



Office of the City Clerk

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Legislation Text

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Committee on Environmental Protection and Energy

ORDINANCE

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

SECTION 1. Part B of Article II of Chapter 11-4 of the Municipal Code of Chicago is hereby amended by adding a new section 11-4-615, underscored as follows:

Part B. Permitting

11-4-615 Notice of Air Permit Application.

a) Whenever a person applies for a facility permit or an operating permit to be issued under Title V of the Clean Air Act, a Federally Enforceable State Operating Permit (FESOP), the Illinois Environmental Protection Act, 415 ILCS 5/1 et seq., or another applicable state law regarding air emissions because the facility will have the potential to emit 100 tons or more per year for any air pollutant, as defined by 42 U.S.C. § 7602, or 10 tons per year for a single hazardous air pollutant, as defined by 42 U.S.C. § 7412, or 25 tons per year for any combination of hazardous air pollutants, the person shall give notice to the Commissioner of Public Health within seven days of applying for the facility or operating permit. The notice shall be mailed via certified or registered mail, or via electronic mail, and shall indicate who the owner of the facility is, the owner's contact information, the location of the facility, the permit applied for, the date the permit was applied for, and the name of the permitting agency.

b) Within fourteen days after receipt of the notice of the facility or operating permit application, the Commissioner of Public Health shall mail a copy of the notice to all residents who live within 1,000 feet of the facility and any aldermen whose wards are affected by this 1,000-foot zone.

(c) Whenever any facility subject to the permitting requirements described in subsection (a) is located in an environmental justice community, the Commissioner of Public Health shall notify the Chairman of the Committee on Environmental Protection and Energy, or subsequent appropriate committee of the City Council. The Chairman shall convene a hearing regarding the facility within 45 days of notification to determine impacts on the surrounding community. For the purposes of this subsection, an "environmental justice community" is a community with a low-income and/or minority population greater than twice the statewide average.

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

George A. Cardenas Alderman, 12th Ward