



# Office of the City Clerk

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## Legislation Details (With Text)

**File #:** O2013-5564  
**Type:** Ordinance  
**Status:** Failed to Pass  
**File created:** 10/16/2013  
**In control:** City Council  
**Final action:** 5/20/2015  
**Title:** Amendment of Municipal Code Section 8-32-130 to disallow loading and unloading operations between 10:00 P.M. and 7:00 A.M within residential districts  
**Sponsors:** Fioretti, Bob  
**Indexes:** Ch. 32 Noise and Vibration Control  
**Attachments:** 1. O2013-5564.pdf

Date	Ver.	Action By	Action	Result
5/20/2015	1	City Council	Failed to Pass	Fail
10/16/2013	1	City Council	Re-Referred	

### ORDINANCE

BE IT ORDAINED BY THE CITY OF CHICAGO CITY COUNCIL:

SECTION 1. Section 8-32-130 of the Municipal Code of the City of Chicago is hereby amended by adding new language underlined as follows:

8-32-130 Loading and unloading operations.

No person, agency or business shall undertake or cause the loading, unloading, opening, closing or other handling of boxes, crates, containers, building materials, garbage cans, dumpsters or similar objects between the hours of 10:00 P.M. and 7:00 A.M. in such a manner as to cause a noise disturbance within a residential district or within a noise sensitive zone.

Penalties for violation of this section shall be the same as those cited in Section 8-32-140(d) and designated enforcement personnel of this section shall be the same as Section 8-32-140(c).~

8-32-140 Construction, repair or demolition equipment.

- a) No person shall use or cause the use of any mechanical equipment or tool operated by fuel or electric power in building, construction, repair or demolition operations between the hours of 8:00 P.M. and 8:00 A.M. within 600 feet of any residential building or hospital.
- b) The limitation of this section does not apply to any construction, demolition or repair work of an emergency nature or to work on public improvements authorized by a governmental body or agency.
- c) This section may be enforced by designated employees of the departments of police, buildings, business affairs and consumer protection, fire, finance, streets and sanitation, transportation and housing and economic development, who are authorized to issue citations for violations.
- d) Any person who violates this section shall be liable for a penalty of not less than \$1,000.00 nor more than \$2,500.00 for the first violation; not less than \$2,500.00 nor more than \$5,000.00 for the second violation for the same offense within one year; and not less than \$5,000.00 nor more

than \$10,000.00 for the third and each subsequent violation for the same offense within one year for each offense. Each day that a violation continues shall constitute a separate and distinct offense.

SECTION 2. This ordinance shall be in full force and effect upon its passage and publication.

**02013-5564**

Chicago, October 16, 2013

To the President and Members of the City Council:

**Your Committee on License and Consumer Protection, having under consideration an ordinance introduced by Alderman Robert Fioretti (which was referred on July 24, 2013), to amend Chapter 8-32-130 of the Municipal Code of Chicago in regards to loading and unloading operations, begs leave to recommend that Your Honorable Body re-refer the ordinance which is transmitted herewith to the Committee on Health and Environmental Protection.**

This recommendation was concurred in by a viva voce vote of the members of the committee on September 25, 2013.

Respectfully submitted,

EMMA MITTS  
CHAIRMAN, COMMITTEE ON LICENSE AND  
CONSUMER PROTECTION