



City of Chicago



O2013-8465

Office of the City Clerk

Document Tracking Sheet

Meeting Date:	11/13/2013
Sponsor(s):	Emanuel (Mayor)
Type:	Ordinance
Title:	Amendment of Titles 3, 4, 9 and 17 of Municipal Code regarding various fines and fees (2014 Revenue Ordinance)
Committee(s) Assignment:	Committee on Finance



OFFICE OF THE MAYOR
CITY OF CHICAGO

RAHM EMANUEL
MAYOR

November 13, 2013


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

Ladies and Gentlemen:

At the request of the Budget Director, I transmit herewith the revenue ordinance for fiscal year 2014.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,


Mayor

REVENUE
ORDINANCE

WHEREAS, The City of Chicago is a home rule unit of government as defined in Article VII, Section 6 (a) of the Illinois Constitution; and

WHEREAS, As a home rule unit of government, the City of Chicago may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, The management of its finances is a matter pertaining to the government and affairs of the City of Chicago; now, therefore,

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

SECTION 1. Section 3-42-020 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

3-42-020 Tax imposed.

(a) A tax at the rate of ~~\$.034 (thirty-four mills)~~ \$.0715 (seventy-one-and-one-half mills) per cigarette is hereby imposed upon all cigarettes possessed for sale and upon the use of all cigarettes within the City of Chicago, the ultimate incidence of and liability for payment of said tax to be borne by the consumer of said cigarettes. The tax herein levied shall be in addition to any and all other taxes.

(Omitted text is unaffected by this ordinance)

SECTION 2. Section 4-156-020 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

4-156-020 Tax imposed.

A. Except as otherwise provided by this article, an amusement tax is imposed upon the patrons of every amusement within the city. The rate of the tax shall be equal to nine percent of the admission fees or other charges paid for the privilege to enter, to witness, to view or to participate in such amusement, unless subsection E of this section provides for a lower rate.

(Omitted text is unaffected by this ordinance)

J. Notwithstanding subsection A of this section, if an owner, manager or operator of an amusement or of a place where an amusement is being held, or if a reseller of tickets to an amusement, is a party to a franchise agreement or any other agreement with the city pursuant to which the owner, manager, operator or reseller compensates the city for the right to use the public way or to do business in the city, the patron's liability under the tax imposed by subsection

A shall be reduced by the amount paid to the city pursuant to the agreement in connection with the same charges that create the patron's liability for the tax imposed by subsection A; provided, however, that the reduction shall not exceed three percent of the charges that create the patron's liability for the tax imposed by subsection A.

SECTION 3. Section 9-92-080 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

9-92-080 Release procedure for impounded vehicles.

(a) Unless a vehicle is held pursuant to applicable state, federal or any other law, or a court order or warrant that authorizes the continued impoundment of the vehicle, the owner or other person entitled to possession of a vehicle impounded pursuant to Section 9-92-030 may obtain immediate release of the vehicle by paying the full amount of the applicable towing and storage fees, as provided in subsection (b), plus all amounts due for outstanding final determinations of parking and/or compliance violations (if the vehicle is also subject to immobilization for unpaid final determinations of parking and/or compliance violations). Regardless of whether the owner or other person entitled to possession obtains immediate release of the vehicle through making full payment, such person may request a hearing before the department of administrative hearings to be held in accordance with Section 2-14-135 of this Code.

(b) The owner or other person entitled to possession of a vehicle lawfully impounded pursuant to Section 9-92-030 or Section 9-100-120 shall pay a fee of \$150.00, or \$250.00 if the vehicle has a gross weight of 8,000 pounds or more, to cover the cost of the towing and a fee of ~~\$10.00~~ \$20.00 per day for the first five days and \$35.00 per day thereafter, or \$60.00 per day for the first five days and \$100.00 per day thereafter if the vehicle has a gross weight of 8,000 pounds or more, to cover the cost of storage, provided that no fees shall be assessed for any tow or storage with respect to a tow which has been determined to be erroneous.

(Omitted text is unaffected by this ordinance)

SECTION 4. Section 9-100-020 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

9-100-020 Violation – Penalty.

(Omitted text is unaffected by this ordinance)

(b) The fines listed below shall be imposed for a violation of the following sections of the traffic code:

Traffic Code Section	Fine
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(Omitted text is unaffected by this ordinance)

9-64-040(b)	50.00 <u>60.00</u>
9-64-041	60.00
9-64-050	200.00 <u>250.00</u>

(Omitted text is unaffected by this ordinance)

9-64-080	60.00 <u>100.00</u>
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(Omitted text is unaffected by this ordinance)

9-64-100(a)	100.00 <u>110.00</u>
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(Omitted text is unaffected by this ordinance)

9-64-160	60.00
<u>9-64-170(a)</u>	<u>75.00</u>
9-64-170(a) and (b)	25.00
9-64-170(c)	60.00
9-64-170(d)	125.00

(Omitted text is unaffected by this ordinance)

SECTION 5. Section 17-13-0103 of the Municipal Code of Chicago is hereby amended by adding a new subsection 17-13-0103-C, by deleting the language struck through and by inserting the language underscored, as follows:

17-13-0103 Filing Fees.

17-13-0103-A Applications must be accompanied by the following fees:

Application Type	Fee
Applications filed by Mayor, Council members, City Departments, Public Bodies/Agencies	None
Plats	
New Construction	

Structures 10,000 square feet in area or less	<u>Electronic: \$75</u> <u>In-person: \$1,500</u>
Structures between 10,000-100,000 square feet in area	\$25 per 2,500 square feet <u>Electronic: \$250 plus \$25 per 1,000 square feet</u> <u>In-person: \$5,000 plus \$50 per 1,000 square feet</u>
Structures exceeding 100,000 square feet in area	\$25 per 5,000 square feet <u>Electronic: \$2,500 plus \$25 per 2,500 square feet</u> <u>In-person: \$7,500 plus \$50 per 2,500 square feet</u>
Repairs/Alterations to Existing Construction	
Residential construction, 5 units or less	<u>Electronic: \$50</u> <u>In-person: \$1,500</u>
Residential construction, exceeding 5 units	<u>Electronic: \$75</u> <u>In-person: \$1,500</u>
Nonresidential construction	<u>Electronic: \$75</u> <u>In-person: \$1,500</u>
Public Notice	\$25
Zoning Map Amendments (Rezoning)	\$1,000
Special Use	\$500 <u>\$1,000</u>
Planned Development	\$1,500
Air Rights Planned Development	\$1,000 + \$200/net developable acre as measured at the established air rights plane
Variation	\$250 <u>\$500</u>
Administrative Adjustment	\$250 <u>\$500</u>
Advisory Opinion	\$50 <u>\$150</u>
Reinspection	\$100
Inspection of Motor Vehicle Repair Shop	\$75 annually
Sign Permit – on premises	\$200

Sign Permit – off premises	\$500
<u>Appeal</u>	<u>\$500</u>

17-13-0103-B Application fees are nonrefundable.

17-13-0103-C Failure to attend in-person review or provide documentation. If an applicant who has requested in-person review fails to attend the in-person review at the designated appointment time for a third time, or fails to provide all the necessary documents to complete the application by the third in-person review, the application shall be considered incomplete and expired. If the application expires or is withdrawn, the person may file a new application, accompanied by the appropriate fee, and all documentation required to complete the application.

SECTION 6. The provisions of this ordinance are declared to be separate and severable. The invalidity of any provision of this ordinance, or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances.

SECTION 7. All ordinances, resolutions, motions or orders inconsistent with this ordinance are hereby repealed to the extent of such conflict.

SECTION 8. Following due passage and approval, this ordinance shall take effect on January 1, 2014.