



# Office of the City Clerk

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## Legislation Details (With Text)

**File #:** O2013-2549  
**Type:** Ordinance  
**File created:** 4/10/2013  
**Status:** Failed to Pass  
**In control:** City Council  
**Final action:** 5/20/2015

**Title:** Amendment of Municipal Code Section 7-28-261 regarding fines and penalties for accumulation of refuse preventing closure of commercial refuse containers

**Sponsors:** Mitts, Emma, Fioretti, Bob, Dowell, Pat, Hairston, Leslie A., Sawyer, Roderick T., Holmes, Natasha, Harris, Michelle A., Beale, Anthony, Pope, John, Foulkes, Toni, Thomas, Latasha R., Lane, Lona, Chandler, Michael D., Solis, Daniel, Maldonado, Roberto, Burnett, Jr., Walter, Ervin, Jason C., Graham, Deborah L., Reboyras, Ariel, Mell, Richard F., Austin, Carrie M., Sposato, Nicholas, Cullerton, Timothy M., Laurino, Margaret, O'Connor, Patrick, O'Connor, Mary, Reilly, Brendan, Smith, Michele, Tunney, Thomas, Arena, John, Cappleman, James, Pawar, Ameya, Silverstein, Debra L.

**Indexes:** Ch. 28 Health Nuisances

**Attachments:** 1. O2013-2549.pdf

Date	Ver.	Action By	Action	Result
5/20/2015	1	City Council	Failed to Pass	Fail
5/2/2013	1	Committee on License and Consumer Protection	Held in Committee	Pass
4/10/2013	1	City Council	Referred	

### ORDINANCE

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

SECTION I. Section 7-28-261 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

#### **7-28-261 Accumulation of refuse - Responsibility.**

a) No person shall deposit refuse in a standard or commercial refuse container, or compactor, in a manner that prevents complete closure of the container's cover, or deposit refuse on top of a container in a manner that interferes with opening of the container, or pile or stack refuse against a container.

b) The owner, his agent or occupant of a property shall not allow any person to violate subsection (a) of this section. The presence of refuse preventing complete closure of the container's cover, deposited on or piled or stacked against a standard refuse container, a commercial refuse container, or compactor shall be prima facie evidence of violation of this subsection (b).

a) Except as otherwise provided in subsection (d). Any any person who violates any provision of this section shall be fined not less than \$200.00 and not more than ~~\$600.00~~ \$1,000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense.

a) Any person who violates any provision of this section in a vacant property shall be fined not less than \$500.00 and not more than \$1,000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense. For purposes of this subsection, the term "vacant" has the meaning ascribed to the term in Section 13-12-125(e) of