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Legislation Details (With Text)

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Type: Ordinance **Status:** Passed
File created: 1/13/2011 **In control:** City Council
Final action: 2/9/2011
Title: Amendment of Municipal Code Titles 7 and 13 regarding refuse containers and recycling service
Sponsors: Shiller, Helen
Indexes: Ch. 28 Health Nuisances, Ch. 40 Building Plans
Attachments: 1. O2011-29.pdf, 2. SO2011-29.pdf

Date	Ver.	Action By	Action	Result
2/9/2011	1	City Council	Passed	Pass
1/13/2011	1	City Council	Referred	

SUBSTITUTE ORDINANCE

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

SECTION 1. Section 7-28-220 of the Municipal Code of the City of Chicago is hereby amended by inserting the language underscored, as follows:

7-28-220 Duty to provide refuse containers and service.

It shall be the duty of the occupant of every occupational unit to provide or contract to maintain in good condition and repair, unless otherwise provided for by lease agreement, sufficient commercial refuse container (s) and scavenger service to meet its waste generation and recycling needs, so as not to allow the container(s) to overflow.

It shall be the duty of the licensed scavenger to maintain in good condition and repair such commercial refuse containers. Notwithstanding this requirement, and unless otherwise agreed to by the parties via contract, the occupant shall be liable for its usage of the container(s) and for notifying the property owner or his agent of the need for additional containerization or service, including recycling service.

The owner or his agent of every multiple dwelling with five or more living units, if not required to have a compactor under section 7-28-225 at the owner's or his agent's expense shall provide or contract for sufficient commercial refuse containers using a minimum standard of 1/4 cubic yard for each occupied living unit per week, including container space for recyclable material. The 1/4 cubic yard requirement can be lowered if the multiple dwelling can verify a lower waste generation rate over a period of months. The commissioner of streets and sanitation shall have the authority to promulgate rules and regulations related to the cubic yard verification. If a multiple dwelling elects to contract for refuse pickup more than one time per week, the minimum cubic yard standard shall decrease accordingly.

SECTION 2. Section 13-40-050 of the Municipal Code of the City of Chicago is hereby amended by inserting the language underscored, as follows:

13-40-050 Approval of working drawings.

(a) All working drawings which are used in the construction of buildings or structures shall be either made or checked by the architect or engineer responsible for the design, who shall certify thereon that such drawings conform to the approved design drawings on which the permit is based. This certification shall cover the size of wood or concrete members, the size and weight of structural steel members, and the size, length, and bending of concrete reinforcement together with the adequacy of all connections.

(b) All working drawings which are used in the construction of buildings or structures shall be accompanied

by an affidavit, signed by the architect, certifying that the drawings and plans meet or exceed, if applicable, any minimum standard for commercial refuse and recyclable material container space set forth in Section 7-28-220.

SECTION 3. Section 13-40-060 of the Municipal Code of the City of Chicago is hereby amended by inserting the language underscored, as follows:

13-40-060 Encroachment on public domain prohibited.

The building commissioner shall not issue any permit authorizing the construction, erection, repair, or alteration of any building or structure unless the drawings and plans submitted for his approval clearly show that such building or structure with all its appurtenances, foundations, and parts, including, if applicable, any commercial refuse and recyclable material container space required under Section 7-28-220. can be erected entirely within the limits of the lot or tract of land upon which it is proposed to erect such building or structure, except as otherwise provided by this Code, and no permit to erect, repair or alter any building or structure shall authorize the use of, or encroachment upon, any part of any public way or public place for the construction of, or maintenance of, such building or structure, except as hereinafter provided, and except as otherwise provided by this Code; nor shall any permit be issued for the construction or maintenance of any balcony or canopy extending over any public way or public place unless permits therefor have been obtained from the department of transportation pursuant to a special ordinance specifically authorizing the same. The drawings and plans of every building or structure which show that any part of said building or structure, or any of its appurtenances, or attachments thereto, extend over any part of any public way or public place than as hereinafter provided shall, previous to being submitted to the building commissioner be submitted to the building commissioner and notice thereby given to him of the proposed encroachment upon any public way or public place. Proof of such notice to the building commissioner shall accompany drawings and plans when they are presented to the building commissioner.

SECTION 4. This ordinance shall take full force and effect 60 days after its passage and publication.

Alderman Helen Shiller, 46^h Ward

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