



Office of the City Clerk

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Legislation Details (With Text)

File #: O2014-88

Type: Ordinance **Status:** Failed to Pass

File created: 1/15/2014 **In control:** City Council

Final action: 5/20/2015

Title: Amendment of Municipal Code Chapter 7-28 regarding buildings contaminated by mold

Sponsors: Lane, Lona, Pope, John, Cullerton, Timothy M., Cardenas, George A., Foulkes, Toni, Sposato, Nicholas, Thompson, JoAnn, Beale, Anthony, Tunney, Thomas, Arena, John, Thomas, Latasha R., Reilly, Brendan, Holmes, Natasha, Chandler, Michael D., Colón, Rey, Balcer, James, Fioretti, Bob, Moreno, Proco Joe, Sawyer, Roderick T., Quinn, Marty, Moore, Joseph, Osterman, Harry, Silverstein, Debra L., Pawar, Ameya, Solis, Daniel, Smith, Michele, Harris, Michelle A., Zalewski, Michael R., Munoz, Ricardo, Ervin, Jason C., Mitts, Emma

Indexes: Ch. 28 Health Nuisances

Attachments: 1. O2014-88.pdf

Date	Ver.	Action By	Action	Result
5/20/2015	1	City Council	Failed to Pass	Fail
1/15/2014	1	City Council	Referred	

Joint Committee: Zoning, Landmarks and Building Standards; Health and Environmental Protection

ORDINANCE

WHEREAS, molds are fungal micro-organisms that grow in damp environments, and can enter a home or a workplace through doors, windows, ventilation systems, and even on the clothing of people entering the home or workplace; and

WHEREAS, molds will drop spores - reproduce and grow - on places where there is excessive moisture, such as on and near leaky plumbing fixtures, on floors where water has been allowed to accumulate, or on and near window and door frames that do not seal properly; and

WHEREAS, the presence of mold inside residential spaces and working environments can present health risks even to reasonably healthy people, and serious health risks to people with asthma or compromised immune systems; and

WHEREAS, although the presence of mold qualifies as a nuisance condition pursuant to Chapter 7 -28 of the Municipal Code of the City of Chicago, mold is not specifically mentioned in the code; now, therefore,

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

SECTION 1. Section 7-28-060 of the Municipal Code of the City of Chicago is hereby amended by inserting the language underscored, as follows:

7-28-060 Conditions detrimental to health - Public nuisance - Violation -Penalty.

No building, vehicle, structure, receptacle, yard, lot, premises, or part thereof, shall be made, used, kept, maintained, or operated in the city if such use, keeping, maintaining, or operating shall be the occasion of any nuisance, or shall be dangerous to life or detrimental to health.

Every building or structure constructed or maintained in violation of the building provisions of this Code, or which is in an unsanitary condition, or in an unsafe or dangerous condition, or which in any manner endangers the health or safety of any person or persons, is hereby declared to be a public nuisance. Every building or part thereof which is in an unsanitary condition by reason of the basement or cellar being covered with stagnant water, or by reason of the presence of sewer gas, or by reason of any portion of a building being infected with disease, contaminated by mold, or being unfit for human

habitation, or which by reason of any other unsanitary condition, is a source of sickness, or which endangers the public health, is hereby declared to be a public nuisance.

Any person found guilty of violating any of the provisions of this section shall be subject to a penalty of not less than \$200.00 nor more than \$500.00, or imprisonment not to exceed 10 days, or both such fine and imprisonment for each offense. Each day such violation shall continue shall constitute a separate and distinct offense.

SECTION 2. This ordinance shall take effect 30 days after its passage and