

Zoning Board of Appeals of the City of Chicago (“ZBA”)
Cannabis Zone District Lottery Rules Amendment No. 1
Issued Pursuant to 17-14-303-F of the Chicago Zoning Ordinance

1. On October 28, 2019, the chairman of the ZBA issued rules governing the November 15, 2019 cannabis zone district lottery (the “Lottery Rules”). Such Lottery Rules are attached hereto as Exhibit A.
2. On March 20, 2020, in response to the COVID-19 public health emergency, the Governor of the State of Illinois (“Governor”) issued State of Illinois Executive Order 2020-10 in which all in-person public gatherings were limited to no more than 10 people.
3. Due to the COVID-19 public health emergency, the ZBA postponed its March 20, 2020 meeting until May 15, 2020. Thus, for three months, all new business before the ZBA – including adult use cannabis dispensaries special use applications – stopped.
4. Due to the COVID-19 public health emergency, there was great uncertainty among applicants for cannabis business establishment special uses (including adult use cannabis dispensaries) as to how to fulfill the community meeting requirement of Section 17-13-0905-G of the Chicago Zoning Ordinance. To alleviate this uncertainty and to ensure that cannabis business establishment special uses applications continued to be filed with the ZBA, the ZBA issued a supplemental rule for cannabis business establishments on June 26, 2020.
5. Due to the foregoing delays caused by the COVID-19 public health emergency, I am therefore extending the date set forth in Paragraph 4 of the Lottery Rules from November 15, 2020 until March 31, 2021.



Timothy Knudsen, ZBA Chairman
Date: October 29, 2020.

EXHIBIT A

Zoning Board of Appeals of the City of Chicago (“ZBA”)

Cannabis Zone District Lottery Rules

Issued Pursuant to Section 17-14-0303-F of the Chicago Zoning Ordinance


1. By 4:30 p.m. on November 8, 2019, a medical cannabis dispensary operator wishing to enter the lottery for an adult cannabis dispensary special use must provide the Department of Planning and Development (“DPD”) with: (a) a copy of its current medical cannabis dispensary license issued by the State of Illinois for the Chicago-Naperville-Elgin BLS region, and (b) the enclosed completed Disclosure and Waiver. An operator with more than one license may enter the lottery up to as many times as it holds separate licenses.

2. Prior to the November 15, 2019, ZBA meeting, the ZBA Chairman shall draw operator names out of the lottery. Failure of an operator’s authorized representative who signed the Disclosure and Waiver to be present during the drawing shall result in the operator’s selection, if drawn by the Chairman, being null and void. Upon and in the order of selection, each operator’s authorized representative may choose one preferred cannabis zone district at the time the operator’s name is drawn, until each district has reached the maximum seven special uses. A lottery-selected operator may not sell, assign, trade, “swap” or otherwise transfer its lottery position within its chosen cannabis zone district.

3. A lottery-selected operator may apply to DPD for a zoning advisory opinion letter for as many locations as it chooses within its chosen cannabis zone district.

4. A lottery-selected operator may, at its convenience, subsequently apply for a special use for only one such location per lottery position, pursuant to the standard requirements of applications not being considered eligible for placement on a future ZBA agenda until deemed complete by ZBA staff. If a lottery-selected operator does not so apply to the ZBA by November 15, 2020, it will forever forgo its lottery position within its chosen cannabis zone district. If a lottery-selected operator wishes to enter a future

lottery, such operator must withdraw any pending adult cannabis dispensary special use application to the ZBA before being eligible to enter the future lottery only if such pending adult cannabis dispensary special use application is affiliated with the same current medical cannabis dispensary license, issued by the State of Illinois for the Chicago-Naperville-Elgin BLS region, as the operator intends to use as the basis to enter this future lottery.



Farzin Parang, ZBA Chairman
Date: October 28, 2019