



City of Chicago



O2013-6156

Office of the City Clerk

Document Tracking Sheet

Meeting Date:	9/11/2013
Sponsor(s):	Emanuel, Rahm (Mayor)
Type:	Ordinance
Title:	Amendment of Sections 11-4-120, 11-4-2510, 11-4-2540 and 17-17-0105-D of Municipal Code regarding biogas recovery
Committee(s) Assignment:	Committee on Health and Environmental Protection

Health



OFFICE OF THE MAYOR
CITY OF CHICAGO

RAHM EMANUEL
MAYOR

September 11, 2013

TO THE HONORABLE, THE CITY COUNCIL
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Commissioner of Health, I transmit herewith an ordinance amending Chapter 11-4 of the Municipal Code regarding biogas recovery.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

Mayor

ORDINANCE

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

SECTION 1. Sections 11-4-120, 11-4-2510 and 11-4-2540 of the Municipal Code of Chicago are hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

11-4-120 Definitions.

Except as otherwise defined for purposes of a specific subsection, section, article or chapter in this Title 11, whenever the following words and phrases are used in this Title 11, they shall have the meanings ascribed to them in this section:

(Omitted text is not affected by this ordinance)

"Recycle" or "recycling" means any process by which materials that would otherwise become municipal waste are collected, separated or processed and returned to the economic mainstream in the form of raw materials for new, reused or reconstituted products, but does not include the recovery of materials for fuel in combustion or energy production processes. This definition shall not prohibit any recycling facility from recovering and using biogas or other fuel generated as a byproduct of a recycling activity, as approved by the commissioner, while the facility is otherwise primarily engaged in recycling.

(Omitted text is not affected by this ordinance)

11-4-2510 Definitions.

For the purposes of this article, the following words and phrases shall have the meaning ascribed to them by this section:

(Omitted text is not affected by this ordinance)

Processing means manual, mechanical or automated separation of recyclable material from other materials; separation of recyclable materials from each other; cleaning, bundling, compacting, cutting, or packing of recyclable material or such other processing of recyclable materials as approved by the commissioner. ~~Processing shall not include melting, rending, smelting, vulcanizing or purification by application of heat or chemical process.~~

(Omitted text is not affected by this ordinance)

11-4-2540 Permit – Classification.

(Omitted text is not affected by this ordinance)

(b) ~~Under no circumstances shall any~~ No recycling facility permitted or required to be permitted under this section shall engage in the recovery of materials for fuel in combustion or energy production processes. However, this subsection shall not prohibit any such recycling facility from recovering and using biogas or other fuel generated as a byproduct of a recycling activity, as approved by the commissioner, while the facility is otherwise primarily engaged in recycling.

SECTION 2. Section 17-17-0105-D of Title 17 of the Municipal Code, the Chicago Zoning Ordinance, is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

17-17-0105-D Recycling Facilities. Any *building*, portion of *building* or area in which *Type A, Type B, Type C or Type D recyclable material* is collected, stored, or processed for the purpose of marketing the material for use as raw material in the manufacturing process of new, reused or reconstituted products. ~~Under no circumstances shall any~~ No recycling facility shall engage in the recovery of materials for fuel in combustion or energy production processes. However, this section shall not prohibit any such recycling facility from recovering and using biogas or other fuel generated as a byproduct of a recycling activity, as approved by the commissioner of health, while the facility is otherwise primarily engaged in recycling.

(Omitted text is not affected by this ordinance)

SECTION 3. This ordinance shall take effect upon passage and approval.