

RESOLUTION NO. 77-22

**A RESOLUTION CERTIFYING AN ADVISORY REFERENDUM
TO DETERMINE WHETHER THE VILLAGE OF CHATHAM, ILLINOIS SHALL ALLOW
ADULT-USE CANNABIS GROWERS, CULTIVATION CENTERS, PROCESSORS,
INFUSERS, OR TRANSPORTERS TO OPERATE IN THE VILLAGE**

WHEREAS, the Village of Chatham, Sangamon County, State of Illinois, (“Village”) is a duly organized and existing municipality created and operating under the provisions of the Illinois Municipal Code and laws of the State of Illinois; and,

WHEREAS, the State of Illinois enacted the Cannabis Regulation and Tax Act (Act), which pertains to the possession, use, cultivation, transportation and dispensing of adult-use cannabis, which became effective June 25, 2019; and

WHEREAS, pursuant to the Act, the Village may enact reasonable zoning ordinances or resolutions not in conflict with the Act, regulating cannabis business establishments, including rules adopted governing the time, place, manner and number of cannabis business establishments, including growers, cultivation centers, processors, infusers, and transporters, and minimum distance limitations between these establishments and locations the Village deems sensitive; and

WHEREAS, the Illinois Municipal Code (65 ILCS 5/3.1-40-60, 65 ILCS 5/3.1-45-5) allows, by vote of the majority members of the Village Board of Trustees, to authorize an advisory question of public policy to be placed on the ballot; and,

WHEREAS, the Illinois Election Code provides that any public question authorized by statute shall be initiated in accordance with 10 ILCS 5/28-5 and,

WHEREAS, the Mayor and the Village Board of Trustees find it to be in the best interests of the Village to put an advisory referendum question on the ballot regarding whether the Village should allow the operation of adult-use cannabis growers, cultivation centers, processors, infusers,

or transporters within the Village and that said question should be submitted by referendum to the Village of Chatham electorate at the April 4, 2023, consolidated election.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Village Board of Trustees, Sangamon County, Illinois, as follows:

SECTION 1: The preliminary paragraphs set forth above are incorporated herein as part of this Resolution.

SECTION 2: The following proposition shall be submitted to the voters of the Village of Chatham, Illinois at the April 4, 2023, consolidated election as an advisory referendum, the referendum in such election to be conducted and notice thereof given in the manner provided by general election law:

Should the Village of Chatham allow adult-use cannabis growers, cultivation centers, processors, infusers, or transporters to operate in the Village of Chatham?	YES
	NO

SECTION 3: The Village Clerk shall certify this Resolution and the proposition set forth herein to the Sangamon County Clerk no later than required by statute to ensure that this proposition is placed on the April 4, 2023, ballot.

SECTION 4: This Resolution shall be effective immediately upon its passage and approval.

SO RESOLVED this 27 day of December, 2022 at the Village of Chatham, Sangamon County, Illinois.

voice vote

	AYE	NAY	ABSTAIN	ABSENT
KRISTEN CHIARO				
MEREDITH FERGUSON				
JOHN FLETCHER				
BRETT GERGER				
TIM NICE				
CARL TRY				
DAVE KIMSEY				
TOTAL				

APPROVED by the President of the Village of Chatham, Illinois this 27 day of December, 2022.



Dave Kimsey, Village President

Attest:



Dan Holden, Village Clerk