

VILLAGE OF OREANA  
ORDINANCE NO. 2019-12-17-2

BE IT ORDAINED BY THE President and Board of Trustees of the VILLAGE OF OREANA, MACON COUNTY, ILLINOIS:

Section 1. That Title XI BUSINESS REGULATIONS, be and the same is hereby amended as follows:

**TITLE XI BUSINESS REGULATIONS**  
**Chapter 115 - Municipal Cannabis Business Establishments Prohibited**

**XI-§115.01. Definitions**

Unless the context otherwise requires, the words and phrases herein defined are used in this article in the sense given them in the following definitions:

**ADULT-USE CANNABIS BUSINESS ESTABLISHMENT:** A cultivation center, craft grower, processing organization, infuser organization, dispensing organization or transporting organization.

**ADULT-USE CANNABIS CRAFT GROWER:** A facility operated by an organization or business that is licensed by the Illinois 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, per the Cannabis Regulation and Tax Act (P. A. 101-0027), as it may be amended from time to time and regulations promulgated thereunder.

**ADULT-USE CANNABIS CULTIVATION CENTER:** A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to cultivate, process, transport and perform necessary activities to provide cannabis and cannabis-infused products to licensed cannabis business establishments, per the Cannabis Regulation and Tax Act, (P.A. 101-0027), as it may be amended from time to time, and regulations promulgated thereunder.

**ADULT-USE CANNABIS DISPENSING ORGANIZATION:** A facility operated by an organization or business that is licensed by the Illinois Department of Financial and Professional Regulation to acquire cannabis from licensed cannabis business establishments for the purpose of selling or dispensing cannabis, cannabis-infused products, cannabis seeds, paraphernalia or related supplies to purchasers or to qualified registered medical cannabis patients and caregivers, per the Cannabis Regulation and Tax Act, (P.A. 101-0027), as it may be amended from time to time, and regulations promulgated thereunder.

**ADULT-USE CANNABIS INFUSER ORGANIZATION:** A facility operated by an organization or business that is licensed by the Illinois Department of Agriculture to

directly incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis-infused product, per the Cannabis Regulation and Tax Act, (P.A. 101-0027), as it may be amended from time to time, and regulations promulgated thereunder.

**ADULT-USE CANNABIS PROCESSING ORGANIZATION OR PROCESSOR:** A facility operated by an organization or business that is licensed by the Illinois 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, per the Cannabis Regulation and Tax Act, (P.A. 101-0027), as it may be amended from time to time, and regulations promulgated thereunder.

**ADULT-USE CANNABIS TRANSPORTING ORGANIZATION OR TRANSPORTER:** An organization or business that is licensed by the Illinois 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, per the Cannabis Regulation and Tax Act, (P.A. 101-0027), as it may be amended from time to time, and regulations promulgated thereunder.

**PERSON:** Any person, firm, corporation, association, club, society or other organization, including any owner, manager, proprietor, employee, volunteer or agent.

**XI-§115.02 Cannabis Business Establishments Prohibited.** The following Adult-Use Cannabis Business Establishments are prohibited in the Village of Oreana, Illinois. No person shall locate, operate, own, suffer, allow to be operated or aide, abet or assist in the operation within the Village of Oreana any of the following:

- Adult-Use Cannabis Craft Grower
- Adult-Use Cannabis Cultivation Center
- Adult-Use Cannabis Dispensing Organization
- Adult-Use Cannabis Infuser Organization or Infuser
- Adult-Use Cannabis Processing Organization or Processor
- Adult-Use Cannabis Transporting Organization or Transporter

**XI-§115.03 Public Nuisance Declared.** Operation of any prohibited Cannabis Business Establishment within the Village of Oreana, Illinois in violation of the provisions of this Article is hereby declared a public nuisance and shall be abated pursuant to all available remedies.

**XI-§115.04 Violations.** Violations of this Article may be enforced in accordance with the provisions of Title I, Chapter 10, Rules of Construction General Penalty, Section 10.99 of this Code.

**XI-§115.05 Severability.** If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each

**unconstitutional or invalid provision or application of such provision, is severable, unless otherwise provided by this Ordinance.**

Section 2. That all ordinances and provisions of ordinances in conflict with the provisions hereof, to the extent of said conflict, be and the same are hereby repealed, otherwise to remain in full force and effect.

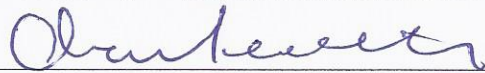
Section 3. That the Village Clerk be and she is hereby authorized and directed to cause said Chapter as to amended to be incorporated in said Village Code and to publish this ordinance as provided by law.

Section 4. That this Ordinance shall be effective upon its passage and publication as required by law.

Section 5. The Village Clerk shall cause to be published in pamphlet form a copy of this Ordinance and said publication shall constitute notice that the determination is effective and that this is the determination of this public body.

Julie F. Ballard, Trustee	AYE: <u>X</u>	NAY: _____	ABSTAIN _____	ABSENT _____
Jason Bruns, Trustee	AYE: <u>X</u>	NAY: _____	ABSTAIN _____	ABSENT _____
Dustin Guntle, Trustee	AYE: _____	NAY: <u>X</u>	ABSTAIN _____	ABSENT _____
Loren G. Hiser, Trustee	AYE: <u>X</u>	NAY: _____	ABSTAIN _____	ABSENT _____
Matthew Welch, Trustee	AYE: <u>X</u>	NAY: _____	ABSTAIN _____	ABSENT _____
Angela Ward, Trustee	AYE: _____	NAY: <u>X</u>	ABSTAIN _____	ABSENT _____
Aaron Keathley, President	AYE: _____	NAY: _____	ABSTAIN _____	ABSENT _____

Presented, passed approved and recorded this 17 day of December, 2019.

  
\_\_\_\_\_  
AARON KEATHLEY, President

ATTEST:

  
\_\_\_\_\_  
ANNE KIRBY, Village Clerk

VILLAGE SEAL



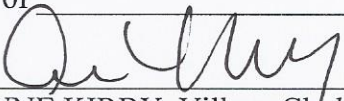
CERTIFICATE

I, the undersigned, do hereby certify that I am Village Clerk of the Village of Oreana, Illinois in the County of Macon and State of Illinois, and as such I am the keeper of the records and ordinances of said village.

I further certify that the above and foregoing is a true and correct copy of Ordinance No. 2019-12-17 the Village of Oreana, Illinois; that said ordinance was duly passed at a meeting of the Board of Trustees of the Village of Oreana, Illinois duly held on the 17 day of December, 2019 and now remains on file in my office.

I further certify that I have caused to be published by authority of the corporate authorities in pamphlet form a copy of this ordinance; said publication is available for public inspection at the Village Hall, and said ordinance is effective fifteen (15) days from the date of this certificate.

WITNESS my hand and seal this 17 day of December, 2019.

  
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ANNE KIRBY, Village Clerk