

VILLAGE OF FOREST VIEW

ORDINANCE NO. 25-05

**AN ORDINANCE AMENDING TITLE 3
OF THE FOREST VIEW MUNICIPAL CODE
BY ADDING A NEW CHAPTER 27, “THC PRODUCTS”**

**PASSED AND APPROVED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF FOREST VIEW,
COOK COUNTY, ILLINOIS, this 11th
DAY OF MARCH, 2025.**

**Published in pamphlet form
by authority of the President
and Board of Trustees of the
Village of Forest View, Cook
County, Illinois, this 11th day
of March, 2025.**

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OF THE FOREST VIEW MUNICIPAL CODE
BY ADDING A NEW CHAPTER 27, “THC PRODUCTS”

BE IT ORDAINED by the President and Board of Trustees of the Village of Forest View, Illinois as follows:

SECTION 1: Amendment. Title 3 of the Forest View Municipal Code is hereby amended by adding the following Chapter 27, “THC Products”:

CHAPTER 27: THC PRODUCTS:

Sec. 3-27-1 - Definitions.

For the purposes of this Chapter, the following words and phrases have the meanings respectively ascribed to them:

Illicit THC Products mean any product, material, compound, isomer, acid, salt, mixture, or preparation:

- A. used or intended for human consumption;
- B. that is not made, manufactured, sold, given away, bartered, exchanged, distributed, furnished, marketed, advertised, or otherwise held out for sale by cannabis business establishments duly licensed under the Compassionate Use of Medical Cannabis Program Act (410 ILCS 130/1, et seq.) or the Cannabis Regulation and Tax Act (410 ILCS 705/1-1, et seq.); and
- C. that contains: (1) any amount of Synthesized Tetrahydrocannabinol (THC) of any kind, inclusive of acid forms, regardless of name, and including but not limited to THC-O, Delta-8 THC, and Delta-10 THC, (2) a Total Delta-9 THC Content concentration level in excess of 0.3% on a dry weight basis, (3) a Total Delta-9 THC Content in excess of 0.5 milligrams per labeled serving or individual unit or 2.5 milligrams per package regardless of the number of labeled servings or individual units therein, or (4) Kratom, as that term is defined in Section 5(a) of the Illinois Kratom Control Act, 720

ILCS 642/5(a), as may be amended.

Synthesized THC means tetrahydrocannabinol synthesized in a laboratory or by industry using directed or biosynthetic chemistry rather than traditional food preparation techniques such as heating or extracting.

Total Delta-9 THC Content is the value determined after the process of decarboxylation, or the application of a conversion factor if the testing methodology does not include decarboxylation, that expressed the potential Total Delta-9 THC Content derived from the sum of the THC and THCA content and reported on a dry weight basis, to be calculated either by using a chromatograph technique using heat, such as gas chromatography, through which THCA is converted from its acid form to its neutral form, or by using a liquid chromatograph technique, which keeps the THCA intact, and using the following conversion: [Total THC=(0.877 x THCA) + THC] which calculates the potential total THC in a given sample.”

Sec. 3-27-2 - Sales Prohibited.

It is unlawful to sell, deliver, or distribute any Illicit THC Product.

Sec. 3-27-3 - Possession by Minors Prohibited.

It is unlawful for any person under the age of 21 years to possess or use any Illicit THC Product.

Sec. 3-27-4 - Penalty.

Any person, firm, or corporation that violates any provision of this Chapter will be fined in an amount of not less than \$150.00 nor more than \$1,000.00, plus costs, for the first offense of this Chapter within a 12-month period, not less than \$250.00 nor more than \$1,500.00, plus costs, for the second offense within a 12- month period, and not less than \$500 nor more than \$2,500.00, plus costs, for the third and each subsequent offense within a 12-month period.

SECTION 2. Home Rule. This ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the Village of Forest View that to the extent the terms of this ordinance should be inconsistent with any non-preemptive state law, this ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 3. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication as provided by law.

PASSED BY THE FOLLOWING ROLL CALL VOTE this 11th day of March, 2025.

AYES: Trustees Sudkamp, Liska, Grossi, Hubacek, Ramirez

NAYS: None

ABSENT: Trustee Nevarez

APPROVED this 11th day of March, 2025.

Nancy L. Miller
Village President

ATTEST:

Laura D. McGuffey
Village Clerk