



# Office of the City Clerk

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## Legislation Text

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File #: O2013-6196, Version: 1

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### Committee on Finance

#### ORDINANCE

#### **BE IT ORDNED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:**

SECTION 1. Title 18 of the Municipal Code of Chicago is hereby amended by adding and deleting the following sections to Chapter 18-14 as follows:

#### **CHAPTER 18-14. Building Energy Use Benchmarking**

##### **18-14-101.2 Scope**

This chapter applies to all covered buildings excluding residential dwelling units for the<sup>^</sup>, entirety of Chapter 18-14.

##### **18-14-101.3 Definitions**

"Group 1 covered building" means any building or group of buildings that have the same property identification or index number (PIN), containing 250,000 or more gross square feet, as identified by the commissioner excluding residential dwelling units.

"Group 2 covered building" means any building or group of buildings that have the same property identification or index number (PIN), containing 50,000 or more gross square feet but less than 250,000 gross square feet, as identified by the commissioner excluding residential dwelling units.

##### **18-14-101.4 Solicitation of compliance information**

Within 30 days of a request by the building owner, each tenant or owner of a nonresidential dwelling unit in a covered building shall provide all information that cannot otherwise be acquired by the building owner and that is necessary for the building owner to comply with the requirements of this chapter.

Any owner of a covered building shall request such information no later than March 1 of the years in which benchmarking is required by Section 18-14-102.1. If the owner of a covered building receives notice that a tenant or owner of a non-residential dwelling' unit intends to vacate a unit which is subject to the requirements of this section, the owner shall request the information specified in this section within 10 days of such notice, and the tenant of a nonresidential dwelling unit shall provide such information within 30 days of the request.

The failure of any tenant or owner of a non-residential dwelling unit to provide the information required under this section to the owner of a covered building shall not relieve such owner of the obligation to

benchmark the building as provided in Section 18-14-102.1, using all information otherwise available to the owner.

Failure of any tenant or owner of a non-residential dwelling unit to provide the information required under this section to the owner of a covered building shall create a rebuttable presumption that the owner, tenant, or both have not complied with the time limits specified in this section.

If a tenant or owner of a non-residential dwelling unit fails to provide information to the owner of the building as provided in this section, the owner shall be considered to be in compliance with Section 18-14-102.1 with respect to the building if: (1) the owner proves that the owner has requested the tenant or owner of a non-residential dwelling unit to provide such information as specified in this section; and (2) the owner has benchmarked the building as provided in Section 19-14-103.1 using all information otherwise available to the owner.

**18-14-102.1 Benchmarking.**

- a) No later than June 1, 2014, and no later than June 1<sup>st</sup> each year thereafter, the owner of any Group 1 covered buildings excluding those containing residential dwelling units shall benchmark such building for the previous calendar year; provided, however, the owner of any Group 1 covered building with 10 percent or more residential occupancy shall benchmark such building for the previous calendar year no later than June 1, 2015, and no later than June 1<sup>st</sup> each year thereafter.
- b) No later than June 1, 2015, and no later than June 1<sup>st</sup> each year thereafter, the owner of any Group 2 covered building excluding those containing residential dwelling units shall benchmark such building for the previous calendar year; and no later than June 1<sup>st</sup> each year thereafter.

**Exception:**

(iv). The building is contains residential dwelling units. Section 2. This ordinance shall take effect 10 days after passage and publication.

CHICAGO October 16. 2013

**To the President and Members of the City Council:**

**Your Committee on Finance having had under consideration**

An ordinance amending Chapter 18-14 of the Municipal Code of Chicago regarding building energy use benchmarking.

02013-6196

Having had the same under advisement, begs leave to report and recommend that your Honorable Body Refer to the Committee on Zoning, Landmarks and Building Standards the proposed Ordinance Transmitted Herewith

**This recommendation was concurred in by** (a (viva voce vote  
**of members of the committee with** **dissenting vote(s)**

**Respectfully submitted**

**Chairman**

**Document No.**

**REPORT OF THE COMMITTEE ON FINANCE TO THE CITY COUNCIL CITY OF CHICAGO**