



City of Chicago



O2015-5387

Office of the City Clerk

Document Tracking Sheet

Meeting Date: 7/29/2015

Sponsor(s): Solis (25)

Type: Ordinance

Title: Amendment of Municipal Code Chapter 4 concerning licensing application and adding new Article VI entitled Industrial Private Event Venue and amending Chapters 13 and 17

Committee(s) Assignment: Committee on Zoning, Landmarks and Building Standards

Zone

ORDINANCE

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

SECTION 1. Section 4-4-060 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

4-4-060 License – Application and renewal – Inspection or investigation.

(Omitted text is unaffected by this ordinance)

(c) Except for licenses issued pursuant to Chapter 4-60 or Articles III, V or VI of Chapter 4-156 of this Code: The license review process shall be completed within 90 days after the license application is filed. If the license review process is not completed within 90 days after the license application is filed, the license application fee shall be forfeited to the city and a new application and filing fee submitted to the department after expiration of such 90-day period, unless the delay in completing the license review process was caused by the city or is solely due to failure to complete building inspections.

(Omitted text is unaffected by this ordinance)

SECTION 2. Section 4-5-010 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

4-5-010 Establishment of license fees.

(Omitted text is unaffected by this ordinance)

(6) Public places of amusement (4-156)

Public place of amusement license

The fee for each public place of amusement license shall be graded according to the licensed establishment's occupancy capacity in accordance with the following schedule:

<u>Maximum Capacity</u>	<u>Occupancy</u>	Fee
1 – 350		\$770.00
351 – 500		\$1,000.00
501 – 750		\$1,650.00
751 – 1000		\$2,200.00
1,001 – 2,000		\$3,300.00
2,001 – 3,000		\$4,400.00
3,001 – 4,000		\$6,600.00
over 4,000		\$13,200.00

When computing the capacity occupancy of a public place of amusement, other than a performing arts venue, the total occupancy of all rooms or other occupancy areas of the premises of the business operating the amusement shall be calculated.

Performing Arts Venue

0 – 499 person <u>capacity occupancy</u>	\$110.00
500 plus person <u>capacity occupancy</u>	\$2.00/person

(Omitted text is unaffected by this ordinance)

(21)	Indoor special event (4-156):	\$100.00/day
	Class A license	\$6,000.00
	Class B license	\$100.00/day

(Omitted text is unaffected by this ordinance)

(36) Industrial Private Event Venue- (4-156)

<u>maximum occupancy of the area</u>	<u>Fee</u>
<u>licensed for industrial venue events</u>	
1- 350	\$770.00
351 - 500	\$1,000.00
501 - 750	\$1,650.00
751 - 1000	\$2,200.00
1,001 - 2,000	\$3,300.00
2,001 - 3,000	\$4,400.00
3,001 - 4,000	\$6,600.00
over 4,000	\$13,200.00

SECTION 3. Chapter 4-60 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and adding the language underscored, as follows:

4-60-070 Issuance authority – Special licenses.

(a) A city retailer's license for the sale of alcoholic liquor shall be issued by the local liquor control commissioner, subject to the provisions of an act entitled "An Act relating to alcoholic liquor", approved January 31, 1934, as amended, and subject to the provisions of this chapter and Chapter 4-4 relating to licenses in general not inconsistent with the law relating to alcoholic liquor. ~~The local liquor control commissioner shall also have the authority to issue a special event liquor license. A special event liquor license may be issued by the local liquor control commissioner for a period of time not to exceed 11 days; provided, however, that if a special event liquor license is issued in conjunction with a Class A indoor special event license issued under Chapter 4-156, the local liquor control commissioner may issue such special event liquor license for a period of time not to exceed 30 days. Such license may be issued only after the mayor has designated an event as a special event. Notwithstanding any provision of this chapter, the fee for a special event liquor license shall be as set forth in Section 4-5-010. The alderman of the ward in which the event is located shall be notified five days prior to issuance of the special event license.~~

(Omitted text is unaffected by this ordinance)

(c) (1) The local liquor control commissioner shall have the authority to issue a special event liquor license.

(2) The local liquor control commissioner may approve a special event retailer's license issued to a not-for-profit by the State of Illinois for a period of time not to exceed 11 days.

(3) The local liquor control commissioner may approve a special event use permit issued to a for-profit entity by the State of Illinois for an outdoor event authorizing the sale and

consumption of alcoholic liquor for a period not to exceed 11 days; provided that the mayor has designated an event as a special event.

(4) Notwithstanding any other provision of this chapter, the fee for a special event liquor license shall be as set forth in Section 4-5-010.

(5) The alderman of the ward in which the event is located shall be notified five days prior to issuance of the special event license.

(Omitted text is unaffected by this ordinance)

4-60-130 Hours of operation.

(Omitted text is unaffected by this ordinance)

(l) Notwithstanding any other provision of this chapter, no person who holds an industrial private event venue license pursuant to chapter 4-156 and is licensed to sell alcoholic liquor for consumption on the premises as an incidental activity shall:

(1) serve, sell or permit the sale of alcoholic liquor:

(i) other than during an industrial venue event, as that term is defined in section 4-156-800;

(ii) except in those areas of the building designated in the approved site plan licensed for industrial venue events;

(iii) after 12:01 a.m. on Monday through Friday, or after 2:00 a.m. on Saturday or Sunday; or

(iv) before 4 p.m. on Monday through Friday; before 7:00 a.m. on Saturday; or before 10 a.m. on Sunday.

(2) be eligible for a late-hour privilege.

(m) Notwithstanding any other provision of this chapter, no person who holds a caterer's liquor license pursuant to chapter 4-156 and who sells or serves alcoholic liquor as part of its service at an industrial venue event, as that term is defined in section 4-156-800, shall serve, sell or permit the sale of alcoholic liquor:

(1) other than during an industrial venue event;

(2) except in those areas of the building designated in the approved site plan licensed for industrial venue events;

(3) after 12:01 a.m. on Monday through Friday, or after 2:00 a.m. on Saturday or Sunday; or

(4) before 4 p.m. on Monday through Friday; before 7:00 a.m. on Saturday; or before 10 a.m. on Sunday.

SECTION 4. Article I of Chapter 4-156 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

4-156-010 Definitions.

For purposes of this chapter:

(Omitted text is unaffected by this ordinance)

“Maximum capacity,” for the sole purposes of the exemption and lower rate provided in section 4-156-020, means the number of persons that an auditorium, theater or other space may accommodate as determined by the building commissioner pursuant to Chapter 13-36 of this Code or by any other appropriate government official; provided, however, that “maximum capacity” shall not exceed the maximum number of tickets or admissions that may be made available for sale to a performance as stated in any binding written agreement relating to that performance. If the number of tickets or admissions actually sold to a performance exceeds the legally permissible limit, for purposes of determining the applicable tax, “maximum capacity” shall mean such greater number.

(Omitted text is unaffected by this ordinance)

SECTION 5. Article III of Chapter 4-156 of the Municipal Code of Chicago are hereby amended by inserting the language underscored and by deleting the language struck through, as follows:

4-156-305 License – Exceptions.

No public place of amusement license shall be required, if the only amusement to be produced, presented, or conducted is one or more of the following:

(Omitted text is unaffected by this ordinance)

(h) paid television programming; ~~or~~

(Omitted text is unaffected by this ordinance)

(j) an indoor special event licensed under Article IV ~~of this Chapter 4-156 of this Code;~~
or-

(k) a industrial venue event conducted at an establishment licensed as an industrial private event venue under Article VI.

For purposes of this section, when determining whether a venue has ~~a capacity~~ an occupancy of more than 100 persons, the total occupancy of all rooms or other occupancy areas of the premises of the business operating the amusement shall be calculated

SECTION 6. Article IV of Chapter 4-156 of the Municipal Code of Chicago is hereby amended by deleting sections 4-156-550 and 4-156-560, by deleting the language stricken through and by inserting the language underscored, as follows:

4-156-530 Definitions.

Whenever the following words and phrases are used in ~~this Article IV of this chapter,~~ they shall have the following meanings ~~ascribed to them in this section:~~

(Omitted text is unaffected by this ordinance)

~~“Manufacturing district” means (1) any district designated as a manufacturing district under the Chicago Zoning Ordinance; (2) any planned manufacturing district as defined in Section 16-8-030 (b); and (3) any industrial corridor as defined in the Chicago Zoning Ordinance.~~

"Not-for-profit corporation" means any not-for-profit organization which (1) has been registered with the State of Illinois as a not-for-profit corporation for at least three years before application is made for a license under this chapter; and (2) qualifies for tax exempt status under Section 501(c)(3) or 501(c)(4) of the United States Internal Revenue Code of 1986, as now or hereafter amended.

"Sponsor of the event" or "sponsor" means any ~~person who~~ not-for-profit corporation which organizes or conducts an indoor special event, or who is primarily responsible for arranging to obtain the space or subsidiary services which participating vendors or exhibitors may require for the event, or in whose name or for whose support the proposed event will be held.

~~"Temporary" means (1) no more than 45 days within any 12-month period, not to exceed 90 days in any license period, if the licensee holds a Class A license issued under Article IV of this chapter; and (2) no more than six events, not to exceed three consecutive days, within any 12-month period if the licensee holds a Class B license issued under Article IV of this chapter.~~

4-156-540 License – Required – Limitation on duration of event.

~~(a) Unless specifically exempted in Section 4-156-305 or subsection (f) of Section 4-156-300, it shall be unlawful for the owner, lessee or manager of any establishment located in a manufacturing district to produce, present, conduct or host an indoor special event at the establishment without first having obtained a Class A or Class B an indoor special event license issued under this Article chapter, unless the owner, lessee or manager of the establishment has obtained a public place of amusement license issued under Chapter 4-156. No person shall sponsor an indoor special event at any establishment located in a manufacturing district if the owner, lessee or manager of the establishment is required to obtain an indoor special event license under this chapter but has failed to do so.~~

The license issued under this Article authorizes: (1) the temporary production, presentation or conduct of indoor special events at establishments; and (2) the temporary indoor or outdoor sale at retail of alcoholic liquor for consumption on the premises at the licensed location, incidental to the hosting of an indoor special event at the establishment, if a special event liquor license issued under Section 4-60-070 is obtained. The dates of operation for any establishment shall be limited to six events, not to exceed three consecutive days, within any 12-month period.

(b) No license under this Article shall be required if: (1) the establishment where the indoor special event is held or conducted is a church, temple, synagogue or other place of worship, or school which has been inspected pursuant to Section 13-20-020 within the 12-month period preceding the production, presentation or conduct of any amusement; (2) the sponsor of the event is affiliated with that church, temple, synagogue or other place of worship, or school; and (3) all required food, liquor and other licenses and permits have been obtained.

~~Unless specifically exempted in Section 4-156-305 or subsection (f) of Section 4-156-300, it shall be unlawful for any person to sponsor an indoor special event at an establishment located outside of a manufacturing district without first having obtained a Class B indoor special event license issued under this chapter, unless the owner, lessee or manager of the establishment has obtained a public place of amusement license issued under Chapter 4-156. No owner, lessee or manager of any establishment located outside of a manufacturing district shall host an indoor special event at the establishment if the sponsor of the event is required to obtain an indoor special event license under this chapter but has failed to do so.~~

(c) A license under this Article IV of this chapter shall be in addition to any other licenses and permits required by law, including, but not limited to, an outdoor special event permit issued under Section 10-8-335.

(d) ~~Dates of operation under a Class A license as set forth in Section 4-156-550 shall be limited to 45 days within any 12-month period, not to exceed 90 days in any license period. Dates of operation under a Class B license as set forth in Section 4-156-550 shall be limited to six events, not to exceed three consecutive days, within any 12-month period. Any person who violates this subsection shall be subject to a fine of up to \$10,000 for each offense. Each day that a violation continues shall constitute a separate and distinct offense to which a separate fine shall apply.~~

~~4-156-550 License classifications.~~

~~Indoor special event licenses shall be divided into classifications, as follows:~~

~~Class A license: This license authorizes the temporary production, presentation or conduct, for gain or profit, of indoor special events at establishments located in manufacturing districts. For purposes of this Class A license, the term "temporary" means no more than 45 days within any 12-month period, not to exceed 90 days in any license period.~~

~~If alcoholic liquor is to be sold or otherwise provided at the event, the appropriate liquor license under Chapter 4-60 of this Code must be obtained. If food is to be sold or otherwise provided at the event, the licensee must hold a valid retail food establishment license issued under Chapter 4-8 of this Code, or the licensee must arrange for food service by a caterer holding a valid retail food establishment license issued under Chapter 4-8 of this Code~~

~~Class B license: This per-event license authorizes (1) the temporary production, presentation or conduct, for gain or profit, of indoor special events at establishments; and (2) the temporary indoor or outdoor sale at retail of alcoholic liquor for consumption on the premises at the licensed location, incidental to the presentation of amusements by the licensee, if a special event liquor license issued under Section 4-60-070 is obtained. For purposes of this Class B license, the term "temporary" means no more than six events, not to exceed three consecutive days, within any 12-month period.~~

~~If food is to be sold or otherwise provided at the event, the establishment hosting the indoor special event must hold a valid retail food establishment license issued under Chapter 4-8 of this Code, or the licensee must arrange for food service by a caterer holding a valid retail food establishment license issued under Chapter 4-8 of this Code.~~

~~4-156-560 Issuance of Class A license — Prohibited when.~~

~~No Class A license shall be issued under Article IV of this chapter unless all of the following requirements are met:~~

~~(a) the applicant is at least 21 years of age;~~

~~(b) the applicant does not have and is not required to obtain a public place of amusement license issued under Chapter 4-156;~~

~~(c) the applicant has not had any of the following licenses or permits issued under this Code revoked for cause at any time during the last four years: (i) a public place of amusement license issued under Chapter 4-156; or (ii) an indoor special event license issued~~

under Article IV of this chapter; or (iii) a manufacturing indoor special event venue license issued under Chapter 4-60; or (iv) an outdoor special event permit issued under Section 10-8-335;

(d) the establishment is located in a manufacturing district as defined in Section 4-156-530;

(e) the gross floor area of the establishment is at least 75,000 square feet or, if the gross floor area of the establishment is less than 75,000 square feet, the minimum lot size on which the establishment is located is at least 2 acres;

(f) during the three-year period immediately preceding, the establishment (1) has not been vacant at any time; (2) has been continuously owned or leased by the same person; and (3) has been actively, exclusively and continuously engaged in a business unrelated to the production, presentation or conduct of any amusement other than an amusement authorized under Section 4-60-077 (now repealed) or Article IV of this chapter; and

(g) the department of buildings and the fire department have inspected the establishment at least once during the 12-month period preceding and have determined that the establishment complies with all applicable life safety requirements of this Code necessary to ensuring the safety of places of public assembly.

For any applicant other than a natural person, the above requirements shall apply to every principal officer and to any person owning, directly or indirectly, 25 percent or more of the interest in the applicant.

4-156-570 Issuance of Class B license – Prohibited when.

No Class B license shall be issued under this Article IV of this chapter unless all of the following requirements are met:

(a) the applicant is at least 21 years of age;

(b) reserved the establishment hosting the indoor special event does not have and is not required to obtain a public place of amusement license issued under Chapter 4-156;

(c) the establishment hosting the indoor special event has not had any of the following licenses or permits issued under this Code revoked for cause at any time during the last four years: (i) a public place of amusement license issued under Chapter 4-156; ~~or~~ (ii) an indoor special event license issued under this Article IV of this chapter; ~~or~~ (iii) a manufacturing indoor special event venue licensed liquor license issued under Chapter 4-60; ~~or~~ (iv) an outdoor special event permit issued under Section 10-8-335; or (v) an industrial private event venue license.

(d) if alcoholic liquor is to be sold or otherwise provided at the event, (1) the applicant has obtained a special event liquor license issued approved under Section 4-60-070; and (2) the applicant has not had any liquor license issued under this Code revoked for cause at any time;

(e) if food is to be sold or otherwise provided at the event, the establishment hosting the indoor special event holds a valid retail food establishment license issued under Chapter 4-8 of this Code, or the applicant has made arrangements for food service by a caterer holding a valid retail food establishment license issued under Chapter 4-8 of this Code;

(f) the sponsor of the event is a not-for-profit corporation as defined in Section 4-156-530;

(g) the establishment has not exceeded the limitation set forth in this Article subsection (d) of Section 4-156-540 on the number of events which can be held at the establishment within any 12-month period;

(Omitted text is unaffected by this ordinance)

4-156-580 License – Term.

~~Each Class A license issued under Article IV of this chapter shall expire on the date indicated on the face of the license. Each Class B~~ Each license issued under this Article IV of this chapter shall be valid only on the date or dates, and at the location, specified on the license.

4-156-590 License – Posting – Transferability – Notice of changes.

~~Every license issued pursuant to this Article IV of this chapter shall be posted in a conspicuous place on the licensed premises. No transfer of ownership shall be allowed on any license issued under this Article IV of this chapter. It is a condition of the license that information in the application be kept current. Any change in required information shall be reported to the commissioner without delay.~~

4-156-600 License – Application – Deadline.

(a) An application for an indoor special event license shall be made to the commissioner, on a form supplied by the department. ~~For a Class B license, The~~ application must be made at least 60 days before the event is held.

(b) In addition to the requirements in Section 4-4-050, an application for a license under this Article shall be accompanied by the following:

- (a) ~~If the applicant is an individual:~~
 - (1) ~~the applicant's full name, residence address, residence telephone number, business address and business telephone number;~~
 - (2) ~~proof that the applicant is at least 21 years of age;~~

- (b) ~~If the applicant is a corporation:~~
 - (1) ~~the corporate name, address and telephone number of the applicant's principal office or place of business;~~
 - (2) ~~the date and state of incorporation;~~
 - (3) ~~the name, residence address and residence telephone number of all principal officers and of any person owning, directly or indirectly, 25 percent or more of the interest in the applicant;~~
 - (4) ~~proof that all corporate officers are at least 21 years of age;~~

- (c) ~~If the applicant is a partnership or a limited liability company:~~
 - (1) ~~the name, address and telephone number of the applicant's principal office or place of business;~~
 - (2) ~~the name, residence address and residence telephone number of all partners, if a general partnership; of all general partners, if a limited partnership; of all managing members, if a limited liability company; and of any person owning, directly or indirectly, 25~~

~~percent or more of the interest in the applicant; proof that all partners or managing members are at least 21 years of age;~~

~~(1 d) the name, address and telephone number of the person authorized by the applicant to accept all notices of violation and of license suspension or revocation and closure orders, as required by Section 4-156-640(a)(1);~~

~~(2 e) the name, address and telephone number of the person authorized by the applicant to schedule all required inspections of the establishment;~~

~~(3 f) a certificate of insurance, as required by this Article Section 4-156-620;~~

~~(4 g) an indemnification agreement, as required by this Article Section 4-156-630;~~

~~(5 h) if available, the establishment's certificate of occupancy and all other applicable certificates required by Chapter 13-36;~~

~~(6 i) exit diagrams, as required by Section 4-156-640(a)(2) this Article and floor plans for the events;~~

~~(7 j) proof of adequate off-street parking, as required by Section 17-10-0207-V of the Chicago Zoning Ordinance;~~

~~(8 k) the license fee;~~

~~(l) if application is being made for a Class A license, an affidavit, in a form satisfactory to the commissioner, verifying that all of the requirements set forth in Section 4-156-560(f) have been met;~~

~~(9 m) if application is being made for a Class B license:~~

~~(A 1) a description of the event;~~

~~(B 2) the date, times and location of the event;~~

~~(C 3) the estimated attendance at the event;~~

~~(D 4) whether food or alcoholic liquor will be provided at the event;~~

~~(E 5) if alcoholic liquor is to be sold or otherwise provided at the event,~~

~~{A} proof that any required liquor license has been obtained or proof of application for the same; and {B} designation of (i) the specific site in the establishment where the applicant intends to sell alcoholic liquor; (ii) the location where the licensee will clean glasses and utensils used in the service of alcoholic liquor; and (iii) the areas where the amusements will be presented;~~

~~(F 6) if food is to be sold or otherwise provided at the event, proof that the establishment hosting the event holds a valid retail food establishment license issued under Chapter 4-8 of this Code or that the applicant has made arrangements for food service by a caterer holding a valid retail food establishment license issued under Chapter 4-8 of this Code;~~

~~(G 7) if applicable, the number, identity and license number of all food vendors, alcohol beverage vendors and itinerant merchants participating in the event;~~

~~(H 8) an affidavit attesting to the not-for-profit character of the sponsor signed by the sponsor's presiding officer and secretary; and~~

(10 n) any other information that the commissioner may reasonably require.

(c) An application for a renewal of a license shall be accompanied by any information that the commissioner may reasonably require.

(d) The commissioner shall deny an application for a an indoor special event license, or a renewal of a license, if the applicant fails to satisfy the requirements of this Article, IV of this chapter, and The commissioner may deny an application for a an indoor special event license, or a renewal of a license, if the issuance of such a license would tend to create a law enforcement problem, result in or add to an undue concentration of licenses, or have a deleterious impact on the health, safety or welfare of the community in which the licensed establishment is located.

4-156-640 Legal duties.

(a) A licensee and any person requiring a license under this Article IV of this chapter shall have the following duties:

(Omitted text is unaffected by this ordinance)

(b) Any vendor, exhibitor or itinerant merchant participating in an indoor special event shall have and post all licenses required by law.

~~For any applicant other than a natural person, the~~ The requirements set forth in this section shall apply to every principal officer of and to any person owning, directly or indirectly, ~~25 percent or more of the interest in the applicant.~~

~~(c) Not less than 30 business days prior to an event, the holder of a Class A license shall provide the following to the department:~~

- ~~(1) a description of the event;~~
- ~~(2) the date, times and location of the event;~~
- ~~(3) the estimated attendance at the event;~~
- ~~(4) whether food or alcoholic liquor will be provided at the event;~~
- ~~(5) a floor plan for the event if different from the plan submitted with the original license application;~~
- ~~(6) if alcoholic liquor is to be sold or otherwise provided at the event, (A) proof that any required liquor license has been obtained or proof of application for the same; and (B) designation of (i) the specific site in the establishment where the applicant intends to sell alcoholic liquor; (ii) the location where the licensee will clean glasses and utensils used in the service of alcoholic liquor; and (iii) the areas where the amusements will be presented;~~
- ~~(7) if food is to be sold or otherwise provided at the event, proof that the establishment hosting the event holds a valid retail food establishment license issued under Chapter 4-8 of this Code or that the applicant has made arrangements for food service by a caterer holding a valid retail food establishment license issued under Chapter 4-8 of this Code; and~~
- ~~(8) if applicable, the number, identity and license number of all food vendors, alcohol beverage vendors and itinerant merchants participating in the event.~~

4-156-650 Unlawful acts.

It shall be unlawful for any licensee or for any person requiring a license under this Article IV of this chapter, to do the following:

(a) To exceed the limitation ~~set forth in section 4-156-540(d)~~ on the number of events which can be held at the establishment within any 12-month period;

(b) To exceed the establishment's ~~maximum capacity as defined in Section 4-156-010~~ occupancy, as set forth on the posted occupancy placards;

(c) To conduct any activity at an event requiring adult use registration and certification under Chapter 16-16 of this Code;

(d) To sell alcoholic liquor after 12:00 midnight and before 12:00 noon;

(e) To sell alcoholic liquor or present amusements outside the sites designated on the license application ~~submitted pursuant to Section 4-156-600.~~

~~For any applicant other than a natural person, the~~ The prohibitions set forth in this section shall apply to every principal officer of ~~and to any person owning, directly or indirectly, 25 percent or more of the interest in the applicant.~~

4-156-660 License – Suspension – Revocation.

The commissioner may at any time suspend or revoke any indoor special event license issued under ~~this chapter~~ Article if the event is operating in violation of this Code or any other applicable law, or if such suspension or revocation is necessary to preserve the health or safety of the public. At the time of the suspension or revocation, notice of the suspension or revocation with the reasons therefor shall be mailed to or served upon the licensee or any person designated by the licensee pursuant to this Article ~~Section 4-156-640(a)(4)~~. Unless the license will expire by its own terms before a hearing can be reasonably scheduled, no such suspension or revocation shall take effect until the licensee has been given notice and an opportunity to be heard in accordance with rules and regulations promulgated by the department. If necessary to prevent an immediate threat to the health or safety of the public, the commissioner shall order the licensee to cease operation of the indoor special event pending the outcome of the hearing.

4-156-680 Regulations.

The commissioner shall have the authority to promulgate rules and regulations necessary to implement ~~the requirements of this Article IV of this chapter~~. Notice of any rules and regulations promulgated pursuant to this Article IV of this chapter shall be published, and such rules and regulations shall be kept on file in the office of the commissioner and made available to the public for inspection and copying during normal business hours.

4-156-700 Violation – Penalty.

Except as otherwise provided in this Article IV of this chapter, any person violating any of the requirements of ~~this chapter~~ Article shall be subject to a fine of not more than \$10,000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense to which a separate fine shall apply.

~~Unless specifically exempted under Section 4-156-305 or subsection (f) of Section 4-156-300, if the owner, lessee or manager of any establishment or the sponsor of an event or any other person produces, presents or conducts an indoor special event without obtaining a~~

~~license as required by this Article IV of this chapter, that person shall be deemed to have produced, presented or conducted an amusement within the meaning of Section 4-156-010 and, in addition to any penalties provided by this Article IV of this chapter, shall be fined pursuant to Section 4-156-300(a).~~

SECTION 7. Chapter 4-156 of the Municipal Code of Chicago is hereby amended by adding a new Article VI, Industrial Private Event Venue, Sections 4-156-800 through and including 4-256-950, as follows:

ARTICLE VI. INDUSTRIAL PRIVATE EVENT VENUE.

4-156-800 Definition.

As used in this Article, the following definitions apply:

(a) "Commissioner" means the commissioner of business affairs and consumer protection or the liquor commissioner, whichever is applicable.

(b) "Establishment" means any building or part of a building used or intended to be used to host a industrial venue event.

(c) "Fundraising event" means an indoor fundraising event held under circumstances where:

(1) the fundraising event:

(A) is a pre-arranged event held pursuant to a written contract, executed at least 24 hours in advance of the event, and meeting the requirements set forth in section 4-156-880(h);

(B) is sponsored by: (i) a not-for-profit organization for its own benefit or for the benefit of another not-for-profit organization, or (ii) an educational, fraternal, political, civic, or religious organization that has been in existence for at least three years prior to the event;

(C) is held in a room or other clearly delineated, separate physical space within the building for the exclusive use by persons invited to attend the event;

(D) is conducted in such a manner that the primary emphasis of the event is on the event itself or on its participants or beneficiaries and not on the consumption of alcohol or any entertainment provided; and

(E) does not include activities requiring adult use registration and certification under Chapter 16-16 of this Code; and

(2) the licensee can demonstrate with reasonable evidence that the net funds generated by the event have been remitted within 14 calendar days of the event by the sponsor to the stated beneficiary of the event, " Net funds" means the total amount of funds generated by the event, minus: (i) a reasonable rental fee charged by the licensee for the event space; (ii) any reasonable costs incurred by the licensee in connection with the provision of alcohol, food, decorations or security for the event provided directly by the licensee or through a licensed caterer paid by the licensee; and (iii) any other legitimate costs incurred by the licensee as set forth by the commissioner in rules and regulations.

A fundraising event may be open to a sponsor's walk-in guests, who did not register or pay in advance to attend the event, so long as the occupancy of the space where the fundraising event is being held does not exceed the occupancy posted on the occupancy placards.

(d) "Manufacturing district" means: (1) any district designated as a manufacturing district under the zoning ordinance; (2) any planned manufacturing district as defined in Section 16-8-030 (b); or (3) any industrial corridor as defined in the zoning ordinance.

(e) "Not-for-profit organization" means (1) any not-for-profit organization which has been in existence for at least three years prior to the fundraising event; (2) is registered in good standing with the State of Illinois as a not-for-profit corporation; and (3) qualifies for tax-exempt status under Section 501(c)(3) or 501(c)(4) of the United States Internal Revenue Code of 1986, as amended.

(f) "Industrial venue event" means a private event or a fundraising event held at an establishment that is licensed as an industrial private event venue under this Article.

(g) "Private event" means an indoor private party, such as a wedding reception, bar mitzvah, bat mitzvah, birthday party, anniversary party, company holiday party or other company event:

(1) which is a pre-arranged event held pursuant to a written contract, executed at least 24 hours in advance of the event, meeting the requirements set forth in section 4-156-880(h);

(2) where no cover charge, no door entry fee, no admission fee, no minimum purchase requirement, no membership fee or any form of donation or other fee or charge is imposed on, or collected from, attendees for the privilege of attending the event or for the privilege of entering the establishment or portion of the establishment where the event is being held;

(3) that is by invitation only;

(4) that is limited to a finite number of invitees;

(5) that is not open to the general public;

(6) where the primary emphasis of the private event is on the event itself or on its participants or beneficiaries and not on the consumption of alcohol or any entertainment provided; and

(7) that does not include activities requiring adult use registration and certification under chapter 16-16 of this code.

4-156-810 License Required.

(a) Unless specifically exempted, it shall be unlawful for the owner, lessee or manager of any establishment located in a manufacturing district to produce, present, conduct or host an industrial venue event without first having obtained an industrial private event venue license pursuant to this Article, unless the owner, lessee or manager has obtained a public place of amusement license.

The license issued under this Article authorizes: (1) the production, presentation or conduct of industrial venue events at establishments; (2) the production, presentation or conduct of amusements, including dancing, live or recorded music or other entertainment, but only in connection with an industrial venue event and in compliance with this Article; and (3) the temporary indoor sale at retail of alcoholic liquor for consumption on the premise incidental to conducting a industrial venue event at the establishment if the licensee was issued a consumption on the premises-incidental activity license under chapter 4-60.

(b) No license under this Article shall be required if: (1) the establishment where the industrial venue event is held or conducted is a church, temple, synagogue or other place of

worship, or school which has been inspected pursuant to Section 13-20-020 within the 12-month period preceding the production, presentation or conduct of any amusement; (2) the sponsor of the event is affiliated with that church, temple, synagogue or other place of worship, or school; and (3) all required food, liquor and other licenses and permits have been obtained.

(c) A license under this Article shall be in addition to any other licenses and permits required by law, including, but not limited to, an outdoor special event permit issued under Section 10-8-335.

(d) It shall be unlawful for any person to hold, host or sponsor an industrial venue event at an establishment in a manufacturing district if the owner, lessee or manager of the establishment is required to obtain a license under this Article but has failed to do so.

4-156-820 Issuance of license – Prohibited when.

No license shall be issued under this Article unless all of the following requirements are met:

(a) the applicant is at least 21 years of age;

(b) the applicant has not had any of the following licenses or permits revoked for cause at any time, unless, upon request of the applicant, the commissioner determines that the applicant has been sufficiently rehabilitated to warrant the public trust:

(i) a public place of amusement license issued under this chapter;

(ii) an indoor special event license issued under Article IV of this chapter;

(iii) a liquor license issued under Chapter 4-60;

(iv) an outdoor special event permit issued under Section 10-8-335; or

(v) a retail food establishment license issued under Chapter 4-8.

The burden of proof of sufficient rehabilitation shall be on the person seeking such rehabilitation;

(c) the applicant has not been convicted of a felony under any state or federal law within the ten years prior to the date of the application, unless upon the request of the applicant, the commissioner determines that the applicant has been sufficiently rehabilitated to warrant the public trust. The burden of proof of sufficient rehabilitation shall be on the person seeking such rehabilitation;

(d) the establishment is located in: (1) a manufacturing district; and (2) a building in lawful existence for no less than 50 years prior to the effective date of this section;

(e) the applicant has obtained all occupancy placards required for the establishment under section 13-84-410, and, in the case of a license renewal, has certified in writing that no modifications or alterations affecting the layout, floor plan, doorways, staircases, interior separations or other features of the establishment have been made that may affect occupancy limits; and

(f) the department of buildings and the fire department have inspected the establishment at least once during the 12-month period preceding and have determined that the establishment and building in which the establishment is located comply with all applicable life safety requirements of this code.

For any applicant other than a natural person, the above requirements shall apply to every principal officer and to any person owning, directly or indirectly, 25 percent or more of the interest in the applicant.

4-156-830 License – Application.

(a) In addition to the requirements in Section 4-4-050, an application for a license under this Article shall be accompanied by the following information:

(1) the name, address and telephone number of the person authorized by the applicant to accept all notices of violation and of license suspension or revocation and closure orders;

(2) the name, address and telephone number of the person authorized by the applicant to schedule all required inspections of the establishment;

(3) the certificate of insurance required by this Article;

(4) the indemnification agreement required by this Article;

(5) the certificate of occupancy and all other applicable certificates required by Chapter 13-36;

(6) a site plan that includes the location within the establishment where events will be held, the required exit diagrams, and floor plans for the events;

(7) proof of adequate off-street parking, as required by the zoning ordinance;

(8) the license fee;

(9) an affidavit, in a form satisfactory to the commissioner, verifying that all of the requirements have been met;

(10) an exterior safety plan in compliance with this Article;

(11) a statement as to whether the applicant has been convicted of a felony under any state or federal law within the ten years prior to the date of the application; and

(12) any other information that the commissioner may reasonably require.

(b) An application for a renewal of a license shall be accompanied by any information that the commissioner may reasonably require in rules and regulations.

4-156-840 Notice.

(a) Within five days after receiving payment of the license fee for an industrial private event venue license, the department shall cause a written notice to be sent to the alderman of the ward in which the premises described in the application is located.

(b) Within five days after receiving payment of the license fee, the applicant shall serve written notice by first class, registered or certified mail on all property owners within 500 feet of the location for which the license is sought. The measurement of such area shall be made from

the boundaries of the premises described in the application for which the license is sought to a radius of 500 feet away. The notice shall:

- (1) identify the license being sought and state the name of the applicant;
- (2) identify the address of the establishment for which the license is sought;
- (3) identify the date on which the license fee was paid; and
- (4) advise the recipient that any property owner within 500 feet of the location for

which the license is sought may file an objection with the commissioner no later than 35 days after the date the license fee was paid, requesting that the commissioner deny the application on the grounds that the license would have an adverse effect on: (i) the value of the property in the surrounding area; (ii) other commercial or industrial enterprises in the surrounding area; (iii) traffic flow or parking within the surrounding area; (iv) the character of the surrounding area because of the hours of operation or use; or (v) the health, safety or welfare of the occupants of the surrounding area. The objection shall include the objector's name, address, signature and set forth in writing the grounds for the objection.

Any objection filed pursuant to this subsection shall be delivered to the department no later than 35 days after the date on which the license fee was paid.

(c) Within five days after payment of the license fee, the applicant shall cause to be posted at the premises for which the license is sought, in a place clearly visible from the public way, a notice stating that an application has been made for an industrial private event venue license, the date the license fee was paid, the name of the applicant and the street number and location of the premises covered by the application. The notice shall also include the language required by subsection (b)(1) – (4) of this section.

(d) (1) The commissioner shall review the application materials, including any objections. The review period for the application shall be no less than 35 days and no more than 90 days after the date the license fee was paid.

(2) In addition to any other grounds for denial of a license application, the commissioner shall deny an application if the commissioner finds that:

(A) the approval of the application would give rise to any of the adverse effects set forth in subsection (b). When an application is denied under this subsection, the commissioner shall send a written notice to the applicant of the findings which are the basis of the denial and advise the applicant that the applicant may submit a plan of operation within 20 days of the notice. If the applicant submits a plan of operation within the 20-day period, the time for a final ruling on the application shall be extended until 35 days after the date the plan of operation was submitted. A plan of operation may include conditions upon the applicant's operation of the premises that are useful or necessary to mitigate the adverse effects, including but not limited to providing security personnel, restricted hours of operation, providing outdoor lighting, the display of signs, providing trash pickup services, or any other reasonable restrictions on business practices. It shall be a violation of this section if a licensee fails to comply with all requirements of the approved written plan of operation and shall subject the licensee to a fine pursuant to Section 4-156-950, or license suspension or revocation.

(B) within the two-year period prior to the date of the application, the premises identified in the application was identified in a prior application for a substantially similar business and the prior application was denied for a finding of an adverse effect on the surrounding area under this section or another similar provision; provided that the commissioner may approve an application if an applicant can prove by clear and convincing evidence that the issuance of the license will not have an adverse effect on the surrounding area. The

commissioner shall send a written notice to the applicant of the findings which are the basis of the denial under this subsection and advise the applicant that the applicant may submit evidence that the issuance of the license will not have an adverse effect on the surrounding area within 20 days of the notice. The evidence may include, but is not limited to:

(i) a petition with the written support of a majority of the property owners within a radius of 500 feet from the boundaries of the premises for which a license is sought;

(ii) a traffic study or traffic management plan which sets forth methods to mitigate any potential adverse effect on traffic flow or parking in the surrounding area; or

(iii) a plan of operation to mitigate any of the adverse effects on the surrounding area which the commissioner found was a basis for a denial pursuant to this section.

If the applicant submits evidence that the issuance of the license will not have an adverse effect on the surrounding area within the 20-day period, the time for a final ruling on the application shall be extended until 35 days after the date the evidence was submitted.

(e) This section shall not limit the authority of the city or a department or agency of the city to seek denial of an application on the basis of other applicable law.

4-156-850 Denial of a license.

In addition to any other grounds for denial of a license, the commissioner shall deny an application for a license or a renewal of a license if:

(a) The applicant or licensee, or the licensed premises, fails to satisfy the requirements of this Article;

(b) The issuance of such a license would tend to create a law enforcement problem, result in or add to an undue concentration of licenses, or have a deleterious impact on the health, safety or welfare of the community in which the licensed establishment is located;

(c) The commissioner finds that the approval of the application would give rise to any of the adverse effects set forth in section 4-156-840(b).

(d) The gross floor area of the establishment to be licensed is less than 15,000 square feet;

(e) The building in which the establishment is or will be located has been altered, modified, reconstructed, erected, or relocated in contravention of section 13-32-220.

4-156-860 License fee.

The license fee shall be as set forth in section 4-5-010.

4-156-870 Insurance – Required.

(a) Prior to the issuance of an industrial private event venue license, each applicant shall furnish a certificate of insurance, issued by an insurer authorized to insure in Illinois, evidencing commercial general liability insurance, with limits of not less than \$300,000.00 per occurrence for bodily injury and property damage arising in any way from the issuance of the license. Each policy of insurance required under this section shall include a provision requiring 10 days advance notice to the commissioner prior to cancellation or lapse of the policy, and shall name the city as additional insured.

(b) The insurance required under this section shall remain in full force and effect for the duration of the license period. The license shall be rendered void if at any time the insurance required by this section is not in force.

4-156-875 License – Posting – Transferability – Notice of changes.

(a) Every license issued pursuant to this Article shall be posted in a conspicuous place on the licensed premises.

(b) No transfer of ownership shall be allowed on any license issued under this Article.

(c) It is a condition of the license that information in the application be kept current. Any change in required information shall be reported to the commissioner without delay.

4-156-880 Legal duties.

A licensee shall have the following duties:

(a) to designate a person who shall be:

- (1) present at all times during the industrial venue event and be responsible for ensuring compliance with all applicable rules and regulations; and
- (2) responsible for accepting all notices of violation and of license suspension or revocation and closure orders;

(b) to post, in a conspicuous place, a site plan of the establishment, drawn to scale, where events will occur. At a minimum, the site plan shall include exit diagrams, all entrances to and exits from the establishment identifying all means of egress from the establishment, including the location of all available exits and, if applicable, all floor-by-floor corridors, stairways, evacuation routes, areas of rescue assistance and elevator lobbies. Each site plan shall measure not less than 11 inches in width by 17 inches in height, and shall be (i) made of durable material; (ii) illuminated; and (iii) substantially secured to a wall or partition;

(c) to post, in a conspicuous place, occupancy placards, reflecting the approved site and site plan for the establishment, in accordance with Section 13-84-410;

(d) to ensure that each vendor, exhibitor or itinerant merchant participating in the event has and posts all licenses required by law;

(e) to maintain sanitary conditions in any area where food for the event is prepared, served or stored, or where glasses or utensils used in the service of alcoholic liquor and other beverages are kept and cleaned;

(f) to provide and maintain in sanitary condition proper and sufficient toilet facilities, consisting of water closets or chemical closets equipped with a sink or hand-sanitizer-gel-dispensers, for use by persons attending the event;

(g) to develop and implement an exterior safety plan meeting the requirements of this subsection. Such plan must prevent the following conditions: (1) excessive noise caused by persons leaving or entering the industrial venue event; (2) loitering or littering by such persons; (3) fighting or other criminal activity by such persons; and (4) the congregation of arrival or departure of persons in such numbers as to unreasonably impede traffic flow.

The plan shall provide evidence satisfactory to the commissioner of: (i) the installation of adequate exterior lighting in accordance with rules prescribed by the commissioner; (ii) the installation and maintenance of surveillance cameras installed at each building exit utilized by persons attending the industrial venue event, which shall be employed and lighted in such a manner to identify persons entering or exiting the building at least one hour before, during, and one hour after the industrial venue event; and (iii) the employment of adequately trained security personnel in accordance with rules prescribed by the commissioner. Recordings from the surveillance cameras required under this subsection shall be maintained by the licensee for not less than 30 days.

The existence of any conditions set forth in items (1) through (4) of this subsection shall be prima facie evidence that the exterior safety plan has not been adequately maintained and implemented.

The licensee shall obtain all necessary permits, including a public way use permit if applicable; provided that, notwithstanding any other provision of the code to the contrary, no fee for a public way use permit will be imposed when the permit is for any camera installed pursuant to this subsection solely because the camera or its wiring is in any portion of the public way.

(h) to enter into a written contract, which shall be executed at least 24 hours in advance of the industrial venue event, with the sponsor of the event. Such contract, at a minimum, shall include the following information about the industrial venue event:

- (1) the licensee's license number;
- (2) if any other license or permit is required for the event, the applicable license or permit number;
- (3) the name and mobile phone number of the person designated by the licensee to be present at all times during the event;
- (4) the number of security personnel, if any, that will be present during the event and the name of the employer of such security personnel;
- (5) the respective responsibilities, functions, duties and rights of the parties to the contract required under this subsection.
- (6) the date, location, and hours of operation of the industrial venue event;
- (7) a provision notifying the sponsor of the event that:
 - (A) the sponsor's communications about the event to invitees, whether by printed invitation or by electronic or social media or other means, shall be limited to a finite number of people;
 - (B) on the day of the event, the maximum occupancy of the space where the event will be held shall not be exceeded under any circumstance; and
 - (C) the licensee's legal obligations under the Illinois Liquor Control Act or this code may require the licensee to cancel or alter the nature of the event if the sponsor fails to comply with the requirements in this Article.

(i) to maintain on file, for a period of at least three years after the date on which the industrial venue event is held, a copy of the contract required under subsection (h), and, on the day of the event, to keep a copy of the contract on site at the event; and

(j) to ensure that any vendor, exhibitor or itinerant merchant participating in an industrial venue event has, and posts, all licenses required by law.

4-156-890 Unlawful acts.

It shall be unlawful for any licensee to do the following at the licensed establishment:

(a) to exceed the establishment's occupancy, as indicated on the posted occupancy placards;

(b) to conduct, or permit the conduct of, any activity at a industrial venue event requiring adult use registration and certification under Chapter 16-16 of this Code;

(c) to permit any industrial venue event to be held before 4 p.m., on Monday through Friday, unless the industrial venue event is a luncheon or conference without entertainment,

(d) to permit any industrial venue event to be held before 7:00 a.m. on Saturday or 10:00 a.m. on Sunday;

(e) to permit any industrial venue event to be held or continue after 12:01 a.m. on Monday through Friday, or after 2:00 a.m. on Saturday or Sunday;

(f) to sell alcoholic liquor or present amusements outside any location approved in the site plan;

(g) to permit any patron, guest, invitee or attendee of any industrial venue event to bring into the establishment alcoholic liquor that was not purchased or otherwise obtained from the licensee or a licensed caterer retained to cater the event;

(h) to permit any patron, guest, invitee or attendee of any industrial venue event in any location of the building other than those locations designated in the approved site plan;
or

(i) to permit the retail sale of alcohol at the licensed premises:

(1) to any person other than a patron, guest, invitee or attendee of a industrial venue event; or

(2) at any time other than during an industrial venue event.

4-156-900 License – Suspension – Revocation.

The commissioner may at any time suspend or revoke any license issued under this Article in accordance with section 4-4-280 if the industrial venue event is being conducted in violation of this code, or any other applicable law, or if such suspension or revocation is necessary to preserve the health or safety of the public. At the time of the suspension or revocation, notice of the suspension or revocation with the reasons therefor shall be mailed to or served upon the licensee or any person designated by the licensee pursuant to Section 4-156-830(a)(1). Unless the license will expire by its own terms before a hearing can be reasonably scheduled, no such suspension or revocation shall take effect until the licensee has been given notice and an opportunity to be heard in accordance with rules and regulations promulgated by the department. If necessary to prevent an immediate threat to the health or safety of the public, the commissioner shall order the licensee to cease operation of the industrial venue event pending the outcome of the hearing.

4-156-910 Judicial review.

Any action of the commissioner in denying or revoking a license under this Article shall be subject to judicial review as provided by law.

4-156-920 Regulations.

The commissioner shall have the authority to promulgate rules and regulations necessary to implement this Article.

4-156-930 Joint and several liability for alcohol-related violations.

If alcoholic liquor is sold, stored, handled, prepared, transported or served at an industrial venue event by a caterer that holds or is required to hold a caterer's liquor license under Chapter 4-60, the licensee and caterer shall be jointly and severally liable for any violation of Chapter 4-60 of this code or the Illinois Liquor Control Act that occurs at such event.

4-156-940 License revocation – Waiting period for new license.

(a) No person whose industrial private event venue license is revoked for cause shall be granted an industrial private event venue license at the same or different location, or under the same or different name, for a period of four years from the date of revocation.

(b) If an industrial private event venue license is revoked for cause, no industrial private event venue license shall be granted to any person for an indoor private event at the location described in the revocation order for a period of one year from the date of revocation.

4-156-950 Violation – Penalty.

Except as otherwise provided in this Article, any person violating any of the requirements of this Article shall be subject to a fine of not more than \$10,000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense to which a separate fine shall apply.

SECTION 8. Chapter 13-32 of the Municipal Code of Chicago is hereby amended by adding a new section 13-32-220, as follows:

13-32-220 Industrial Private Event Venues Reserved.

(a) No building permit shall be issued for the alteration, construction, reconstruction, erection, demolition, relocation, or other work of a building in which an industrial private event venue license is located if such will increase the floor area of the building by more than 10% of the total amount of the floor area in the building on the effective date of this section; provided that in those instances where there is a conflict between any applicable provision of this code, the more restrictive provision shall apply.

(b) This section shall not apply to building permit applications for the alteration, construction, reconstruction, erection, demolition, relocation, or other work: (1) that is necessary to remedy conditions imminently dangerous to life, health or property, as determined in writing by the department of buildings, the board of health or the fire department; or (2) to any auxiliary building or structure, such as a garage.

SECTION 9. Section 13-56-070 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

13-56-070 Class C, assembly units.

Buildings, or parts thereof, designed or used for the assembly of persons for civic, political, educational, religious, social, recreational or other similar activities shall be classified as Class C, assembly units. Class C, assembly units shall include among others, the following:

(Omitted text is unaffected by this ordinance)

Gymnasium

Industrial Private Event Venue- only those areas of the building licensed to conduct an industrial venue event

Indoor special events- only those areas of the building licensed to conduct an indoor special event

Lecture halls

(Omitted text is unaffected by this ordinance)

SECTION 10. Section 17-3-0207 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

17-3-0207 Use Table and Standards.

USE GROUP		Zoning Districts					Use Standard	Parking Standard
Use Category		B1	B2	B3	C1	C2		
Specific Use Type								
P= permitted by-right S = special use approval required PD = planned development approval required - = Not allowed								

(Omitted text is unaffected by this ordinance)

BB. Entertainment and Spectator Sports								
1.	Indoor Special Event Class B (see Sec. 4-156-550(b)) including incidental liquor sales	P	P	P	P	P		
2.	Inter-Track Wagering Facility	-	-	-	S	S	§ 17-9-0110	§ 17-10-0207-P
3.	Small venues (1-149 capacity occupancy)	P	P	P	P	P		§ 17-10-0207-P
4.	Medium venues (150-999 capacity occupancy)	-	-	P	P	P		§ 17-10-0207-P
5.	Large venues (1,000+ capacity occupancy)	-	-	PD	PD	PD		§ 17-10-0207-P
6.	Banquet or Meeting Halls	-	-	P	P	P		§ 17-10-0207-P
7.	<u>Industrial Private Event Venue including incidental liquor sales</u>	=	=	=	=	=		

(Omitted text is unaffected by this ordinance)

SECTION 11. Section 17-4-0207 of the Municipal Code of Chicago is hereby amended by adding the language underscored and by deleting the language struck through, as follows:

17-4-0207 Use Table and Standards.

USE GROUP		Zoning Districts				Use Standard	Parking Standard
Use Category		DC	DX	DR	DS		
Specific Use Type							
P= permitted by-right S = special use approval required PD = planned development approval required - = Not allowed							

(Omitted text is unaffected by this ordinance)

BB. Entertainment and Spectator Sports (except as more specifically regulated)		P	P	-	P		
1.	Indoor Special Event Class A (see Sec. 4-156-550(a)) including incidental liquor sales	-	-	-	<u>P</u> -		
2.	Indoor Special Event Class B (see Sec. 4-156-550(b)) including incidental liquor sales	P	P	-	P		
3.	Inter-Track Wagering Facility	S	S	-	S	§ 17-9-0110	§ 17-10-0208

(Omitted text is unaffected by this ordinance)

SECTION 12. Section 17-5-0207 of the Municipal Code of Chicago is hereby amended by adding the language underscored and by deleting the language struck through, as follows:

17-5-0207 Use Table and Standards.

USE GROUP		District			Use Standard	Parking Standard
Use Category		M1	M2	M3		
Specific Use Type						
P= permitted by-right S = special use approval required PD = planned development approval required - = Not allowed						

(Omitted text is unaffected by this ordinance)

R. Entertainment and Spectator Sports						
1.	Indoor Special Event Class A or B (see Sec. 4-156-550) including incidental liquor sales	P	P	P		

2.	Inter-Track Wagering Facility	S	S	S	§ 17-9-0110	§ 17-10-0207-P
3.	<u>Industrial Private Event Venue including incidental liquor sales</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>§ 17-9-0130</u>	<u>§ 17-10-0207-P</u>

(Omitted text is unaffected by this ordinance)

SECTION 13. Section 17-6-0403-F of the Municipal Code of Chicago is hereby amended by adding the language underscored and by deleting the language struck through, as follows:

17-6-0403-F Use Table and Standards.

USE GROUP		PMD (Planned Manufacturing District)															Use Standard				
Use Category	No. 1		No. 2		No. 3	No. 4		No. 5	No. 6	No. 7		No. 8	No. 9	No. 10	No. 11			No. 12	No. 13	No. 14	No. 15
	Specific Use Type	A	B	A		B	A			B	A				B	A					
P = permitted by right S = special use approval req'd PD = planned development approval req'd - = not allowed																					

(Omitted text is unaffected by this ordinance)

R. Entertainment and Spectator Sports																						
1.	Small Venue	-	P	-	P	-	S	S	S	-	-	P	-	S	-	-	P	-	-	-	-	
2.	Medium Venue	-	-	-	-	-	-	-	S	-	-	P	-	P	-	-	P	-	-	-	-	
3.	Inter-Track Wagering Facility	S	S	S	S	S	S	S	S	-	S	S	S	S	-	S	S	-	-	-	-	§ 17-9-0110

4.	Industrial Private Event Venue including incidental liquor sales Indoor Special Event Class A (See Sec. 4-156-550) including incidental liquor sales	-	-	-	-	P	P	P	-	-	-	-	P	-	-	P	P	-	-	-	-	§17-9-0130
5.	Indoor Special Event Class B (See Sec. 4-156-550 (b)) including incidental liquor sales	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	

(Omitted text is unaffected by this ordinance)

SECTION 14. Chapter 17-9 of the Municipal Code of Chicago is hereby amended by adding a new section 17-9-0130, as follows:

17-9-0130 Industrial Private Event Venue.

(a) The parking requirements for an industrial private event venue located in a planned manufacturing district shall be the same as the parking requirements for an industrial private event venue located in a manufacturing district.

(b) An industrial private event venue is only permitted in a building that has been in lawful existence for no less than 50 years prior to the effective date of this section and the total floor area of the building has not been expanded by more than 10% of the building's total floor area in existence on the effective date of this section.

SECTION 15. Section 17-10-0101-C of the Municipal Code of Chicago is hereby amended by adding the language underscored and by deleting the language struck through, as follows:

17-10-0101-C Change of Use (Nonresidential).

1. Unless otherwise expressly stated, when the use of property changes, off-street parking and loading facilities must be provided to serve nonresidential uses only when the number of parking or loading spaces required for the new nonresidential use exceeds the number of spaces required for the use that most recently occupied the building, based on the minimum parking standards of this Zoning Ordinance. In other words, "credit" is given to the most recent use of the property for the number of parking spaces that would be required now; a new nonresidential use is not required to "make up" the existing deficit.

2. If the building in which the change of use occurs has been in lawful existence for 50 or more years, additional parking and loading facilities must be provided only when the number of parking or loading spaces required for the new nonresidential use exceed by 25% or more the number of spaces that would have been required for the use that most recently occupied the building based on the minimum parking standards of this Zoning Ordinance. In such cases, additional parking and loading spaces must be provided only in the amount by which the number of parking or loading spaces required for the new nonresidential use exceed 125% of the number of spaces that would have been required for the use that most recently occupied the building (based on existing parking ratios).

(3) Notwithstanding any other provision of the code to the contrary, no credit for required off-street parking or loading space shall be given to any building, or any part thereof, in which the change is to a use as an industrial private event venue.

SECTION 16. Chapter 17-17 of the Municipal Code of Chicago is hereby amended by adding sections 17-17-0270.8 and 17-7-0276.5, by adding the language underscored and by deleting the language struck through, as follows:

(Omitted text is unaffected by this ordinance)

17-17-0270.7 Apiary. Keeping or propagation of honeybee colonies for collection of honey or other bee products. Up to five (5) colonies may be kept as an accessory use to the primary activity on the site.

17-17-0270.8 Indoor Special Event. "Indoor special event" means any temporary amusement or planned temporary aggregation of attractions or amusements, including public entertainment, food and beverage facilities, or sales of souvenirs or other merchandise or similar attractions, that is: (1) conducted primarily indoors; and (2) conducted or held pursuant to a valid special events license issued pursuant to Article IV of Chapter 4-156.

17-17-0271 Incidental Sign. A sign that contains no commercial message and that is exclusively used to convey directions or other information for the convenience of the public. Included are signs designating restrooms, address numbers, hours of operation, entrances to buildings, help wanted, public telephone, etc. Also included are signs on private property designed to guide or direct pedestrians or vehicular traffic, such as "entrance" and "exit" signs.

(Omitted text is unaffected by this ordinance)

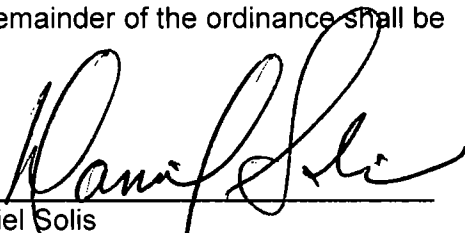
17-17-0276 Industrial Park. A planned, unified, campus-like development consisting primarily of manufacturing, industrial and warehousing uses.

17-17-0276.5 Industrial Private Event Venue. Industrial Private Event Venue means an establishment issued an industrial private event venue license under Article VI of Chapter 4-156 where an industrial venue event, such as fundraising event or a private event, is held in compliance with that Article. For purposes of this definition, the terms "fundraising event," "industrial venue event" and "private event" have the meaning ascribed to those terms in section 4-156-800.

17-17-0277 Interior Side Property Line. A side property line that does not abut a street or alley.

(Omitted text is unaffected by this ordinance)

SECTION 17. Section 4-156-950 in Section 7 of this ordinance shall take effect 10 days after the ordinance's passage and publication, and the remainder of the ordinance shall be effective upon its passage and approval.



Daniel Solis
Alderman, 25th Ward