



Office of the Chicago City  
Clerk



O2011-8065

Office of the City Clerk

City Council Document Tracking Sheet

**Meeting Date:** 10/5/2011

**Sponsor(s):** Burnett, Walter (27)  
Waguespack, Scott (32)  
Pawar, Ameya (47)

**Type:** Ordinance

**Title:** Amendment of Section 10-8-335 of Municipal Code to regulate license and permit fee waivers for outdoor special events

**Committee(s) Assignment:** Committee on Special Events, Cultural Affairs and Recreation

**ORDINANCE**

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

**SECTION 1.** Section 10-8-335 of the Municipal Code of Chicago is hereby amended by inserting the language underscored as follows

**10-8-335 Outdoor special events.**

(a) As used in this section unless the context requires otherwise

(1) "Special event" means a planned temporary aggregation of attractions, including public entertainment, food and beverage service facilities, sales of souvenirs or other merchandise, or similar attractions, that is (i) conducted on the public way, or (ii) conducted primarily outdoors on property open to the public other than the public way and which

(A) Includes activities that require the issuance of a city temporary food establishment license or a special event liquor license; or

(B) Requires special city services, including but not limited to any of the following street closures, provisions of barricades, garbage cans, stages or special no parking signs, special electrical services, or special police protection

"Special event" does not include a parade or athletic event for which a permit is required under section 10-8-330, a neighborhood block party at which no food, beverages or merchandise is sold, or a citywide festival conducted pursuant to an intergovernmental agreement authorized by ordinance

(2) "Department" means the department of cultural affairs and special events

(3) "Sponsor of the event" means the entity who is conducting the special event or in whose name or for whose support the proposed special event will be presented

(b) No person shall conduct a special event unless the sponsor of the event obtains a special event permit from the department of cultural affairs and special events

*(Omitted text is unaffected by this ordinance )*

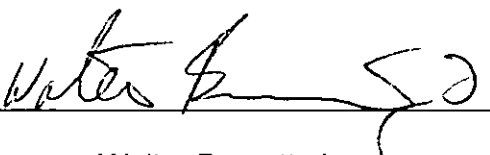
(t) Any action of the department in denying or revoking a permit under this article shall be subject to judicial review as provided by law

(u) No permit or license requirements or fees imposed under this section or

any other provision of this code shall be waived for any activity associated with a special event unless the sponsor certifies to the commissioner of cultural events that the total gross revenues generated from the special event are not anticipated by the sponsor to exceed \$75,000, and that the sponsor agrees to pay the penalty required by this subsection (u) if the sponsor cannot demonstrate that the revenues generated by the special event were \$50,000 or less as required by this subsection. Any sponsor making a certification under this subsection (u) must provide the commissioner, within 20 days after the special event has ended, proof of the amount of gross revenues generated by the special event. If the sponsor does not demonstrate within the 20-day period following the special event that the gross revenues from the special event did not exceed \$50,000, the sponsor shall be liable to the city for a penalty in the amount of 150% of the all of the permit and license fees that would have been payable had those fees not been waived. No member of the city council or other municipal officer shall introduce, and no committee of the city council shall consider or recommend, any ordinance that is contrary in any way to the limitations of this section. As used in this subsection (u), "gross receipts" include but are not limited to all revenues from admissions charges or solicited donations, and food, drink and merchandise sales.

(u) (v) The commissioner of cultural affairs and special events, after consultation with other appropriate departments, shall have the authority to promulgate such rules and regulations that he determines are necessary or desirable for the implementation of this section. The rules and regulations need not be published in a newspaper, but shall be made available for inspection by the public at no charge.

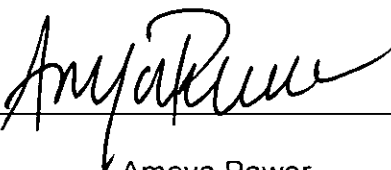
**SECTION 2.** This ordinance takes effect 30 days after its passage and publication.



Walter Burnett, Jr  
Alderman, 27<sup>th</sup> Ward



Scott Waguespack  
Alderman, 32<sup>nd</sup> Ward



Ameya Pawar  
Alderman, 47<sup>th</sup> Ward

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