

ORDINANCE

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

SECTION 1. Section 9-4-010 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

9-4-010 Definitions.

Whenever the following words and phrases are used in Chapter 9-4 through 9-103, they shall have the meanings respectively ascribed to them in this section:

(Omitted text is unaffected by this ordinance)

"Hazardous dilapidated motor vehicle" means any motor vehicle with a substantial number of essential parts, as defined by Section 1-118 of the Illinois Vehicle Code, either damaged, removed, altered or otherwise so treated that the vehicle is incapable of being driven under its own motor power or, which by its general state of deterioration, poses a threat to the public health, safety and welfare, including vehicles with deflated or improperly installed tires, cracked or missing front or rear windshields, or damage or openings other than convertible roofs exposing the interior of the vehicle to the weather. "Hazardous dilapidated motor vehicle" shall not include a motor vehicle which has been rendered temporarily incapable of being driven under its own motor power in order to perform ordinary service or repairs.

(Omitted text is unaffected by this ordinance)

SECTION 2. Section 9-80-110 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

9-80-110 Abandoned vehicles.

(Omitted text is unaffected by this ordinance)

(b) It shall be unlawful for any person to leave any hazardous dilapidated motor vehicle in full view of the general public. Members of the police department and employees of the department of streets and sanitation are hereby authorized to issue a notice of parking violation and may authorize the immediate removal of any hazardous dilapidated motor vehicle where such vehicle is left in full view of the general public, whether on public or private property. Any vehicle so removed shall be towed to an authorized facility. The owner of a vehicle towed under the provisions of this subsection shall be entitled to notice, pursuant to Section 4-205 of the Illinois Vehicle Code, of the right to request a hearing regarding the validity of the tow and any towing or storage charges as provided in Section 9-92-080. Unclaimed hazardous dilapidated motor vehicles shall be disposed of as provided in Sections 4-208 and 4-209.1 of the Illinois Vehicle Code, as amended; provided, however, that if the hazardous dilapidated motor vehicle bears no ascertainable vehicle identification number, and no registration-registration sticker as defined in the Illinois Vehicle Code, and no other identification by which the last registered owner of the vehicle can be determined for the purpose of giving notice, the vehicle may be disposed of immediately after it is impounded at a public facility. Nothing in this subsection shall apply to any motor vehicle that is kept within a building when not in use, to ~~inoperable~~ operable historic vehicles over 25 years of age, or to a motor vehicle on the premises of a place of business engaged in the wrecking or junking of motor vehicles. Any person who violates this section shall be fined the

amount set forth in Section 9-100-020 for each offense. Each day a vehicle remains abandoned shall constitute a separate and distinct offense for which a separate penalty may be imposed.

(Omitted text is unaffected by this ordinance)

SECTION 3. Section 9-92-100 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

9-92-100 Disposal of unclaimed vehicles.

(a) Whenever an abandoned, lost, stolen, or other impounded motor vehicle, or a vehicle determined to be a hazardous dilapidated motor vehicle ~~pursuant to Section 11-40-3.1 of the Illinois Municipal Code~~ in violation of Section 9-80-110, remains unclaimed by the registered owner, lienholder or other person legally entitled to possession for a period of 18 days after notice has been given pursuant to Section 9-92-070(a) or (b), if, during that 18-day period, the department of police or department of streets and sanitation has sent an additional notice by first class mail to the registered owner, lienholder, or other legally entitled person, the superintendent of police or commissioner of streets and sanitation shall authorize the disposal or other disposition of such unclaimed vehicles as provided in this section; provided, however, that the registered owner may request from the department of streets and sanitation one extension of 15 days before a vehicle is sold or otherwise disposed of. The department of streets and sanitation shall honor such request and shall not sell or otherwise dispose of a vehicle during the 15-day extension period.

(Omitted text is unaffected by this ordinance)

SECTION 4. This ordinance takes effect 10 days after passage and publication.



FELIX CARDONA, JR.
Alderman, 31st Ward