AGENDA

I. CALL TO ORDER

II. ROLL CALL

III. PLEDGE OF ALLEGIANCE

IV. PUBLIC COMMENT

V. REPORT OF CITY OFFICERS/REPORT OF DEPARTMENT HEADS

VI. CONSENT AGENDA (FOR ACTION)
   1. February 10, 2020 Regular Session Minutes (att)
   2. Bills Payable (att)

VII. ITEMS REMOVED FROM CONSENT AGENDA (FOR DISCUSSION AND POSSIBLE ACTION)

VIII. ITEMS FOR CONSIDERATION AND POSSIBLE ACTION
   1. Approve Facility Usage - Summer Event June 13th
   2. Review and Approve Revised Sports Complex Usage Agreement
   3. Set Date for Public Comment March 9 City Council Meeting: Leaf Burning

IX. OTHER ITEMS FOR CONSIDERATION, DISCUSSION & INFORMATION
   1. Memorandum of Understanding: Morrison Fury Use of Waterworks Youth Field
   2. Cannabis Ordinance
   3. FY21 Budget

X. ADJOURNMENT
The Morrison City Council met in Regular Session on February 10, 2020 at 7:00 p.m. in the Whiteside County Board Room, 400 N. Cherry St., Morrison, IL. Mayor Everett Pannier called the meeting to order. Acting City Clerk Kim Ewoldsen recorded the minutes.

Aldermen present on roll call were: Ken Mahaffey, Harvey Zuidema, Mick Welding, Vern Tervelt, Kevin Bruckner Jr. and Arlyn Deets. Absent: Dale Eizenga and Josh West.

Also present were: Barry Dykhuizen, City Administrator and Brian Melton, Chief of Police.

Chief Melton reported the 2019 police department annual report was completed and had been emailed earlier in the day. He also reported that part time officer Madison Howard was offered full-time employment and she accepted. Chief Melton also reported that he still had to hire one more officer and interviews were being scheduled.

No public comments were made.

Mayor Pannier reported that there were changes to the agenda under Items for Consideration and Possible Action:

1. Ord#20-04 Ordinance Amending the Zoning Map of the City of Morrison To Reclassify Property (Parcel Nos. 09-18-477-006; 09-18-477-008; 09-19-226-006 From R-2 Residential District to R-3 -- Tabled for a future meeting due to a scheduling conflict with the potential developer and Item 4 ComEd Price per Kilowatt Hour -- Tabled for a future meeting as the City is still waiting for more information.

Alderman Tervelt made a motion to approve the following items on the Consent Agenda:

1. January 27, 2020 Regular Session Minutes
2. January 28, 2020 Special Session Minutes
3. Bills Payable
4. Treasurer’s Report
5. Leak Adjustment Policy
6. Board and Commissions Reports
7. Resolution #20-02 IMRF Designee Resolution


Items for Consideration and Possible Action:
2. Ord#20-04 Ordinance Amending the Zoning Map of the City of Morrison To Reclassify Property (Parcel Nos. 09-18-477-006; 09-18-477-008; And 09-19-226-006 From R-2 Residential District to R-3 -- No action taken. Consensus is to discuss at upcoming meeting.

3. Installation of Thermostatic Mixing Valves - Community Room Restrooms
   Council reviewed the quote from Alvarado Plumbing to install scald protection. Question was asked if a quote was asked for a tankless water heater. City Administrator Dykhuizen referenced the email from Alvarado’s and that it would not solve the issue. Alderman Deets made a motion to approve the quote from Alvarado’s. Alderman Welding seconded the motion. Voting: Ayes: Mahaffey, Zuidema, Welding, Tervelt, Bruckner and Deets. Nayes: None. Motion carried.

4. Sports Complex Winterization Analysis: Council reviewed the memo from Brian Frickenstein. Council discussed the memo and felt that there was no need to invest in other services unless we know if the water can be drained. There was also concern over the current heat settings. Council supported the following action: 1) seek another opinion from Alvarado Plumbing on the issue of draining and winterizing the complex and 2) look into replacement of thermostats to better control heat in the buildings and restrooms.

5. ComEd Price per Kilowatt Hour -- Tabled for a future meeting; however Alderman Zuidema requested brief discussion clarifying the ComEd request/project. Despite the quote that would be for installation of poles there would still be additional fees to the property owner for hook up after the initial electric was run.

Other Items for Consideration, Discussion and Information:
1. Kathy Schmidt - Matching Grant Request
   Kathy Schmidt is part of a group resulting from the Morrison Mapping initiative that is focusing on parks and rec. Her interest is to seek out funds for resurfacing/creation of pickle ball courts at Kelly Park, potential courts at Water Works Park and maybe even put together a larger project that might include tennis court(s), parking, benches, etc. The total estimate received for just leveling and surface repair is $143,900 at Kelly Park alone. Kathy is asking for the City to contribute and for her to have access to the City’s grant writer for review of the proposal. Kathy is also in need of an architect to draw out the plans. After discussion Mayor Pannier said the City would reach out to the City engineer and ask if they can or know of someone that could provide some information to help. More information to be gathered and bring back to the Council at a later time for future discussion and possible action.

2. Ord #20-03 Ordinance Amending the Zoning Ordinance of The City of Morrison Regarding Cannabis Business Establishments -- Included as reference; no action taken.

Following the discussion of items 2 and 3 the Alderman wanted to know if there was more information available on a fee structure. City Administrator Dykhuizen reported that he would look for that document and they would do more research into fees for the future.

4. Leaf Burning: City of Rock Falls ordinance shared with the Council. No one was present to address this agenda item. Item will be kept on future agendas. It was reported that the group is gathering signatures on a petition to present to City Council. City Administrator Dykhuizen mentioned he was looking into more information as to what other cities have done regarding leaf burning.

5. Waterworks Park: future land use and drainage improvements
   City Administrator Dykhuizen reported that the fill project had been sidelined during the wetland analysis. Fill was diverted to the quarry so it is still available. It has been recommended the Council consider seeding the property and mow three times a year at the lower end. Council recommended the City consider getting more information on the feasibility of sloping and reseeding. No vote taken.

6. FY21 Budget
   City Administrator Dykhuizen shared a document to start Aldermen thinking of projects for FY21. Items included mowers, City Hall computers, power washer, Mig welder, cemetery needs, plow for truck #1, norrish building roof, Main Street, Waterworks public works and old salt shed demolition and sewer department camera. Administrator Dykhuizen said he would schedule a work session soon for the FY21 budget.

City Administrator Dykhuizen shared that there would be a bid opening on March 20 at 11:00 a.m. and the Mayor shared that there would be a special FEMA meeting on February 13 at 7:00 p.m. at the Community Room at Odell Library to discuss the FEMA approved revisions to the floodplain.

Motion to adjourn by Alderman Mahaffey seconded by Alderman Zuidema. The meeting adjourned at 7:51 p.m.

Approved:

Everett Pannier, Mayor

______________________________
Kim Ewoldsen, Acting City Clerk
Memo

To: Mayor and Council
From: Kim Ewoldsen
Date: 2/24/2020
Re: Bills Payable

Please see the attached for the list of Bills Payable in the total amount of: $70,429.59.
Pre-Paid checks are #17437 & 17449.

Council Members having questions regarding bills should contact Mayor Pannier or CA Dykhuizen via phone, email or personal visit prior to the meeting.
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**REPORT TOTAL**

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**TOTAL: 70,429.59**
EVENT RESERVATION & USE AGREEMENT

APPLICANT INFORMATION:
Name of Organization ____________________________  Contact Person ____________________________
Mailing Address ___________________________________________________________________________
City ___________________________________  State ________________  Zip ___________________
Home # _____________________  Work # _____________________  Cell # ___________________
Email ____________________________________________________________________________________

EVENT INFORMATION:
Type of Event  (ie. music concert, sports tournament, kids carnival, etc.) __________________________
Date(s) ___________________________  Hours ____________________________
Field Light Usage? Yes _____  No _____  Scoreboard Use? Yes _____  No _____

FEES:
Reservation Deposit $ 50  per event
Rental Fees $600  full-price rate
STBD  non-profit / charity rate
Total Due __________________

Notes / Special Request(s) ________________________________________________________________
_______________________________________________________________________________________
_______________________________________________________________________________________
_______________________________________________________________________________________
_______________________________________________________________________________________

000015
AGREEMENT:

In signing, I (we) fully understand and agree to the City of Morrison Sports Complex Policies and Regulations as listed below:

- General Rules and Regulations
- Inclement Weather Policy
- Cancellation Policy
- Payment Policy & Explanation of Fees

I (we) provide a certificate of general liability insurance with the minimum limits of $1,000,000 individual and $1,000,000 aggregate for personal injury.

I (we) assume full responsibility for any damages to City equipment and/or property that occur as a result of the requested use. Furthermore, I(We) understand that the City of Morrison and its staff will not be held liable for any injury or damage which may occur to me, my guests, and or members of the above-named organization and our property during our requested use of the facility. I also agree that while our organization uses the above listed facility, we will not discriminate on the basis of gender, age, race, disability or sexual orientation.

Signed: __________________________________________ Date____________________

City Approved: ____________________________________ Date____________________

OFFICE USE:

Reservation Form ______  Date Received _______   Initials___ ___

Proof of Insurance ______  Date Received _______   Initials___ ___

Deposit Paid $_____   ______ Date Received _______   Initials___ ___

Rental Fee Paid $_____   ______ Date Received _______   Initials___ ___

Approval Granted ______ Date Approved _______  Initials_____ _

Confirmation Sent ______ Date Sent _______   Initials______
Morrison Sports Complex General Rules and Regulations

1. The applicant, his/her organization and its members are bound by the terms, conditions, regulations, and ordinances pertaining to the use of the City of Morrison Sports Complex.

2. All participants and guests are expected to abide by the Morrison Sports Complex Code of Conduct. Sports Complex staff reserves the right to temporarily or permanently ban an individual from the facility for any conduct which the Sports Complex staff reasonably believes violates the Code of Conduct or these facility use policies.

3. The City of Morrison does not assume any liability for property lost or stolen on City premises, or for personal injuries sustained on the premises during facility reservation, and the reserving organization agrees to hold the City harmless for all claims, suits, judgments, or damages arising out of such property loss or personal injury.

4. A certificate of Insurance will be required before final reservation approval is granted. This Certificate should name the City of Morrison as co-insured, and should have minimum limits of $1,000,000 Individual and $1,000,000 Aggregate for Personal Injury.

5. Operation of the concession stand is at the sole discretion of the City of Morrison. Outside food vendors will be permitted for events of this nature.

6. No alcohol shall be brought or consumed upon premises or be in the possession by any member of the party. It is agreed that violation of this provision shall result in immediate revocation of all rights hereunder and forfeiture of all fees.

Alcohol will be permitted only after receiving approval from the Morrison City Council and licensure acquired, as necessary.

7. The reserving organization will be responsible for and pay for any damage to property arising out of the use of the said facility pursuant to this agreement.

8. All groups will be responsible for standard clean-up of facilities at the end of their event. i.e. removal of temporary signage, pick-up of litter around the complex, concession area, parking lots, etc.

All trash cans must be emptied and bagged trashed collected in one location at the end of the event.

9. All parking must be in designated parking lots or legal city streets.

NO ONE will be allowed to drive vehicles out of parking lots and onto Sports Complex property unless specific permission has been granted prior to the event by the City of Morrison.

10. All groups must not play/practice in rain-soaked areas of the Morrison Sports Complex.

11. Cancellation of event due to field conditions will be determined by the City of Morrison.

See Inclement Weather Policy below.

12. No STAKED tents are allowed on Morrison Sports Complex property. Tents may be used, but NO STAKES.

13. Requests for field light usage must be made at the time of field reservation. Applicable fees apply, per field, per hour of usage. See Explanation of Fees attached.
14. The City of Morrison reserves the right to have a designated employee visit for the purpose of supervision, but is not required to have someone on site. **The event contact person will be responsible for reviewing check-in/check-out lists with a designated City employee both before/after the event.**

15. Once the reservation is approved, a signed copy of this agreement will be issued and must be kept with you during the event for evidence of reservation and compliance.

16. Signature on the reservation form acknowledges that these rules have been read and will be adhered to by the permit holder organization.

**Inclement Weather Policy**

The City of Morrison reserves the right to evaluate the condition of the fields during/following inclement weather. If a field is determined to be unplayable or unfit for the event to occur before the reservation begins, the affected party may reschedule the event or receive a full refund, minus the $50 deposit. The organization’s contact person will be notified of any decisions to cancel.

In the event of inclement weather, where an event is cancelled after the start of the activity, no refund will be awarded. **Rescheduling of the event is not guaranteed and is subject to future availability of the Morrison Sports Complex.** The City of Morrison will do as much as possible to get the activity completed, minus jeopardizing safety of people or damage to the Morrison Sports Complex.

**Cancellation Policy**

Cancellations on the part of the renter must be made no later than twenty-one (21) days prior to the event. Notification of cancellations must be made during Morrison City Office hours (8:00am - 4:00pm). Refund of field rental, minus the $50 deposit will be made once cancellation is verified against the policy. If cancellation occurs within twenty-one (21) days prior to the start of the event, no refund will be granted.

**Payment Policy & Explanation of Fees**

Below is an explanation of mandatory and additional fees associated with the rental of the Morrison Sports Complex for any event. Full payment of mandatory fees is due to the City of Morrison no later than twenty-one (21) days prior to the start of the event.

<table>
<thead>
<tr>
<th>Fee Type</th>
<th>Amount</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Reservation Deposit</td>
<td>$ 50</td>
<td>This non-refundable deposit, along with the completed reservation form and proof of insurance, secures the listed date(s) for the event.</td>
</tr>
<tr>
<td>Rental Fee</td>
<td>$600</td>
<td>This is the full price rental fee for the exclusive use of the Morrison Sports Complex on date(s) listed above. Rental fee covers full use of the facility including restrooms, parking lot, sports fields and surrounding areas.</td>
</tr>
<tr>
<td>Non-profit Fee</td>
<td>$TBD</td>
<td>This is the rental rate given to non-profit/charitable organizations for the exclusive use of the Morrison Sports Complex on date(s) listed above. Rental fee covers full use of the facility including restrooms, parking lot, sports fields and surrounding areas.</td>
</tr>
</tbody>
</table>
Upon completion of the event, an invoice will be sent indicating any additional fees incurred, as listed below.

<table>
<thead>
<tr>
<th>Light Usage Fee</th>
<th>$15 / hour</th>
<th>Field lights will be set ahead of time to turn on/off automatically. Time will be measured to the nearest ½ hour and billed accordingly.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Scoreboard Remote Replacement</td>
<td>$400</td>
<td>If a scoreboard remote is not returned at the end of the event, a $400 replacement fee, per remote, will be charged to the reserving organization.</td>
</tr>
</tbody>
</table>

Payments shall be made payable to *City of Morrison* and sent to the following address:

City of Morrison  
200 West Main Street  
Morrison, IL 61270

Upon acceptance and approval of the reservation, an invoice will be sent to the reserving organization for the balance due prior to the event. Upon completion of the event, an invoice will be sent to the reserving organization for any additional charges incurred.

**Contact Information**

If you have questions regarding reservations at the Morrison Sports Complex, please contact the City of Morrison or visit our office at City Hall.

City of Morrison  
200 West Main Street  
Morrison, IL 61270  
(815) 772-7657  
parksandrec@morrisonil.org
SINGLE FIELD RESERVATION & USE AGREEMENT

APPLICANT INFORMATION:
Name of Organization ____________________________ Contact Person ____________________________
Mailing Address ___________________________________________________________________________
City ___________________________________ State ________________ Zip ___________________
Home # _____________________ Work # _____________________ Cell #________________ ________
Email ____________________________________________________ Insurance on File (Y/N) _________

EVENT INFORMATION:
Type of Event
(ie. scrimmage, double header, private lesson, etc.) ________________________________________
Date(s) __________________________________ Hours  _________________________________________
Field Light Usage? Yes _____    No _____  Scoreboard Use? Yes _____    No _____

FIELDS REQUESTED:  Base Distance  Mound Distance Field Prep (Y/N)
☐ Softball Field 1   ____________  ______________ ______________
☐ Softball Field 2   ____________  ______________ ______________
☐ Softball Field 3   ____________  ______________ ______________
☐ Softball Field 4   ____________  ______________ ______________

FEES:
Reservation Fee     $0     per reservation
Field Prep Fee    $75      per field

Total Due __________________________________

Notes / Special Request(s) ____________________________________________
_________________________________________________________________
AGREEMENT:

In signing, I (we) fully understand and agree to the City of Morrison Sports Complex Policies and Regulations as listed below:

- General Rules and Regulations
- Inclement Weather Policy
- Cancellation Policy
- Payment Policy & Explanation of Fees

I (we) provide a certificate of general liability insurance with the minimum limits of $1,000,000 individual and $1,000,000 aggregate for personal injury.

I (we) assume full responsibility for any damages to City equipment and/or property that occur as a result of the requested use. Furthermore, I(We) understand that the City of Morrison and its staff will not be held liable for any injury or damage which may occur to me, my guests, and or members of the above-named organization and our property during our requested use of the facility. I also agree that while our organization uses the above listed facility, we will not discriminate on the basis of gender, age, race, disability or sexual orientation.

Signed: __________________________________________ Date____________________

City Approved: ____________________________________ Date____________________

OFFICE USE:

Reservation Form ______ Date Received _______ Initials_______

Proof of Insurance ______ Date Received _______ Initials_______

Fees Paid $________ Date Received _______ Initials_______

---

Approval Granted ______ Date Approved _______ Initials_______

Confirmation Sent ______ Date Sent _______ Initials_______
Morrison Sports Complex General Rules and Regulations

1. The applicant, his/her organization and its members are bound by the terms, conditions, regulations, and ordinances pertaining to the use of the City of Morrison Sports Complex.

2. All participants and guests are expected to abide by the Morrison Sports Complex Code of Conduct. Sports Complex staff reserves the right to temporarily or permanently ban an individual from the facility for any conduct which the Sports Complex staff reasonably believes violates the Code of Conduct or these facility use policies.

3. The City of Morrison does not assume any liability for property lost or stolen on City premises, or for personal injuries sustained on the premises during facility reservation, and the reserving organization agrees to hold the City harmless for all claims, suits, judgments, or damages arising out of such property loss or personal injury.

4. A certificate of Insurance will be required before final reservation approval is granted. This Certificate should name the City of Morrison as co-insured, and should have minimum limits of $1,000,000 Individual and $1,000,000 Aggregate for Personal Injury.

5. No outside food/drink shall be brought into the facility.

6. No alcohol shall be brought or consumed upon premises or be in the possession by any member of the party. It is agreed that violation of this provision shall result in immediate revocation of all rights hereunder and forfeiture of all fees.

7. The reserving organization will be responsible for and pay for any damage to property arising out of the use of the said facility pursuant to this agreement.

8. All groups will be responsible for standard clean-up of facilities at the end of their event. i.e. removal of temporary signage, pick-up of litter around dugouts, concession area, parking lots, etc.

9. All parking must be in designated parking lots or legal city streets. NO ONE will be allowed to drive vehicles out of parking lots and onto Sports Complex property unless specific permission has been granted prior to the event by the City of Morrison.

10. All groups must not play/practice in rain-soaked areas of the Morrison Sports Complex.

11. Cancellation of event due to field conditions will be determined by the City of Morrison. See Inclement Weather Policy below.

12. No STAKED tents are allowed on Morrison Sports Complex property. Tents may be used, but NO STAKES.

13. Requests for field light usage must be made at the time of field reservation. Applicable fees apply, per field, per hour of usage. See Explanation of Fees attached.

14. The City of Morrison reserves the right to have a designated employee visit for the purpose of supervision, but is not required to have someone on site.
15. Once the reservation is approved, a signed copy of this agreement will be issued and must be kept with you during the event for evidence of reservation and compliance.

16. Signature on the reservation form acknowledges that these rules have been read and will be adhered to by the permit holder organization.

**Inclement Weather Policy**

The City of Morrison reserves the right to determine the playability of the fields during/following inclement weather. If a field is determined to be unplayable before the reservation begins, the affected party may reschedule the activity or receive a full refund, minus the $50 deposit. The organization’s contact person will be notified of any decisions to cancel play.

In the event of inclement weather, where an activity is cancelled during play, no refund or rescheduling will be awarded. The City of Morrison will do as much as possible to get the activity completed, minus jeopardizing safety of people or damage to the Morrison Sports Complex.

**Cancellation Policy**

Cancellations on the part of the renter must be made no later than seven (7) days prior to the event. Notification of cancellations must be made during Morrison City Office hours (8:00am - 4:00pm). Refund of field rental, minus the $20 deposit will be made once cancellation is verified against the policy. If cancellation occurs within seven (7) days prior to the start of the event, no refund will be granted.

**Payment Policy & Explanation of Fees**

Below is an explanation of mandatory and additional fees associated with the rental of the Morrison Sports Complex for a field reservation. Full payment of mandatory fees is due to the City of Morrison no later than seven (7) days prior to the start of the event.

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<thead>
<tr>
<th>Fee Type</th>
<th>Fee</th>
<th>Description</th>
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</thead>
<tbody>
<tr>
<td>Reservation Fee</td>
<td>$0</td>
<td>There is no reservation fee, but the requested date will not be secured until this completed form and proof of insurance are on file at Morrison City Hall.</td>
</tr>
<tr>
<td>Field Prep Fee</td>
<td>$75</td>
<td>Field prep will be completed by City staff prior to the reserved date/time and includes measure/set bases, chalk lines, groom infield, and measure/place pitching mounds (if required).</td>
</tr>
<tr>
<td>Prep You Own Field</td>
<td>$0</td>
<td>Field prep by City staff is not required for single field reservations. Each field is equipped with rakes and a manual field drag. A small chalker and other tools can be made available upon request.</td>
</tr>
</tbody>
</table>
Upon completion of the event, an invoice will be sent indicating any additional fees incurred, as listed below.

<table>
<thead>
<tr>
<th>Light Usage Fee</th>
<th>$15 / hour</th>
<th>Field lights will be set ahead of time to turn on/off automatically. Time will be measured to the nearest ½ hour and billed accordingly.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Scoreboard Remote</td>
<td>$400</td>
<td>If a scoreboard remote is not returned at the end of the event, a $400 replacement fee, per remote, will be charged to the reserving organization.</td>
</tr>
</tbody>
</table>

Payments shall be made payable to *City of Morrison* and sent to the following address:

City of Morrison  
200 West Main Street  
Morrison, IL  61270

Upon acceptance and approval of the reservation, an invoice will be sent to the reserving organization for the balance due prior to the event. Upon completion of the event, an invoice will be sent to the reserving organization for any additional charges incurred.

**Contact Information**

If you have questions regarding reservations at the Morrison Sports Complex, please contact the City of Morrison or visit our office at City Hall.

City of Morrison  
(815) 772-7657  
parksandrec@morrisonil.org  
200 West Main Street  
Morrison, IL  61270
12U Baseball League

Week

<table>
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<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Clinton Chaos</td>
<td>1 v 2</td>
<td>3 v 1</td>
<td>1 v 4</td>
<td>5 v 1</td>
<td>1 v 6</td>
<td>7 v 1</td>
<td>1 v 8</td>
<td>4 home</td>
</tr>
<tr>
<td>Midwest Timberwolves</td>
<td>1 v 2</td>
<td>4 v 2</td>
<td>2 v 5</td>
<td>2 v 6</td>
<td>8 v 2</td>
<td>3 v 2</td>
<td>2 v 7</td>
<td>3 home</td>
</tr>
<tr>
<td>Morrison Stampede</td>
<td>3 v 4</td>
<td>3 v 1</td>
<td>8 v 3</td>
<td>3 v 7</td>
<td>5 v 3</td>
<td>3 v 2</td>
<td>6 v 3</td>
<td>Make 4 home</td>
</tr>
<tr>
<td>Newman Comets</td>
<td>3 v 4</td>
<td>4 v 2</td>
<td>1 v 4</td>
<td>4 v 8</td>
<td>7 v 4</td>
<td>4 v 6</td>
<td>5 v 4</td>
<td>Up 3 home</td>
</tr>
<tr>
<td>Port Byron Bad Boys</td>
<td>6 v 5</td>
<td>5 v 7</td>
<td>2 v 5</td>
<td>5 v 1</td>
<td>5 v 3</td>
<td>8 v 5</td>
<td>5 v 4</td>
<td>Date 4 home</td>
</tr>
<tr>
<td>Riverbend BaseRunners</td>
<td>6 v 5</td>
<td>8 v 6</td>
<td>6 v 7</td>
<td>2 v 6</td>
<td>1 v 6</td>
<td>6 v 4</td>
<td>6 v 3</td>
<td>4 home</td>
</tr>
<tr>
<td>River Valley Rumble</td>
<td>7 v 8</td>
<td>5 v 7</td>
<td>6 v 7</td>
<td>3 v 7</td>
<td>7 v 4</td>
<td>7 v 1</td>
<td>2 v 7</td>
<td>3 home</td>
</tr>
<tr>
<td>Rock Falls Outlaws</td>
<td>7 v 8</td>
<td>8 v 6</td>
<td>8 v 3</td>
<td>8 v 4</td>
<td>2 v 8</td>
<td>8 v 5</td>
<td>1 v 8</td>
<td>4 home</td>
</tr>
</tbody>
</table>

W/L                     | Runs Scored | Runs Allowed | Run Diff |

Loser 1                  | Winner 1    | Game 8 6/17 6pm | Winner 8 |
Loser 2                  | Game 5 6/17 6pm | Winner 7 |
Loser 3                  | Game 9 6/17 6pm | Winner 9 |
Loser 4                  | Game 7 6/24 6pm | Champion |
Loser 5                  | Game 11 6/24 6pm |
Loser 6                  | Game 12 6/24 6pm |
Loser 7                  | Game 10 6/24 6pm |
Loser 8                  | |
Loser 9                  | |

Rules:
Play one game per week on Wed @ 6pm
Home team supplies two new game balls and one umpire
Umpire fee is $30 and split by both teams
End of Season Tournament - single elimination, 3 games
Bandits - Field #1
Tues 4/7 @ 6:00 - 7:45 v. EP Panthers
Tues 4/14 @ 6:00 - 7:45 v. Geneseo Junior Leafs
Tues 4/21 @ 6:00 - 7:45 v. Geneseo Junior Leafs
Tues 4/28 @ 6:00 - 7:45 v. Knox County Crush
Tues 5/12 @ 6:00 - 7:45 v. QC Warriors
Tues 6/9 @ 6:00 - 7:45 v. QC Regulators

EMP Panthers - Field #1
Mon, April 20 @ 5:45
Mon, May 4 @ 5:45
Mon, May 18 @ 5:45
Mon, June 1 @ 5:45
ORDINANCE NO. 2017-2333

BE IT ORDAINED, by the City Council of the City of Rock Falls that the Municipal Code of the City of Rock Falls be and the same is hereby amended as follows:

Section 1. Section 20-150 (e) (2) of the Municipal Code is amended to read as follows:

“Section 20-150 Open burning prohibited.

(e) (2). Recreational fires shall not be created or burned between the periods of 1:00 a.m. and 7:00 a.m. on any day, and any fire created prior to 1:00 a.m. on any day shall be extinguished at or prior to 1:00 a.m.”

Section 2. Section 20-150 (e) (4) is amended to read as follows:

“Section 20-150 Open burning prohibited.

(e) (4). Recreational fires shall be created and burned only in an enclosed vessel, fire pit or fireplace (for example, a Chiminea designed for burning of organic materials). No such vessel, fire pit or fireplace shall be greater than six (6) feet measured in any dimension.”

Section 3. All prior ordinances in conflict herewith are hereby repealed.

Section 4. If any section, paragraph, sentence, clause or other portion of this ordinance is held or deemed to be unconstitutional or invalid, then such holding or finding of unconstitutionality or invalidity shall not affect the validity of the remaining provisions of this ordinance.

Section 5. This ordinance shall be effective upon its adoption, passage and publication in pamphlet form.

Passed this 19th day of September, 2017.

Mayor William B. Wescott

ATTEST:

City Clerk
Aldermen Voting Aye

Reitzel
Logan
Kuhlemier
Schuneman
Sobottka

Aldermen Voting Nay

Kleckner
Folsom
ORDINANCE NO. 2017-2317

BE IT ORDAINED, by the City Council of the City of Rock Falls that the Municipal Code of the City of Rock Falls be and the same is hereby amended by addition of the following as Article VI to Chapter 20 of the Municipal Code:

Section I. Article VI. Open Burning

Section 20-150 Open burning prohibited.

(a) Definitions: For purposes of this Ordinance, the following terms are defined, and terms not otherwise defined shall carry the ordinary and customary definition thereof.

1. Landscape Waste means dry leaves, trimmings and shrubs, tree limbs and branches, vines, grass clippings, green trimmings or branches, wet leaves or grass, and other materials having been derived from growing plants.

2. Smolder means to burn sluggishly and slowly without open flame but producing smoke.

3. Recreational fire means a fire created outside of buildings for the purpose of entertainment or cooking.

(b) Open burning of any material, including but not limited to landscape waste, except as otherwise permitted or allowed by the Municipal Code of the City of Rock Falls, is hereby declared to be a nuisance and is prohibited within the city limits. Violation of this Section is a Class C violation punishable as set forth in Section 1-41 of the Municipal Code.

(c) Notwithstanding the prohibition against open burning, recreational fires shall be permitted subject to the following conditions and restrictions:

1. Recreational fires may be created using small dry sticks, dry limbs, logs, charcoal, propane or other cooking or camping fuel only.

2. Recreational fires shall not be created or burned between the periods of 11:00 pm and 7:00 am on any day, and any fire created prior to 11:00 pm on any day shall be extinguished at or prior to 11:00 pm.

3. Recreational fires shall not be created nor allowed to continue burning during periods when winds exceed a constant speed of ten (10) mph or greater, or during periods of extreme drought, as determined by the chief of the Twin Cities Joint Fire Command. When extreme drought conditions have been determined to exist, public notice will be made through newspaper and by posting on the website of the city.

4. Recreational fires shall be created and burned only in an enclosed vessel, fire pit or fireplace (for example, a Chiminea designed for burning of organic...
materials). No such vessel, fire pit or fireplace shall be greater than six (6) feet measured in any dimension, and all such vessels, fire pits or fireplaces must be equipped with a spark screen in use and in place around or over the flame and burning materials at all times while burning is occurring.

(5) Garbage, trash, refuse, lumber building materials, tires, and landscape waste, (except as otherwise permitted in subparagraph (1) hereof) shall not be used as the source of fuel for a recreational fire.

(6) Upon the direction of police or fire personnel, a recreational fire shall be extinguished immediately.

(7) Recreational fires shall not be created nor allowed to burn unless a responsible adult is within the immediate vicinity of that fire at all times while burning is occurring to supervise and assure that the fire exists in accordance with the requirements of this Section. For purposes of this paragraph, “immediate vicinity” means within an area no greater than 25 feet from the recreational fire.

(d) In the event that personnel of the fire department of the city are dispatched to extinguish any open burning existing or being conducted in violation of the provisions of this Section, then the person having created or being in charge of or conducting such unlawful open burning shall be required to pay and reimburse directly to the city, in addition to any fine or penalty that may be levied for violation, the sum of $150.00 as reimbursement for costs incurred by the city in the dispatch of the fire department. The amounts due shall be billed by the city to the responsible person, and shall be due and payable within 30 days of said billing. The city shall be entitled to any legal remedy available to it for collection of the amounts not paid as required by this paragraph.

(e) Violation of the provisions of this Section shall be subject to issuance of an ordinance violation ticket and punishable as a Class C violation as set forth in Section 1-41 of the Municipal Code of the city. In the absence of any ability of the city to determine one specific person who may be the violator of a provision of this Section, the occupant of the residence at which is located the illegal open burning shall be the party responsible for any penalties or expenses set forth herein.”

Section 2. All prior ordinances in conflict herewith are hereby repealed.

Section 3. If any section, paragraph, sentence, clause or other portion of this ordinance is held or deemed to be unconstitutional or invalid, then such holding or finding of unconstitutionality or invalidity shall not affect the validity of the remaining provisions of this ordinance.

Section 4. This ordinance shall be effective upon its adoption, passage and publication in pamphlet form.
Passed this 5th day of July 2017.

ATTEST:

City Clerk

Alderman Voting Aye

- Reitzel
- Logan
- Snow
- Schumeman

Alderman Voting Nay

- Kuhlaner
- Klockler
- Felson
- Sobottka

Mayor Wescott voted aye to break tie
CITY OF MORRISON

ORDINANCE NO. 20-03

ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF MORRISON REGARDING CANNABIS BUSINESS ESTABLISHMENTS

ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF MORRISON
THIS ______ DAY OF _____________, 2019

Published in pamphlet form by authority of the City Council of the City of Morrison, this ______ day of _____________, 2019.
ORDINANCE AMENDING THE ZONING ORDINANCE
OF THE CITY OF MORRISON
REGARDING CANNABIS BUSINESS ESTABLISHMENTS

WHEREAS, the Illinois legislature recently adopted the Cannabis Regulation and Tax Act, 410 ILCS 705/1-1 et. seq. (the “Act”), which legalizes the cultivation, purchase, sale, use and consumption of cannabis for recreational purposes, to take effect on January 1, 2020; and

WHEREAS, Section 55-25 of the Act authorizes a unit of local government to, among other things, enact reasonable zoning ordinances and resolutions and to adopt rules regulating the time, place, manner and number of cannabis business establishment operations, all as more specifically set forth in the Act; and

WHEREAS, the City of Morrison (the “City”) is a unit of local government as such term is used in the Act; and

WHEREAS, the Mayor and City Council of the City of Morrison (collectively, the “Corporate Authorities”), have discussed the needs of the City with respect to the regulation of cannabis business establishments within the City limits; and

WHEREAS, the Corporate Authorities have referred to the Planning and Zoning Commission of the City of Morrison the consideration to amend the City’s zoning ordinance with respect to cannabis business establishments; and

WHEREAS, the Planning and Zoning Commission of the City of Morrison (the “Plan Commission”) held a public hearing on ____________, 2019, to discuss the zoning of cannabis business establishments within the City; and

WHEREAS, public notice of the time and place of such public hearing was given not more than thirty (30) nor less than fifteen (15) days prior to said hearing by publishing notice at least once in a newspaper with a general circulation within the City; and

WHEREAS, after much deliberation and consideration, the Plan Commission has voted to recommend to the City Council the adoption of an ordinance zoning cannabis business establishments within the City of Morrison; and

WHEREAS, the Corporate Authorities have considered the recommendation of the Plan Commission and deem it in the best interests of the City and its residents to adopt the recommendation of the Plan Commission and to amend the Morrison Municipal Code to provide for the zoning of cannabis business establishments within the City of Morrison.

NOW, THEREFORE, be it ordained by the Mayor and City Council of the City of Morrison as follows:
SECTION 1: The preambles to this Ordinance are true and correct and are hereby incorporated into this section as if fully set forth herein.

SECTION 2: Chapter 62, Article I, Section 62-4 of the Morrison Municipal Code, as amended, is further amended by the addition of the following definitions to read as follows:

"Sec. 62-4. – Definitions.

*Cannabis business establishment* means a cultivation center, craft grower, processing organization, dispensing organization, or transporting organization,

*Craft grower* means a facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, dry, cure, and package cannabis and perform other necessary activities to make cannabis available for sale at a dispensing organization or use at a processing organization.

*Cultivation center* means a facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, process, transport, and perform other necessary activities to provide cannabis and cannabis-infused products to cannabis business establishments.

*Dispensing organization* means a facility operated by an organization or business that is licensed by the Department of Financial and Professional Regulation to acquire 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 (410 ILCS 705/1-1 et. seq.) to purchasers or to qualified registered medical cannabis patients and caregivers. A dispensing organization shall include a registered medical cannabis organization as defined in the Compassionate Use of Medical Cannabis Pilot Program Act (410 ILCS 130/1 et. seq.) that has obtained an Early Approval Adult Use Dispensing Organization License.

*Processing organization* means a facility operated by an organization or business that is licensed by the Department of Agriculture to either extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis product. A processing organization shall include an infuser organization or infuser, as such terms are defined in the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.).

*Transporting organization* means an organization or business that is licensed by the Department of Agriculture to transport cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program."

SECTION 3: Chapter 62, Article VI, Section 62-173(c) of the Morrison Municipal Code, as amended, shall be further amended by the addition of a new subsection (11) to read as follows:

"Sec. 62-173. – C-1 Central Business District.

-2-

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(c) *Special uses.*

... 

(11) *Dispensing organizations.*

**SECTION 4:** Chapter 62, Article VI, Section 62-174(b) of the Morrison Municipal Code, as amended, shall be further amended by the addition of a new subsection (11) to read as follows:

"Sec. 62-174. – C-2 General Commercial District.

(b) *Permitted uses.*

... 

(11) *Dispensing organizations.*

**SECTION 5:** Chapter 62, Article VII, Section 62-205(b) of the Morrison Municipal Code, as amended, shall be further amended by the addition of a new subsection (16) to read as follows:

"Sec. 62-205. – I-1 Office and Light Industrial District.

(b) *Permitted uses.*

... 

(16) *Dispensing organizations.*

**SECTION 6:** Chapter 62, Article VII, Section 62-205(c) of the Morrison Municipal Code, as amended, shall be further amended by the addition of a new subsection (9) to read as follows:

"Sec. 62-205. – I-1 Office and Light Industrial District.

(c) *Special uses.*

... 

(9) *Cannabis business establishments other than dispensing organizations.*

**SECTION 7:** Chapter 62, Article VII, Section 62-206(b) of the Morrison Municipal Code, as amended, shall be further amended by the addition of a new subsection (5) to read as follows:

"Sec. 62-206. – I-2 Heavy Industrial District.

(b) *Permitted uses.*

...
SECTION 8: In all other respects, Chapter 62 of the Morrison Municipal Code shall remain in full force and effect as previously adopted and/or amended.

SECTION 9: The foregoing amendments shall take effect beginning on and after January 1, 2020.

SECTION 10: The provisions and sections of this Ordinance shall be deemed to be separable and the invalidity of any portion of this ordinance shall not affect the validity of the remainder.

SECTION 11: The City Clerk is directed to publish this Ordinance in pamphlet form.

SECTION 12: This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.

Passed by the Mayor and the City Council of the City of Morrison on the ____ day of ________________, 2019.

__________________________
Mayor

ATTEST:

__________________________
City Clerk

AYE

NAY

-4-
ORDINANCE NO. 20-02

ORDINANCE AMENDING THE MORRISON MUNICIPAL CODE FOR THE REGULATION OF RECREATIONAL CANNABIS AND CANNABIS BUSINESS ESTABLISHMENTS

ADOPTED BY THE CITY COUNCIL OF THE CITY OF MORRISON

THIS _____ DAY OF ____________, 2019

Published in pamphlet form by authority of the City Council of the City of Morrison, this _____ day of ____________, 2019.
ORDINANCE NO. 30-02

ORDINANCE AMENDING THE MORRISON MUNICIPAL CODE FOR THE REGULATION OF RECREATIONAL CANNABIS AND CANNABIS BUSINESS ESTABLISHMENTS

WHEREAS, the Illinois legislature recently adopted the Cannabis Regulation and Tax Act, 410 ILCS 705/1-1 et. seq. (the "Act"), which legalizes the cultivation, sale, purchase, use and consumption of cannabis for recreational purposes, to take effect on January 1, 2020; and

WHEREAS, Section 55-25 of the Act authorizes a unit of local government to, among other things, adopt rules regulating the time, place, manner and number of cannabis business establishment operations, and to regulate the on-premises consumption of cannabis at or in a cannabis business establishment, all as more specifically set forth in the Act; and

WHEREAS, the City of Morrison (the "City") is a unit of local government as such term is used in the Act; and

WHEREAS, the Mayor and City Council of the City of Morrison (collectively, the "Corporate Authorities"), have discussed the needs of the City with respect to the regulation of recreational cannabis and cannabis business establishments within the City limits; and

WHEREAS, the Corporate Authorities deem it in the best interests of the City to amend the Morrison Municipal Code to provide for the regulation of recreational cannabis and cannabis business establishments within the City as more specifically set forth herein.

NOW, THEREFORE, be it ordained by the Mayor and City Council of the City of Morrison as follows:

SECTION 1: The preambles to this Ordinance are true and correct and are hereby incorporated into this section as if fully set forth herein.

SECTION 2: The Morrison Municipal Code, as amended, is further amended by the addition of a new Chapter 5 entitled "Cannabis Business Establishments", to read as follows:

"CHAPTER 5. – CANNABIS BUSINESS ESTABLISHMENTS"

ARTICLE I. – IN GENERAL

Sec. 5-1. – Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Cannabis means cannabis, hashish, and other substances that are identified as including any parts of the plant Cannabis sativa and including derivatives or subspecies, such
as indica, of all strains of cannabis, whether growing or not; the seeds thereof, the resin extracted from any part of the plant, and any compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds, or resin, including tetrahydrocannabinol (THC) and all other naturally produced cannabinol derivatives, whether produced directly or indirectly by extraction; however, “cannabis” does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted from it), fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination. “Cannabis” does not include industrial hemp as defined and authorized under the Industrial Hemp Act. “Cannabis” also means concentrate and cannabis-infused products.

*Cannabis business establishment* means a cultivation center, craft grower, processing organization, dispensing organization, or transporting organization.

*Craft grower* means a facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, dry, cure, and package cannabis and perform other necessary activities to make cannabis available for sale at a dispensing organization or use at a processing organization.

*Cultivation center* means a facility operated by an organization or business that is licensed by the Department of Agriculture to cultivate, process, transport, and perform other necessary activities to provide cannabis and cannabis-infused products to cannabis business establishments.

*Dispensing organization* means a facility operated by an organization or business that is licensed by the Department of Financial and Professional Regulation to acquire 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 (410 ILCS 705/1-1 et. seq.) to purchasers or to qualified registered medical cannabis patients and caregivers. A dispensing organization shall include a registered medical cannabis organization as defined in the Compassionate Use of Medical Cannabis Pilot Program Act (410 ILCS 130/1 et. seq.) that has obtained an Early Approval Adult Use Dispensing Organization License.

*Processing organization* means a facility operated by an organization or business that is licensed by the Department of Agriculture to either extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis product. A processing organization shall include an infuser organization or infuser, as such terms are defined in the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.).

*Transporting organization* means an organization or business that is licensed by the Department of Agriculture to transport cannabis on behalf of a cannabis business establishment or a community college licensed under the Community College Cannabis Vocational Training Pilot Program.
Sec. 5-2. – Penalty.

Any violation of this chapter, unless more specifically provided for herein, shall be punishable by a fine of not less than $75.00 nor more than $750.00 for each occurrence.

Sec. 5-3 – 5-19. – Reserved.

ARTICLE II. – ADMINISTRATION

Sec. 5-20. – Administration.

(a) The Mayor is charged with the administration of this chapter and such other provisions of the city code relating to the recreational use of cannabis as may be enacted. The mayor may appoint persons to assist him or her in the exercise of his or her powers and the performance of the duties provided in this chapter.

(b) The Mayor may adopt reasonable rules and regulations for hearings to determine whether any license granted under this chapter should be suspended, terminated or revoked.

Sec. 5-21. – Right of entry for inspection.

The Mayor is hereby given the power to enter and to authorize any law enforcement officer or other city personnel to enter, at any time upon any premises licensed under this chapter, to determine whether any of the provisions of the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.) or any rules or regulations adopted by the city are, or are being, violated and at such time examine the licensed premises in connection therewith.

Sec. 5-22 – 5-29. – Reserved.

ARTICLE III. – LICENSING

Sec. 5-30. – License Required; Application.

(a) It is unlawful to grow, cultivate, transfer, distribute, process, sell or offer for sale in the city any cannabis without first having a license issued by the city pursuant to this chapter, or in violation of the terms of such license.

(b) An application for a license for the growing, cultivation, transfer, distribution, process, or sale of cannabis within the city shall be made to the city clerk in writing, on the form or forms as prepared by the city, and shall be signed by the applicant or a duly authorized agent thereof. The application shall, at a minimum, contain the following information verified by oath or affidavit, and shall be accompanied by a non-refundable license fee as provided in this chapter:
(1) The name, age and address of the applicant in the case of an individual; in the case of a co-partnership, the persons entitled to share in the profits thereof; and in the case of a corporation for profit, or a club, the date of incorporation, the objects for which it was organized, the names and addresses of the officers and directors and, if a majority in interest of the stock of such corporation is owned by one person or his nominees, the name and address of such person;

(2) The type of business of the applicant and, in case of a corporation, the objects for which it was formed;

(3) The length of time that the applicant has been in business of that character or, in the case of a corporation, the date on which its charter was issued;

(4) The amount of goods, wares and merchandise on hand at the time application is made;

(5) The location and description of the premises or place of business to be operated under such license;

(6) A statement whether the applicant has made similar application for a similar license on premises other than described in the application, and the disposition of such application;

(7) A statement that the applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this chapter, the laws of the state, or the ordinances of the city;

(8) Whether a previous license by any state or subdivision thereof, or by the federal government has been revoked, and the reasons therefor; and

(9) A statement that the applicant will not violate any of the laws of the state, the United States, or any ordinance of the city in the conduct of his place of business.

(c) No license shall be issued unless the applicant has applied for and received a license from the state for the growing, cultivation, transfer, distribution, process or sale of cannabis as provided in the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.) and the requirements of this section, including the payment of the non-refundable license fee, have been satisfied.

(d) No license shall be issued unless the premises on which the growing, cultivation, transfer, distribution, process or sale of cannabis is proposed to occur complies in all respects with the applicable zoning ordinances for the city.
(e) A violation of this section shall be punishable by a fine of not less than $75.00 nor more than $750.00 for each separate offense.

Sec. 5-31. – License classifications and fees.

Licenses for the growing, cultivation, transfer, distribution, process or sale of cannabis within the city shall be divided into the following classes:

(a) Craft grower license:

(1) A craft grower license shall entitle the licensee to operate as a craft grower.

(2) The initial fee for the issuance of a craft grower license shall be $_________. The license fee for the annual renewal of said license shall be $_________.

(3) There shall be issued not more than _____ craft grower license(s) within the city at any given time.

(b) Cultivation center license:

(1) A cultivation center license shall entitle the licensee to operate as a cultivation center.

(2) The initial fee for the issuance of a cultivation center license shall be $_________. The license fee for the annual renewal of said license shall be $_________.

(3) There shall be issued not more than _____ cultivation center license(s) within the city at any given time.

(c) Dispensing organization license:

(1) A dispensing organization license shall entitle the licensee to operate as a dispensing organization.

(2) The initial fee for the issuance of a dispensing organization license shall be $_________. The license fee for the annual renewal of said license shall be $_________.

(3) There shall be issued not more than _____ dispensing organization license(s) within the city at any given time.

(d) Processing organization license:
(1) A processing organization license shall entitle the licensee to operate as a processing organization.

(2) The initial fee for the issuance of a processing organization license shall be $________. The license fee for the annual renewal of said license shall be $________.

(3) There shall be issued not more than ____ processing organization license(s) within the city at any given time.

(e) Transporting organization license:

(1) A transporting organization license shall entitle the licensee to operate as a transporting organization.

(2) The initial fee for the issuance of a transporting organization license shall be $________. The license fee for the annual renewal of said license shall be $________.

(3) There shall be issued not more than ____ transporting organization license(s) within the city at any given time.

The city clerk shall keep or cause to be kept a complete record of all licenses issued under this chapter. No license shall be transferable by the licensee to any other person, firm or corporation. The fee to be paid for any license issued pursuant to this chapter shall be prorated based upon the period of time remaining on the term of the license.

Sec. 5-32. – Renewal.

Any licensee may renew his, her or its license at the expiration of the term of said license by submitting an application for renewal to the city and by paying the applicable license renewal fee. No license may be renewed unless the licensee and the licensed premises are in full compliance with the requirements of this chapter.

Sec. 5-33. – License termination; revocation.

(a) Every license issued under this chapter shall be valid from the date of its issuance to the following May 1 of each year.

(b) If a license is not used by the licensee within a period of one hundred and eighty (180) days from the date of its issuance, the license is subject to revocation in the sole discretion of the mayor.

(c) The Mayor may suspend or revoke any license issued under this chapter for any one of the following reasons:

(1) violation of the laws of the United States, the laws of this state or any of the ordinances of the city;
permitting any violation of this chapter or any disorderly practices upon the premises;

the willful making of any false statement as to a material fact in the application for the license;

revocation of the licensee's state license or permit issued pursuant to the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.);

the sale of cannabis to any person under twenty-one (21) years of age; or

failure to pay a fine or costs imposed by this chapter within twenty-one (21) days of notice of such costs.

Notwithstanding anything to the contrary in this section, no license issued pursuant to this chapter shall be revoked or suspended, and no licensee shall be fined except after a public hearing conducted by the mayor in accordance with this chapter.

The licensee shall be given a three (3) day written notice of such hearing, and shall afford the licensee an opportunity to appear and defend the alleged violations.

If the Mayor has a good faith belief that the continued operation of a particular licensed premises will constitute an immediate threat to the welfare of the community, he or she may, upon the issuance of a written order stating the reason for such conclusion and without notice or hearing, order the licensed premises closed for not more than seven (7) days, giving the licensee an opportunity to be heard during that period, except that if such licensee shall also be engaged in the conduct of another business or businesses on the licensed premises, such order shall not be applicable to such other business or businesses.

The mayor shall, within seven (7) days after a hearing held pursuant to this section, and upon a determination that the license should be revoked or suspended, or that the licensee should be fined, state the reason or reasons for such determination in a written order and the penalty imposed, and shall serve a copy of such order upon the licensee.

Sec. 5-34 – 5-39. – Reserved.

ARTICLE IV. – PREMISES REGULATIONS; MINORS

Sec. 5-40. – Dispensing organization hours of operation; on-premises consumption prohibited.
(a) Cannabis may be sold, delivered, transferred, or distributed on about any premises holding a dispensing organization license only between the hours of _______ a.m. and _______ p.m. on Monday through Sunday of each week.

(b) All persons are prohibited from smoking, inhaling or consuming cannabis in any other manner at any cannabis business establishment, including dispensing organizations.

(c) Nothing in this section shall prohibit licensees, their agents, employees or independent contractors hired by the licensee to render services to the licensee from being upon or within the licensed premises for the purpose of cleaning, redecorating or repairing the licensed premises during hours when otherwise prohibited, but provided that no sale, delivery, transfer, distribution, giving away or consumption of any cannabis shall occur upon the licensed premises during prohibited hours.

Sec. 5-41. – Restrictions regarding persons under the age of 21.

(a) It is unlawful for any person to sell, deliver, transfer, distribute or give away cannabis to any person under the age of twenty-one (21) years.

(b) It is unlawful for any person under the age of twenty-one (21) years, or for any person to permit or allow a person under the age of twenty-one (21) years, to enter or remain inside a premises holding a license pursuant to this chapter. The licensee shall post a sign at all entrances to the business stating that no person under the age of twenty-one (21) years may enter or remain inside the premises.

(c) A violation of this section shall be punishable by a fine of not less than $75.00 nor more than $750.00 for each separate offense.

Sec. 5-42. – Responsibility for agents and employees.

(a) Every act or omission of whatsoever nature, constituting a violation of any of the provisions of this chapter by any officer, director, manager or other agent or employee of any licensee shall be deemed and held to be the act of such licensee; and such licensee shall be punishable in the same manner as if such act or omission had been done or omitted by the licensee personally.

(b) No agent or employee of the licensee shall be disciplined or discharged for selling or furnishing cannabis or cannabis products to a person under twenty-one (21) years of age if the agent or employee demanded and was shown, before furnishing cannabis or cannabis products to a person under twenty-one (21) years of age, adequate written evidence of age and identity of the person. This subsection does not apply if the agent or employee accepted the written evidence knowing it to be false or fraudulent. Adequate written evidence of age and identity of the person is a document issued by a federal, State, county, or municipal government, or subdivision or agency thereof.
including, but not limited to, a motor vehicle operator’s license, a registration certificate issued under the Military Selective Service Act, or an identification card issued to a member of the Armed Forces. Proof that the licensee or his or her employee or agent was shown and reasonably relied upon such written evidence in any transaction forbidden by this chapter is an affirmative defense in any proceedings for the suspension or revocation of any license based thereon.

Sec. 5-43. – Advertising and promotions.

(a) No cannabis business establishment nor any other person or entity shall engage in advertising that contains any statement or illustration that:

(1) is false or misleading;
(2) promotes overconsumption of cannabis or cannabis products;
(3) depicts the actual consumption of cannabis or cannabis products;
(4) depicts a person under twenty-one (21) years of age consuming cannabis;
(5) makes any health, medicinal, or therapeutic claims about cannabis or cannabis-infused products;
(6) includes the image of a cannabis leaf or bud; or
(7) includes any image designed or likely to appeal to minors, including cartoons, toys, animals, or children, or any other likeness to images, characters, or phrases that is designed in any manner to be appealing to or encourage consumption of persons under twenty-one (21) years of age.

(b) No cannabis business establishment nor any other person or entity shall place or maintain, or cause to be placed or maintained, an advertisement of cannabis or a cannabis-infused product in any form or through any medium:

(1) within one thousand feet (1000’) of the perimeter of school grounds, a playground, a recreation center or facility, a child care center, a public park or public library, or a game arcade to which admission is not restricted to persons twenty-one (21) years of age or older;
(2) on or in a public transit vehicle or public transit shelter;
(3) on or in publicly owned or publicly operated property; or
(4) that contains information that:
(i) is false or misleading;

(ii) promotes excessive consumption;

(iii) depicts a person under twenty-one (21) years of age consuming cannabis;

(iv) includes the image of a cannabis leaf; or

(v) includes any image designed or likely to appeal to minors, including cartoons, toys, animals, or children, or any other likeness to images, characters, or phrases that is designed in any manner to be appealing to or encourage consumption of persons under twenty-one (21) years of age.

(c) Subsections (a) and (b) of this section shall not apply to an educational message.

(d) No cannabis business establishment nor any other person or entity may encourage the sale of cannabis or cannabis products by giving away cannabis or cannabis products, by conducting games or competitions related to the consumption of cannabis or cannabis products, or by providing promotional materials or activities of a manner or type that would be appealing to children.

Sec. 5-44 - 5-49. - Reserved."

SECTION 3: Chapter 36 of the Morrison Municipal Code, as amended, is further amended by the addition of a new Article IX entitled "Recreational Cannabis", to read as follows:

"ARTICLE IX. - RECREATIONAL CANNABIS

DIVISION 1. - GENERALLY

Sec. 36-464. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

"Cannabis" is as defined in section 5-1.

"Cannabis business establishment" means a cultivation center, craft grower, processing organization, dispensing organization, or transporting organization, as such terms are defined in section 5-1.

Sec. 36-465. - Penalties.
Any violation of this article, unless more specifically set forth herein, shall be punishable by a fine of not less than $75.00 nor more than $750.00 for each occurrence.

DIVISION 2. – PERSONAL USE

Sec. 36-466. – Restrictions on personal use of cannabis.

(a) No person, regardless of age, may possess, use or consume cannabis in such a manner as to constitute a violation of section 10-35 of the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.).

(b) It is a violation of this section for any person to undertake any task under the influence of cannabis when doing so would constitute negligence, professional malpractice, or professional misconduct.

Sec. 36-467. – Limitations on possession of cannabis at certain locations.

No person, regardless of age, may possess cannabis at the following locations:

(a) in a school bus, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act;

(b) on the grounds of any preschool or primary or secondary school, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act;

(c) in any correctional facility;

(d) in a vehicle not open to the public unless the cannabis is in a reasonably secured, sealed container and reasonably inaccessible while the vehicle is moving; or

(e) in a private residence that is used at any time to provide licensed child care or other similar social service care on the premises.

Sec. 36-468. – Limitations on use of cannabis.

No person, regardless of age, may use cannabis in the following manner:

(a) in a school bus, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act;

(b) on the grounds of any preschool or primary or secondary school, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act;
(c) in any correctional facility;

(d) in any motor vehicle;

(e) in a private residence that is used at any time to provide licensed child care or other similar social service care on the premises;

(e) in any public place; or

(f) knowingly in close physical proximity to anyone under twenty-one (21) years of age who is not a registered medical cannabis patient under the Compassionate Use of Medical Cannabis Pilot Program Act.

Sec. 36-469. – Smoking cannabis in certain areas prohibited.

(a) No person, regardless of age, may smoke cannabis in any place where smoking is prohibited under the Smoke Free Illinois Act.

(b) For purposes of this section, a “public place” shall mean any place where a person could reasonably be expected to be observed by others. “Public place” includes all parts of buildings owned in whole or in part, or leased, by the State or a unit of local government. “Public place” does not include a private residence unless the private residence is used to provide licensed child care, foster care, or similar social service care on the premises.

Sec. 36-470. – Private businesses.

Nothing in this article shall prevent a private business from restricting or prohibiting the use of cannabis on its property, including areas where motor vehicles are parked.

Sec. 36-471 – 36-476. – Reserved.

DIVISION 3. – PERSONS UNDER 21 YEARS OF AGE

Sec. 36-477. – Cannabis prohibited for persons under the age of twenty-one (21).

It is unlawful for any person under twenty-one (21) years of age, or to allow a person under twenty-one (21) years of age to purchase, possess, use, process, transport, grow or consume cannabis except where authorized by the Compassionate Use of Medical Cannabis Pilot Program Act or by the Community College Cannabis Vocational Pilot Program.

Sec. 36-478. – Liability of parent or guardian.

It is unlawful for any parent or guardian to knowingly permit his or her residence, any other private property under his or her control, or any vehicle, conveyance, or watercraft under his or her control to be used by an invitee of the parent’s child or the guardian’s ward.
if the invitee is under the age of twenty-one (21), in a manner that constitutes a violation of this division.

Sec. 36-479. – False identification.

No person under the age of twenty-one (21) shall present or offer to a cannabis business establishment or the cannabis business establishment’s principal or employee any written or oral evidence of age that is false, fraudulent, or not actually the person’s own, for the purpose of:

(a) purchasing, attempting to purchase, or otherwise obtaining or attempting to obtain cannabis or any cannabis product; or

(b) gaining access to a cannabis business establishment.

Sec. 36-480 – 36-485. – Reserved.

DIVISION 4. – HOME CULTIVATION

Sec. 36-486. – Home cultivation of cannabis for personal use.

Cultivating cannabis for personal use is subject to the following limitations:

(a) An Illinois resident 21 years of age or older who is a registered qualifying patient under the Compassionate Use of Medical Cannabis Pilot Program Act may cultivate cannabis plants, with a limit of five (5) plants that are more than five inches (5") tall, per household without a cultivation center or craft grower license. In this section, “resident” means a person who has been domiciled in the State of Illinois for a period of thirty (30) days before cultivation.

(b) Cannabis cultivation must take place in an enclosed, locked space.

(c) Adult registered qualifying patients may purchase cannabis seeds from a dispensary for the purpose of home cultivation. Seeds may not be given or sold to any other person.

(d) Cannabis plants shall not be stored or placed in a location where they are subject to ordinary public view, as defined in this Act. A registered qualifying patient who cultivates cannabis under this Section shall take reasonable precautions to ensure the plants are secure from unauthorized access, including unauthorized access by a person under twenty-one (21) years of age.

(e) Cannabis cultivation may occur only on residential property lawfully in possession of the cultivator or with the consent of the person in lawful possession of the property. An owner or lessor of residential property may prohibit the cultivation of cannabis by a lessee.
(f) A dwelling, residence, apartment, condominium unit, enclosed, locked space, or piece of property not divided into multiple dwelling units shall not contain more than five (5) plants at any one time.

(g) Cannabis plants may only be tended by registered qualifying patients who reside at the residence, or their authorized agent attending to the residence for brief periods, such as when the qualifying patient is temporarily away from the residence.

(h) A registered qualifying patient who cultivates more than the allowable number of cannabis plants, or who sells or gives away cannabis plants, cannabis, or cannabis-infused products produced under this section, is liable for penalties as provided by law, including the Cannabis Control Act, in addition to loss of home cultivation privileges.”

SECTION 4: In all other respects, Chapter 36 of the Morrison Municipal Code shall remain in full force and effect as previously adopted and/or amended.

SECTION 5: The foregoing amendments shall take effect beginning on and after January 1, 2020.

SECTION 6: The provisions and sections of this Ordinance shall be deemed to be separable and the invalidity of any portion of this ordinance shall not affect the validity of the remainder.

SECTION 7: The City Clerk is directed to publish this Ordinance in pamphlet form.

SECTION 8: This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.

Passed by the Mayor and the City Council of the City of Morrison on the _____ day of __________________, 2019.

__________________________
Mayor

ATTEST:

__________________________
City Clerk
ORDINANCE NO. ______________

ORDINANCE AMENDING THE STERLING CITY CODE
FOR THE REGULATION OF CANNABIS
AND CANNABIS BUSINESS ESTABLISHMENTS

ADOPTED BY THE
CITY COUNCIL
OF THE
CITY OF STERLING

THIS _______ DAY OF _________________, 2019

Published in pamphlet form by authority of the City Council of the City of Sterling, this _____
day of __________________, 2019.
ORDINANCE NO. __________________

ORDINANCE AMENDING THE STERLING CITY CODE
FOR THE REGULATION OF CANNABIS
AND CANNABIS BUSINESS ESTABLISHMENTS

WHEREAS, the Illinois legislature recently adopted the Cannabis Regulation and Tax Act, 410 ILCS 705/1-1 et. seq. (the “Act”), which legalizes the purchase, sale, consumption and use of cannabis for recreational purposes, to take effect on January 1, 2020; and

WHEREAS, Section 55-25 of the Act authorizes a unit of local government to, among other things, adopt rules regulating the time, place, manner and number of cannabis business establishment operations, and to regulate the on-premises consumption of cannabis at or in a cannabis business establishment, all as more specifically set forth in the Act; and

WHEREAS, the City of Sterling (the “City”) is a unit of local government as such term is used in the Act; and

WHEREAS, the Mayor and City Council of the City of Sterling (collectively, the “Corporate Authorities”), have discussed the needs of the City with respect to the regulation of recreational cannabis and cannabis business establishments within the City limits; and

WHEREAS, the Corporate Authorities deem it in the best interests of the City to amend the Sterling City Code to provide for the regulation of recreational cannabis and cannabis business establishments within the City.

NOW, THEREFORE, be it ordained by the Mayor and City Council of the City of Sterling as follows:

SECTION 1: The preambles to this Ordinance are true and correct and are hereby incorporated into this section as if more fully set forth herein.

SECTION 2: That Chapter 62, Article II, Section 62-31 of the Sterling City Code, as amended, is hereby further amended to read as follows:


The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Drug paraphernalia means all equipment, products and materials of any kind, other than methamphetamine manufacturing materials as defined in Section 10 of the Methamphetamine Control and Community Protection Act (720 ILCS 646/1 et. seq.), which are intended to be used unlawfully in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting,
inhaling or otherwise introducing into the human body cannabis or a controlled substance in violation of the Cannabis Control Act (720 ILCS 550/1 et seq.), the Illinois Controlled Substances Act (720 ILCS 570/100 et seq.) or the Methamphetamine Control and Community Protection Act (720 ILCS 646/1 et. seq.) or a synthetic drug product or misbranded drug in violation of the Illinois Food, Drug and Cosmetic Act (420 ILCS 620/1 et. seq.). It includes but is not limited to:

(1) Kits intended to be used unlawfully in manufacturing, compounding, converting, producing, processing or preparing cannabis or a controlled substance.

(2) Isomerization devices intended to be used unlawfully in increasing the potency of any species of plant which is cannabis or a controlled substance.

(3) Testing equipment intended to be used unlawfully for private home use in identifying or in analyzing the strength, effectiveness or purity of cannabis or controlled substances.

(4) Diluents and adulterants intended to be used unlawfully for cutting cannabis or a controlled substance by private persons.

(5) Objects intended to be used unlawfully in ingesting, inhaling or otherwise introducing cannabis, cocaine, hashish, hashish oil, or a synthetic drug product or misbranded drug in violation of the Illinois Food, Drug and Cosmetic Act (420 ILCS 620/1 et. seq.) into the human body, including, where applicable, the following items:

a. Water pipes.

b. Carburetion tubes and devices.

c. Smoking and carburetion masks.

d. Miniature cocaine spoons and cocaine vials.

e. Carburetor pipes.

f. Electric pipes.

g. Air-driven pipes.

h. Chillums.

i. Bongs.

j. Ice pipes or chillers.
Any item whose purpose, as announced or described by the seller, is for use in violation of the Drug Paraphernalia Control Act (720 ILCS 600/1 et seq.).”

SECTION 4: That in all other respects, Chapter 62, Article II of the Sterling City Code shall remain in full force and effect as previously adopted and/or amended.

SECTION 5: That Chapter 22 of the Sterling City Code, as amended, be further amended by the addition of a new Article VIII – “Cannabis Business Establishments”, to read as follows:

ARTICLE VIII. – CANNABIS BUSINESS ESTABLISHMENTS

Sec. 22-241. – Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

“Cannabis” means marijuana, hashish, and other substances that are identified as including any parts of the plat Cannabis sativa and including derivatives or subspecies, such as indicia, of all strains of cannabis, whether growing or not; the seeds thereof, the resin extracted from any part of the plant; and any compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds, or resin, including tetrahydrocannabinol (THC) and all other naturally produced cannabinol derivatives, whether produced directly or indirectly by extraction; however, “cannabis” does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted from it), fiber, oil or cake, or the sterilized seed of the plant that is incapable of germination. “Cannabis” does not include industrial hemp as defined and authorized under the Industrial Hemp Act. “Cannabis” also means concentrate and cannabis-infused products.

Cannabis Business Establishment is as defined in Chapter 102, Article I, Section 102-115(B).

Sec. 22-242. – License Required.

(a) It is unlawful to transfer, distribute, process, sell or offer for sale in the city any cannabis without first having a license issued by the city pursuant to this article, or otherwise in violation of the terms of such license.

(b) An application for a license for the transfer, distribution, process or sale of cannabis within the city shall be made to the city clerk in writing, on the form or forms as prepared by the city, and shall be signed by the applicant or a duly authorized agent thereof. The application shall be accompanied by the applicable license fee as provided in section 22-243 and shall contain the following minimum information:
(1) The name, age and address of the applicant. In the case of a partnership, corporation, limited liability or other business, the date of its formation, the objects for which it was formed, and the names and addresses of its officers, directors, members, partners or other persons authorized to act for and on behalf of the business.

(2) The location and description of the premises or place of business to be operated under such license.

(3) A statement whether the applicant has made any applications for a similar license other than described in the application, and the disposition of such application.

(4) A statement that the applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this article, the laws of the state or the ordinances of the city.

(5) Whether a previous license by any state, or subdivision thereof, or by the federal government has been revoked, and the reasons therefor.

(6) A statement that the applicant will not violate any state or federal law or city ordinance in the conduct of his place of business.

(c) No license shall be issued unless the applicant has applied for and received a license from the state for the sale, transfer, distribution or process of cannabis as provided in the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.) and that the requirements of this section have been satisfied.

(d) No license shall be issued unless the premises on which the transfer, distribution, process or sale of cannabis is proposed to occur complies in all respects with the applicable zoning ordinances for the city.

(e) A violation of this section shall be punishable by a fine of not less than $100.00 nor more than $750.00 for each occurrence. Each day that a violation of this section continues shall constitute a separate punishable offense.

Sec. 22-243. – License classifications and fees.

Licenses for the transfer, distribution, process or sale of cannabis within the city shall be divided into the following classes:
(a) Craft grower license:

(1) A craft grower license shall entitle the licensee to operate as a craft grower, as such term is defined in chapter 102, article I, section 102-115(B).

(2) The initial fee for the issuance of a craft grower license shall be $5,000.00. The license fee for the annual renewal of said license shall be $1,000.00.

(3) There shall be issued not more than three (3) craft grower licenses within the city at any given time.

(b) Cultivation center license:

(1) A cultivation center license shall entitle the licensee to operate as a cultivation center, as such term is defined in chapter 102, article I, section 102-115(B).

(2) The initial fee for the issuance of a cultivation center license shall be $7,500.00. The license fee for the annual renewal of said license shall be $1,000.00.

(3) There shall be issued not more than three cultivation center licenses within the city at any given time.

(c) Dispensing organization license:

(1) A dispensing organization license shall entitle the licensee to operate as a dispensing organization, as such term is defined in chapter 102, article I, section 102-115(B).

(2) The initial fee for the issuance of a dispensing organization license shall be $5,000.00. The license fee for the annual renewal of said license shall be $1,000.00.

(3) There shall be issued not more than three dispensing organization licenses within the city at any given time. Notwithstanding the foregoing, as part of the city’s pilot program for introducing dispensing organizations, there shall be only one (1) dispensing organization license issued in the city to run for an introductory period beginning on January 1, 2020 and ending on April 30, 2021.

(d) Processing organization license:
(1) A processing organization license shall entitle the licensee to operate as a processing organization, as such term is defined in chapter 102, article I, section 102-115(B).

(2) The initial fee for the issuance of a processing organization license shall be $2,500.00. The license fee for the annual renewal of said license shall be $1,000.00.

(3) There shall be issued not more than three (3) processing organization licenses within the city at any given time.

(e) Transporting organization license:

(1) A transporting organization license shall entitle the licensee to operate as a transporting organization, as such term is defined in chapter 102, article I, section 102-115(B).

(2) The initial fee for the issuance of a transporting organization license shall be $2,500.00. The license fee for the annual renewal of said license shall be $1,000.00.

(3) There shall be issued not more than three (3) transporting organization licenses within the city at any given time.

The city clerk shall keep or cause to be kept a complete record of all licenses issued under this article. No license shall be transferable by the licensee to any other person, firm or corporation. The fee to be paid for any license issued pursuant to this article shall be prorated based upon the period of time remaining on the term of the license.

Sec. 22-244. – License renewal.

Any licensee may renew his, her or its license at the expiration of the term of said license by submitting an application for renewal to the city and by paying the applicable license fee. No license may be renewed unless the licensee and the licensed premises are in full compliance with the requirements of this article.

Sec. 22-245. – License termination; revocation.

(a) Every license issued under this article shall be valid from the date of its issuance to the following May 1 of each year. Notwithstanding the foregoing, all licenses issued pursuant to this article between the dates of January 1, 2020 and April 30, 2020 shall expire on April 30, 2021.

(b) If a license is not used by the licensee within a period of three months (90 days) days from the date of its issuance, the license is subject to revocation in the sole discretion of the mayor. Provided that for those licenses issued by the City, for an effective time period of January 1,
2020 through December 31, 2020, a licensee may have a time period of six months (180 days).

(c) The mayor may suspend or revoke any license issued under this article for any one of the following reasons:

(1) violation of the laws of the United States, the laws of this state or any of the ordinances of the city where such violations relate to the operation of a licensed premises;

(2) knowingly permitting any violation of this article or any disorderly practices upon the premises;

(3) the willful making of any false statement as to a material fact in the application for the license;

(4) revocation of the licensee’s state license or permit issued pursuant to the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.);

(5) the sale of cannabis to any person under twenty-one (21) years of age; or

(6) failure to pay a fine or costs imposed by this article within twenty-one (21) days of notice of such costs.

Sec. 22-246. – Use of premises after revocation.

When any license issued pursuant to this article has been revoked for any cause, no license shall be granted to such licensee authorizing the transfer, distribution, process or sale of cannabis in the premises described in such revoked license for a period of six (6) months thereafter.

Sec. 22-247. – Dispensing organization hours of operation; on-premises consumption prohibited.

(a) Cannabis may be sold, delivered, transferred, distributed or given away upon or about any premises holding a dispensing organization license only between the hours of 8:00 a.m. and 10:00 p.m.

(b) All persons are prohibited from smoking, inhaling or consuming cannabis in any other manner while on premise at any cannabis business establishment.

(c) Nothing in this section shall prohibit licensees, their agents, employees or independent contractors hired by the licensee to render services to the licensee from being upon or within the licensed premises for the purpose of cleaning, redecorating or repairing the
licensed premises during hours when otherwise prohibited, but provided that no sale, delivery, transfer, distribution, giving away or consumption of any cannabis shall occur upon the licensed premises during prohibited hours.

Sec. 22-248. – Restrictions regarding persons under the age of 21.

(a) It is unlawful for any person to sell, deliver, transfer, distribute or give away cannabis to any person under the age of twenty-one (21) years.

(b) It is unlawful for any person under the age of twenty-one (21) years, or for any person to permit or allow a person under the age of twenty-one (21) years, to enter or remain inside a premises holding a dispensing organization license. The licensee of the dispensing organization shall post a sign at all entrances to the business stating that no person under the age of twenty-one (21) years may enter or remain inside the premises.

Sec. 22-249. – Responsibility for agents and employees.

Every act or omission of whatsoever nature, constituting a violation of any of the provisions of this article by any officer, director, manager or other agent or employee of any licensee shall be deemed and held to be the act of such licensee; and such licensee shall be punishable in the same manner as if such act or omission had been done or omitted by the licensee personally.

Sec. 22-250. – Penalty.

Any violation of this article, unless more specifically provided for herein, shall be punishable by a fine of not less than $100.00 nor more than $750.00 for each occurrence. Repeated violations by any licensee may, in the sole discretion of the mayor, result in the revocation of the license issued pursuant to this article.”

SECTION 6: That in all other respects, Chapter 22 of the Sterling City Code shall remain in full force and effect as previously adopted and/or amended.

SECTION 7: That Chapter 62 of the Sterling City Code, as amended, shall be further amended to include the addition of a new Article IV – “Recreational Cannabis”, to read as follows:

“ARTICLE IV. – RECREATIONAL CANNABIS

Sec. 62-65. – Restrictions on personal use of cannabis.

(a) No person, regardless of age, may possess, use or consume cannabis in such a manner as to constitute a violation of section 10-35 of the Cannabis Regulation and Tax Act (410 ILCS 705/1-1 et. seq.).

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(b) It is a violation of this section for any person to undertake any task under the influence of cannabis when doing so would constitute negligence, professional malpractice, or professional misconduct.

(c) It is a violation of this section for any person to possess cannabis:

(1) in a school bus, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act;

(2) on the grounds of any preschool or primary or secondary school, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act;

(3) in any correctional facility;

(4) in a vehicle not open to the public unless the cannabis is in a reasonably secured, sealed container and reasonably inaccessible while the vehicle is moving; or

(5) in a private residence that is used at any time to provide licensed child care or other similar social service care on the premises.

(d) It is a violation of this section for any person to use cannabis:

(1) in a school bus, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act;

(2) on the grounds of any preschool or primary or secondary school, unless permitted for a qualifying patient or caregiver pursuant to the Compassionate Use of Medical Cannabis Pilot Program Act;

(3) in any correctional facility;

(4) in any motor vehicle;

(5) in a private residence that is used at any time to provide licensed child care or other similar social service care on the premises;

(6) in any public place; or

(7) knowingly in close physical proximity to anyone under twenty-one (21) years of age who is not a registered medical cannabis patient under the Compassionate Use of Medical Cannabis Pilot Program Act.
(e) No person may smoke cannabis in any place where smoking is prohibited under the Smoke Free Illinois Act.

For purposes of this section, a “public place” shall mean any place where a person could reasonably be expected to be observed by others. “Public place” includes all parts of buildings owned in whole or in part, or leased, by the State or a unit of local government. “Public place” does not include a private residence unless the private residence is used to provide licensed child care, foster care, or similar social service care on the premises.

Sec. 62-66. – Persons under twenty-one (21) years of age.

(a) It is unlawful for any person under twenty-one (21) years of age, or to allow a person under twenty-one (21) years of age to purchase, possess, use, process, transport, grow or consume cannabis except where authorized by the Compassionate Use of Medical Cannabis Pilot Program Act or by the Community College Cannabis Vocational Pilot Program.

(b) It is unlawful for any parent or guardian to knowingly permit his or her residence, any other private property under his or her control, or any vehicle, conveyance, or watercraft under his or her control to be used by an invitee of the parent’s child or the guardian’s ward, if the invitee is under the age of twenty-one (21), in a manner that constitutes a violation of this section.

(c) No person under the age of twenty-one (21) shall present or offer to a cannabis business establishment or the cannabis business establishment’s principal or employee any written or oral evidence of age that is false, fraudulent, or not actually the person’s own, for the purpose of:

1. purchasing, attempting to purchase, or otherwise obtaining or attempting to obtain cannabis or any cannabis product; or

2. gaining access to a cannabis business establishment.

Sec. 62-67. – Private businesses.

Nothing in this article shall prevent a private business from restricting or prohibiting the use of cannabis on its property, including areas where motor vehicles are parked.

Sec. 62-68. – Home cultivation.

Cultivating cannabis for personal use is subject to the following limitations:

(a) An Illinois resident 21 years of age or older who is a registered qualifying patient under the Compassionate Use of Medical Cannabis Pilot Program Act may cultivate cannabis plants, with a limit of five (5) plants that are more than five inches (5”) tall, per household without a cultivation center or craft grower license. In this section,
“resident” means a person who has been domiciled in the State of Illinois for a period of thirty (30) days before cultivation.

(b) Cannabis cultivation must take place in an enclosed, locked space.

(c) Adult registered qualifying patients may purchase cannabis seeds from a dispensary for the purpose of home cultivation. Seeds may not be given or sold to any other person.

(d) Cannabis plants shall not be stored or placed in a location where they are subject to ordinary public view, as defined in this Act. A registered qualifying patient who cultivates cannabis under this Section shall take reasonable precautions to ensure the plants are secure from unauthorized access, including unauthorized access by a person under twenty-one (21) years of age.

(e) Cannabis cultivation may occur only on residential property lawfully in possession of the cultivator or with the consent of the person in lawful possession of the property. An owner or lessor of residential property may prohibit the cultivation of cannabis by a lessee.

(f) A dwelling, residence, apartment, condominium unit, enclosed, locked space, or piece of property not divided into multiple dwelling units shall not contain more than five (5) plants at any one time.

(g) Cannabis plants may only be tended by registered qualifying patients who reside at the residence, or their authorized agent attending to the residence for brief periods, such as when the qualifying patient is temporarily away from the residence.

(h) A registered qualifying patient who cultivates more than the allowable number of cannabis plants, or who sells or gives away cannabis plants, cannabis, or cannabis-infused products produced under this section, is liable for penalties as provided by law, including the Cannabis Control Act, in addition to loss of home cultivation privileges.

Sec. 62-69. – Penalty.

A violation of this article is punishable by a fine of not less than one hundred dollars ($100.00) nor more than seven hundred fifty dollars ($750.00) for each separate offense.”

SECTION 8: That in all other respects, Chapter 62 of the Sterling City Code shall remain in full effect as previously adopted and/or amended.

SECTION 9: The foregoing amendments shall take effect beginning on and after January 1, 2020.
SECTION 10: The provisions and sections of this Ordinance shall be deemed to be separable and the invalidity of any portion of this ordinance shall not affect the validity of the remainder.

SECTION 11: The City Clerk is directed to publish this Ordinance in pamphlet form.

SECTION 12: This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law.

Passed by the Mayor and the City Council of the City of Sterling on the _____ day of ______________________, 2019.

___________________________________
Mayor

ATTEST:

__________________________________
City Clerk

AYE                                      NAY
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