



Office of the City Clerk



O2013-2556

Office of the City Clerk

City Council Document Tracking Sheet

Meeting Date:

4/10/2013

Sponsor(s):

Lane, Lona (18)
Mitts, Emma (37)
Hairston, Leslie A. (5)
Sawyer, Roderick T. (6)
Holmes, Natasha (7)
Harris, Michelle A. (8)
Pope, John (10)
Balcer, James (11)
Burke, Edward M. (14)
Foulkes, Toni (15)
Thomas, Latasha R. (17)
O'Shea, Matthew J. (19)
Brookins, Howard (21)
Munoz, Ricardo (22)
Zalewski, Michael R. (23)
Chandler, Michael D. (24)
Solis, Daniel (25)
Burnett, Walter (27)
Ervin, Jason C. (28)
Graham, Deborah L. (29)
Austin, Carrie M. (34)
Colón, Rey (35)
Sposato, Nicholas (36)
Cullerton, Timothy M. (38)
O'Connor, Mary (41)
Reilly, Brendan (42)
Smith, Michele (43)
Tunney, Thomas (44)
Arena, John (45)
Cappleman, James (46)
Pawar, Ameya (47)
Osterman, Harry (48)
Silverstein, Debra L. (50)

Type:

Ordinance

Title:

Amendment of Sections 3-42-070, 4-64-240 and 4-64-331 of
Municipal Code regarding retail licenses and underage
tobacco violators

Committee(s) Assignment:

Committee on License and Consumer Protection

ORDINANCE

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

SECTION 1. Section 3-42-070 of the Municipal Code of Chicago is hereby amended by deleting the language stricken and inserting the language underscored, as follows:

3-42-070 ~~Reserved~~—Penalty for violations of subsection 3-42-020(d), subsection 3-42-060(a), Section 3-42-080, and subsection 3-42-100(a).

In addition to any other penalty provided by law, two or more violations within a two-year period of subsection 3-42-020(d), subsection 3-42-060(a), Section 3-42-080, or subsection 3-42-100(a) shall subject the violator to license suspension or revocation as provided in subsection 4-64-240(a) of this Code.

SECTION 2. Section 4-64-240 of the Municipal Code of Chicago is hereby amended by deleting the language stricken and inserting the language underscored, as follows:

4-64-240 Suspension, and revocation, ~~and nonrenewal~~ of licenses.

(a) ~~Knowing or repeated~~ Two or more violations within a two-year period of any provision of Sections 4-64-100, 4-64-101, 4-64-180, 4-64-181, 4-64-190, 4-64-200, ~~4-64-205, 4-64-210, or 4-64-220, or of any of the sections and subsections listed in Section 3-42-070 of this Code, by a licensee shall be grounds for license revocation, or suspension, ~~or nonrenewal of such license in addition to any other penalty provided by law.~~ For purposes of this section, “license” includes any and all licenses issued by any officer, department, or agency of the City of Chicago required for retail or other business operations at the location at which the offense occurred, and includes but is not limited to retail tobacco licenses.~~

(Omitted text is not affected by this ordinance)

SECTION 3. Section 4-64-331 of the Municipal Code of Chicago is hereby amended by deleting the language stricken and inserting the language underscored, as follows:

4-64-331 Underage tobacco violations – Civil penalty.

(Omitted text is not affected by this ordinance)

(c) Any person who ~~commits an underage tobacco violation under~~ violates Section 4-64-190 shall be liable for a civil penalty of \$1,000.00 for the first violation; and for a civil penalty of \$2,000.00 for the second and each subsequent violations within two years; ~~and the~~

person's retail tobacco license shall be revoked for the third offense within two years following the first violation. A person who commits any other underage tobacco violation shall be liable for a civil penalty of \$200.00.

(Omitted text is not affected by this ordinance)

SECTION 4. This ordinance shall take effect ten days after passage and publication.

[Handwritten signatures and names with associated numbers, arranged in two columns. The right column includes the name 'Lona Lane' and the title 'Alderman, 18th Ward'. A vertical signature 'Alfred J. Graham' is written between the columns. A vertical signature 'Carrie Austin' is written on the far right.]

[Left Column Signatures and Numbers:]
37th
38th
-23
41
42
45
47
8th
5th
25th
24th

[Right Column Signatures and Numbers:]
27th
35
Alderman, 18th Ward
James a Balcer II
John A. Pope 10th
Huckleberry
James Appleman 46
48
7th
(6)
22
14
36th
Oth (3)

[Vertical Signatures:]
Alfred J. Graham
Carrie Austin