



# Office of the City Clerk

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## Legislation Text

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**File #:** SO2014-5037, **Version:** 1

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**CHICAGO December 10, 2014 To the President and**

**Members of the City Council: Your Committee on Finance having had under consideration**

A substitute ordinance concerning the authority to amend Chapter 4-108 of the Municipal Code of Chicago regarding self-service filling stations.

02014-5037

Having had the same under advisement, begs leave to report and recommend that your Honorable Body pass the proposed Ordinance Transmitted Herewith

**This recommendation was concurred in by** (a (viva voce vote  
**of members of the committee with** **5** **dissenting vote(s)**  
Aldermen Dowell, Waguespack, Colon, Mitts and Reilly vote No

Alderman Bums abstains under provisions of Rule 14.

**Respectfully submitted**

**Chairman**

## **ORDINANCE**

WHEREAS, the City of Chicago is a home rule unit government pursuant to the 1970 Illinois Constitution, Article VII, Section 6(a); and

WHEREAS, pursuant to its home rule power, the City of Chicago may exercise any power and perform any function relating to its government and affairs including the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the City of Chicago is dedicated to reducing fuel costs, improving local air quality, reducing petroleum usage, and mitigating greenhouse gas emissions from motor vehicles; and

WHEREAS, E15 is a blend of gasoline and up to 15 volume percent ethanol; and

WHEREAS, ethanol is a renewable domestic fuel that burns cleaner than gasoline; and

WHEREAS, Illinois is the third largest ethanol producing state in the nation, with 14 ethanol plants that can produce 1.5 billion gallons of ethanol per year; and

WHEREAS, the United States Environmental Protection Agency has approved the use of E15 in cars of the model year 2001 or later; and

WHEREAS, E15 is significantly less expensive than conventional gasoline, with expected savings between 5 and 15 cents per gallon; and

WHEREAS, according to the Argonne National Laboratory, higher ethanol blends such as E15 will help expand use of corn ethanol, which reduces greenhouse gas emissions by 34% relative to those of gasoline; and

WHEREAS, transportation accounts for 21 percent of all greenhouse gas emissions in the city; and

WHEREAS, the City Council of the City of Chicago intends to ensure that that the city's public fueling infrastructure provides access to alternative fuels; NOW THEREFORE

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

SECTION 1. The above recitals are expressly incorporated herein and made part hereof as though fully set forth herein.

SECTION 2. Chapter 4-108 of the Municipal Code of Chicago is hereby amended by adding a new Section 4-108-76, as follows:

4-108-76 Self-service filling station E15 consumer choice - Required.

a) E15 Dispensing Equipment Required. Every licensee operating a self-service filling station open to the general public shall make available, at each filling station, self-service dispensing equipment that dispenses mid-grade E15 for use in motor vehicles and motor vehicle engines and shall offer mid-grade E15 for sale.

b) Every self-service filling station subject to the requirements of this of this section shall comply with the labeling requirements of 40 C.F.R. § 80.1501 which apply to retailers and wholesale purchaser-consumers of gasoline-ethanol blends that contain greater than 10.0 volume percent ethanol and not more than 15.0 volume percent ethanol.

c) Definitions. As used in this section:

"Marina" shall have the meaning ascribed to the term in section 17-17-0294.5 of the Code.

"Mid-grade E-15" shall mean a gasoline-ethanol blend with an 88 octane rating or higher that contains greater than 10.0 volume percent ethanol and not more than 15.0

boat, vessel or: ater.

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(d) Exemptions. The requirements of this section shall not apply to: (1) a filling station at which the average annual volume of fuel sales is less than 850,000 gallons; (2) a filling station at which the underground storage tanks are not compatible with the storage of blended fuel in accordance with Section 175.415 of Chapter I of Title 41 of the Illinois Administrative Code, as amended, codified at 41 111. Adm. Code 175.415; and (3) a filling station located at a marina.

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This ordinance shall be in full force and effect 360 days after passage and