



# Office of the City Clerk



O2013-2543

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## City Council Document Tracking Sheet

**Meeting Date:** 4/10/2013

**Sponsor(s):** O'Shea, Matthew J. (19)

**Type:** Ordinance

**Title:** Amendment of Sections 8-4-030 and 8-4-081 of Municipal Code concerning drinking in public ways and public urination or defecation

**Committee(s) Assignment:** Committee on Public Safety

PUB  
SAFETY

**ORDINANCE**

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

**SECTION 1.** Sections 8-4-030 and 8-4-081 of the Municipal Code of Chicago are hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

**8-4-030 Drinking in public ways.**

(a) (1) It shall be unlawful for any person to drink any alcoholic liquor as defined by law on any public way or in or about any motor vehicle upon a public way in the city. This section shall not apply to portions of the public way occupied by a sidewalk café permitted pursuant to Chapter 10-28 of the municipal code which is properly licensed to sell alcoholic liquor, or to any portion of the public way located on Navy Pier; or to any venue holding a valid Riverwalk Venue liquor license under Section 4-60-074.

(b2) It shall be unlawful for any person to transport, carry, possess or have any alcoholic liquor in or upon or about any motor vehicle upon any public way in the city except: (1) in the original package and with the seal unbroken, or (2) in a package properly sealed, bagged and receipted pursuant to Section 6-33 of the Liquor Control Act of 1934, added by P.A. 94-1047, effective January 1, 2007, and codified at 235 ILCS 5/6-33, as amended, or (3) in compliance with Section 11-502 of the Illinois Vehicle Code, codified at 625 ILCS 5/11-502.

(e3) Except as otherwise provided in subsection (b), Any any person violating any provision of who violates this section shall be fined not less than \$100.00 nor more than \$500.00 or shall be punished by imprisonment for a period of up to six months or by both such fine and imprisonment for each offense.; ~~provided, however, any~~

(b) Any person who violates this section while within 800 feet of a parade route which is not open to traffic shall be fined not less than \$500.00 nor more than \$1,000.00 or shall be punished by imprisonment for a period of up to six months or by both such fine and imprisonment for each offense. For purposes of this subsection, the term "parade" has the meaning ascribed to the term in Section 10-8-330 of this Code.

**8-4-081 Public urination or defecation.**

(a) No person shall urinate or defecate on the public way, or on any outdoor public property, or on any outdoor private property. Except as otherwise provided in subsection (b), Any any person who violates this section shall be fined not less than \$100.00 nor more than \$500.00 or shall be punished by imprisonment for not less than five days nor more than ten days or by both such fine and imprisonment.; ~~provided, however, any~~

(b) Any person who violates this section while within 800 feet of a parade route which is not open to traffic shall be fined not less than \$500.00 nor more than \$1,000.00 or shall be punished by imprisonment for not less than five days nor more than ten days or by both such fine and imprisonment. For purposes of this section, the term "parade" has the meaning ascribed to the term in Section 10-8-330 of this Code.

(c) This ordinance shall not apply to use of a temporary or permanent structure or enclosure erected outdoors for use as a toilet facility.

**SECTION 2.** This ordinance shall take effect upon passage and approval.



Matthew J. O'Shea  
Alderman, 19<sup>th</sup> Ward