



# Office of the City Clerk

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## Legislation Details (With Text)

**File #:** O2014-8362

**Type:** Ordinance      **Status:** Passed

**File created:** 10/8/2014      **In control:** City Council

**Final action:** 11/5/2014

**Title:** Amendment of Municipal Code Section 3-12-050 by modifying provisions for senior sewer charge exemption

**Sponsors:** Emanuel, Rahm, Quinn, Marty, Austin, Carrie M., Burke, Edward M., Suarez, Regner Ray, Solis, Daniel, Brookins, Jr., Howard, Willie B. Cochran, O'Shea, Matthew J., Harris, Michelle A., Burnett, Jr., Walter, Mitts, Emma, Cullerton, Timothy M., O'Connor, Patrick, O'Connor, Mary, Zalewski, Michael R., Reboyras, Ariel, Silverstein, Debra L., Osterman, Harry

**Indexes:** Ch. 12 Sewer Revenue Fund

**Attachments:** 1. O2014-8362.pdf

Date	Ver.	Action By	Action	Result
11/5/2014	1	City Council	Passed	Pass
11/3/2014	1	Committee on Finance	Recommended to Pass	Pass
10/8/2014	1	City Council	Referred	

OFFICE OF THE MAYOR  
CITY OF CHICAGO

RAHM EMANUEL  
MAYOR

October 8, 2014

TO THE HONORABLE, THE CITY COUNCIL OF THE CITY  
OF CHICAGO

Ladies and Gentlemen:

At the request of the City Comptroller, I transmit herewith, together with Aldermen Quinn, Austin, Burke, Suarez, Solis, Brookins, Cochran, O'Shea, Harris, Burnett, Mitts, Cullerton, Patrick O'Connor, Mary O'Connor, Zalewski, Reboyras, Silverstein, and Osterman, an ordinance amending Chapter 3-12 of the Municipal Code regarding the senior sewer charge exemption.

Your favorable consideration of this ordinance will be appreciated.

Mayor

Very truly yours,

## ORDINANCE

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

SECTION 1. Section 3-12-050 of the Municipal Code of Chicago is hereby amended by inserting the language underscored and by deleting the language struck through, as follows:

#### **3-12-050 Senior citizens exempted when.**

a) Persons aged 65 or over, residing in their own residence with separate metered water service or a separate city water assessment for that residential unit, shall be exempt from payment of the sewer service charge for their residence. This exemption shall apply regardless of whether the person is in arrears in the payment of any water or sewer charges for the subject residence.

b) Persons aged 65 or over who reside in their own residence but do not qualify for an exemption under subsection (a) because their residence is a townhouse, condominium unit or cooperative apartment that does not have separate metered water service or a separate city water assessment for the residential unit may apply for a refund in lieu of exemption pursuant to this subsection. The amount of such refund shall be \$50.00 per qualified residence for each calendar year.

Application for a refund in lieu of exemption shall be made to the alderman of the ward in which the applicant resides no later than August 1st of the calendar year for which a refund is requested. The application shall be made on a form prescribed by the city council committee on finance, and shall include such affidavits or other reasonable proof of qualifications for a refund that the committee may require. An alderman receiving a complete application under this subsection shall introduce into the city council an ordinance authorizing the payment of a refund in lieu of exemption to the applicant. A single ordinance may authorize refunds based upon more than one application. The ordinance shall be accompanied by all applications for which refunds are sought. After introduction into the city council, all ordinances submitted pursuant to this subsection shall be referred to the city council committee on finance. If, after review, the committee on finance determines that the applicant is qualified for a refund under this subsection, the committee shall recommend to the city council that the payment of the refund be approved. If the city council approves the refund, the city comptroller shall promptly pay the applicant a refund in the amount of \$50.00.

(c) Persons residing in residences qualified for an exemption or refund under this section shall qualify for the exemption or refund by virtue of their qualifications for a homestead senior exemption under Section 19.23-1 of the Revenue Act of 1939, or by the submission of a copy of the applicant's birth certificate, or the applicant's driver's license, state-issued identification card or the Matricula Consular identification card specified in Section 2-160-065 of the Code, showing the applicant is aged 65 or over and; proof of their qualification for homeowners exemption; and proof of residency. The acceptable document to prove residency shall be a copy of a utility bill for the residence. Acceptable documents to prove home ownership shall be a copy of: (i) the deed to the residence, (ii) property tax bill, or (iii) with regard to a residence held in trust, a declaration executed by the trustee, affirming that the residence is held in trust and that the trust gives the named applicant the right to occupy the residence. In lieu of the forms of proof specified in this paragraph (c), the comptroller is authorized to accept alternative forms of proof that in his judgment are genuine and probative of the information sought. The comptroller shall provide information regarding the process for obtaining an exemption or refund, and the associated forms, in Spanish as well as English.

(d) If the comptroller's processing of a full payment certificate for a given property serves to terminate any senior exemption applicable to that property, the comptroller shall send written notification of such termination to the address at issue.

SECTION 2. This ordinance shall take effect upon its passage and approval, and shall apply prospectively only.