

NOTICE TO LOCAL ZONING AUTHORITIES

Introduction

The Cannabis Regulation and Tax Act (410 ILCS 705/) was enacted on June 25, 2019. The Act provides that local governments may regulate the zoning of cannabis business establishments (410 ILCS 705/55-25). The Act also creates new adult-use cannabis business establishments, including craft growers, infusers, and transporters. Applicants desiring to operate one of those cannabis business establishments must apply for and receive a license from the Department. A requirement for licensure is zoning approval, and applicants must submit a copy of the current local zoning ordinance. Each application includes an exhibit titled “Notice of Proper Zoning” that is to be filled out, in part, by the local zoning authority. This notice is intended to provide guidance to local zoning authorities in selecting the most appropriate box on the exhibit.

Instructions

The Notice of Proper Zoning has three check boxes. Only one box should be checked. The box should be checked as follows:

“IN COMPLIANCE with currently enacted local zoning laws and regulations to operate a Craft Grower/Infuser/Transporter”

This box should be checked when a proposed site or facility complies with the location requirements of the zoning regulations related to adult-use cannabis.

“has applied for local zoning approval to operate a Craft Grower/Infuser/Transporter”

This box should be checked if the applicant has submitted an application to the zoning authority for zoning approval (including turned in a zoning application to rezone the property, or a request for a conditional use permit (if required), and/or applied for a license (if required)).

“has no applicable, currently enacted zoning regulations in effect at this time”

This box should be checked if the zoning authority or local government has no currently enacted zoning regulations pertaining to the regulation of adult-use cannabis business establishments or no zoning regulations.