

STEPHENSON COUNTY CODE

ORDINANCE # 19-10-2107

Code Amendments to Article III Subsection 400-6 Definitions, Article VII Subsection 400-39 & 40, Article IX Business Districts Subsection 400-54 Limited Retail Business District, and Article X Manufacturing Districts Subsections 400-59 & 60 and 400 Attachment I "Table of Special Uses"

Whereas; it is in the best interest of Stephenson County that the zoning code be updated from time to time; and

Whereas; the following changes are necessary to maintain the Stephenson County Code so to be in compliance with prevailing code and common law and general practice in the State of Illinois;

Be it therefore ordained that Subsection 400-6 Definitions be amended by adding alphabetically the following definitions:

Cannabis Dispensary: A facility licensed by the Department of Financial and Professional Regulation which acquires cannabis from a cultivation center, craft grower, processing organization, or another dispensary for the purpose of selling or dispensing cannabis, cannabis-infused products, cannabis seeds, paraphernalia, or related supplies under the Cannabis Regulation and Tax Act.

Cannabis Processing Organization: A facility licensed by the Department of Revenue (DOR) to extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis product.

Cannabis Craft Grower: A facility licensed by the Department of Agriculture (DOA) to cultivate, dry, cure, and package cannabis and perform necessary activities to make cannabis available for sale at a dispensary or use at a processing organization, which may share its premises with a processing organization and/or a dispensary.

Cannabis Cultivation Center: A facility operated by an organization or business licensed by the DOA to cultivate, process, transport and perform other necessary activities to provide cannabis and cannabis-infused products to cannabis business establishments.

Cannabis Infuser: A facility operated by an organization or business that is licensed by the DOA to directly incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis infused product per the Cannabis Regulation and Tax Act, (P.A. 101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

Cannabis Transporter: An organization or business that is licensed by the DOA to transport cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program, per the Cannabis Regulation and Tax Act, (P.A. 101-0027), as it may be amended from time-to-time, and regulations promulgated thereunder.

Be It Also Ordained that the following subsections be amended as follows:

Section 400-39 A-1 Prime Agricultural Cropland District

B. Permitted Uses

(16) Cannabis Cultivation Centers

(17) Cannabis Craft Grower

Section 400-40 A-2 Agricultural District

A. Permitted Uses

(15) Cannabis Cultivation Centers

(16) Cannabis Craft Grower

Section 400-54 B-1 Limited Retail Business District

A. Permitted Uses

Cannabis Dispensaries

Cannabis Craft Grower

Cannabis Infuser

C. Conditions of Use

(8) No cannabis dispensary shall be located within 1000 feet of the property line of a pre-existing public or private preschool or elementary or secondary school or day care center, daycare home, group daycare home, or an area zoned for residential use.

(9) The hours of operation of a cannabis dispensary shall fall between the hours of 6:00 A.M. and 10:00 P.M.

Section 400-55 B-2 General Retail and Limited Service Business District

C. Conditions of Use

(6) No cannabis dispensary shall be located within 1000 feet of the property line of a pre-existing public or private preschool or elementary or secondary school or day care center, daycare home, group daycare home, or an area zoned for residential use.

(7) The hours of operation of a cannabis dispensary shall fall between the hours of 6:00 A.M. and 10:00 P.M.

Section 400-59 M-1 Limited Manufacturing District

A. Permitted Uses

(2) Production processing facilities

Cannabis Processing Organization

Cannabis Dispensary

Cannabis Craft Grower

Cannabis Cultivation Center

Cannabis Infuser

Cannabis Transporter

Passed the 17th day of October, 2019

W.N. Hedley

Chairperson of the Stephenson County Board

Attest:

Vici C. Otte

Clerk of the Stephenson County Board