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Legislation Text

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OFFICE OF THE MAYOR

CITY OF CHICAGO

RAHM EMANUEL MAYOR

November 8, 2017

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 Code Corrections Ordinance for 2018.

Your favorable consideration of this ordinance will be appreciated.

Mayor

Very truly yours,

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, From time to time, provisions of the Municipal Code are identified as being obsolete, erroneous, unworkable, or otherwise in need of correction; and

WHEREAS, Maintaining an up-to-date and accurate Municipal Code 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 1-24-045 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

1-24-045 Paid Sick Leave.

(Omitted text is unaffected by this ordinance)

(ed) This Section 1-24-045 provides minimum Paid Sick Leave requirements; it shall not be construed to affect the applicability of any other law, regulation, requirement, policy, or standard that provides for greater Paid Sick Leave benefits.

SECTION 2. Section 2-84-030 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-84-030 Police board - Powers and duties.

The board shall exercise the following powers:

(Omitted text is unaffected by this ordinance)

A majority of the members of the police board must concur in the entry of any disciplinary recommendation or action. In the event that three members of the board must recuse themselves pursuant to the provisions of Section ~~2-57-060~~ 2-78-130, a majority of the remaining members of the police board must concur in the entry of the disciplinary recommendation or action.

(Omitted text is unaffected by this ordinance)

SECTION 3. Section 2-112-320 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-112-320 Failure to report disease occurrence.

Failure to report a disease occurrence under Section ~~2-112-120~~ 2-112-130 shall be punishable by a fine of not less than \$50.00 and no more than \$200.00.

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SECTION 4. Section 4-5-010 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

4-5-010 Establishment of license fees.

This chapter shall establish fees for various licenses created by this title unless otherwise provided. The following fees shall apply for the specified licenses. The chapter in which each fee requirement is created is also provided. Unless otherwise stated, fees shall be assessed every two years. For every license application which includes fingerprinting of the applicant as part of the application process, a fingerprint fee sufficient to cover the cost of processing fingerprints will be assessed in addition to the below fees. The fingerprint fee will be assessed regardless of whether the license applied for is issued or denied. The amount

of the fee will be set forth by regulation promulgated by the Commissioner of Business Affairs and Consumer Protection.

(Omitted text is unaffected by this ordinance)

(33) Valet Parking Operator (4-232) per year \$600.00

(Omitted text is unaffected by this ordinance)

(36) Industrial Private Event Venue (4-156) maximum occupancy of the area licensed for industrial venue events

	Fee
A-350	\$770.00
354-500	\$1,000.00
501-750	\$1,650.00
754-1000	\$2,200.00
1004-2000	\$3,300.00
2004-3000	\$4,400.00
3004-4000	\$6,600.00
over 4,000	-

(36) Short Term Residential Rental Intermediary (4-13) \$10,000.00, plus a \$60.00 per unit fee for each short term residential rental listed on its platform

(36) year -Pharmaceutical representative per \$750.00

(37) Short Term Residential Rental Advertising Platform (4-13) \$10,000.00, if the intermediary has 1,000 or more short term residential rentals listed on its platform; or \$5,000.00, if the intermediary has 999 or fewer short term

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residential rentals listed on its platform

(38) Shared Housing Unit Operator (4-16) \$250.00

(39) Industrial Private Event Venue - (4-156) maximum occupancy of the area licensed for industrial venue events Fee

1 - 350	\$770.00	351 - 500	\$1,000.00	501 - 750	\$1,650.00	751 - 1000	\$2,200.00
1,001 - 2,000	\$3,300.00	2,001 - 3,000	\$4,400.00	3,001 - 4,000	\$6,600.00	over 4,000	-

\$4,400.00	3.001	-4,000	\$6,600.00	over
4,000	\$13,200.00			

40) Pharmaceutical representative per year \$750.00

SECTION 5. Section 4-156-040 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

4-156-040 Raffles - Terms defined.

Whenever used in Sections 4-156-040 through 4-156-120 of this Code, the word "Act" shall mean "an Act to provide for licensing and regulating certain games of chance." ~~Public Law 81-1356, as amended the Raffles and Poker Runs Act, codified at 230 ILCS 15/0.01. et seq.~~ Whenever used in said section of this Code, the words "raffle", "religious", "charitable", "labor", "fraternal", "educational" and "veterans" shall have the respective meanings ~~specified~~ ascribed to each of these terms in Section 1 or 2 of the Act.

SECTION 6. The title of Chapter 4-376 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

CHAPTER 4-376 EMPLOYING MASONS AND MASON CONTRACTORS

(Omitted text is unaffected by this ordinance)

SECTION 7. The title of Chapter 18-28 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

CHAPTER 18-28 MECHANICAL REFRIGERATION SYSTEMS

(Omitted text is unaffected by this ordinance)

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SECTION 8. The title of Chapter 18-29 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

CHAPTER 18-29 WATER SERVICE CHARGES AND PLUMBING REQUIREMENTS

(Omitted text is unaffected by this ordinance)

SECTION 9. Section 9-64-205 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-64-205 Parking meter rates.

Notwithstanding any prior ordinance establishing a different rate, the rates for parking in a parking meter zone or space or a City-owned lot comprised of parking meters that¹ are controlled by the Department of Finance or subject to any concession agreement approved by the City Council for operation, maintenance, improvement, installation and removal of and collection of fees from, certain designated parking meters, shall be as follows:

a) Except as provided in subsection (d), within the area bounded by the south side of Congress Parkway on the south, Lake Michigan on the east, the north side of Wacker Drive on the north, and the west side of Wacker Drive on the west, the fee shall be:

- ~~(4) ---\$3.50 per hour on and from January 1, 2009, through and including December 31, 2009;~~
- 2) \$4.25 per hour on and from January 1, 2010, through and including December 31, 2010;
- 3) \$5.00 per hour on and from January 1, 2011, through and including December 31, 2011;
- 4) \$5.75 per hour on and from January 1, 2012, through and including December 31, 2012;
- 5) \$6.50 per hour on and from January 1, 2013, and thereafter.

b) Except as provided in subsection (d), within the area bounded by the south side of Roosevelt Road on the south, Lake Michigan on the east, the north side of North Avenue on the north and the west side of Halsted Street on the west, excluding the area within the boundaries designated in subsection (a) of this section, the fee shall be:

- ~~(4) \$2.00 per hour on and from January 1, 2009, through and including December 31, 2009;~~
- ~~(2-) \$2.50 per hour on and from January 1, 2010, through and including December 31, 2010;~~
- 3) \$3.00 per hour on and from January 1, 2011, through and including December 31, 2011;
- 4) \$3.50 per hour on and from January 1, 2012, through and including December 31, 2012;
- 5) \$4.00 per hour on and from January 1, 2013, and thereafter.

c) Except as provided in subsections (d), (e), (f), and (g), within all areas of the City, except for the areas within the boundaries designated in subsections (a) and (b) of this section, the fee shall be:

- ~~(4) \$1.00 per hour on and from January 1, 2009, through and including December 31, 2009;~~

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- 2) \$1.25 per hour on and from January 1, 2010, through and including December 31, 2010;
- 3) \$1.50 per hour on and from January 1, 2011, through and including December 31, 2011;
- 4) - \$1.75 per hour on and from January 1, 2012, through and including December 31, 2012;
- 5) - \$2.00 per hour on and from January 1, 2013, and thereafter.

d) Within any area where a parking meter operates 24 hours per day, the rate shall be fifty percent of the applicable rate set forth in subsections (a), (b) and (c) above and subsection (e) below during the following hours:

- 1) Within the boundaries of the area set forth in subsection (a), between 9:00 P.M. and 8:00 A.M.;

- 2) For the 400 and 500 blocks of North Kingsbury Street, between midnight and 8:00 A.M.;
 - 3) For all other areas, between 10:00 P.M. and 8:00 A.M.
- e) Notwithstanding the above, the rates shall be:
- (1) at the following locations, the rate shall be ~~\$.50 per hour through and including December 31, 2009; \$1.00 per hour on and from January 1, 2010, through and including December 31, 2010; \$1.50 per hour on and from January 1, 2011, through and including December 31, 2011; \$1.75 per hour on and from January 1, 2012, through and including December 31, 2012; and \$2.00 per hour on and from January 1, 2013, and thereafter:~~
 - 3^1 the 100, 200, and 300 blocks of East 47th Street;
 - 3t2 the 0 block of West 35th Street;
 - 3t3- the 3500 block of South State Street;
 - 3^4-- the 0 and 100 blocks of East 35th Street;
 - 3tS the 0 and 100 blocks of East 51st Street; and
 - 3tE The 5000 and 5100 blocks of South Federal Avenue; and
 - (2-) on the 700 block of East Solidarity Drive, the rate shall be ~~\$1.50 per hour through and including December 31, 2011; \$1.75 per hour on and from January 1, 2012, through and including December 31, 2012; and \$2.00 per hour on and from January 1, 2013, and thereafter.~~
 - (3) at the following locations, the rate shall be \$.50 per hour:
 - 3t71.1 the 2800 block of South Wabash Avenue, both sides of the street^
 - 3^1.2 the 1200 block of West Greenleaf Avenue, north side of the street-; and
 - 3t91.3 *Recreation Drive, from 3869 through and including 4000. (Omitted text is unaffected by this ordinance)*

SECTION 10. Section 9-100-060 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-100-060 Grounds for contesting a violation.

(a) ~~Except as otherwise provided in subsection (d) of this section, a~~A person charged with a parking, standing or compliance violation may contest the charge through an administrative adjudication limited to one or more of the following grounds with appropriate evidence to support:

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(Omitted text is unaffected by this ordinance)

(7) that the compliance violation has been corrected prior to adjudication of the charge; provided, however, that this defense shall not be applicable to:

(Omitted text is unaffected by this ordinance)

(iv) compliance violations involving display of registration plates, temporary registration or temporary permits under subsection ffl(b) of Section 9-76-160, except to the extent that 625 ILCS 5/3-821.2(b) provides for an affirmative defense;

(Omitted text is unaffected by this ordinance)

SECTION 11. Section 9-114-010 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

9-114-010 Definitions.

The following definitions shall apply for purposes of this chapter:

(Omitted text is unaffected by this ordinance)

"Public passenger vehicle" means a motor vehicle, as defined in the motor vehicle law of the State of Illinois, which is used for the transportation of passengers for hire, excepting those (1) devoted exclusively for funeral use; (2) in operation of a metropolitan transit authority; (3) interstate carriers licensed for the transportation of passengers by the ~~Interstate Commerce Commission~~ United States Department of Transportation solely to the extent that specific regulation of such vehicles by the city City is preempted by federal law; (4) interstate carriers operating pursuant to and in conformity with a certificate of authority issued by the Illinois Commerce Commission solely to the extent that specific regulation of such vehicles by the city is prohibited by federal or state law; (5) taxicabs regulated pursuant to Chapter 9-112 of this Code; and (6) vehicles used to provide a transportation network service pursuant to Chapter 9-115. Public passenger vehicles included in the provisions of this chapter include, but are not limited to, livery vehicles, charter/sightseeing vehicles, neighborhood electric vehicles, jitney car services, and medical carrier vehicles.

(Omitted text is unaffected by this ordinance)

SECTION 12. Section 10-21-290 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

10- 21-290 Recommendation, decision, and request for review.

(a) The Evaluation Panel shall consider all Administrative Notices of Violation brought before it. It shall also consider any evidence in support of the Administrative Notice of Violation provided by the inspector including, but not limited to, reports, permits, photos, work sheets, affidavits, and statements in support of positions. When at all possible, all Administrative Notices of Violation which regard a worksite shall be considered together to avoid piecemeal adjudication. Any panel member whose company or department is cited shall remove himself from consideration of that citation. After consideration of the evidence, the Evaluation Panel shall decide whether liability should be assessed, and, if so, determine an appropriate sanction, all of which it shall recommend to the ~~Commissioner~~ Director.

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(b) Within 30 days of receipt of the Evaluation Panel's recommendation, the ~~Commissioner~~ Director shall review the Evaluation Panel's recommendation and the record and determine whether to issue a finding of liability and, in the case of a finding of liability, what sanctions to impose. The ~~Commissioner~~ Director shall issue a final decision accepting, rejecting, or otherwise modifying the Evaluation Panel's findings and recommendations. The ~~Commissioner~~ Director shall provide the respondent notice of the decision, as well as notice of the right to request review of the decision by filing with the ~~Commissioner~~ Director a written request for review within 30 days of issuance of the notice.

(Omitted text is unaffected by this ordinance)

SECTION 13. Section 15-20-260 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

15-20-260 Permit and permit fees.

For permit and permit fee requirements, see Sections ~~15-4-630~~ 15-4-550 through ~~15-4-570~~ 15-4-570 of this Code.

SECTION 14. This ordinance shall take effect upon its passage and approval.