



# Office of the City Clerk

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## Legislation Details (With Text)

**File #:** SO2015-8522

**Type:** Ordinance      **Status:** Passed

**File created:** 12/9/2015      **In control:** City Council

**Final action:** 2/10/2016

**Title:** Amendment of Municipal Code Section 4-8-37 regarding restrictions on mobile food vendors on various public ways within 43rd Ward

**Sponsors:** Smith, Michele

**Indexes:** Ch. 8 Food Establishments

**Attachments:** 1. SO2015-8522.pdf, 2. O2015-8522.pdf

Date	Ver.	Action By	Action	Result
2/10/2016	1	City Council	Passed as Substitute	Pass
2/9/2016	1	Committee on License and Consumer Protection	Substituted in Committee	Pass
1/13/2016	1	City Council	Re-Referred	
1/6/2016	1	Committee on Transportation and Public Way	Recommended for Re-Referral	Pass
12/9/2015	1	City Council	Referred	

### SUBSTITUTE ORDINANCE

WHEREAS, The Chicago City Council may from time to time define areas, in the interest of preserving public health and safety or avoiding traffic congestion, in which no mobile food vendor may prepare or dispense food from a wheeled vehicle or cart; and

WHEREAS, With 64,116 residents (per the 2010 Census) living within a 2.83 square mile area, representing 22,656 residents per square mile, Lincoln Park is one of the densely populated neighborhoods in the City of Chicago; and

WHEREAS, Lincoln Park is a diverse arts and cultural hub that serves as a leading destination for tourists visiting the City of Chicago; and

WHEREAS, Lincoln Park is a vibrant, pedestrian-oriented urban community designed for walkability and, per Section 17-3-0503-D of the Municipal Code of Chicago, has the highest ratio of pedestrian-retail street designations throughout the City; and

WHEREAS, The streets referenced in Section 47-8-037(c) contain significant amounts of existing retail and culinary establishments, have mainly continuous patterns of buildings constructed close to existing sidewalks, have doors, other entrances and storefront windows abutting the sidewalk and adjoin a street with a right of way of 80 feet or less; and

WHEREAS, On certain high-volume pedestrian streets, existing street furniture, kiosks and other City of Chicago infrastructure restrict pedestrian flow; and

WHEREAS, The Lincoln Park community is home to over 300 retail food licenses; and

WHEREAS, Adding mobile food carts to the mix of current public-right-of-way obstructions could have a detrimental impact on public safety and pedestrian accessibility; now therefore,

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

SECTION 1. The recitals to this ordinance are incorporated herein.

SECTION 2. Section 4-8-037 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

**4-8-37 Restrictions on Mobile Food Vendors.**

*(Omitted text is unaffected by this ordinance)*

(c) No mobile prepared food vendor shall operate on the sidewalk in any of the following designated areas:

- 1) The east side of Clybourn Avenue, between Racine Avenue and Willow Street;
- 2) The south side of West Diversey Parkway, between Pine Grove Avenue and Burling Street;
- 3) Both sides of North Clark Street, between Diversey Parkway and Belden Street;

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- 4) Both sides of Armitage Avenue, between Racine Avenue and Halsted Street;
- 5) Both sides of Lincoln Avenue, between Diversey Parkway and Fullerton Parkway;
- 6) Both sides of Lincoln Avenue, between Clark Street and Armitage Avenue;
- 7) Both sides of Fullerton Parkway, between Lakewood Avenue and Halsted Street;
- 8) Both sides of Halsted Street, between Diversey Parkway and Fullerton Avenue; and
- 9) Both sides of Halsted Street, between Willow Place and Armitage Avenue.

SECTION 3. This ordinance shall take effect upon its passage and publication.

Michele Smith Alderman, 43<sup>rd</sup>  
Ward

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**02015-8522**

Chicago, February 10, 2016

To the President and Members of the City Council:

Your Committee on License and Consumer Protection, having under consideration a substitute ordinance introduced by Alderman Michele Smith (which was referred on December 9, 2015 and re-referred January 7, 2016), to amend Section 4-8-037 of the Municipal Code of Chicago regarding restrictions on mobile food vendors in the 43<sup>rd</sup> Ward, begs leave to recommend that Your Honorable Body pass the substitute ordinance which is transmitted herewith.

This recommendation was concurred in by a viva voce vote of the members of the committee on February 9, 2016.

Respectfully submitted,

I2MMA MITTS  
CHAIRMAN, COMMITTEE ON LICENSE AND  
CONSUMER PROTECTION