

# Illinois Cannabis Regulation and Tax Act - Recreational Cannabis

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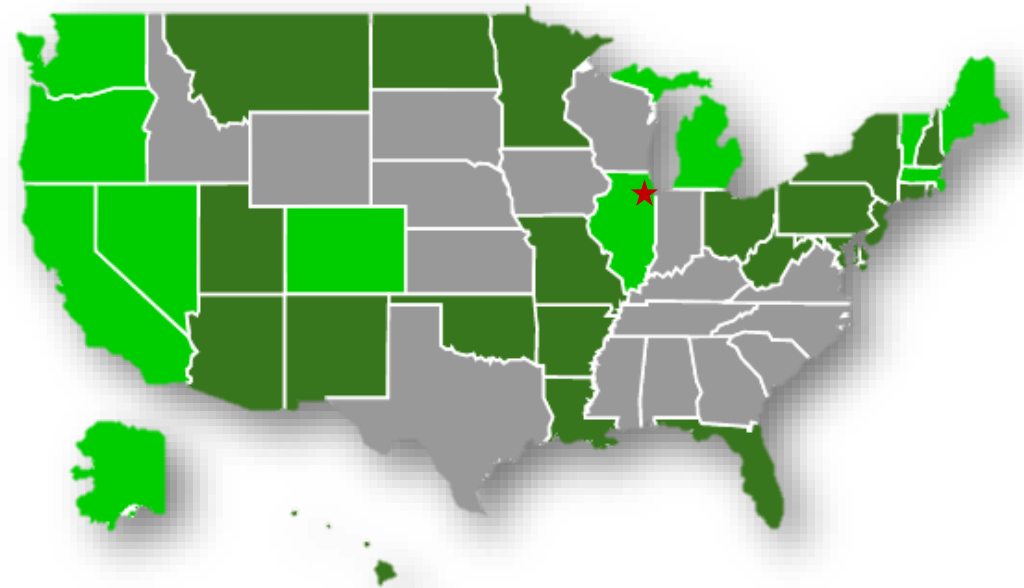
VILLAGE OF RIVER FOREST

AUGUST 26, 2019

# Discussion Points

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- Recreational Cannabis Legislation Overview
- Local Issues – Recreational Cannabis in River Forest
- Policy Direction and Next Steps
  - Will cannabis business establishments be permitted or prohibited in River Forest?



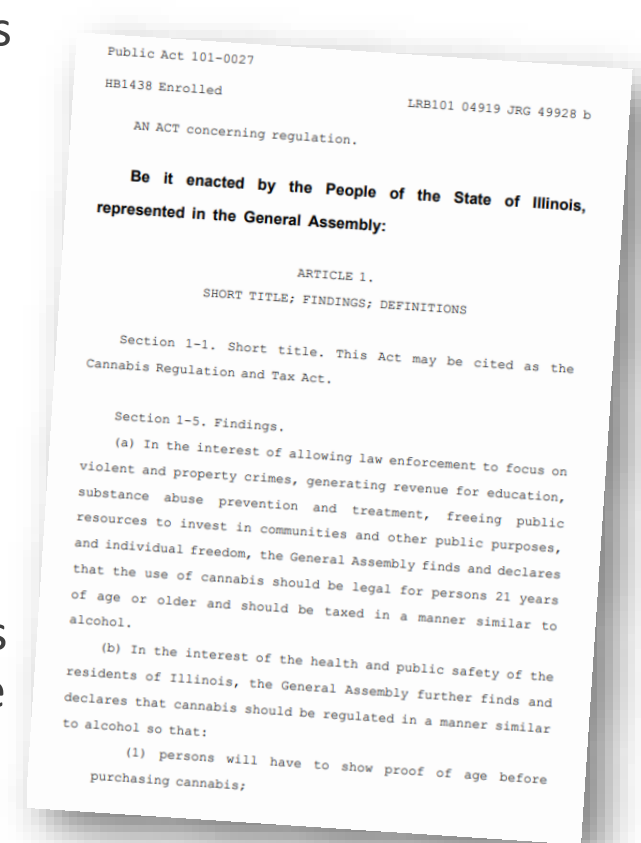
## Marijuana Legalization Status

- Medical marijuana broadly legalized
- Marijuana legalized for recreational use
- No broad laws legalizing marijuana

# Recreational Cannabis Legislation Overview

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- Illinois Cannabis Regulation and Tax Act (CRTA): Effective 1/1/2020 adults age 21 and older may possess and consume recreational cannabis (with restrictions)
- Establishes regulations regarding how much recreational cannabis an individual may possess, where they may have it, and where they may consume it
- Expands the health conditions that qualify for medical marijuana; allows limited home growth by qualifying individuals
- Establishes how cannabis will be taxed
- Defines and establishes baseline regulations regarding cannabis business establishments (CBEs) and provides a framework for CBEs to obtain state licenses
- Gives municipalities authority to prohibit or permit CBEs in their community



# Recreational Cannabis Legislation Overview

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- Recreational possession and consumption is age restricted
- Recreational cannabis may not be present or consumed on school grounds and in other locations
- It may not be consumed
  - In a motor vehicle
  - Knowingly in close proximity to anyone under 21 years of age
  - In any public place
  - In any place where smoking is already prohibited by the Smoke Free Illinois Act

# Recreational Cannabis in River Forest: Public Safety

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- The RFPD can and will enforce the laws, including applicable Village Ordinances, regarding unlawful cannabis use and possession
- The RFPD will continue to be vigilant about identifying impaired drivers using existing and developing training and technology
- The RFPD will continue to partner with the business community to address safety concerns specific to each business
- The Village will continue to enforce a drug-free workplace

# Recreational Cannabis in River Forest: Local Regulatory Authority

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- The Village cannot:
  - Prohibit adult-use on private property or possession of cannabis in most locations
  - Prohibit growth of cannabis on private property by those who qualify to do so for medicinal purposes
- The Village Board can:
  - Prohibit recreational CBEs from locating in River Forest – OR –
  - Permit CBEs to locate in River Forest on commercially zoned properties
- The Village will receive a portion of the revenue collected by the state and may only use it for law enforcement activities, regardless of whether it permits or prohibits CBEs

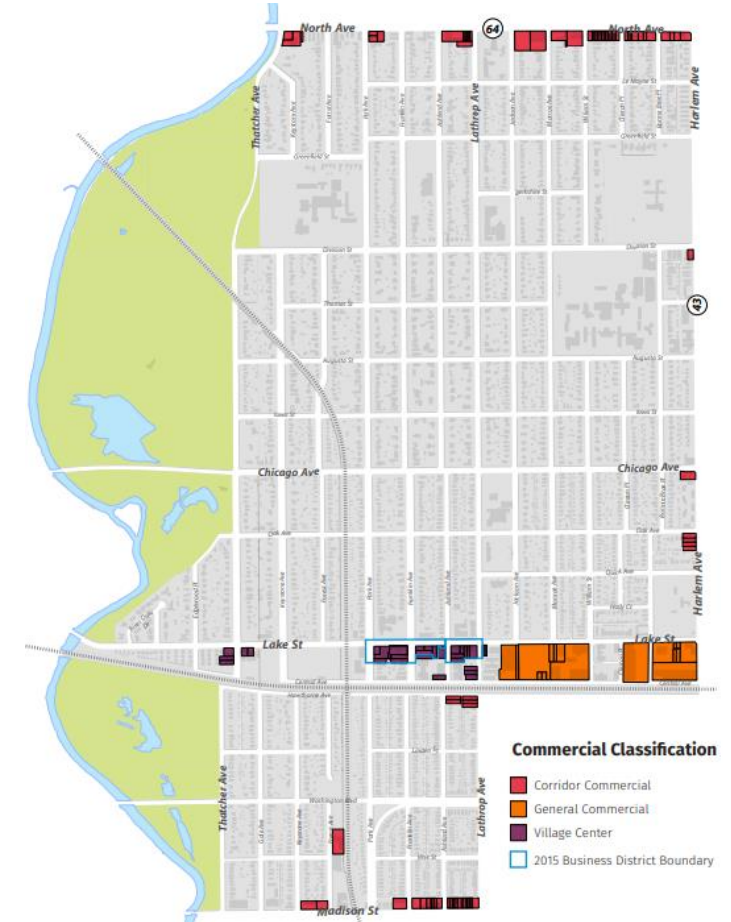
# Recreational Cannabis in River Forest: Prohibited?

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- By 12/31/19, the Village Board must adopt an ordinance prohibiting adult-use recreational CBEs from locating in River Forest
- Neighboring communities may opt in, even if River Forest opts out
- Opting out would apply only to recreational CBEs
- River Forest would receive revenue from the LGDF but nothing more

# Recreational Cannabis in River Forest: Permitted?

- May only be located on properties zoned for commercial use
  - North Avenue – C1
  - Harlem Avenue – C2
  - Lake Street (East of Lathrop) – ORIC
  - Lake Street (West of Lathrop) – C3
  - Madison Street – C2
- May not be located within 1,500 feet of another CBE and must meet other minimum state criteria





# Recreational Cannabis in River Forest: Permitted?

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- The Village may:
  - Establish local regulations by 12/31/19
  - Determine which CBEs may be located in River Forest (cultivation center, craft grower, dispensary)
  - Determine where they may be located within the commercial zoning districts
  - Determine the process by which CBEs are allowed to locate in River Forest (e.g. Special Use permit which allows the Village to impose conditions of approval)
  - Establish minimum distance requirements between CBEs and “sensitive uses” (as defined by the Village Board)
  - Limit the number of CBEs that may be located in the community
  - Impose a local excise tax on sales (3%) and determine how to use the revenue

# Recreational Cannabis in River Forest: Permitted?

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- If the Board chooses to pursue permitting CBEs:
  - Hold a public meeting on September 9, 2019 at 6:00 p.m. at the Village Hall to accept resident input and gather additional information
  - Following the meeting the Village Board can:
    - Direct the Zoning Board of Appeals to hold a public hearing to consider amendments to the Zoning Ordinance
    - Adopt an Ordinance imposing a tax on cannabis sales in River Forest up to 3%

# Discussion Points

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- Recreational Cannabis Legislation Overview
- Local Issues – Recreational Cannabis in River Forest
- **Policy Direction and Next Steps**
  - Will Cannabis Business Establishments be permitted or prohibited in River Forest?
  - Board direction is requested