



City of Chicago



O2016-6374

Office of the City Clerk Document Tracking Sheet

Meeting Date: 9/14/2016

Sponsor(s): Emanuel (Mayor)

Type: Ordinance

Title: Amendment of Municipal Code Section 9-100-060 regarding compliance violations involving display of registration plates

Committee(s) Assignment: Committee on Budget and Government Operations

BUDG.



OFFICE OF THE MAYOR
CITY OF CHICAGO

RAHM EMANUEL
MAYOR

September 14, 2016

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

Ladies and Gentlemen:

At the request of the Director of the Department of Administrative Hearings, I transmit herewith an ordinance amending Section 9-100-060 of the Municipal Code regarding display of registration plates.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

A handwritten signature in cursive script that reads "Rahm Emanuel".

Mayor

ORDINANCE

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

SECTION 1. Section 9-100-060 of the Municipal Code of Chicago is hereby amended by adding the language underscored and deleting the language struck through as follows:

9-100-060 Grounds for contesting a violation.

(a) Except as otherwise provided in subsection (d) of this section, a person charged with a parking, standing or compliance violation may contest the charge through an administrative adjudication limited to one or more of the following grounds with appropriate evidence to support:

(1) that the respondent was not the owner or lessee of the cited vehicle at the time of the violation;

(2) that the cited vehicle or its state registration plates were stolen at the time the violation occurred;

(3) that the relevant signs prohibiting or restricting parking or standing were missing or obscured;

(4) that the relevant parking meter was inoperable or malfunctioned through no fault of the respondent;

(5) that the facts alleged in the violation notice are inconsistent or do not support a finding that the specified regulation was violated;

(6) that the illegal condition described in the compliance violation notice did not exist at the time the notice was issued;

(7) that the compliance violation has been corrected prior to adjudication of the charge; provided, however, that this defense shall not be applicable to:

~~(i)~~ compliance violations involving display of the city wheel tax license emblem under Section 9-64-125;

~~(ii)~~ compliance violations involving motor vehicle exhaust systems under subsection (a)(2) of Section 9-76-140;

~~(iii)~~ compliance violations involving registration plates under subsection (a) of Section 9-76-160;

~~(iv)~~ compliance violations involving display of registration plates, temporary registration or temporary permits under subsection (f) of Section 9-76-160, except to the extent that 625 ILCS 5/3-821.2(b) provides for an affirmative defense;

~~(v)~~ compliance violations relating to glass coverings or coating under Section 9-76-220; or

~~(vi)~~ compliance violations involving the use of a mobile, cellular, analog wireless or digital telephone while driving a motor vehicle under Section 9-76-230.

(Omitted text is unaffected by this ordinance)

SECTION 2. This ordinance shall be in full force and effect following due passage and approval.