



City of Chicago



O2015-4709

Office of the City Clerk

Document Tracking Sheet

Meeting Date:	6/17/2015
Sponsor(s):	Moreno (1)
Type:	Ordinance
Title:	Amendment of Municipal Code Titles 7 and 10 concerning placing of litter baskets on public way
Committee(s) Assignment:	Committee on Finance

FINANCE

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Sections 7-28-200 and 7-28-210 of the Municipal Code of Chicago are hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

7-28-200 Definitions.

For the purposes of this chapter the following words and terms shall be understood as having the following meanings:

(Omitted text is unaffected by this ordinance)

~~“Litter basket” means any container suitable for the storage and collection of litter on the public way or private parking lot properties~~ has the meaning ascribed to the term in Section 10-28-010 of this Code.

(Omitted text is unaffected by this ordinance)

7-28-210 Refuse containers.

(Omitted text is unaffected by this ordinance)

(d) *Litter basket.* The placing or installation of litter baskets on the public way shall be subject to sections 10-28-010, 10-28-015 and 10-28-017 of this Code.

SECTION 2. Chapter 10-28 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

10-28-010 Permission required.

(a) For purposes of Sections 10-28-010 through ~~40-28-020~~ 10-28-017, the following definitions apply:

(Omitted text is unaffected by this ordinance)

“Public Way Use Permit” or “Permit” means a permit issued for use of the public way.

“Litter basket” means a semi-permanent container constructed of impervious material in accordance with a design and specifications approved by the city, and placed or installed on the public way pursuant to a public way use permit for temporarily storing refuse to enhance neighborhood beautification. The term “litter basket” does not include any refuse container provided in accordance with or required under Article II of Chapter 7-28 of this Code, including, but not limited to, standard refuse containers, commercial refuse containers, refuse compactors, and grease containers.

(Omitted text is unaffected by this ordinance)

10-28-015 Public way use permits – Application and issuance.

(Omitted text is unaffected by this ordinance)

(g) It shall be the duty of every permittee issued a permit for a litter basket on the public way to cause to be removed at his own cost all refuse in the litter basket. The removal shall be at such frequency to prevent the overflow and accumulation of refuse outside of the litter basket and shall be in accordance with the provisions of this Code. Any person violating this subsection is subject to a fine of not less than \$50.00 nor more than \$250.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense.

10-28-017 Public way use permit – Fees.

(Omitted text is unaffected by this ordinance)

(b) For all other public way uses not specified in subsection (a), the fees shall be as follows:

Type of Public Use	Annual Fee
---------------------------	-------------------

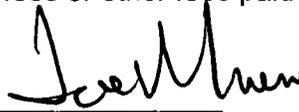
(Omitted text is unaffected by this ordinance)

(7) security camera, bicycle rack, landscaping and its associated structures, portable smoking management receptacle, <u>or litter basket placed by a special service area provider or an authorized city agent with funds derived from special service area tax revenue.</u>	No fee
---	--------

(Omitted text is unaffected by this ordinance)

(c) A \$50.00 application fee shall be charged for any application for a public way use permit for which no public way use fee is charged pursuant to this section.

SECTION 3. This ordinance shall take effect upon passage and approval. This ordinance does not authorize the refund of permit fees or other fees paid to the city before the effective date of this ordinance.



Proco Joe Moreno
Alderman, 1st Ward

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Sections 7-28-200 and 7-28-210 of the Municipal Code of Chicago are hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

7-28-200 Definitions.

For the purposes of this chapter the following words and terms shall be understood as having the following meanings:

(Omitted text is unaffected by this ordinance)

"Litter basket" ~~means any container suitable for the storage and collection of litter on the public way or private parking lot properties~~ has the meaning ascribed to the term in Section 10-28-010 of this Code.

(Omitted text is unaffected by this ordinance)

7-28-210 Refuse containers.

(Omitted text is unaffected by this ordinance)

(d) *Litter basket.* The placing or installation of litter baskets on the public way shall be subject to sections 10-28-010, 10-28-015 and 10-28-017 of this Code.

SECTION 2. Chapter 10-28 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

10-28-010 Permission required.

(a) For purposes of Sections 10-28-010 through ~~40-28-020~~ 10-28-017, the following definitions apply:

(Omitted text is unaffected by this ordinance)

"Public Way Use Permit" or "Permit" means a permit issued for use of the public way.

"Litter basket" means a semi-permanent container constructed of impervious material in accordance with a design and specifications approved by the city, and placed or installed on the public way pursuant to a public way use permit for temporarily storing refuse to enhance neighborhood beautification. The term "litter basket" does not include any refuse container provided in accordance with or required under Article II of Chapter 7-28 of this Code, including, but not limited to, standard refuse containers, commercial refuse containers, refuse compactors, and grease containers.

(Omitted text is unaffected by this ordinance)

10-28-015 Public way use permits – Application and issuance.

(Omitted text is unaffected by this ordinance)

(g) It shall be the duty of every permittee issued a permit for a litter basket on the public way to cause to be removed at his own cost all refuse in the litter basket. The removal shall be at such frequency to prevent the overflow and accumulation of refuse outside of the litter basket and shall be in accordance with the provisions of this Code. Any person violating this subsection is subject to a fine of not less than \$50.00 nor more than \$250.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense.

10-28-017 Public way use permit – Fees.

(Omitted text is unaffected by this ordinance)

(b) For all other public way uses not specified in subsection (a), the fees shall be as follows:

Type of Public Use	Annual Fee
---------------------------	-------------------

(Omitted text is unaffected by this ordinance)

(7) security camera, bicycle rack, landscaping and its associated structures, portable smoking management receptacle, <u>or litter basket placed by a special service area provider or an authorized city agent with funds derived from special service area tax revenue.</u>	No fee
---	--------

(Omitted text is unaffected by this ordinance)

(c) A \$50.00 application fee shall be charged for any application for a public way use permit for which no public way use fee is charged pursuant to this section.

SECTION 3. This ordinance shall take effect upon passage and approval. This ordinance does not authorize the refund of permit fees or other fees paid to the city before the effective date of this ordinance.



Proco Joe Moreno
Alderman, 1st Ward