planned development approval required - = Not allowed						
RESIDENTIAL						
A. Group Living						
1.	Temporary Overnight Shelter	S	S		§ 17-9-0115	§ 17-10-0207-Q
2.	Transitional Shelters	S	S		§ 17-9-0115	§ 17-10-0207-Q

(Omitted text is unaffected by this ordinance)

OTHER						
JJ. Wireless Communication Facilities						
1.	Co-located	P	P	P	§ 17-9-0118	None

						required
2.	Freestanding (Towers)	P	P	P	§ 17-9-0118	None required
KK. Medical Cannabis						
1.	<u>Cultivation Center</u>	<u>S</u>	<u>S</u>	<u>S</u>		<u>§17-10-0207-M</u>
2.	<u>Dispensing Organization</u>	<u>S</u>	<u>S</u>	<u>S</u>		<u>§17-10-0207-M</u>

SECTION 3. Chapter 17-10 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

District	Minimum Automobile Parking Ratio (per unit or gross floor area)	Minimum Bike Parking
17-10-0207-A Parking Group A. (Detached Houses, Two-flat, Townhouses)		
RS1 and RS2	2 spaces per unit, provided that off-street parking is not required for detached houses on lots of records that are 33 feet or less in width if the subject lot does not have access to an improved alley and provided further that the Zoning Administrator is authorized to approve an administrative adjustment allowing a minimum of 1 parking space per unit if such reduction will result in more useable open space on the lot (See Sec. 17-13-1003-CC); 1 space per unit for government-subsidized units	None
RS3	2 spaces per unit for detached houses and 1.5 spaces per unit for two-flats, provided that off-street parking is not required for detached houses or two-flats on lots of records that are 33 feet or less in width if the subject lot does not have access to an improved alley and provided further that the Zoning Administrator is authorized to approve an administrative adjustment allowing a minimum of 1 parking space per unit if such reduction will result in more useable open space on the lot (See Sec. 17-13-1003-CC); 1 space per unit for government-subsidized units	None

(Omitted text is unaffected by this ordinance)

<p>17-10-0207-M Parking Group M. (Retail, Body Art, Eating and Drinking Establishments, Food and Beverage Sales, Participant Sports and Recreation, Fortune Telling, Personal Service, Auto Supply/Accessory Sales, Artist Work or Sales Space, Copying and Reproduction, <u>or Medical Cannabis Cultivation Center or Dispensing Organization</u>)</p>
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B, C, M dash 1, 1.5, 2	Health Clubs: as required by Sec. 4-6-020 of the Municipal Code Participant Sports and Recreation: 1 per 10 persons capacity All other: None for first 4,000 square feet then 2.5 spaces per 1,000 square feet	1 per 5 auto spaces
B, C, M dash 3	Health Clubs: as required by Sec. 4-6-020 of the Municipal Code Participant Sports and Recreation: 1 per 10 persons capacity None for first 10,000 square feet then 2.5 spaces per 1,000 square feet	
B, C, M dash 5	Health Clubs: as required by Sec. 4-6-020 of the Municipal Code Participant Sports and Recreation: 1 per 10 persons capacity None for first 35,000 square feet or 2 × lot area, whichever is greater, then 1.33 spaces per 1,000 square feet	

(Omitted text is unaffected by this ordinance)

SECTION 4. Chapter 17-17 of the Municipal Code of Chicago is hereby amended by adding new sections 17-17-0296.5 and 17-17-0296.7, as follows:

17-17-0200 General Terms.

(Omitted text is unaffected by this ordinance)

17-17-0296 Marquee Sign. A sign incorporated into or attached to a marquee or permanent canopy.

17-17-0296.5 Medical Cannabis Cultivation Center. A facility operated by a person who is registered by the Illinois Department of Agriculture to perform necessary activities to provide only registered medical cannabis organizations with usable medical cannabis.

17-17-0296.7 Medical Cannabis Dispensing Organization. A facility operated by a person who is registered by the Illinois Department of Financial and Professional Regulation to acquire medical cannabis from a registered medical cannabis cultivation center for the purpose of dispensing cannabis, paraphernalia, or related supplies and educational material to registered qualifying patients. For purposes of this definition, "qualifying patient" has the meaning ascribed to that term in the Compassionate Use of Medical Cannabis Pilot Program Act, 410 ILCS 130/10.

17-17-0297 Mobility Street. Any street officially designated as a mobility street in accordance with Sec. 17-4-0600.

(Omitted text is unaffected by this ordinance)

SECTION 5. This ordinance shall take effect 10 days after its passage and approval.