

ORDINANCE

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

SECTION 1. Section 4-250-010 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

4-250-010 Definitions.

(Omitted text is unaffected by this ordinance)

“Commercial Passenger Vessel” means any boat ~~operated by an individual with a current United States Coast Guard issued Merchant Mariner Credential~~ that carries passengers for hire, or that is rented, leased, or chartered for hire, including but is not limited to: charter, cruise, dinner, excursion, ferry, harbor tender, taxi, and tour boats.

(Omitted text is unaffected by this ordinance)

SECTION 2. Section 10-40-260 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

10-40-260 Operation restrictions.

No person shall operate, or authorize or knowingly permit the operation of, a vessel upon the waters of Lake Michigan or upon any waterway within the city:

(Omitted text is unaffected by this ordinance)

(j) unless each occupant of a vessel used for recreational purposes is wearing an approved personal flotation device as defined in the Boat Registration and Safety Act, codified at 625 ILCS 45/1-I et seq., as amended. Provided, however, that this requirement shall not apply to persons who are (1) below deck, or (2) in a totally enclosed cabin space. Provided, further, that this requirement shall not apply to the occupants of (i) any commercial passenger vessel, as defined in licensed under Chapter 4-250, that is operated by an individual with a current United States Coast Guard issued Merchant Mariner Credential, of this Code, (ii) any vessel used for recreational purposes that is being operated on private property, (iii) any vessel used for recreational purposes that is docked, or (iv) any vessel used for recreational purposes that is 21 feet or more in length. For purposes of this subsection (j), the term "vessel used for recreational purposes" means any watercraft, sailboat, recreational boat, personal watercraft or specialty prop-craft as defined in the Boat Registration and Safety Act, as amended.

SECTION 3. This ordinance takes effect upon passage and publication.