



City of Chicago



O2014-8373

Office of the City Clerk

Document Tracking Sheet

Meeting Date: 10/8/2014

Sponsor(s): Emanuel (Mayor)
Burke (14)
Balcer (11)
Solis (25)

Type: Ordinance

Title: Amendment of Municipal Code Section 2-14-155 modifying defenses to building code violations regarding smoke and carbon monoxide detectors

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

ZON.



OFFICE OF THE MAYOR
CITY OF CHICAGO

RAHM EMANUEL
MAYOR

October 8, 2014

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

Ladies and Gentlemen:

At the request of the Commissioner of Buildings, I transmit herewith, together with Aldermen Burke, Balcer, and Solis, an ordinance amending the Municipal Code regarding smoke detector and carbon monoxide detector violations.

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. Section 2-14-155 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

2-14-155 Defenses to building code violations.

It shall be a defense to a building code violation adjudicated under this article, if the owner, manager, person exercising control, his attorney, or any other agent or representative proves to the administrative law officer that:

(Omitted text is unaffected by this ordinance)

(b) At the time of the hearing on the issue of whether the building code violation does or does not exist, the violation has been remedied or removed. This subsection (b) shall not create a defense to a violation of Section 13-12-135(d)(5)(C), or to a person or entity that is an architect, structural engineer, contractor or builder who has been charged with a violation of Section 13-12-050 or Section 13-12-060 of this Code; nor shall it be a defense for any violation of Section 13-20-550 or Section 17-12-0709 pertaining to any off-premises sign, as that term is defined in Section 17-17-02108; nor shall it be a defense for any violation of Section 4-6-290(f)(5)(i), Sections 13-64-120 through 13-64-180, Section 13-64-400(m), Section 13-80-030(c), Section 13-84-350, Sections 13-196-100 through 13-196-160, Section 13-196-240(d), Section 13-196-240(f) or Section 13-208-130 pertaining to smoke detectors; nor shall it be a defense for any violation of Sections 13-64-190 through 13-64-280 or Section 13-196-165 pertaining to carbon monoxide detectors. However, for violations of Sections 13-196-400 through 13-196-440 of this Code, it shall be a defense under this subsection only where the violation has been remedied or removed within seven days of service of notice of the building code violations as provided under Section 2-14-152;

(Omitted text is unaffected by this ordinance)

SECTION 2. This ordinance shall take full force and effect upon its passage and publication.