

MANAGEMENT **ORDINANCE**

WHEREAS, the City of Chicago is a home rule unit of government as defined in Article VII, Section 6(a) of the Illinois Constitution; and

WHEREAS, as a home rule unit of government, the City of Chicago may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the management, structure, powers, and functions of its departments and agencies is a matter pertaining to the government and affairs of the City of Chicago; now, therefore,

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

This ordinance is organized into the following Articles, as follows:

Article I.	Organization of Government
Article II.	Mobile Food Carts
Article III.	Public Passenger Vehicles
Article IV.	Cost Recovery and Special Events
Article V.	Advancing Environmental Regulatory Efficiency
Article VI.	Water
Article VII.	Pedestrian Streets
Article VIII.	Office of Immigrant, Migrant, and Refugee Rights
Article IX.	Catalyst Fund
Article X.	Department of Community Wellness and Safety
Article XI.	Severability; Superseder
Article XII.	Effective Dates

ARTICLE I. ORGANIZATION OF GOVERNMENT

SECTION 1. Section 2-32-031 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

2-32-031 Debt management policies; retention of rebate calculation agents, financial advisors, consultants, dissemination agents and qualified independent representatives.

(a) The ~~chief financial officer~~ Chief Financial Officer and the ~~comptroller~~ Comptroller shall each have authority to retain, in connection with debt obligations issued by the City, such rebate calculation agents as either such officer may deem necessary or desirable in order for such debt obligations to comply with applicable requirements of the Internal Revenue Code.

(b) The ~~chief financial officer~~ Chief Financial Officer shall have authority to retain, in connection with financial products and debt obligations purchased, entered into and/or issued by the City, such advisors to provide structuring, timing and related advice for such financial products and debt obligations, as deemed necessary in compliance with the applicable requirements of the Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203, and the regulations in connection therewith.

(c) The ~~chief financial officer~~ Chief Financial Officer shall have authority to retain, in connection with debt obligations issued by the City, such qualified independent representatives for selecting, retaining and monitoring the performance of the City's interest rate exchange

agreements, as deemed necessary or desirable in order for such interest rate exchange agreements to comply with applicable requirements of the Dodd-Frank Act and the regulations in connection therewith. As used in this section, "interest rate exchange agreements" shall mean those certain interest rate exchange agreements entered into pursuant to an ordinance of the ~~city council~~ City Council authorizing the issuance of a series of bonds.

(d) ~~The chief financial officer~~ Chief Financial Officer shall have authority to adopt written policies which shall address the management of the ~~city's~~ City's bond, note and other debt issuances, including the entering into of interest rate exchange agreements and hiring of advisors in connection therewith. ~~The chief financial officer~~ Chief Financial Officer may amend such written policies from time to time. Copies of each such written policy and any amendments thereto shall be kept on file with the ~~comptroller~~ Comptroller.

(e) ~~The chief financial officer~~ Chief Financial Officer shall have authority to retain, in connection with debt obligations issued by the City, such dissemination agents to assist with continuing disclosure requirements under continuing disclosure agreements entered into by the City in connection with City debt obligations as deemed necessary or desirable in order to ensure ongoing compliance with Rule 15c2-12 of the Securities and Exchange Commission and any successor or similar disclosure requirements of the federal or state government.

(f) ~~In connection with proposed acquisition and/or disposition of existing or new sources of revenue, whether by the City or sister agencies or entities acting on behalf of or for the benefit of the City or sister agencies (including through the issuance of debt obligations or other means), the chief financial officer~~ The Chief Financial Officer shall have authority to retain, in connection with the proposed acquisition or disposition, or both, of existing or new sources of revenue, whether by the City or its Sister Agencies, as that term is defined in Section 1-23-010, or entities acting on behalf of or for the benefit of the City or its Sister Agencies (including through the issuance of debt obligations or other means), financial advisors and consultants to provide to the City structuring, timing, and related advice for such proposed transactions.

(Omitted text is unaffected by this ordinance)

(i) The Chief Financial Officer shall have authority to retain, in connection with the City's statutory obligations relating to the funding of its pension and retirement funds, actuaries, financial advisors, consultants and other technical advisors to provide actuarial, financial, funding, forecasting, analytical and related services concerning such obligations, including the evaluation of actuarial assumptions, funding requirements, projected employer contributions, proposed or enacted changes to applicable law, and other matters affecting the City's pension funding obligations.

(j) The authority provided under this section shall not include the authority to retain outside legal counsel.

SECTION 2. Section 2-44-050 of the Municipal Code of Chicago is hereby amended by adding the language underlined, as follows:

2-44-050 Commissioner of Housing – Powers and duties.

(a) The Commissioner is authorized to:

(omitted text is unaffected by this ordinance)

(10) Subject to the appropriation of funds, enter into and execute any and all agreements or instruments and perform any and all acts as shall be necessary or advisable to

purchase delinquent or forfeited property taxes from the County of Cook in order to assemble property for development.

(11) Either personally or through a designee, enter into, negotiate, and execute grant agreements with the federal Department of Housing and Urban Development.

(omitted text is unaffected by this ordinance)

SECTION 3. After passage and approval, the amendment in this Article 1, Section 2 of this ordinance shall take effect on January 1, 2027, and shall apply retroactively to four Community Projects Funding grant agreements with the federal Department of Housing and Urban Development, identified by grant numbers B-24-CP-IL-0794, B-24-CP-IL-0808, B-24-CP-IL-0815, and B-24-CP-IL-0810, to ratify such agreements as signed by the Commissioner's designee.

SECTION 4. Section 2-74-020 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

2-74-020 Department established – Composition – Commissioner's powers and duties.

There is hereby established an executive department of the City of Chicago which shall be known as the Department of Human Resources. The Commissioner of Human Resources shall be the chief executive officer of the Department of Human Resources and shall be appointed by the Mayor with the advice and consent of the City Council and shall serve at the pleasure of the Mayor. The Commissioner of Human Resources shall be responsible for the general management and control of the Department of Human Resources, in a manner consistent with the ordinances of the City, the laws of the state, and the rules of the department. The Commissioner of Human Resources shall have the power and duty to:

(Omitted text is not affected by this ordinance)

(8) ~~(a) Impose a fee for the preparation, administration and processing of examinations relating to entry level positions in the city service. The maximum examination fee relating to each entry level examination shall be as follows:~~

~~Professional series (multiple positions).....\$10.00~~

~~Other.....\$5.00~~

~~The commissioner may provide by rule for a waiver of the examination fee for an applicant who provides appropriate documents that the applicant is receiving unemployment compensation, supplementary security income, or general assistance, or that the applicant's income is below the federally defined poverty level at the time of the application; provided, however, that, if the applicant is hired for the position for which the applicant took the examination, the applicant shall be required to reimburse the city for the examination fee.~~

~~(b) Impose~~ determine whether to impose a fee for the preparation, administration, and processing of promotional examinations. ~~The~~ If a fee is imposed: (A) the maximum examination fee relating to each police sergeant or police lieutenant promotional examination shall be ~~\$25.00.~~ \$25; and (B) ~~the~~ maximum examination fee for each promotional examination for the position of fire engineer, lieutenant, battalion chief, or other uniformed service within the fire department Fire Department shall be ~~\$75.00;~~ \$75.00.

(9) oversee compliance with the ~~city's~~ City's hiring policies and ~~procedures.~~ procedures;

(10) subject to the availability of funds duly appropriated therefor, to purchase off-the-shelf tests for the purpose of employee selection and promotion;

(11) apply and carry out this ~~ordinance~~ chapter and the rules adopted thereunder and to perform any other lawful acts which may be necessary or desirable to carry out the purposes and provisions of this ~~ordinance~~ chapter.

SECTION 5. Section 2-78-150 of the Municipal Code of Chicago is hereby amended by adding the language underscored as follows:

2-78-150 Quarterly and annual reports to legislative and executive branches.

(a) *Quarterly reports.* No later than the fifteenth day of, April, July and October of each year, or the next business day after the fifteenth day of the relevant month, if the fifteenth day falls on a Saturday, a Sunday, or a holiday, the Chief Administrator shall post on the Office website for public review and file with the Mayor or their designee, the Superintendent, the Chair of the City Council Committee on Police and Fire, or its successor committee, and the City Clerk, a quarterly report providing information based on data through the end of the preceding month on: (1) the number of investigations initiated during that quarterly reporting period; (2) the number of investigations concluded during that quarterly reporting period, and of those investigations, the number that took more than six months to conclude; (3) the number of investigations pending as of the end of that quarterly reporting period; (4) the number of complaints not sustained during that quarterly reporting period; (5) the number of complaints sustained during that quarterly reporting period; (6) the number of complaints filed as to each Police Department district during the quarterly reporting period; (7) without identifying any individual police officer, the number of complaints filed against each police officer in each Police, Department district during the quarterly reporting period; and (8) the number of complaints referred to other agencies during the quarterly reporting period and the identity of such other agencies. Such quarterly reports shall also summarize any reports or recommendations issued to the Superintendent concerning the policies, programs, and practices of the Police Department, and the Superintendent's response to such reports or recommendations.

(b) *Annual reports.* No later than the fifteenth day of February of each year, or the next business day after the fifteenth day of the relevant month, if the fifteenth day falls on a Saturday, a Sunday, or a holiday, the Chief Administrator shall post on the Office's website for public review and file with the Mayor or their designee, the Superintendent, the Chair of the City Council Committee on Police and Fire, or its successor committee, the City Clerk, and the Deputy Inspector General for Public Safety, an annual report providing information based on data during the prior calendar year on: (1) the number of investigations initiated during the prior calendar year; (2) the number of investigations concluded during the prior calendar year, and of those investigations, the number that took more than six months to conclude; (3) the number of investigations pending as of the last day of the prior calendar year; (4) the number of complaints not sustained during the prior calendar year; (5) the number of complaints sustained during the prior calendar year; (6) the number of complaints filed as to each Police Department district during the prior calendar year; (7) without identifying any individual police officer, the number of complaints filed against each police officer in each Police Department district during the prior calendar year; and (8) the number of complaints referred to other agencies during the prior calendar year and the identity of such other agencies.

SECTION 6. Section 2-80-020 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

2-80-020 Community Commission for Public Safety and Accountability – Establishment.

There is hereby established a commission to be known as the Community Commission for Public Safety and Accountability, which shall include Commissioners and non-voting staff, including an Executive Director, and such deputies, assistants, and other employees, as may be provided for in the annual appropriation ordinance, and as required to implement the Commission's powers and duties. The Commission will adopt rules and procedures for the conduct of its business, and may establish any committees deemed necessary for the conduct of its business. The Executive Director shall administer the affairs of the Commission, hire and supervise Commission staff, and exercise such additional powers as may be conferred by, and are within the jurisdiction of, the Commission and consistent with applicable law. The Mayor shall appoint the first Executive Director, who shall serve at the pleasure of the Commission ~~established in Section 2-80-040(c)(4) or established pursuant to Section 2-80-040(d).~~ Any subsequent Executive Director shall be appointed by, and serve at the pleasure of, the Commission.

SECTION 7. Section 2-80-040 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

2-80-040 Commission – Composition and qualifications.

(Omitted text is not affected by this ordinance)

(c) ~~Appointment. Except as provided in subsection (d) of this section, addressing an interim Commission,~~ Commissioners shall be appointed by the Mayor from among candidates nominated by the Nominating Committee. At least two of the seven Commissioners shall reside on the North Side of Chicago and have resided on the North Side of Chicago for at least 365 days immediately preceding their appointment; at least two Commissioners shall reside on the South Side of Chicago and have resided on the South Side of Chicago for at least 365 days immediately preceding their appointment; and at least two Commissioners shall reside on the West Side of Chicago and have resided on the West Side of Chicago for at least 365 days immediately preceding their appointment. Each appointment shall be subject to City Council approval.

(1) At least 90 days before the expiration of a Commissioner's term, any time a Commissioner submits a letter of resignation that specifies a future date when the resignation will go into effect, and any time there is a vacancy on the Commission, the Nominating Committee shall make publicly available a Request for Application for Commissioner ("Request"). The Request shall include a form for applying to be a candidate for Commissioner and state the:

(Omitted text is not affected by this ordinance)

(2) The Nominating Committee shall receive applications for 30 days after issuing the Request. The Nominating Committee may extend this period by up to 30 days if the Nominating Committee believes that such an extension would expand or improve the applicant pool. After reviewing all applications received, the Nominating Committee shall select as finalists no fewer than four qualified candidates for each existing or pending vacancy or expiring term on

the Commission, or shall submit all qualified candidates if the Nominating Committee determines that fewer than four candidates are qualified. The Nominating Committee shall conduct interviews of all finalists.

(3) Within ~~60~~ 90 days after issuing the Request, the Nominating Committee shall ~~meet to~~ select at least two applicants for each existing or pending vacancy or expiring term for consideration by the Mayor for appointment to the Commission. Each applicant must receive at least 15 votes from the Nominating Committee in order to be nominated. The two applicants receiving the most votes ~~will~~ shall be selected as nominees, provided that each receives at least 15 votes. The Nominating Committee shall promptly transmit the list of nominees and each nominee's application materials to the Mayor.

(4) Within ~~30~~ 60 days after receiving the list of nominees, the Mayor shall either appoint a candidate from the list to the Commission, or provide the Nominating Committee with a written explanation as to why the Mayor declined to appoint a candidate. The Nominating Committee shall make this written explanation publicly available on the Commission's website within three business days after receipt, and shall then, within ~~30~~ 60 days after the Mayor's declination, submit to the Mayor a new list of at least two nominees for each existing or pending vacancy or expiring term. This new list of nominees shall not include a candidate from any prior list submitted to the Mayor to fill the ~~current~~ existing or pending vacancy or expiring term. Within 30 days after receiving the new list of candidates, the Mayor shall either appoint a candidate, or decline to appoint a candidate, as described in this section. This process shall continue until the Mayor appoints a candidate for consideration by the City Council Committee on Police and Fire, or its successor committee, and subsequent City Council approval. If the City Council rejects the Mayor's appointed candidate, within ~~30~~ 60 days thereafter the Mayor shall either appoint a different candidate from the most recent list submitted by the Nominating Committee, or request that the Nominating Committee provide at least two new nominees. This process shall continue until the City Council confirms a candidate appointed by the Mayor.

~~(d) An interim Commission shall be established to carry out the powers and duties outlined in Section 2-80-050 until the regular Commission is appointed following the first District Council elections. The interim Commission shall be composed of seven commissioners. The Chicago City Council Committee on Committees and Rules shall nominate 14 people for consideration by the Mayor for appointment to the interim Commission. All nominees must meet the qualifications outlined in 2-80-040(b). At least four of the nominees shall reside on the North Side of Chicago and have resided on the North Side of Chicago for at least 365 days immediately preceding their nomination; at least four nominees shall reside on the South Side of Chicago and have resided on the South Side of Chicago for at least 365 days immediately preceding their nomination; and at least four nominees shall reside on the West Side of Chicago and have resided on the West Side of Chicago for at least 365 days immediately preceding their nomination. By December 1, 2021, the Committee on Committees and Rules shall by majority vote approve the list of 14 nominees and submit the list to the Mayor for consideration.~~

~~By January 1, 2022, the Mayor shall appoint seven members to the interim Commission from the list of nominees approved and submitted by the Committee on Committees and Rules. At least two of the interim Commissioners shall reside on the North Side of Chicago and have resided on the North Side of Chicago for at least 365 days immediately preceding their nomination; at least two of the interim Commissioners shall reside on the South Side of Chicago and have resided on the South Side of Chicago for at least 365 days immediately preceding their nomination; and at least two of the interim Commissioners shall reside on the West Side of~~

~~Chicago and have resided on the West Side of Chicago for at least 365 days immediately preceding their nomination.~~

~~If there is a vacancy on the interim Commission, within 30 days of the creation of the vacancy, the Committee on Committees and Rules shall use the process described above to nominate two people for consideration by the Mayor. Within 30 days after the Committee on Committees and Rules submits to the Mayor a list of nominees, the Mayor shall select a person to fill the vacancy on the interim Commission.~~

~~Interim Commissioners shall serve until their successors take office following the first District Council elections. Interim Commissioners can be removed for Just Cause pursuant to Section 2-80-040(e).~~

~~(e) *Removal from office.* A Commissioner may only be removed for Just Cause either at the discretion of the Mayor or by the City Council, upon a majority vote of the members of the Committee on Police and Fire, or its successor committee, and then a two-thirds vote of all members of the City Council. Before directing a removal, the Mayor shall provide written notice of such intent to the Chair of the Committee on Police and Fire, or its successor committee, who, within 30 days of the date of said notice, may convene a meeting of the Committee on Police and Fire, or its successor committee, to adopt a resolution overriding the intended removal, which must be passed by a two-thirds majority vote of the City Council to be effective. The Mayor or City Council must provide written notice that describes with specificity the reason for removal to the affected Commissioner.~~

~~(f) (e) *Compensation.* Each commissioner Commissioner shall receive an annual stipend of \$12,000.00, and the president President shall receive an annual stipend of \$15,000.00.~~

SECTION 8. Section 2-80-060 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

2-80-060 Commission – Meetings.

(a) The Commission shall hold regular meetings on at least a monthly basis, except that the Commission shall not be required to hold a regular meeting during the month of August.

(Omitted text is not affected by this ordinance)

(c) Upon submission to the Commission of a petition signed by at least 2,000 Chicago residents ("Qualifying Petition"), the Commission shall hold a special meeting. The Qualifying Petition shall set forth with specificity the issues or concerns that would be the subject of the special meeting, and those issues or concerns must fall within the Commission's purposes as specified in Section 2-80-030, and may propose up to ten specific topics for the Commission's consideration. The Commission may approve any or all such topics by majority vote, and shall thereupon generate questions, based on the approved submitted topics, to be directed to the Superintendent, the Public Safety Inspector General, the Chief Administrator, or the President of the Police Board, each of whom may, in their discretion, select one or more designees with subject matter knowledge to appear on their behalf. Within 14 days of receiving a Qualifying Petition, the Commission shall determine and announce whether a special meeting is required. If a special meeting is required, the meeting shall be convened within 24 25 business days of submission of the Qualifying Petition.

SECTION 9. Section 2-80-070 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

2-80-070 District Councils – Establishment, purpose, composition and duties.

(Omitted text is not affected by this ordinance)

(b) Each District Council shall be comprised of three members who are elected to serve four-year terms. No person may serve more than a total of 12 years on a District Council in their lifetime. A candidate for District Council membership shall:

(Omitted text is not affected by this ordinance)

(4) not have been an employee of the Department, ~~Independent Police Review Authority~~, COPA, or the Police Board in any of the three years immediately preceding the date on which their term begins.

(Omitted text is not affected by this ordinance)

If a vacancy occurs on any District Council, then the Mayor shall appoint, with the advice and consent of the City Council, a new member to serve for the remainder of the unexpired term. When the Mayor is filling a District Council vacancy, the remaining member or members of the District Council shall, within ~~30~~ 60 days of the vacancy being created, identify three people who meet the qualifications established in this Chapter and submit their names to the Commission. From among the names submitted by the District Council, the Commission shall, within ~~60~~ 30 days of ~~the vacancy being created~~ receiving names submitted by the District Council, select a person to recommend to the Mayor to fill the vacancy. If all of the positions on a District Council become vacant, the Commission shall, within 60 days of the creation of each vacancy, select a person who meets the qualifications established in this Chapter to recommend to the Mayor to fill the vacancy.

(Omitted text is not affected by this ordinance)

(e) Each District Council shall:

(Omitted text is not affected by this ordinance)

(3) Delegate one or more District Council members to attend quarterly meetings with representatives from each District Council to identify trends and concerns regarding public safety and policing in the Districts;

(4) Delegate one or more District Council members to attend annual meetings with representatives from each District Council to propose priorities regarding public safety and policing for the Commission;

(Omitted text is not affected by this ordinance)

(8) Report its findings, conclusions, and recommendations to the Commission ~~as requested~~; and

(Omitted text is not affected by this ordinance)

(g) Each District Council shall have a Chair, a member of the Nominating Committee, and a Community Engagement Coordinator. Each member of a District Council shall hold one position, unless a vacancy exists in that District Council, in which case one member may hold more than one position. District Council members on each District Council shall determine which member shall serve as Chair, which member shall serve on the Nominating Committee, and which member shall serve as Community Engagement Coordinator. Within 30 days of members taking office, each District Council shall submit to the Commission a document identifying who has been selected to fill each of these positions. If, 30 days after taking office, members of any District Council have not filled one or more of these positions, the Commission shall assign roles by a majority vote of the Commission.

SECTION 10. Section 2-80-080 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

2-80-080 Superintendent, Chief Administrator and Police Board – Selection; appointment.

(a) Superintendent. When a vacancy occurs in the position of Superintendent or when the Superintendent submits a letter of resignation that specifies a future date when the resignation will go into effect, the Commission shall hold at least four public hearings at which members of the public may provide recommendations to inform the Commission's selection of Superintendent candidates. At least one public hearing shall be held on the North Side of Chicago, the South Side of Chicago, and the West Side of Chicago.

(Omitted text is not affected by this ordinance)

SECTION 11. Section 2-80-100 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

2-80-100 Superintendent, Chief Administrator and Police Board President – Performance reviews.

Every year, the Commission shall establish goals and expectations for the Superintendent, Chief Administrator, and Police Board President, which the Commission shall make publicly available. By ~~December 1st~~ January 31 of each year, the Superintendent, Chief Administrator, and Police Board President shall each provide the Commission with a written self-evaluation that describes progress towards meeting ~~that~~ the previous year's goals and expectations, and proposes goals and expectations for the ~~next~~ current year. By ~~December 31st~~ February 15 of each year, the Commission shall provide the Superintendent, Chief Administrator, and Police Board President with preliminary written evaluations that include the Commission's assessment of the Superintendent's, Chief Administrator's, and Police Board President's performance in meeting the previous year's goals and expectations, and ~~sets~~ set out goals and expectations for that calendar year. If the Superintendent, Chief Administrator, or Police Board President ~~believe~~ believes that changes to the written evaluation or the goals and expectations are warranted, within

15 days of receiving the evaluation they may request in writing that the Commission make such changes. By ~~January 31st~~ March 15 of each year, the Commission shall complete a final performance review of the Superintendent, Chief Administrator, and Police Board President covering the previous calendar year, and establish goals and expectations for the Superintendent, Chief Administrator, and Police Board President for the then-current calendar year.

SECTION 12. Section 2-80-160 of the Municipal Code of Chicago is hereby amended by deleting the language struck through as follows:

2-80-160 Budget and staffing.

(Omitted text is not affected by this ordinance)

~~No later than November 1, 2021, and subject to the availability of duly appropriated funds, the Commission shall be staffed by adequate numbers of personnel to competently and thoroughly carry out its duties.~~

SECTION 13. Section 2-92-290 of the Municipal Code of Chicago is hereby amended by deleting the language struck-through, and by adding the language underscored, as follows:

2-92-290 Official newspaper for city bid publications.

(a) The Chief Procurement Officer shall advertise in such daily newspaper or newspapers published in the City as ~~he~~ the Chief Procurement Officer may select, and on the City's electronic bid submission website, inviting proposals for the following contract:

For the publication in any newspaper published in the English language, being published at least five times a week, of those matters and things required by law or any ordinance of the City to be published in a newspaper.

(b) All such bids shall be received, opened and acted upon in conformity with the Municipal Purchasing Act for cities of 500,000 or more population, 65 ILCS 5/8-10-1 *et seq.*, as amended, though posting a sealed bid publicly online shall count as opening the bid. The names of the bidders and the bid price shall be posted on the City's electronic bid submission website within twenty-four hours of the closing date of bid submissions. All bids shall be visible to public inspection on the website for a period of at least forty-eight hours before award is made.

(c) No advertisement for any City printing whatsoever shall be given or let to any newspaper in the City which in its columns has taught, or teaches, advocates, or abets any measures, or any people, who have for their object the overthrow by force or illegal means, of the laws of the nation, the state, or the City.

(d) Nothing in this section shall be held to apply to any printing, notices or advertisements of the Board of Local Improvements, as established by Section 2-102-050 of this Code.

SECTION 14. Section 2-102-030 of the Municipal Code of Chicago is hereby amended by

inserting the language underscored, as follows:

2-102-030 Commissioner – Powers and duties.

The Commissioner of Transportation shall have the following powers and duties:

(Omitted text is not affected by this ordinance)

(bb) The materials and methods used for post-construction restoration shall be uniform throughout the City and be, at minimum, consistent with industry standards; provided, however, that post-construction restoration of right-of-way within the jurisdiction of the Illinois Department of Transportation shall comply with the Illinois Department of Transportation Standard Specifications for Road and Bridge Construction.

(cc) To establish and administer grant-funded programs that provide incentives, rebates, or other financial assistance to eligible recipients for transportation, infrastructure, clean energy, emissions-reduction, or other mobility related projects. In connection with a grant-funded program, the Commissioner may: (1) solicit, evaluate, and select program administrators and eligible recipients; (2) enter into, execute, amend, renew, and terminate agreements with program administrators and eligible recipients; and (3) take such other actions necessary or appropriate to implement and administer such programs, consistent with the terms of the applicable grant.

SECTION 15. Section 4-4-265 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

4-4-265 Remediation conferences.

(a) Any ~~city~~ City department or agency that is responsible for enforcing any license requirement of this Code shall have authority to require a licensee to appear at a remediation conference at which the licensee shall be required to produce books and records or answer questions for the purpose of determining the licensee's compliance with any provision of the Code that is within the department's or agency's enforcement authority.

(b) If a department or agency requires a licensee to appear at a remediation conference, the licensee shall be given no less than 30 calendar days' notice, sent by first class mail to the licensee's address on file with the applicable department or agency, directing such licensee to appear at the offices of the department or agency for a remediation conference. If the licensee fails, without good cause, as determined by the applicable department or agency head, to appear at such remediation conference, the licensee shall not be eligible to renew the applicable license and the failure to appear shall constitute grounds to suspend or revoke the license.

(c) For purposes of this section, the term "license" shall include a license, registration, or certification under Title 4 of the Code, and the term "licensee" shall include a licensee, registrant, or certificate holder of a Title 4 license, registration, or certification.

ARTICLE II. MOBILE FOOD CARTS

SECTION 1. Section 4-8-010 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

4-8-010 Definitions.

The following definitions shall apply in the interpretation and the enforcement of this chapter and Chapters 7-38, 7-40, and 7-42 of this Code, unless the context clearly indicates that another meaning is intended. The listing of items as examples in any definition is intended to be illustrative and not exhaustive.

(Omitted text is unaffected by this ordinance)

"Mix" means the unfrozen combination of all ingredients of a frozen dessert with or without fruits, fruit juices, candy, nut meats, flavor or color, in a fluid or semifluid state.

"Mobile food cart" means a human-powered, non-motorized vehicle, pushcart, or handcart used to conduct a mobile food cart preparer business. The mobile food cart may not be self-propelled, but may have an electric assist to help propel it when pushed or pulled by an individual.

"Mobile food cart preparer" means any person who, by traveling from place to place upon the public ways, sells and serves food, coffee or other beverages that are prepared and served from a mobile food cart.

"Mobile food dispenser" means any person who, by traveling from place to place upon the public ways, serves previously prepared food that is enclosed or wrapped for sale in individual portions, coffee, other beverages or whole and uncooked fruits or vegetables from a wheeled vehicle.

"Mobile food vendor" means a mobile food cart preparer, mobile food dispenser, mobile food preparer, produce merchant, mobile prepared food vendor, or mobile frozen desserts vendor.

"Mobile food preparer" means any person who, by traveling from place to place upon the public ways, prepares and serves food from a mobile food truck.

"Mobile food truck" means a motorized vehicle used to conduct a mobile food preparer business.

"Mobile food vehicle" means a motorized vehicle used (i) to conduct a mobile food dispenser, mobile food preparer or mobile frozen desserts vendor business; or (ii) by a charitable food vendor.

"Mobile frozen desserts vendor" means any person who, by traveling from place to place upon the public ways, serves from a two-wheeled or three-wheeled motorized or non-motorized vehicle, pushcart, or handcart individual portions of ice cream, ice milk, frozen dessert mix, sundaes or other frozen desserts that are totally enclosed in a wrapper or container and which have been manufactured, prepared or wrapped in a licensed food establishment.

"Mobile prepared food vendor" means any person who, by traveling from place to place upon the public ways, serves from a wheeled non-motorized vehicle, pushcart, or handcart individual portions of food, coffee or other beverages that are totally enclosed in a wrapper or container in individual portions and which have been manufactured, prepared or wrapped in a licensed food establishment for sale in individual portions.

"Owner" means the owner, operator, licensee or person in charge of any food establishment or vehicles used for the storage, transportation or vending of foods.

(Omitted text is unaffected by this ordinance)

SECTION 2. Section 4-8-020 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

4-8-020 Licensing requirements – Exceptions.

(Omitted text is unaffected by this ordinance)

(c) (1) *Mobile food dispenser – License required.* No person shall engage in the business of a mobile food dispenser without first having obtained a mobile food vendor license to engage in a mobile food dispenser business.

(Omitted text is unaffected by this ordinance)

(5) *Mobile prepared food vendor – License required.* No person shall engage in the business of a mobile prepared food vendor without first having obtained a mobile food vendor license to engage in a mobile prepared food vendor business.

(6) *Mobile food cart preparer – License required.* No person shall engage in the business of a mobile food cart preparer without first having obtained a mobile food vendor license to engage in a mobile food cart preparer business.

(d) *Shared kitchen – License required.* No person shall engage in the business of a shared kitchen without first having obtained a shared kitchen license under Section 4-8-038.

(Omitted text is unaffected by this ordinance)

(k) Nothing in this chapter shall be construed to prohibit the sale of whole and uncooked fruits and vegetables from a mobile food vehicle used to conduct a mobile food dispenser or mobile food preparer business, or otherwise as permitted in accordance with Section 4-244-010 ~~and 4-244-020~~ pertaining to peddlers.

(Omitted text is unaffected by this ordinance)

SECTION 3. Section 4-8-036 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

4-8-036 License – Application and category– Mobile food vendors.

(a) In addition to the general application requirements,

(1) an applicant for a mobile food vendor license to engage in a mobile food cart preparer, mobile food dispenser, mobile food preparer, mobile prepared food vendor or mobile frozen desserts vendor business shall supply the name and address of the commissary where the vehicle or cart will be cleaned and serviced, and if the vehicle or cart is not stored at the commissary, the name and address of the place where such vehicle or cart will be stored when not in use. The Department of Health shall approve such locations;

(2) an applicant for a mobile food vendor license to engage in a mobile food cart preparer, mobile food dispenser, mobile prepared food vendor or mobile food preparer business shall complete a consultation with the Department of Health to review the proposed business practices, the vehicle and equipment to be used, and food safety operations prior to obtaining a mobile food vendor license. As part of this consultation, the applicant shall provide a proposed menu including a list of all food items the applicant intends to serve. At the time of consultation, an applicant for a mobile food vendor license to engage in a mobile food preparer business shall provide a City of Chicago Food Sanitation Manager Certificate issued to the applicant or the applicant's employee who will operate the mobile food truck;

(3) an applicant for a mobile food vendor license to engage in a mobile food cart preparer, mobile food dispenser, mobile prepared food vendor or mobile food preparer

business shall make the applicant's mobile food vendor vehicle or cart available for inspection by the Department of Health at a location determined by the Department of Health;

(Omitted text is unaffected by this ordinance)

(c) The Commissioner of Business Affairs and Consumer Protection is authorized to issue color-coded emblems for the following mobile food vendor business categories:

1. A mobile food vendor license to engage in a mobile food preparer business.
2. A mobile food vendor license to engage in a mobile food dispenser business.
3. A mobile food vendor license to engage in a mobile frozen desserts vendor business.
4. A mobile food vendor license to engage in a produce merchant business.
5. A mobile food vendor license to engage in a mobile prepared food vendor business.
6. A mobile food vendor license to engage in a mobile food cart preparer business.

(Omitted text is unaffected by this ordinance)

SECTION 4. Section 4-8-048 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

4-8-048 Applicants – Operating under supervision of outside Department of Health.

(Omitted text is unaffected by this ordinance)

(b) Applicants for a mobile food vendor license to engage in a mobile food cart preparer, mobile food dispenser, mobile prepared food vendor, mobile frozen desserts vendor, or mobile food preparer business who are located outside of the jurisdiction of the Department of Health may obtain a license from the City of Chicago; provided, that the vehicle or cart does comply with the applicable requirements of this Code and (i) the mobile food dispenser, prepared food vendor or mobile frozen desserts vendor applicant does dispense foods which are prepared and wrapped in a commissary which conducts its operations under the supervision of a state or local health authority; or (ii) the mobile food cart preparer or the mobile food preparer applicant prepares food in compliance with rules of the Department of Health and the applicant conducts its operations under the supervision of a state or local health authority; provided that the ordinances regulating mobile food cart preparer, mobile food dispensers, prepared food vendors, mobile frozen desserts vendors and mobile food preparers are substantially equivalent to this chapter. The applicant shall, in addition to the application, provide inspection reports and a copy of the business license from the state or local health authority in the jurisdiction where the food source or commissary is located, indicating compliance with such provisions. If such documentation is not available, approval shall be granted by the Department of Health, if the Department determines that applicable health standards are satisfied. The Department of Health may require food to be submitted for laboratory testing.

SECTION 5. Section 4-5-010 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

4-5-010 Establishment of license fees.

This chapter shall establish fees for various licenses created by this title unless otherwise provided. The following fees shall apply for the specified licenses. The chapter in which each fee requirement is created is also provided. Unless otherwise stated, fees shall be assessed every two years. For every license application which includes fingerprinting of the applicant as part of the application process, a fingerprint fee sufficient to cover the cost of processing fingerprints will be assessed in addition to the below fees. The fingerprint fee will be assessed regardless of whether the license applied for is issued or denied. The amount of the fee will be set forth by regulation promulgated by the Commissioner of Business Affairs and Consumer Protection.

(Omitted text is unaffected by this ordinance)

(15) Food – Retail Food Establishment (4-8)

(Omitted text is unaffected by this ordinance)

Food –	Mobile Food Vendor – Mobile Desserts Vendor	\$275.00
<u>Food –</u>	<u>Mobile Food Vendor – Mobile Food Cart Preparer</u>	<u>\$500.00</u>
Food –	Mobile Food Vendor – Mobile Food Dispenser	\$700.00

(Omitted text is unaffected by this ordinance)

SECTION 6. Section 7-38-075 of the Municipal Code of Chicago is hereby amended by adding the language underscored, as follows:

7-38-075 Mobile food vendor vehicles.

(a) Every mobile food vehicle and every mobile food cart used by a mobile food vendor in the conduct of such business shall comply with the rules of the Department of Health and the following requirements:

(1) the interior floor, walls and ceiling of each such vehicle or cart, as applicable, shall be of smooth, not readily corrodible, impervious material capable of withstanding repeated washing and scrubbing and shall be finished in a light color;

(2) the vehicle or cart shall not be used for any purpose other than a mobile food vendor business; and

(3) all food service equipment utilized by the mobile food vendor shall be of easily cleanable construction and shall be maintained in good repair and a clean condition.

(Omitted text is unaffected by this ordinance)

(e) There shall be no more than 40 pounds of propane in a mobile food vehicle or 20 pounds of propane in a mobile food cart.

(f) Prior to the construction, remodeling, purchase or use of any mobile food truck or the addition of any new equipment for the storage or preparation of food in a mobile food vehicle, or a mobile food cart, plans for such vehicle or mobile food cart must be submitted to the Department of Health, and, if the mobile food vehicle uses propane, natural gas, or has a

fire suppression hood, or in the case of a mobile food cart, if it uses propane, the Fire Department for approval.

(g) The Commissioner of Transportation may issue rules regarding the inspection, review, and approval of mobile food carts.

SECTION 7. Section 7-38-128 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

7-38-128 Enforcement.

(a) Except as otherwise provided in this chapter, the Commissioner of Health shall have authority to adopt rules for the effective implementation of Article II of this ~~Chapter~~ chapter. ~~The rules shall include rules including regulations~~ The rules shall include rules pertaining to the construction and size requirements for mobile food vehicles or mobile food carts, which shall be issued after consultation with the Commissioner of Transportation, and, with input from the Fire Department, ~~regulations~~ rules pertaining to the installation, use, safety, and maintenance of propane tanks and natural gas apparatus in a mobile food vehicle or in a mobile food cart.

(b) Except as otherwise specified in this chapter, any person who violates Article II of this Chapter shall be fined as provided in Section 7-42-090 of this Code.

(c) In addition to any other ~~city~~ City department that has enforcement authority, the Department of Business Affairs and Consumer Protection and the Department of Transportation shall have authority to enforce ~~sections~~ Sections 7-38-115, and 7-38-117, 7-38-075, and 7-38-149 of this ~~Chapter~~ chapter.

(d) Any person who violates ~~sections~~ Section 7-38-115 and or Section 7-38-117 of this chapter shall be fined not less than \$1,000-~~00~~ and not more than \$2,000-~~00~~ for each offense. Each day that the violation occurs shall be considered a separate and distinct offense.

(e) Any person who violates Section 7-38-075 or Section 7-38-149 of this chapter shall be fined not less than \$200 and not more than \$1,000 for each offense. Each day that the violation occurs shall be considered a separate and distinct offense.

SECTION 8. Chapter 7-38 of the Municipal Code of Chicago is hereby amended by adding a new Section 7-38-149, as follows:

Part G. Mobile Food Cart Preparer Vendors

7-38-149 Mobile food cart preparer vendors.

(a) Except as otherwise provided in this section, a mobile food cart preparer shall comply with all applicable requirements of this Code, including the requirements set forth in Article II, Parts A and B of this chapter, and ~~the rules of the Department of Health~~ pertaining to mobile units handling food.

(b) *Operational requirements.*

(1) Mobile food carts shall be moved from place to place upon the public ways and shall not be operated at a fixed location except as otherwise provided herein.

(2) Mobile food cart stops shall be made only to service customers and shall not exceed a total of four hours in any one block.

(3) No mobile food cart shall be equipped with any electronic sound-amplifying device. Permitted advertising devices shall be limited to bells, whistles, horns, or other musical or noise-making devices which do not employ any electronic sound-amplifying device. Mobile food carts employing musical or noise-making devices shall only sound said

devices when traversing the public way and shall be prohibited from sounding said devices while stopped.

(4) No mobile food cart equipped with a musical or noise-making device shall sound any such device at any location between the hours of 7:00 p.m. and 9:00 a.m., or at any time within 200 feet of a hospital, nursing home, or while traversing any zone of quiet established under Chapter 10-8 of the Code.

(5) No sales from a mobile food cart shall be made between the hours of 2:00 a.m. and 5:00 a.m. No mobile food cart shall be left on the public way or on a place where it is used to vend food between the hours of 2:00 a.m. and 5:00 a.m.

(6) No operator of a mobile food cart shall stop the mobile food cart without there being six feet of sidewalk unobstructed for pedestrian passage.

(7) No mobile food cart preparer shall stop within 200 feet of any principal customer entrance to a restaurant which is located on the street level; provided, however, the restriction in this subsection shall not apply between 12:00 a.m. and 2:00 a.m.

Restaurant, for purposes of this section, means any public place at a fixed location kept, used, maintained, advertised and held out to the public as a place where food and drink is prepared and served to the public for consumption on or off the premises pursuant to the required licenses. Such establishments include, but are not limited to, restaurants, coffee shops, cafeterias, dining rooms, eating houses, short order cafes, luncheonettes, grills, tearooms, and sandwich shops.

(8) (A) No operation of a mobile food cart is allowed on any private property unless all of the following requirements are met:

(i) The mobile food cart preparer has obtained the express written consent of the owner or lessee of such property and such written consent is kept with the mobile food cart at all times when the cart is on the property;

(ii) The mobile food cart preparer is in compliance with all applicable requirements of the Chicago Zoning Ordinance; and

(iii) The mobile food cart preparer is in compliance with subsection (b)(2) and, except for the private property that allows the operation of the mobile food cart, the mobile food cart preparer is in compliance with subsection (b)(7) of this section.

(B) Notwithstanding any other provision in subsection (b)(8)(A), no mobile food cart preparer shall operate on a privately-owned: (i) vacant lot, or (ii) lot with a vacant building. For purposes of this subsection, the term "vacant building" has the meaning ascribed to the term in Chapter 14X-2 of this Code.

(9) Mobile food carts shall be operated only by the mobile food cart preparer licensee or by an authorized employee of such licensee.

(10) No alcohol may be sold from, or possessed at, a mobile food cart.

(c) **Duties.** A licensee under this section shall have the following duties:

(1) *Consultation with the Department of Health – Required.* Prior to the issuance of any mobile food vendor license to engage in a mobile food cart preparer business, the applicant for such license shall complete a consultation with the Department of Health to review and approve for Code compliance the applicant's proposed menu, equipment, and food safety operations at the premises identified in the license application.

(2) *Health Food Code Rules and sanitation practices.*

(A) Mobile food cart preparers shall comply with all applicable sanitation and other requirements set forth in the Department of Health Food Code Rules.

(B) Mobile food cart preparers shall equip the mobile food cart, or ensure that the mobile food cart is equipped, with (i) a hand sink attached to the mobile food cart; and (ii) equipment to ensure adequate hot and cold holding to maintain time/temperature control for safety food. Such equipment shall conform to the Department of Health Food Code

Rules governing hand sinks and equipment to ensure adequate hot and cold holding to maintain time/temperature control for safety food.

(3) *City of Chicago Food Service Sanitation Certificate.* Mobile food cart preparers shall hold a City of Chicago Food Service Sanitation Certificate issued by the Department of Health.

(d) *Display.*

(1) Every mobile food cart preparer shall carry a copy of the following:

(A) the mobile food cart preparer license;

(B) the commissary license that the cart carries food from; and

(C) the City of Chicago Food Service Sanitation Certificate issued by the Department of Health.

(2) Every mobile food cart preparer shall present any and all licenses to an authorized inspector or police officer when requested.

(e) *Mobile food cart stands program.*

(1) A mobile food cart stands program ("program") is hereby created as provided in this section.

(2) The following definitions shall apply for purposes of this section:

(A) "Commissioner" means the Commissioner of Transportation.

(B) "Block" means both sides of the part of a street that lies between two intersecting streets, as the term "street" is defined in Section 9-4-010 of this Code.

(3) "Stand" means a mobile food cart stand established by the Commissioner pursuant to this section.

(3) The Commissioner is authorized, subject to the approval of the City Council, to establish stands on sidewalks where mobile food carts may be operated at all times or during certain specified periods, if, after consulting with the alderman of the ward in which a proposed stand will be located and the Department of Police, the Commissioner determines that establishing such a stand: (A) will not create undue safety hazards in the use of the public way by vehicular or pedestrian traffic; (B) will not impede the safe and efficient flow of traffic upon the sidewalk on which the mobile food cart stand is proposed; and (C) will provide benefit and convenience to the public. After engaging in the above consultations and posting appropriate signs, the Commissioner may amend the time of operation of mobile food carts at a mobile food cart stand.

(4) The Commissioner shall designate mobile food cart stands by appropriate signs.

(5) Notwithstanding any other provision of this Code, in a block where a mobile food cart stand is established pursuant to this section, no person shall operate a mobile food cart from any other place on the public way in such block face except from the designated mobile food cart stand.

(6) Operators of mobile food carts that operate from a mobile food cart stand shall be subject to this section and all applicable requirements of this chapter, except for the requirement in subsection (b)(7).

(7) The Commissioner and the Commissioner of Business Affairs and Consumer Protection shall have power to adopt rules as may be necessary or useful for the proper administration and enforcement of this program, including rules pertaining to the operation of mobile food carts from a designated mobile food cart stand.

(8) The Commissioner of Transportation is authorized to establish a mobile food cart stand on the sidewalk within the side of the block where each of the following addresses is located:

(A) [Reserved.]

(g) *Prohibited locations.* The City Council may from time to time define areas, in the interest of preserving public health and safety or avoiding traffic congestion, in which no mobile

food cart preparer may prepare or dispense food. No mobile food cart preparer shall operate in the following designated areas:

- (1) [Reserved.]

ARTICLE III. PUBLIC PASSENGER VEHICLES

SECTION 1. Section 9-112-010 of the Municipal Code of Chicago is hereby amended by adding the language underlined, as follows:

9-112-010 Definitions.

For purposes of this chapter the following definitions shall apply:

(omitted text is unaffected by this ordinance)

"Taxicab" means a vehicle licensed under this chapter for hire at rates of fare set forth in this chapter, which are or should be recorded and indicated by a taximeter.

"Taxicab affiliation" means an association of licensees organized and incorporated for the purpose of providing its members with (1) a Chicago business address, (2) telephone number registered to the taxicab affiliation, (3) uniform color scheme, (4) trade name or emblem, (5) an approved ~~two-way~~ taxicab dispatch system, (6) insurance, and (7) the designation of an authorized registered agent. Members of a taxicab affiliation shall be known as "affiliates".

"Taxicab dispatch system" means a communication network which connects a taxicab dispatch service or taxicab affiliation with chauffeurs for directing their movements. Communication relayed may be for connecting taxicab services to prospective passengers regarding trip information and dissemination of any other information which may enable chauffeurs to provide effective transportation services. A dispatch system may consist of hardware, software, mobile devices, online enabled platforms and applications, or any combination of the aforementioned technologies.

"Taximeter" means a device which records and indicates a charge or fare measured by distance traveled, waiting time, number of passengers, and any extra charges set forth in this chapter. Taximeters must meet specifications set forth by the Commissioner in rules ~~and~~ regulations.

"Transfer of a license" means the buying, selling or assigning of a medallion license or medallion licenses or the buying, selling and assigning of more than 25 percent of the stock or other interest in a person that owns or controls a medallion license or medallion licenses, whether such ownership or control is through a subsidiary, successor or any other person.

~~"Two-way dispatch system" means a method of communication by which a dispatcher may communicate simultaneously or individually with the drivers of all vehicles in an organization and for each driver to communicate with the dispatcher, so long as the manner of usage of such device while driving a taxicab does not violate City, State or Federal regulations. For purposes of this definition, the term "organization" refers to the taxicab affiliation and all its affiliates.~~

(omitted text is unaffected by this ordinance)

SECTION 2. Section 9-112-320 of the Municipal Code of Chicago is hereby amended by deleting the language struck-through, and by adding the language underlined, as follows:

9-112-320 Dispatch calls requests.

(a) Licensees and taxicab affiliations shall have an affirmative duty to respond to dispatch requests for taxicab service in underserved areas and to ensure compliance with this section by the drivers of vehicles. Licensees and taxicab affiliations shall immediately report to the ~~commissioner~~ Commissioner any driver who fails to comply with the requirements of this section.

(b) All licensees have an affirmative duty to respond to requests for service and are responsible for the actions of any employee, chauffeur, lessee, taxicab affiliation, ~~two-way~~ dispatch service, or other manager that reports to the licensee, for any failure to respond to a request for service.

(c) Each taxicab which is in service and leased by a public chauffeur must at all times have its ~~two-way taxicab~~ taxicab dispatch system activated to a level which is readily audible to the driver. The driver must respond in a timely manner to ~~two-way~~ dispatch requests for service in any area within the city's boundaries.

SECTION 3. Section 9-112-340 of the Municipal Code of Chicago is hereby amended by deleting the language struck-through, and by adding the language underlined, as follows:

9-112-340 Taxicab affiliations.

(omitted text is unaffected by this ordinance)

(h) In the event that a taxicab affiliation contracts with a ~~two-way~~ taxicab dispatch service to provide a ~~two-way~~ taxicab dispatch system to its affiliates, the taxicab affiliation shall be liable for any acts or omissions of the ~~two-way~~ taxicab dispatch service which may violate City ordinances or the rules promulgated thereunder.

(omitted text is unaffected by this ordinance)

(o) Any taxicab affiliation licensee licensed under this section shall not be required to obtain a taxicab ~~two-way~~ taxicab dispatch license under Section 9-112-550.

SECTION 4. Section 9-112-510 of the Municipal Code of Chicago is hereby amended by deleting the language struck-through, and by adding the language underscored, as follows:

9-112-510 Taximeter, fare collection and global position system specifications.

A licensee is responsible for ensuring that ~~his~~ its taxicab(s) ~~are~~ is equipped with a taximeter ~~connected with and operated from the transmission of the taxicab to which it is attached.~~ The taximeter must be active whenever the taxicab is engaged for hire within the city limits.

Taximeters must register the rates and charges accrued as set by this chapter. The taximeter shall display the fare in a manner and size so as to be plainly visible to the passenger

while riding in the back seat of the vehicle. All taximeters must be equipped with a receipt-dispensing mechanism. The ~~commissioner~~ Commissioner may promulgate rules governing taximeter and receipt specifications.

(omitted text is unaffected by this ordinance)

It is unlawful for a licensee to operate or lease a taxicab or a public chauffeur to operate a taxicab for hire within the ~~city~~ City unless (1) that taxicab's meter has been sealed by the ~~commissioner~~ Commissioner and (2) the meter is in proper and accurate working condition in accordance with this chapter and applicable rules.

The ~~commissioner~~ Commissioner is authorized to issue rules necessary to regulate the payment of fares, including but not limited to, cash, credit cards, debit cards, cyber-cash and other generally acceptable means of purchasing goods and services. Such rules may also specify the type and placement of non-cash payment devices, providing that all non-cash payment methods shall be located in the rear passenger compartment for use by the passenger.

(omitted text is unaffected by this ordinance)

As of the effective date of this chapter, any licensee who replaces a taxicab ~~must~~ shall install in the replacement vehicle a rear seat swipe credit card processing equipment approved by the ~~department~~ Department.

The ~~commissioner~~ Commissioner is authorized to issue rules necessary to require and regulate the installation of global position system (GPS) in all taxicabs.

SECTION 5. Section 9-112-550 of the Municipal Code of Chicago is hereby amended by deleting the language struck-through, and by adding the language underlined, as follows:

9-112-550 Taxicab ~~two-way~~ dispatch.

(a) No person shall operate or provide a taxicab ~~two-way~~ taxicab dispatch system without first obtaining a license from the Commissioner, unless such person has an active taxicab affiliation license issued under Section 9-112-340.

(b) Application for a ~~two-way~~ taxicab dispatch service license shall be made on a print or electronic form prescribed by the Commissioner and accompanied by such documents as the Commissioner may require and shall include, but not be limited to, ~~(1) proof that the two-way dispatch system applicant has a place of business in Chicago; and (2) the name and license information of the entities with which the two-way dispatch system has a contract to provide service.~~ As part of the application process, all officers, directors, shareholders, and members of the applicant shall submit to a fingerprint background check by a fingerprint agency approved by the Department and submit passport-sized photos of such officers, directors, shareholders and members. The annual fee for a taxicab ~~two-way~~ dispatch service system license is ~~\$500.00~~ 1,000. All taxicab ~~two-way~~ dispatch system service licenses expire on November 30. Renewal ~~must~~ shall be made during the month of November. The fee shall be paid in advance before the license is issued. In order to avoid lapse of the taxicab ~~two-way~~ dispatch service system license, the licensee ~~must~~ shall renew the license before the expiration date of the licensing term. Renewal fees ~~must~~ shall be paid before the first day of the licensing term. Any licensing fee paid on or after the first day of the licensing term is considered a late payment, and is subject to late payment fees and interest accrued as specified in the Code and

promulgated in the rules by the Commissioner. A taxicab ~~two-way~~ dispatch service system license not renewed in a timely manner is considered lapsed.

(c) For the purpose of ensuring adequate service to customers who request transportation, the Commissioner may promulgate rules ~~and regulations~~ governing the dispatch of taxicab ~~vehicles~~. These rules shall include, but not be limited to: standards for determining adequate and timely service; the responsibilities of taxicab affiliations, ~~taxicab two-way~~ dispatch services, taxicab medallion holder licensees, and public chauffeurs in responding to requests for service within a specified time frame. Penalties ~~per for~~ violation of this chapter and applicable rules include, but are not limited to, fines, ~~and/or~~ license suspension, ~~or and~~ license revocation.

(d) The Commissioner may also provide by rule reasonable minimum standards, based on the number of affiliates served by the taxicab ~~two-way~~ dispatch service, regarding the number of taxicab ~~two-way~~ dispatch requests received and answered in a timely manner annually by a taxicab affiliation~~(s)~~, its members, and contractors. Any taxicab ~~two-way~~ dispatch service ~~and/or~~ taxicab affiliation, applying for renewal of ~~their~~ its license, which failed to meet these standards in the previous year shall be issued a probationary license. Any taxicab ~~two-way~~ dispatch service ~~and/or~~ taxicab affiliation, applying for renewal of a probationary license, which failed to meet these standards during the year they operated under a probationary license, may have ~~their~~ its application denied.

(e) A taxicab dispatch service licensee shall not dispatch taxicabs or chauffeurs that do not have licenses, have revoked licenses, have suspended licenses, or have licenses that are not otherwise in good standing with the Department. A taxicab dispatch service licensee shall have protocols in place to prevent unlicensed, revoked, suspended, or violation status taxicabs or chauffeurs from being dispatched to pick up passengers.

(f) Every licensee shall keep accurate books and records of account of the licensee's operations at the licensee's place of business in the City for a minimum of three years. Such records shall be submitted for inspection upon the request of the Commissioner. Such records shall also be maintained in accordance with Section 3-4-170 of the Code, and shall be produced in an electronic format or any other format required by the City. The Commissioner may also request other data, such as records of trip requests, drivers and vehicles dispatched, fares for each trip, and other records, at such times and in a format and manner prescribed by the Commissioner in rules.

(g) Each data submission to the Department pursuant to this section and any rules promulgated hereunder shall be accompanied by an attestation, made under penalty of perjury, that the data submitted is accurate and complete.

SECTION 6. Section 9-112-565 of the Municipal Code of Chicago is hereby amended by deleting the language struck-through, and by adding the language underlined, as follows:

9-112-565 Consolidated taxicab electronic dispatch applications.

(omitted text is unaffected by this ordinance)

(d) Nothing in this section shall be construed to prohibit a licensee from being affiliated with or dispatched by another ~~two-way taxicab~~ dispatch system in addition to the applications designated in subsection (a) above.

(omitted text is unaffected by this ordinance)

SECTION 7. Section 9-112-600 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-112-600 Taxicab rates of fare.

(Omitted text is unaffected by this ordinance)

(k) A fuel surcharge may be added by the chauffeur of a taxicab to every taxicab fare, as follows:

(Omitted text is unaffected by this ordinance)

(6) As used in this subsection (k):

(A) "Current average price of gasoline" means the "the current avg." regular gasoline price for the City of Chicago ~~Metro Area~~ as published in AAA's Online Gas Prices Report; and

(B) "Month ago average price of gasoline" means the "month ago avg." regular gasoline price for the City of Chicago ~~Metro Area~~ as published in AAA's Online Gas Prices Report.

(Omitted text is unaffected by this ordinance)

SECTION 8. Section 9-114-010 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-114-010 Definitions.

For purposes of this chapter the following definitions shall apply:

(omitted text is unaffected by this ordinance)

"Council" means the City Council of the City of Chicago.

"Dispatch system" means a communication network which connects a public passenger vehicle dispatch service with public chauffeurs for directing their movements. Communication relayed may be for connecting services to prospective passengers to enable communication regarding trip information and dissemination of any other information which may enable chauffeurs to provide effective transportation services. A dispatch system may consist of hardware, software, mobile devices, online enabled platforms and applications, or any combination of the aforementioned technologies.

"Licensee" means any person to whom one or more licenses have been issued pursuant to this chapter.

(omitted text is unaffected by this ordinance)

"Place of business in the City of Chicago" means: (1) a location within the City where the City may send, and the licensee shall accept, notices of hearing or other notices from the City; and (2) a location within the City where a licensee maintains its business and financial records relating to the licenses involved.

"Pubic chauffeur" means a driver with a restricted chauffeur license or a taxi chauffeur license, as those terms are defined in Section 9-104-010 of the Code.

"Public passenger vehicle" means a motor vehicle, as defined in the motor vehicle law of the State of Illinois, which is used for the transportation of passengers for hire, excepting those (1) devoted exclusively for funeral use; (2) in operation of a metropolitan transit authority; (3) interstate carriers licensed for the transportation of passengers by the United States Department of Transportation solely to the extent that specific regulation of such vehicles by the City is preempted by federal law; (4) interstate carriers operating pursuant to and in conformity with a certificate of authority issued by the Illinois Commerce Commission solely to the extent that specific regulation of such vehicles by the City is prohibited by federal or state law; (5) taxicabs regulated pursuant to Chapter 9-112 of this Code; and (6) vehicles used to provide a transportation network service pursuant to Chapter 9-115. Public passenger vehicles included in the provisions of this chapter include, but are not limited to, livery vehicles, charter/sightseeing vehicles, jitney car services, medical carrier vehicles, and low-speed electric public passenger vehicles.

(omitted text is unaffected by this ordinance)

~~"Two-way dispatch system" means a method of communication by which a dispatcher may communicate simultaneously or individually with the drivers of all vehicles in an organization and for each driver to communicate with the dispatcher, so long as the manner of usage of such device while driving a public passenger vehicle does not violate City, State or Federal regulations. For purposes of this definition the term "organization" refers to the licensee and all vehicles for which a license is owned or controlled by the licensee.~~

(omitted text is unaffected by this ordinance)

SECTION 9. Section 9-114-040 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-114-040 Qualifications for license.

(a) In order to qualify for a license, whether upon initial application or upon application for renewal of a license:

(1) an applicant shall be in compliance with all City, State of Illinois and Federal laws, and ~~the provisions of this chapter; and~~

(2) unless an applicant is a current ambulance licensee under Chapter 4-68 of the Code applying for the operation of a medicar vehicle, an applicant shall have a place of business in the City of Chicago:

(i) with respect to any corporate applicant, the corporation shall be organized or qualified to do business under the laws of Illinois and have a place of business in the City of Chicago; or

(ii) with respect to a partnership applicant, the partnership shall have a place of business in the City of Chicago; or

(iii) with respect to any applicant other than a corporation or partnership, ~~he~~ the applicant shall reside and be domiciled in the City of Chicago; and

(omitted text is unaffected by this ordinance)

SECTION 10. Section 9-114-090 of the Municipal Code of Chicago is hereby amended by deleting the language struck-through, and by adding the language underlined, as follows:

9-114-090 Dispatch Public passenger vehicle dispatch license.

~~All licensees have an affirmative duty to respond to requests for service and are responsible for the actions of any employee, restricted chauffeur, two-way dispatch service, or other person that reports to, or acts as an agent of, the licensee, for any failure to respond to a request for service.~~

(a) No person shall operate a public passenger vehicle dispatch system without first obtaining a public passenger vehicle dispatch service license from the Commissioner.

(b) Application for a public passenger vehicle dispatch service license shall be made on a print or electronic form prescribed by the Commissioner and accompanied by such documents as the Commissioner may require and shall include, but not be limited to, proof that the public passenger vehicle dispatch has a place of business in Chicago. As part of the application process, all officers, directors, shareholders, and members of the applicant shall submit to a fingerprint background check by a fingerprint agency approved by the Department and submit passport-sized photos of such officers, directors, shareholders and members. The annual fee for a public passenger vehicle dispatch service system license is \$1,000. All public passenger vehicle dispatch system service licenses expire on November 30. Renewal shall be made during the month of November. The fee shall be paid in advance before the license is issued. In order to avoid lapse of the public passenger vehicle dispatch service system license, the licensee shall renew the license before the expiration date of the licensing term. Renewal fees shall be paid before the first day of the licensing term. Any licensing fee paid on or after the first day of the licensing term is considered a late payment and is subject to late payment fees and interest accrued as specified in rules promulgated by the Commissioner. A public passenger vehicle dispatch service system license not renewed in a timely manner is considered lapsed.

(c) For the purpose of ensuring adequate service to customers who request transportation, the Commissioner may promulgate rules governing the dispatch of public passenger vehicles. These rules shall include, but not be limited to: standards for determining adequate and timely service; public passenger vehicle dispatch services, public passenger vehicle holder licensees, and public chauffeurs in responding to requests for service within a specified time frame. Penalties per violation of this chapter and applicable rules include, but are not limited to, fines as specified in Section 9-114-410 of this chapter and license revocation pursuant to the requirements of Section 4-4-280 of this Code.

(d) The Commissioner may provide by rule reasonable minimum standards, based on the number of affiliates served by the public passenger vehicle dispatch service, regarding the number of public passenger vehicle dispatch requests received and answered in a timely manner annually by affiliated public passenger vehicle license holders and public chauffeurs. Any public passenger vehicle dispatch service applying for renewal of its license, which failed to meet these standards in the previous year shall be issued a probationary license. Any public passenger vehicle dispatch service applying for renewal of a probationary license, which failed to meet these standards during the year they operated under a probationary license, may have its application denied.

(e) A public passenger vehicle dispatch service licensee shall not dispatch public passenger vehicles or chauffeurs that do not have licenses, have revoked licenses, have suspended licenses, or have licenses that are not otherwise in good standing with the Department. A public passenger vehicle dispatch service licensee or chauffeur shall have protocols in place to prevent unlicensed, revoked, suspended, or violation status public passenger vehicles from being dispatched to pick up passengers.

(f) Every licensee shall keep accurate books and records of account of the licensee's operations at the licensee's place of business in the City for a minimum of three years. Such records shall be submitted for inspection upon the request of the Commissioner. Such records shall also be maintained in accordance with Section 3-4-170 of this Code, and shall be produced in an electronic format or any other format required by the Commissioner. The Commissioner may also request other data, such as records of trip requests, drivers and vehicles dispatched, fares for each trip, and other records, at such times and in a format and manner prescribed by the Commissioner in rules.

(g) Each data submission to the Department pursuant to this section and any rules promulgated hereunder shall be accompanied by an attestation, made under penalty of perjury, that the data submitted is accurate and complete.

SECTION 11. Chapter 9-114 of the Municipal Code of Chicago is hereby amended by inserting a new Section 9-114-110, as follows:

9-114-110 Public chauffeur license required.

(a) Licensees have an affirmative duty to ensure that their public passenger vehicles are driven only by public chauffeurs licensed pursuant to the requirements of Section 9-104-020, unless the vehicle size mandates a commercial driver's license pursuant to the Illinois Vehicle Code. It shall be a violation of this section for a licensee to allow an unlicensed chauffeur to drive a licensee's public passenger vehicle.

(b) Licensees shall develop and implement protocols to prevent unlicensed chauffeurs from leasing or operating public passenger vehicles. Licensees shall share such protocols upon request from the Department.

(c) Licensees are strictly liable for unlicensed chauffeurs operating the licensee's public passenger vehicles and for any offense committed by an unlicensed chauffeur while operating a licensee's public passenger vehicle.

(d) The Commissioner may suspend or revoke a licensee's license, subject to the procedures outlined in Section 4-4-280 of this Code, if the licensee violates this section.

SECTION 12. Section 9-114-340 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

9-114-340 Specifications.

(a) Vehicles of any size licensed by the State of Illinois as medical carriers pursuant to the Illinois Vehicle Code, ~~Illinois Revised Statutes Chapter 95-1/2, Paragraph 8-101 et seq. and Paragraph 13-101-1, et seq. (1985)~~ 625 ILCS 5, as amended, may be licensed as medical carriers.

(b) No vehicle shall be licensed as a medicar vehicle unless it has two doors on each side and meets applicable Federal Motor Vehicle Safety Standards for vehicles of its size, type and proposed use.

(c) Any medicar licensee that is also licensed as an ambulance under Chapter 4-68 of the Code shall, within 30 days after any point at which the medicar licensee's ambulance license becomes no longer active, file a change of address form with the Department of Business Affairs and Consumer Protection to report a current City business address.

SECTION 13. Section 9-114-410 of the Municipal Code of Chicago is hereby amended by adding the language underlined, and by deleting the language struck through, as follows:

9-114-410 Violation – Penalty.

(a) Any person who violates any provision of this chapter for which a penalty is not otherwise provided shall be fined not less than \$100-00 nor more than \$10,000-00. Each day that such violation shall continue shall be deemed a separate and distinct offense. In addition to fines, penalties for any violations of this chapter may include license suspension or revocation.

(b) Any person who violates Section 9-114-090(e), 9-114-150, 9-114-280, 9-114-315 or 9-114-320 shall be fined not less than \$250-00 nor more than \$10,000-00 for each offense.

(c) Any person who violates Section 9-114-020 or 9-114-170 shall be fined not less than \$1,000-00 nor more than \$10,000-00 for each offense. In addition to the fine provided by this subsection (c) for unlicensed operation, the commissioner is authorized to issue a cease-and-desist order directing immediate cessation of unlicensed operation until proper licensure is obtained. A second or subsequent incident of unlicensed operation, or operation in violation of a cease-and-desist order, shall subject the violator to a minimum fine of \$5,000-00.

ARTICLE IV. COST RECOVERY AND SPECIAL EVENTS

SECTION 1. Section 4-156-480 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

4-156-480 Liability for certain additional city services.

(A) The business entity benefiting from ~~traffic management~~ City services provided by the city in connection with an event presented at a qualifying stadium, conference, or exhibition facility shall pay to the city City an amount equal to the sum of (1) 140 percent of the average non-overtime hourly rate for Chicago police officers, for each hour of time worked by a police officer in providing traffic management services related to the event; plus (2) 140 percent of the average non-overtime hourly rate for Chicago traffic aides, for each hour of time worked by a traffic control aide in providing traffic management the actual personnel and non-personnel costs for City services related to the event.

(B) No later than 30 days before an event to be held in a major stadium, conference, or exhibition facility, the business entity benefiting from ~~traffic management~~ City services shall notify the ~~superintendent~~ Superintendent of Police and the ~~executive director~~ Executive Director of emergency management Emergency Management and ~~communications~~ Communications of the date, time, and nature of the event, and the teams or other entities participating in the event.

(C) For purposes of this section:

(1) "Business entity benefiting" means:

(a) The Chicago-based team participating in a professional baseball, football, basketball, hockey, or soccer game, regardless of whether the game is considered pre-season, regular season, or playoff.

(b) With regard to any other event, the person who contracts for the use of the stadium, conference, or exhibition facility for the presentation or conduct of the event.

(2) "City services" means all additional City services that the Superintendent of Police, in consultation with the Office of Emergency Management and Communication and all impacted departments, deems necessary for the safe and orderly conduct of an event presented at a qualifying stadium, conference, or exhibition facility, including, but not limited to,

all personnel and non-personnel costs associated with safety and traffic management services provided before, during, and after the event.

(23) "Qualifying stadium, conference, or exhibition facility" means an enclosed, partially enclosed, or open, facility having a capacity in excess of 7,000, but does not include a facility owned by an educational, charitable, religious, eleemosynary, or veterans' organization that is organized on a not-for-profit basis.

(D) ~~The police department~~ Department of Police and the office Office of emergency management Emergency Management and communications Communications shall maintain a record of the hours worked by ~~police officers and by traffic control aides~~ all personnel in providing ~~traffic management~~ City services related to an event at a qualifying stadium facility. The records shall indicate the date, location, and nature of each event; the number of ~~police officers, if any,~~ all personnel providing ~~traffic management~~ City services related to the event, regardless of which City department those personnel work for; the total number of hours worked by those ~~police officers~~ personnel; the personnel costs associated with those personnel, including straight time, overtime, and role-specific rates; and costs of any non-personnel assets supplied by the City associated with the City services provided for the event; ~~the number of traffic control aides, if any, providing traffic management services related to the event; and the total number of hours worked by those traffic control aides.~~ At the end of each calendar month, the records shall be delivered to the ~~department~~ Department of finance Finance, which shall issue separate bills to each business entity benefiting from ~~traffic~~ City services. The business entity shall pay the amount billed no later than 30 days after the date of mailing indicated on the bill. Amounts due under this section shall constitute a debt due and owing the ~~city~~ City.

SECTION 2. Sections 10-8-332 and 10-8-335 of the Municipal Code of Chicago are hereby repealed in their entirety and Section 10-8-335 replaced with the following new Section 10-8-335, as follows:

10-8-335 Special events.

(a) *Definitions.* The following terms are defined for the purposes of this section:

"Applicant" means the primary person responsible for the conduct of a special event and who signs an application, regardless of whether the application is filled out by that person or through an agent or representative.

"Application" means an application to conduct a special event that an applicant submits to DCASE.

"Athletic event" means any event involving the conduct of exercises, sports, games, marathons, or similar types of events, which is reasonably anticipated to obstruct the normal flow of traffic upon the public way.

"Attendees" means the total number of individuals attending a special event across all days and times the special event is being conducted, including all special event participants and spectators.

"Business day", "on-duty", and "person" shall have the same meanings ascribed to those terms in Section 10-8-330 of this chapter.

"City services" means all City services necessary or useful in conjunction with a special event, including, but not limited to, any personnel or non-personnel assets supplied by the City to manage and protect public health, public safety, sanitation, City infrastructure, and pedestrian and vehicular traffic flow associated with a special event. The pertinent City departments associated with a special event and DCASE shall determine the nature and scope of the City services required for the safe and orderly conduct of the special event, taking into consideration the information in the application and prior experience with similar events.

“CDOT” means the City’s Department of Transportation.

“Commissioner” means the Commissioner of Cultural Affairs and Special Events.

“DCASE” means the City’s Department of Cultural Affairs and Special Events.

“Estimated cost recovery fee” means the pre-event estimated fee for recovery of all or a portion of the recoverable costs of City services based upon the estimated cost of City services for the event and the event’s applicable fee schedule.

“Load in and load out” means the process of setting up equipment or materials immediately prior to a special event, and the process of taking down and hauling away equipment or materials immediately following a special event, respectively, or one or both may be for a specified duration of time otherwise provided in the special event’s permit.

“Organizer” means one or more individuals listed on an application who are designated as the primary representatives of the applicant, and who shall serve as responsible planners and on-site day-to-day managers for a special event.

“Outdoor event” means a planned temporary aggregation of attractions, including public entertainment, food and beverage service facilities, sales of souvenirs or other merchandise, or similar attractions, or an independent farmers market within the meaning of Section 10-8-331(b)(1) of the Code, that is:

(1) Conducted on the public way, including outdoor public enjoyment areas developed pursuant to Section 2-102-030 of the Code; or

(2) Conducted primarily outdoors on property open to the public other than the public way and which:

(A) Includes activities that require the issuance of a City temporary food establishment license or a special event liquor license; or

(B) Requires special city services, including, but not limited to, any of the following: street closures; provisions of barricades, garbage cans, stages or special “no parking” signs; special electrical services; or special police protection.

“Permit” means a valid, in-effect City-issued permit to conduct a special event, including and subject to the terms of all addenda thereto.

“Permittee” means the holder of a permit.

“Pertinent City departments” means, collectively, the Department of Business Affairs and Consumer Protection; the Department of Police; the Fire Department; the Department of Streets and Sanitation; the Department of Transportation; the Department of Public Health; the Office of Emergency Management and Communications; and any other City department or agency that may have potential input under the circumstances.

“Portable audiovisual rigging” means the temporary installation or operation of portable mechanical rigging and static rigging for the overhead suspension of portable audiovisual equipment, including, but not limited to, audio, video, lighting, backdrops, scenery, and other effects at a special event. Portable audiovisual rigging does not include freight handling or the transportation of heavy equipment.

“Portal” means an online interface established by DCASE that applicants use to apply for permits.

“Public charity” means an entity incorporated as a not-for-profit corporation which has been granted determination of 501(c)(3) tax-exempt status as a public charity by the Internal Revenue Service (“IRS”). An organization with private foundation status with the IRS is not a public charity.

“Public way” has the meaning ascribed to that term in Section 1-4-090(f) of the Code and shall also include the harbor as defined in Section 10-40-010 of the Code.

“Recoverable costs” means the costs incurred by the City for providing City services in support of a special event.

“Special event” means an athletic event, or an outdoor event, or an event that qualifies as or includes elements of both. Regardless of type, a special event does not include a neighborhood

block party at which no food, beverages, or merchandise are sold. A special event does not include a parade for which a permit is required under Section 10-8-330 of this chapter, or a farmers market licensed under Chapter 4-12 of this Code, or an independent farmers market requiring a market registration pursuant to Section 10-8-331(b)(2) of this chapter, or a special event for which the City would be the applicant or a co-applicant or which is approved and regulated pursuant to a special event-specific ordinance.

(b) No person may conduct a special event unless the sponsor of the event obtains a special event permit from DCASE.

(c) *Application submission.*

(1) *Time of submission.* An applicant shall file an application no earlier than 180 days prior to, and no less than 45 days prior to, the date for which the special event is requested. Absent extraordinary circumstances and subject to the DCASE Commissioner's sole discretion, no application shall be accepted less than forty-five days prior to the proposed special event.

(2) *Required information.* The application shall request from the applicant such information as the City may require to effectively assess and manage the special event, including, but not limited to:

(A) The name and address of the applicant, and a 24-hour contact telephone number and e-mail address of the organizer;

(B) A description of the proposed special event;

(C) The date of the proposed special event and the hours that the special event will begin and end on any given day;

(D) A description of any recording equipment, sound amplification equipment, banners, signs, or other attention-getting devices to be used in connection with the special event.

(E) The dates, times, and location of the special event, including any requests for street closures, the dates, times, and location of the load in and load out of the special event, including any requests for street closures, and a site plan; and

(F) The estimated attendees at the special event, including prior similar event attendance, as applicable, and other information pertinent to the numbers and locations of spectators, performers, and, if applicable, participants.

(3) As a condition of issuance of the permit, the applicant shall keep all application information current and shall promptly upload any change in required information to the portal, and this duty shall continue through the conclusion of the special event.

(4) *Size estimate; tiers.* The applicant shall make a good faith estimate of the total number of individuals attending the special event across all days and times the special event is being conducted, including all special event participants and spectators, and submit this estimate with the application. This estimate shall be the basis of determining which special event size tier, as provided in this subsection, is appropriate for the special event's application. Provided, however, the final pre-event attendance estimate is subject to review and adjustment by DCASE based upon historical departmental data for prior instances of the same or substantially similar events. The pre-event attendance estimate is also subject to change until the issuance of the permit at the discretion of the Commissioner based upon changes in any event planning, advance ticketing or registrations, or any reasonable inference of public response. After the special event, based on ticketing, registrations, or any other reasonable means of ascertaining an estimate of actual attendance, the attendance number and associated fees may be adjusted at the discretion of the Commissioner. Special event size tiers are as follows:

(A) Tier 1: up to 1,500 attendees.

(B) Tier 2: 1,501 to 10,000 attendees.

(C) Tier 3: 10,001 to 50,000 attendees.

(D) Tier 4: over 50,000 attendees.

(5) *Insurance.* As a condition of issuance of the permit, the applicant shall submit proof of insurance in such amounts and for such coverages and durations as is acceptable to the City's Risk Manager, with the following serving as a base level for the City's Risk Manager prior to the Risk Manager's consideration of additional circumstances:

(A) Submit proof of insurance evidencing commercial general liability insurance, with limits of not less than \$1,000,000.00 per occurrence for bodily injury, personal injury, and property damage, naming the City as additional insured on a primary, noncontributory basis for any liability arising directly or indirectly from the permittee's operations.

(B) Each insurance policy required by this subsection shall include a provision to the effect that it shall not be subject to cancellation, reduction in the amounts of its liabilities, or other material changes until notice thereof has been received in writing by the City's Office of Risk Management and, if applicable, the Department of Business Affairs and Consumer Protection, not less than 60 days prior to such action.

(C) Each applicant shall maintain the insurance required by this subsection in full force and effect for the duration of the permit period. The applicant's failure to maintain such insurance during the periods indicated above shall result in automatic expiration of the permit. For the purposes of this subsection, the permit shall include the time required for load in and load out for the conduct of the special event until the public way has been cleared and restored as provided in this section.

(6) *Commitments.* Each applicant shall make the following commitments as included in the application:

(A) Explicitly commit to and state on the application that the applicant shall reimburse the City for recoverable costs within 60 days of receiving a statement of such costs from the City;

(B) Explicitly commit to and state on the application that it shall, on behalf of itself and its agents, employees, affiliates, contractors, subcontractors, consultants, production company, and vendors, indemnify, defend and hold the City and its assignees and employees harmless from all losses, damages, injuries, claims, demands, and expenses arising out of the operation of the special event and the condition, maintenance, and use of any public property associated with the special event.

(7) *Application processing fee.* The application shall be accompanied by a non-refundable processing fee of:

(A) For Tier 1 special events—\$500;

(B) For Tier 2 special events—\$2,500;

(C) For Tier 3 special events—\$8,000; and:

(D) For Tier 4 special events—requires a case-by-case assessment after submission of application, with the amount determined by the sole discretion of the Commissioner based on application processing costs.

(E) *Application processing fee exceptions and discounts.*

(i) *Public charity special events.* A public charity special event that meets all requirements of this subsection (c)(7)(E)(i) is entitled to a 50% discount on its application processing fee. The public charity shall be the primary special event applicant, though this requirement does not prevent the applicant from contracting with a third-party for services such as event planning, marketing, on-site organizing, or coordination, even if such contractor serves as DCASE's primary point of contact for the event. To qualify as a public charity event, during the application process the public charity event applicant shall attest: (1) that the entity meets the definition of public charity as defined in subsection (a); and (2) that 100% of the net proceeds benefit only the public charity, and not any not-for-profit entity which does not meet this section's definition of public charity, for-profit entity, private shareholder, or individual. The public

charity may be required as part of the application review process to provide supportive documentation, including, but not limited to the public charity's tax-exempt determination letter from the IRS, its most recent annual IRS Form 990 filing, if applicable, and an event budget, including indicating all costs associated with any contractors and other persons involved in the event.

(ii) If the event is an independent farmers market as described in Section 10-8-331 of this chapter, the foregoing processing fee shall be waived in its entirety. The applicant for an independent farmers market shall nonetheless remain responsible for any recoverable costs for City services or other fees required by any other section of this Code.

(iii) If the permit is for a special event other than an athletic event and will require the closing of any portion of the public way, the applicant shall pay an additional fee of \$100 per block per day if the public way closure is in the Central Business District as described in Section 9-4-010, or \$50 per block per day in the rest of the City for each day the public way or portion thereof will be closed. For the purposes of this section, "per day" means a measure of time for an event's activities which includes any period of time, no matter how short a period and up to 24 hours, occurring on a given calendar day. This fee does not apply to neighborhood block parties. For athletic events, any cost recovery fees for public way closures shall be included in the cost of City services.

(d) *Application review process.*

(1) DCASE shall provide applicants access to the portal. If for any reason the portal is unavailable for use, DCASE may temporarily institute an alternative system for applicants to use to apply for permits. DCASE shall promptly forward a received application to the pertinent City departments and any other government agency, including any sister agency, which may be affected by the special event.

(2) The pertinent City departments and DCASE shall determine the nature and scope of the City services for the special event, taking into consideration the information in the application, and estimate the cost of these City services.

(3) DCASE send the application to the alderperson of any ward in which the special event will take place, to enable that alderperson to review and provide comment on the application as to the factors set forth in this subsection. DCASE shall make reasonable efforts to confirm receipt of the aldermanic notification within seven days of the application.

(4) If the pertinent alderperson or any of the pertinent City departments have any information that the proposed special event does not meet the standards set forth in this section, objections shall be noted in the portal within 20 days or DCASE will presume there are no aldermanic or departmental objections.

(5) Within 20 days of receipt of the application, the Department of Police Commander of Special Events shall review the applicant's security plan, including provisions made for private security personnel and for handling emergencies, and shall determine whether the applicant has planned for and provided sufficient personnel and equipment to protect public safety at the event or whether the City will need to provide additional City police and traffic control personnel and equipment. The determination of the need for additional City police services shall be based on the expected pedestrian and vehicular traffic and congestion, considering the following factors: estimated attendance, density of area, size of area, number of street closures and affected intersections. The Commander of Special Events shall provide any written objections to the applicant's security plan to DCASE and shall provide any information needed for the estimated costs or the final post-event cost recovery fee to DCASE as provided in subsection (g).

(6) No later than 20 days prior to the date the special event is scheduled to begin, the applicant shall submit all applications for any necessary licenses, including alcoholic beverage, food, or pop-up retail user licenses, to DCASE or the appropriate department. DCASE shall forward license applications it receives to the appropriate City departments. The

departments shall review such license applications and either issue such licenses, or issue a written denial stating the reasons therefor, within ten days of receipt of the license application.

(7) DCASE shall investigate the facts set out in the application, in consultation with the pertinent City departments and any other pertinent government agencies.

(e) *Application review factors.* After reviewing the application and any comments received through the portal from pertinent City departments and any other pertinent city agencies, the Commissioner shall issue a permit, if the Commissioner finds that:

(1) The proposed special event will not substantially or unnecessarily interfere with traffic in the area contiguous to the activity, or, that if the proposed special event will substantially interfere with such traffic, that at the time of the proposed activity there are sufficient City resources available to mitigate the disruption;

(2) There are available at the time of the proposed special event a sufficient number of on-duty police officers, or other City employees authorized to regulate traffic, to police and protect lawful participants in the special event and non-participants from traffic-related hazards in light of the other demands for police protection at the time of the proposed special event;

(3) The concentration of persons, animals, vehicles, or things associated with the proposed special event will not prevent proper fire and police protection or ambulance service;

(4) The proposed special event does not present a substantial and unreasonable risk to the health and safety of participants, bystanders, or City personnel which cannot be mitigated, regardless of location, and which is beyond the type or magnitude of risks and mitigations commonly considered in paragraphs (1), (2), and (3) of this subsection (e);

(5) For an athletic event, if its application proposes charging participation fees, the athletic event will be in the best interest of the City in light of the: (i) apparent ability of the applicant to comply with the requirements of this section, and (ii) willingness and financial ability of the applicant to conduct the event in a manner appropriate to the type of the event, and to pay any prizes that the applicant has advertised or is likely to advertise. In making a determination under this subparagraph, the Commissioner may consider the experience of the applicant in conducting the same or similar events, and may require additional information from the applicant with respect to the proposed event and the applicant's financial situation;

(6) The proposed special event will not interfere with the use of the requested area by another party to whom a valid permit has been issued for the same area, or does not conflict with another previously-approved permit application or a traditional parade, as that term is defined in Section 10-8-330;

(7) CDOT has approved any necessary public way street closures and public way restrictions associated with the proposed special event.

(f) *Application approvals, conditional approvals, and denials.*

(1) The Commissioner shall inform an applicant whether the application has been received and is being processed within 30 days after the filing thereof, and shall inform an applicant by mail or e-mail whether the application has been approved or denied no later than 14 days prior to the scheduled date of the special event. This timeline shall not preclude DCASE from continuing to gather and process additional information and materials pertinent to an application that has been in substantial part approved, beyond the 14-day period.

(2) The applicant shall post a bond to cover or, at the applicant's option shall prepay, the total amount of the City services cost which has been estimated by the City, prior to issuance of a special event permit. Within 20 business days after the end of the special event, DCASE shall calculate the actual City costs owed under this section, obtain such costs from the bond, if a bond was provided, or remit any overpayment if prepayment was made, and shall provide the applicant with an itemized statement of such costs. If unanticipated costs borne by

the City or unanticipated needs for additional City services arise during or immediately after and in connection with the special event, the City shall have the right to charge the applicant an additional amount beyond any original bond or prepayment amount based on the pre-event cost estimate. Such additional amounts shall be due and owing to the City immediately upon the City providing an itemized statement of such costs not included in the original estimate to the applicant. The Commissioner, upon determining that doing so would benefit the City through providing for greater diversity of special events, is authorized to adopt rules regarding any additional factors to be considered in determining whether any prepayment of fees or surety bonds is required and the amount of any such fees or bonds for specific types of special events and special event applicants.

(3) If the Commissioner denies the application, in whole or in part, the Commissioner shall include in the notice a statement of the specific facts and conclusions which are the basis for the denial.

(4) All applications shall be processed on a first-in-time basis. Subject to the exception listed in this paragraph, when the Commissioner denies an application for a special event permit, the Commissioner shall authorize the conduct of a special event on a date, at a time, or at a location different from that named by the applicant. This alternate permit shall, to the extent practicable, authorize a special event that will have comparable public visibility and a similar location and date to that of the proposed special event. Notwithstanding anything in this section to the contrary, the Commissioner may deny an application for a special event permit without authorizing an alternative permit if such denial is pursuant to subsection (e)(4). In such case, the Commissioner's written notice of denial shall make specific note of the Commissioner's determination under subsection (e)(4) in addition to the standard requirement that the Commissioner state the specific facts and conclusions which are the basis for the denial of the permit. With this notice of denial or alternative permit or both, the DCASE shall notify each such applicant in writing of the reason for the denial and allow the applicant to one resubmission of the application with alternate event details.

(5) An applicant desiring to accept an alternate event permit shall, within five business days after notice of the action by the Commissioner, file a written notice of acceptance with the Commissioner. Except as otherwise provided in this subsection, preference among conflicting applications for special event permits shall be given to the application filed earliest. Any conflict among applications filed during that period shall be resolved by a lottery to be conducted by the DCASE.

(6) *Appeal process.*

(A) An applicant who believes that its application is wrongfully denied may appeal the denial by notifying the Department of Administrative Hearings of the intent to appeal. If no appeal is filed within five business days of the date of notice of the Commissioner's decision, that decision shall be deemed final.

(B) The Department of Administrative Hearings shall cause a hearing to be held within ten business days of the filing of a timely appeal and, based upon the evidence contained in the record of such hearing, either affirm or reverse the decision of the Commissioner.

(C) Any final decision of the Department of Administrative Hearings shall be subject to judicial review in accordance with applicable law.

(D) In the event that the Department of Administrative Hearings fails to set the matter on the call or otherwise act within ten business days of the filing of a timely appeal, the application for a permit shall be deemed approved and the permit deemed granted as to time, date, location, and route as set forth on the application.

(E) If there is not sufficient time to file an appeal in accordance with the procedure set forth in this subsection, the decision by the Commissioner shall be deemed a final decision subject to judicial review in accordance with applicable law.

(g) *Process for City services cost recovery.*

(1) *Estimated cost recovery fee.*

(A) DCASE shall be responsible for estimating any cost recovery fee required for the special event permit. The Commissioner, in consultation with pertinent City departments and any other impacted departments and sister agencies, shall investigate the facts set forth in the application and determine what, if any, City services the Commissioner deems necessary for the safe and orderly conduct of the special event. Any consultation the Commissioner has with sister agencies is merely for planning and coordination; costs for services provided by sister agencies are not included in recoverable costs. The Commissioner, in consultation with all departments providing City services, shall determine the estimated cost recovery fee, if any, which shall be secured by the applicant in order for the City to recover, in part or in full, the costs for provision of any such City services. DCASE shall communicate the estimated cost recovery fee to the applicant not less than 10 business days before the event.

(B) DCASE shall compile the total estimated cost of City services into a single document which provides a reasonable level of detail to allow the applicant to understand the basic elements of the estimated cost, such as breakdown across departments, personnel, and equipment usage. Departments which provide estimated costs of City services associated with public safety may withhold details in their estimates if, at their discretion, they decide that the provision of such details may jeopardize the safety of the event if made public prior to the event.

(C) DCASE shall determine the additional City services necessary for the safe and orderly conduct of the event based upon: the applicant's planned for and provided personnel and equipment, expected pedestrian and vehicular traffic and congestion, estimated attendance, the nature of the special event, the scale and type of vendor operations, the location of event, density of the area, size of the area, the number of street closures and affected intersections, prior events of similar nature, and the experience of the applicant in conducting the same or similar events.

(2) *Securing the estimated cost recovery fee prior to permit issuance.* The applicant shall secure the estimated cost recovery fee by surety bond or prepayment before the special event's permit may be issued. The Commissioner shall not issue any special event permit until the estimated cost recovery fee amount is secured by surety bond or prepayment.

(3) *Billed cost recovery fee.*

(A) The City shall send to the applicant an itemized invoice for the billed cost recovery fee within 60 business days of the end of the special event.

(B) If the applicant prepaid or furnished a bond for the estimated cost recovery fee, it may request that the City apply these funds to the amount due and update the invoice to reflect any additional amount still owed or refund any excess remaining funds to the applicant.

(C) Any amount of the billed cost recovery fee remaining unpaid is due in full 60 business days of the date the invoice is sent. The permittee shall pay the amount billed no later than 60 business days after the date of mailing indicated on the bill. Amounts due under this section shall constitute a debt due and owing the City.

(D) If money owed to the City is not paid timely according to the Department of Finance's standard rules and procedures for payment of invoiced specificized sums owed to the City, then the Department of Finance and the Comptroller may utilize all powers and authorities provided to them under Chapter 1-19 of this Code to make the City whole.

(h) *Permit requirements and restrictions.*

(1) The Commissioner, in consultation with pertinent City departments, may at the Commissioner's sole discretion utilize an addendum to any special events permit to impose additional or augmented standards the Commissioner deems necessary for the safety and orderly conduct of the event.

(2) No person may perform, or employ, direct or allow an individual to perform portable audiovisual rigging for a special event unless the individual performing such work holds a valid rigger's certification issued by the Entertainment Technician Certification Program. The application instructions shall notify the applicant of this requirement.

(3) No athletic event is permitted on any portion of:

(A) the public way unless a permit allowing such athletic event or ancillary event has been obtained from the DCASE in direct consultation with CDOT.

(B) the harbor unless the application has been reviewed and permit obtained in direct consultation and planning involvement with the Chicago Fire Department and the Office of Emergency Management and Communications.

(4) When the special event utilizes the public way, CDOT is authorized to coordinate with DCASE in limiting the special event to the sidewalk or to one or more traffic lanes of the street when CDOT determines that such limited area is capable of accommodating the number of participants or spectators anticipated based upon the information submitted by the applicant and the experience of previous comparable events, and such limitation shall not be considered a denial, and during the special event, members of the Police Department are authorized to enforce any such limitations.

(5) The permittee shall have a representative present at all times during the special event who shall be responsible for ensuring compliance with all applicable ordinances and rules and for accepting all notices of violations and closure orders.

(6) Except as otherwise provided in this subsection (h)(6), no permit may authorize the operation of a special event for a period longer than ten days. Provided, however, that a permit may authorize the operation of a special event for up to 180 calendar days: (i) on an outdoor public enjoyment area developed pursuant to Section 2-102-030 of the Code; or (ii) if the event is an independent farmers market within the meaning of Section 10-8-331(b)(1) of the Code.

(7) During the conduct of a special event, the permittee shall keep the public way clean and free from paper, debris, or refuse, and upon termination of the permit by lapse of time or otherwise, the permittee shall remove all materials and equipment and clean the street. If the public way has been damaged, the permittee shall repair and restore it to the condition it was in prior to the special event.

(8) Whenever a permit requires the closure of a street:

(A) A clear path of not less than twenty feet shall be maintained at all times to provide for the passage of emergency vehicles; and

(B) Unless the charging of a mandatory admission fee and the amount thereof is expressly noted in the special event's application and approved in writing with the issuance of the special event's permit, no fee may be charged for admission to the public way in connection with any event. If the special event charges a mandatory admission fee, a public place of amusement license may be required. With all permitted special events, a financial donation may be requested. Donations that are solicited strictly on a voluntary basis may be accepted by an applicant under this subsection only if the special event posts a sign, no less than eight and one-half inches by 11 inches, in a conspicuous place at each entrance of the special event where donations are being requested, stating, "Under Section 4-156-720 of the Municipal Code of Chicago, this event may not charge an admission fee, minimum purchase requirement, membership fee, or other fee or charge imposed for the privilege of entering the premises. Any donations are purely voluntary." This subsection shall not apply to special events conducted primarily on Chicago Park District property.

(9) The permittee shall be responsible for ensuring that each vendor participating in the special event obtains any licenses necessary for operation. If an unlicensed or improperly licensed vendor is found at the special event, the permittee shall be fined pursuant to this section for each unlicensed or improperly licensed vendor. This shall be in addition to any fines or penalties which may be issued to the individual vendor.

(i) *Community engagement plan.* An application for a Tier 3 or Tier 4 special event shall require the applicant to submit a community engagement plan with the application. A community engagement plan shall consist, at a minimum, of the following requirements for the applicant to meet:

(1) Hold at least one community engagement meeting at least 90 days prior to the special event.

(2) Mail or canvass notices of the event to residences and businesses in the zip codes affected by the special event no less than 30 days before load in begins. Such notices shall include the following:

(A) Times of load in and load out and of the special event;

(B) Street closures; and

(C) Phone number contact and email contact for the organizer and the applicant.

(3) Post public notices within a 4-block radius of the special event no fewer than 14 days in advance of load in.

(4) Provide residents and businesses in the zip codes affected with information regarding potential impacts of the special event.

(5) Solicit community feedback and factor it into special event plans.

(j) *Violation; penalties.*

(1) It shall be a violation of this section to conduct a special event without a permit.

(2) It shall be a violation of this section to knowingly interfere with any permittee lawfully conducting a special event.

(3) Any person violating this section, or any rule promulgated hereunder, shall be fined not less than \$200 nor more than \$1,000 or may be subject to incarceration for up to 10 days, or both. In addition to any other penalty or fine provided in this section, any person who sells or assigns a permit granted under this section shall be barred from applying for another such permit for a period of three years. In addition to any other penalty or fine provided in this section, any person who was an applicant, who promoted a special event, or was any owner of an entity who hosted a special event that has occurred without a permit shall be jointly and severally liable to the City for all costs of the City incurred in relation to the provision of City services or other services provided by the City or its agents pursuant to Chapter 1-20 of this Code.

(4) In addition to any other appropriate City department, DCASE is authorized to inspect the special event and may issue citations for any violation of this Code or any rules pertaining to the operation of the special event, except for provisions currently enforced by the Department of Public Health.

(5) DCASE may at any time revoke a permit if the operation of the special event is in violation of this Code or any other applicable law, or if such revocation is necessary to preserve the health or safety of the public. Written notice of the revocation with the reasons therefor shall be electronically delivered to or served upon the permittee at the time of revocation. Unless the permit will expire by its own terms before a hearing can be reasonably scheduled, no such revocation will take effect until the permittee has been given notice and an opportunity to submit in writing any facts or argument contesting the validity of a revocation to DCASE. When necessary to prevent an immediate threat to the health or safety of the public, DCASE shall order the permittee to cease operation of the special event pending the outcome of the hearing. For any violation of the permit or the rules promulgated under this section which endangers the health or safety of the public, no new permits shall be issued to the permittee for the remainder of the year and for the following calendar year.

(6) Any action of DCASE in denying or revoking a permit under this article shall be subject to judicial review as provided by law.

(k) *Rulemaking.* The Commissioner, in consultation with other City departments and agencies as appropriate, is authorized to promulgate rules are necessary or useful to implement this section.

SECTION 3. Section 2-28-030 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

2-28-030 Commissioner – Powers and duties.

The duties and powers of the Commissioner shall be as follows:

(Omitted text is unaffected by this ordinance)

(k) To issue special event permits, and monitor and regulate ~~outdoor~~ special events as provided in Section 10-8-335 of this Code.

(Omitted text is unaffected by this ordinance)

SECTION 4. Section 2-102-030 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

2-102-030 Commissioner – Powers and duties.

The Commissioner of Transportation shall have the following powers and duties:

(Omitted text is unaffected by this ordinance)

(v) In addition to exercising authority over the public way as specified in Title 9 of the Code, to administer the "Make Way for People – People Spots and People Streets" program and other programs to develop outdoor public enjoyment areas. Such outdoor public enjoyment areas may be used to conduct ~~outdoor~~ special events pursuant to Section 10-8-335 of this Code. Temporary vendor structures may be placed, constructed, maintained, and used on such outdoor public enjoyment areas in accordance with agreements that the commissioner is authorized to execute pursuant to this subsection. The commissioner is authorized to negotiate and execute agreements to accomplish these programs' purposes, and to perform any and all acts, including the expenditure of funds subject to appropriation therefor, as shall be necessary or advisable in connection with the implementation of such agreements, including any renewals thereto. The commissioner is further authorized to regulate, by permit or other appropriate means, any entity's occupancy, maintenance or other use of or function bearing on the affected portion of the public way, or any structure placed thereon, pursuant to an agreement authorized by this paragraph. In addition, the commissioner is authorized to negotiate and execute agreements regarding temporary vendor structures on outdoor public enjoyment areas, including, but not limited to, agreements regarding the placement, construction, maintenance, use and removal of such temporary vendor structures.

(Omitted text is unaffected by this ordinance)

SECTION 5. Section 4-8-020 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

4-8-020 Licensing requirements – Exceptions.

(Omitted text is unaffected by this ordinance)

(e) (1) Shared kitchen user – License required. Except as otherwise provided in subsection (e)(4) of this section, no person shall engage in the business of a shared kitchen long-term user or shared kitchen short-term user without first having obtained a shared kitchen user license under Section 4-8-039.

(Omitted text is unaffected by this ordinance)

(4) Outdoor special event permittees – No shared kitchen user license required when. If a person holds a valid ~~outdoor~~ special event permit issued under Section 10-8-335, such person shall not be required to obtain a shared kitchen user license under this chapter to rent, lease or otherwise use kitchen space in a properly licensed shared kitchen to prepare any article of food, confection, condiment, drink or ice used or intended for use at the outdoor special event for which such outdoor special event permit has been issued.

(Omitted text is unaffected by this ordinance)

SECTION 6. Section 4-156-570 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

4-156-570 Issuance of license – Prohibited when.

No license shall be issued under this Article unless all of the following requirements are met:

(Omitted text is unaffected by this ordinance)

(c) the establishment hosting the indoor special event has not had any of the following licenses or permits issued under this Code revoked for cause at any time during the last four years: (i) a public place of amusement license issued under Chapter 4-156; (ii) an indoor special event license issued under this Article; (iii) a liquor license issued under Chapter 4-60; (iv) ~~an outdoor~~ a special event permit issued under Section 10-8-335; or (v) an industrial private event venue license;

(Omitted text is unaffected by this ordinance)

SECTION 7. Section 4-156-810 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

4-156-810 License Required.

(Omitted text is unaffected by this ordinance)

(c) A license under this Article shall be in addition to any other licenses and permits required by law, including, but not limited to, ~~an outdoor~~ a special event permit issued under Section 10-8-335.

(Omitted text is unaffected by this ordinance)

SECTION 8. Section 4-156-820 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

4-156-820 Issuance of license – Prohibited when.

(Omitted text is unaffected by this ordinance)

No public place of amusement license to engage in the business of industrial private event venue shall be issued under this Article VI unless all of the following requirements are met:

- (a) the applicant is at least 21 years of age;
- (b) the applicant has not had any of the following licenses or permits revoked for cause at any time, unless, upon request of the applicant, the commissioner determines that the applicant has been sufficiently rehabilitated to warrant the public trust:

(Omitted text is unaffected by this ordinance)

- (iv) ~~an outdoor~~ a special event permit issued under Section 10-8-335; or

(Omitted text is unaffected by this ordinance)

SECTION 9. Section 7-38-142 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

7-38-142 Produce merchants – Operational requirements – Unlawful acts.

It shall be unlawful for any produce merchant to engage in any of the following activities at any produce stand operated by such produce merchant:

(Omitted text is unaffected by this ordinance)

(9) To combine any activity authorized under a mobile food vendor license to engage in a produce merchant business with any activity for which a different or separate license or permit is required under this Code, other than a public way use permit issued under Chapter 10-28 of this Code, including, but not limited to, any permit required in connection with participation in any farmers market, as defined in Section 4-12-010, or any ~~outdoor~~ special event, as defined in Section 10-8-335;

(Omitted text is unaffected by this ordinance)

SECTION 10. Section 8-32-070 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

8-32-070 Music and amplified sound.

(Omitted text is unaffected by this ordinance)

(c) The limitations imposed in this section do not apply between the hours of 8:00 a.m. and 10:00 p.m. to a person participating in: (1) a public assembly, as that term is defined in Section 10-8-334; or (2) a parade, ~~athletic event~~, or ~~outdoor~~ special event, as defined in Sections 10-8-330, ~~10-8-332~~, or 10-8-335 of this Code; provided that a permit has been issued for the parade, ~~athletic event~~ or ~~outdoor~~ special event, if required, and the person is in compliance with the permit.

(Omitted text is unaffected by this ordinance)

SECTION 11. Section 8-32-170 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

8-32-170 Exceptions and exclusions.

(Omitted text is unaffected by this ordinance)

(d) *Special events and public performances.*

(1) The limits set forth in this chapter do not apply between the hours of 8:00 a.m. and 10:00 p.m. to a person participating in: (1) a public assembly, as that term is defined in Section 10-8-334; or (2) a parade, ~~athletic event~~ or ~~outdoor~~ special event, as defined in section 10-8-330, ~~10-8-332~~ or 10-8-335 of this Code; provided that a permit has been issued, if required, and the person is in compliance with the permit.

(Omitted text is unaffected by this ordinance)

SECTION 12. Section 9-76-145 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

9-76-145 Broadcast or recorded sound restrictions.

(a) No person shall play, use, operate, or permit to be played, used, or operated, a device for receiving broadcast sound or reproducing recorded sound in any motor vehicle on the public way in a manner or at a volume such that the sound generated by the device is clearly audible to a person with normal hearing at a distance greater than 75 feet. This section shall not apply between the hours of 8:00 a.m. and 10:00 p.m. to a person participating in: (1) a public assembly, as that term is defined in Section 10-8-334; or (2) a parade, ~~athletic event~~ or ~~outdoor~~ special event, as defined in Sections 10-8-330, ~~10-8-332~~ or 10-8-335 of this Code, for which a permit has been issued, if required, and the person is in compliance with the permit.

(Omitted text is unaffected by this ordinance)

SECTION 13. Section 9-80-260 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

9-80-260 Horse-drawn carriages – Prohibited.

(Omitted text is unaffected by this ordinance)

(b) No person shall operate or allow to be operated a Horse-Drawn Carriage for the transportation of passengers for hire within the city, except pursuant to a permit issued under Sections 10-8-330, ~~10-8-332~~, or 10-8-337 of this Code.

(Omitted text is unaffected by this ordinance)

SECTION 14. Section 10-8-331 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

10-8-331 Independent farmers markets.

(a) *Definitions.* As used in this section, unless the context clearly indicates otherwise:

(Omitted text is unaffected by this ordinance)

"Public way" has the meaning ascribed to that term in Section 10-8-335(a)(5).

"Special city services" ~~has the meaning ascribed to that term in Section 10-8-335(a)(1)(B).~~ means services provided by the City, including, but not limited to, any of the following: street closures; provisions of barricades, garbage cans, stages or special no parking signs; special electrical services; or special police protection.

"Sponsor of the event" or "sponsor" ~~has the meaning ascribed to that term in Section 10-8-335(a)(3).~~ means the entity who is conducting the special event or in whose name or for whose support the proposed special event will be presented.

(Omitted text is unaffected by this ordinance)

SECTION 15. Section 14A-4-405.6 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

14A-4-405.6 Denial of permit.

On and after March 1, 2023, when a *temporary* structure requires both a building *permit* and an ~~Outdoor~~ a Special Event Permit under Section 10-8-335 of the *Municipal Code*, the *building official* must deny the building *permit* if a substantially complete building *permit* application, including substantially complete *construction documents*, is not received by the *building official* at least 14 calendar days before the start of the event.

ARTICLE V. ADVANCING ENVIRONMENTAL REGULATORY EFFICIENCY

SECTION 1. Section 11-4-730 of the Municipal Code of Chicago is hereby amended by adding the language underscored as follows:

11-4-730 Air pollution prohibited.

It shall be unlawful within the City of Chicago for any person to cause, suffer or allow the emission of air pollution; provided, however, emissions in compliance with state or federal law or regulations shall not constitute air pollution. Compliance with state and federal law is an affirmative defense to a notice of violation of this section.

SECTION 2. Section 11-4-790 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by adding the language underscored as follows:

11-4-790 Monitoring and inspections of a regulated equipment or area.

(Omitted text is unaffected by this ordinance)

(c) Costs of testing by the ~~commissioner~~ Commissioner. If tests conducted at the direction of the ~~commissioner~~ Commissioner pursuant to this section confirm that emissions from a regulated equipment or area are in violation of this article or other applicable air pollution control law, rule, or regulation, the cost of the tests and associated calculations shall be paid by the owner, operator or permittee of the subject regulated equipment or area. The costs of the test shall be a debt owing the ~~city~~ City. This debt shall be collectible in the same manner as any other personal liability.

(d) Testing and reporting required by owner or operator. If the ~~commissioner~~ Commissioner has evidence of a violation of any emission limitation contained in or incorporated by reference in this article or of any applicable air pollution control law, rule, or regulation, the ~~commissioner~~ Commissioner may require that the owner or operator or other person responsible for a regulated equipment or area in the ~~city~~ City to conduct or cause to be conducted any monitoring of, and tests on, any regulated equipment or area as is necessary to determine the extent of actual or potential emissions from such regulated equipment or area. The ~~commissioner~~ Commissioner may require any owner or operator of a regulated equipment or area to provide all journals, logs, reports, summaries, evaluations and other information as is necessary to determine the extent of actual or potential emissions from such regulated equipment or area.

(Omitted text is unaffected by this ordinance)

SECTION 3. Section 11-4-800 of the Municipal Code of Chicago is hereby amended by adding the language underscored as follows:

11-4-800 Enforcement.

(Omitted text is unaffected by this ordinance)

(f) Remedy for injury. Nothing in this chapter shall be construed to impair any cause of action or legal remedy therefore, of any person for injury or damage arising from the discharge, emission or release into the atmosphere from any source whatsoever of such quantities of smoke, soot, fly ash, dust, cinders, dirt, noxious or obnoxious acids, fumes, oxides, gases, vapors, odors, toxic or radioactive substances, waste, particulate solid, liquid or gaseous matter or any other materials in such place, manner or concentration as to constitute air pollution.

(g) Certificates and permits not a defense. Issuance and possession of a certificate of operation or an air pollution control permit is not a defense to the requirement to comply with

the laws, rules, or standards applicable to the equipment, regulated area, or facility imposed by Title 11 of this Code.

SECTION 4. Section 11-4-1935 of the Municipal Code of Chicago is hereby amended by adding the language underscored as follows:

11-4-1935 Construction site reprocessing authorization.

(a) (1) Written authorization required. No person shall engage in the reprocessing of reprocessable construction/demolition materials or the temporary storage of reprocessed materials in the City without having first obtained a written construction site reprocessing authorization from the Commissioner. Application for a construction site reprocessing authorization shall be made on forms provided by the Commissioner for such purpose. Applicants shall provide the following information:

(Omitted text is unaffected by this ordinance)

(6) *Operating requirements.* Prior to reprocessing such construction/demolition material, the contractor shall:

(i) verify that each load of such material to be reprocessed does not contain lead, asbestos, or any other hazardous material of the type that renders recycling of such material illegal or impossible;

(ii) create and maintain a written record documenting the results of such verification; and

(iii) provide a copy of the written record required under this subsection (a)(6) to the owner or operator of the property on which the reprocessing occurs. The written record required under this subsection (a)(6) shall be kept on file by the owner or operator and contractor for a period of three years and, upon request by any authorized City official, shall be made available without undue delay for inspection by such authorized City official.

Regardless of the contents of the written record created by the contractor, reprocessing construction/demolition material that contains lead, asbestos, or any other hazardous material of the type that renders recycling of such material illegal or impossible is a violation of this section.

(Omitted text is unaffected by this ordinance)

ARTICLE VI. WATER

SECTION 1. Section 11-12-470 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

11-12-470 Leak Relief Pilot Program.

(Omitted text is unaffected by this ordinance)

(c) *Definitions.* For purposes of this section, the following definitions shall apply:

(Omitted text is unaffected by this ordinance)

“Eligible leak” means a leak on a property owner’s water service line where:

- (1) the water service line is controlled by a meter located outside of the property; and
- (2) the leak is located on the water service line underground between the meter and the property; and
- (3) the leak impacted the property owner's utility bill; and
- (4) the Department of Water Management has confirmed the location of the leak or the Department of Finance utilized documentation of the leak's existence and location to verify the leak's eligibility; and
- (5) the leak was repaired on or after January 1, 2023.

(Omitted text is unaffected by this ordinance)

(h) *Expiration.* This section shall expire and be repealed of its own accord, without further action by the City Council, on December 31, ~~2026~~ 2027.

SECTION 2. Article IX of Chapter 11-12 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

11-12-900 Creation of lead service line replacement programs.

(a) ~~The Department of Water Management shall develop Lead Service Line Replacement Programs ("LSLR") programs to promote and facilitate the replacement of full lead service lines. This article shall carry out the federal, state, and local requirement to remove and replace water lines that serve customers in the City that are made out of lead. All instances of lead service line replacement shall include a requirement to replace galvanized requiring replacement as well.~~

(b) *Definitions.* For the purposes of this article, the following definitions shall apply:
"Emergency repair" means any unscheduled water main, water service, or water valve repair or replacement that results from failure or accident.

~~(4) A "Full Lead service line" means any piping, tubing, and necessary appurtenances made of lead or galvanized requiring replacement, as defined in this subsection, acting as a conduit from the water main or source of potable water supply to the building plumbing at the first shut-off valve or 18 inches inside the building, whichever is shorter, consists of including both the publicly- and privately-owned portions of each lead service line, from the water main to the building, subject to the exceptions provided in this article of the Code, the state Lead Service Line Replacement and Notification Act, 415 ILCS 5/17.12, and the federal Lead and Copper Rule Improvements, 40 CFR Part 141, as applicable.~~

"Galvanized requiring replacement" or "GRR" means a type of galvanized service line that is or ever was connected downstream of lead piping or is downstream of a service line of unknown material.

"Lead and Copper Rule Improvements" (the "LCRI") means a set of regulatory changes to 40 CFR Part 141, published October 30, 2024, in the Federal Register at 89 FR 86418, adopted by the United States Environmental Protection Agency with a core compliance date of November 1, 2027, and which was adopted by the Illinois Pollution Control Board on January 22, 2026, without modification from the text of the federal regulation as published.

~~(2)~~ "Property" means a building a parcel of real property with at least one service connection or a distribution line connecting to an adjacent property with at least one service connection or distribution line located within the geographic boundaries of the City of Chicago.

(c) ~~The Commissioner of Water Management~~ is authorized, subject to the availability of duly appropriated funds, to create programs for the purpose of replacing full lead service lines within the City of Chicago, beyond those programs already enacted in Article IX of this Chapter, and within those programs, to:

(1) negotiate and enter into agreements, including grant agreements, with building owners, and to enter into and execute all such other related instruments and to perform any and all related acts as shall be necessary or advisable in connection with implementing the programs.

(2) fund the replacement of full lead service lines.

(3) provide a buffalo-box and water meter for buildings that meet the requirements of the programs.

(4) install a larger diameter copper line than the property current uses as part of a lead service line replacement when requested in writing by the building owner, on a form provided by the Commissioner, as part of any lead service line replacement program.

(A) The building owner shall pay the Department for all necessary additional material and labor costs beyond the Department's normal costs to replace the line.

(B) The owner may, at the sole discretion of the Commissioner, provide the Department with the larger diameter copper line for such installation in lieu of payment for the same materials to the Department, though the pipe provided shall be of a quantity and grade as determined by the Department.

(C) If the owner wishes to request to participate in a line upsizing as provided in this subsection, the owner shall provide written notice to the Department 45 days in advance of the Department's plans to begin replacement work in the area of the property.

(D) The Commissioner, at the Commissioner's sole discretion, may deny any request to participate in a line upsizing as provided in this subsection if associated costs or planning create any financial or operational hardship for the Department.

(d) No cost LSLR programs.

(1) A property owner shall allow the City access to the owner's property to replace the full lead service line or the galvanized requiring replacement when the City is offering such a replacement at no cost to the property owner.

(2) If the Commissioner offers to implement a LSLR program at no cost to the property owner, but the property owner is unavailable or unwilling to provide consent to replace the full lead service line, any legal occupant of the private property where the full lead service line is located may provide consent for access to the Department or its contractor. Any legal occupant may complete forms for access to replace the full lead service line. The legal occupant shall be held harmless for providing access or completing forms, or for the completion of replacements of the full lead service line or the galvanized requiring replacement. Any adverse action taken by the property owner against the legal occupant as a result may be considered unjust retaliation under landlord-tenant laws, if applicable.

(3) The Department shall document the reasons why it does not have access to a property it wished to replace the full lead service line at and submit this to the Illinois Department of Public Health.

(e) If a partial lead service line replacement occurs, such as if (1) a property owner is not able to be contacted or refuses to grant permission for access for a full lead service line replacement associated with (A) an emergency repair, or (B) a planned and properly-noticed replacement project as provided in any Department replacement work plan, or (2) a property owner replaces the property's lead service lines through an emergency repair, then the property owner shall:

(1) If the partial lead service line replacement is the result of the property owner denying access for replacement, the property owner shall sign a waiver provided by the

Department and be subject to reporting to the Illinois Department of Public Health within 15 days of the property owner's denial..

(2) If the property includes a nonresidential building or a residence operating as a rental property, the property owner shall install and maintain point-of-use filters for the reduction of lead, NSF/ANSI Standard 53, and particulates, NSF/ANSI Standard 42, at all plumbing fixtures intended to supply water for purposes of drinking, food preparation, or making baby formula until such time that the property owner has effected the replacement of the remaining portions of the lead service line.

(3) If the property is a residential real property, as that term is defined by the Residential Real Property Disclosure Act at 765 ILCS 77/5, disclose the partial lead or GRR service line or replacement and required filters, replacements, reporting, and other requirements that are the result of the partial lead or GRR service line replacement at any transfer of sale, exchange, installment land sale contract, assignment of beneficial interest, lease with an option to purchase, group lease, or assignment of ground lease.

(4) Only allow lead service line or GRR line replacement or repair work to be conducted at the property by individuals authorized by the Plumbing License Law, 225 ILCS 320, to do that work.

(f) When the Department is granted access for the replacement of full lead service lines on private property in order to reach City water customers of the Chicago waterworks system, as defined in Section 18-29-202 of the Code, whether access is granted through a property owner or a legal occupant of the property, the Department may reasonably rely on that person's representations that the person is legally authorized to grant such access, regardless of whether such lines are service lines on private property, distribution lines on private property, or any other form of non-community water supply, community water supply, or water supply which is not a public water supply, as those terms are defined in Section 3 of Title I of the Illinois Environmental Protection Act, 415 ILCS 5/3, or any other type of system of infrastructure necessary to deliver potable water to City water customers.

(g) *Fines for violations; enforcement.*

(1) In addition to the penalties available in Section 11-12-630, violations of this section shall be considered separate and distinct for every day that the violations exist and are punishable by fines for each violation on each day that the violation exists.

(2) The City, through its Corporation Counsel, may use any available legal options and remedies to enforce this Article IX of Chapter 11-12 of the Code.

11-12-910 Owner-Initiated LSLR Program.

(a) Owners who voluntarily replace the full lead service line serving the owner's ~~Property~~ property may apply to be part of the Owner-Initiated LSLR program.

(b) Subject to need, availability, and appropriation of funds;

(1) ~~the~~ The Commissioner of Water Management shall provide a buffalo-box, water meter, and information on selecting contractors for the owner's lead service line replacement, to each owner voluntarily replacing the full lead service line at no cost to the owner.

(2) ~~the~~ The permit fees and certain costs necessary to perform the full lead service line replacement, including permits and costs from the Department of Water Management, the Department of Transportation, and the Department of Buildings, shall be waived in an aggregate amount not to exceed \$5,000.00. The Commissioners of Water Management, Transportation, and Buildings shall jointly issue rules specifying the types of permits, permit fees, and costs which may be waived under this section's program.

11-12-920 Equity LSLR Program.

(a) A ~~Property~~ property that is the primary residence of a homeowner applicant whose maximum annual income is no more than 80 percent of area median income, as that term is determined by HUD, shall be eligible for the Equity LSLR Program. Notwithstanding any ordinance to the contrary, a homeowner with a debt due and owing to the City may participate in the Equity LSLR Program.

(b) The Commissioner of ~~Water Management~~ is hereby authorized, subject to availability and appropriation of funds, to:

(1) negotiate and enter into agreements, including grant agreements, with homeowners, and to enter into and execute all such other related instruments and to perform any and all related acts as shall be necessary or advisable in connection with implementing the Equity LSLR Program.

(2) fund the replacement of full lead service lines.

(3) provide a buffalo-box and water meter to each Equity LSLR Program qualified homeowner for the ~~Property~~ property.

11-12-930 Damage to lead service line.

(a) In the event of damage to any lead service line, the person responsible for the damage shall immediately notify the Department of ~~Water Management~~ of the damage and cease the activity which caused the damage. The person responsible for the damage shall not attempt to repair, clamp, or constrict the damaged lead service lines unless under the supervision of the Department of ~~Water Management~~.

(b) In addition to any other applicable penalty, any person who damages a lead service line, including damages caused while engaging in excavation or demolition, shall be liable for the costs and expenses associated with lead service line replacements.

(c) Nothing in this section shall be deemed to create liability or financial responsibility of the Department of ~~Water Management~~ or its officers and employees concerning any issuance of any permit or license required under this Code.

SECTION 3. Section 11-16-020 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

11-16-020 Care of sewers, sewer structures and drains.

(Omitted text is unaffected by this ordinance)

(b) *Responsibilities.*

(Omitted text is unaffected by this ordinance)

(3) With regard to residential buildings of more than four units and all non-residential buildings, the property owner shall be responsible for repairs to the building sewer. With regard to residential buildings of four or fewer units:

(A) The property owner shall be responsible for repairs to the part of the building sewer located on private property.

(B) ~~The department~~ Subject to the availability of funds, the Department shall be responsible for repairs to the part of the building sewer located on public property for those properties with a current homeowner exemption issued through the Cook County Assessor, unless: (i) the property owner, intentionally or negligently, failed to maintain the building sewer free from obstruction or otherwise caused the damage necessitating repairs; (ii)

the conditions necessitating repairs occurred within three years of a new connection to the public sewer; (iii) the building sewer was reused without the approval required by Sections 18-29-301.3 and 18-29-703.4.1 of this Code; or (iv) the building is vacant, as that term is defined in Chapter 14X-2 of this Code, for more than 30 days. If any one or more of exceptions (i) through (iv) apply, the property owner shall be responsible for repairs to all parts of the building sewer.

(Omitted text is unaffected by this ordinance)

ARTICLE VII. PEDESTRIAN STREETS

SECTION 1. Section 10-20-425 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

10-20-425 Plans and specifications.

(a) No use of public way permit shall be issued for any driveway until plans indicating the location, configuration and specifications therefor and the use of the property with which the proposed driveway is to be connected, including a description of the type of business activity to be conducted on the property, have been submitted to and approved by the ~~commissioner~~ Commissioner, who may refer said plans and specifications to other appropriate departments for review and advice. No alteration or change from the terms of said permit, including any change in the use of or type of business activity conducted on the property to which the driveway is connected, and, with respect to a Class B permit, any change in ownership, shall be made without the written consent thereto of the ~~commissioner~~ Commissioner.

(b) For any property subject to Section 17-3-0504-G, 17-4-0504-G, 17-4-0704, or 17-9-0109-K of the Chicago Zoning Ordinance, vehicle access shall be provided from an abutting alley, except that the Commissioner shall approve plans and specifications for alternative vehicle access when the Commissioner determines that vehicle access cannot safely and reasonably be accommodated from an abutting alley and that the proposed driveway minimizes impacts to pedestrians, bicyclists, transit operations, accessibility, traffic safety, and the public way.

SECTION 2. Section 17-3-0500 of Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

17-3-0500 Pedestrian streets.

(Omitted text is not affected by this ordinance)

17-3-0504 Standards.

(Omitted text is not affected by this ordinance)

17-3-0504-G Driveways and Vehicle Access. Vehicle access to *lots* located along *pedestrian streets* must come from an *alley*. No curb cuts or *driveways* are allowed from a *pedestrian street* except as approved by the Commissioner of Transportation pursuant to Section 10-20-425. (See Sec. 17-13-1003-S).

(Omitted text is not affected by this ordinance)

SECTION 3. Section 17-4-0500 of Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by inserting the language underscored, as follows:

17-4-0500 Pedestrian streets.

(Omitted text is not affected by this ordinance)

17-4-0504 Standards.

(Omitted text is not affected by this ordinance)

17-4-0504-G Driveways and Vehicle Access. Vehicle access to *lots* located along *pedestrian streets* must come from an *alley*. No curb cuts or *driveways* are allowed from a *pedestrian street* except as approved by the Commissioner of Transportation pursuant to Section 10-20-425.

SECTION 4. Section 17-4-0700 of Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

17-4-0700 Driveways and vehicle access.

(Omitted text is not affected by this ordinance)

17-4-0704 Standards.

(Omitted text is not affected by this ordinance)

17-4-0704-A Class 1 Streets. *Alleys* are intended to serve as the sole means of vehicle access to buildings and uses located along Class 1 streets. New curb cuts and driveway access are prohibited on Class 1 *streets* unless approved by the Commissioner of Transportation pursuant to Section 10-20-425. ~~The Zoning Board of Appeals may grant variations only as expressly allowed in Sec. 17-13-1100.~~

17-4-0704-B Class 2 Streets. *Alleys* are intended to serve as the primary means of vehicle access to buildings and uses located along Class 2 *streets*. New curb cuts and driveway access are permitted on Class 2 *streets* only when ~~reviewed and approved as an administrative adjustment~~ by the ~~Zoning Administrator.~~ (See Sec. 17-13-1003-S) Commissioner of Transportation pursuant to Section 10-20-425.

SECTION 5. Section 17-9-0100 of Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by inserting the language underscored, as follows:

17-9-0100 Use standards.

(Omitted text is not affected by this ordinance)

17-9-0109 Gas Stations.

(Omitted text is not affected by this ordinance)

17-9-0109-J Any gas station approved pursuant to the Type 1 terms above, of either Sections 17-9-0109-H or 17-9-0109-I, shall be exempt from the *special use* requirements and procedures of Section 17-13-0900.

17-9-0109-K Vehicle access to gas stations along pedestrian streets or within 2,640 feet of a rail transit station or within 1,320 feet of a bus line corridor roadway segment listed in Table 17-17-0400-B must come from an alley except as approved by the Commissioner of Transportation pursuant to Section 10-20-425.

(Omitted text is not affected by this ordinance)

SECTION 6. Section 17-13-0300 of Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by inserting the language underscored, as follows:

17-13-0300 Zoning map amendments (rezonings).

(Omitted text is not affected by this ordinance)

17-13-0303 Applications.

(Omitted text is not affected by this ordinance)

17-13-0303-C Contents of Type 1 Rezoning Application. In addition to the information required by the Zoning Administrator to be submitted with any other Zoning Map Amendment application, the following additional information must be submitted with all Type 1 applications:

(Omitted text is not affected by this ordinance)

2. Drawings, photographs and/or plans illustrating:

(Omitted text is not affected by this ordinance)

(c) curb cuts and driveways;

(Omitted text is not affected by this ordinance)

SECTION 7. Section 17-13-1000 of Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by deleting the language struck through, as follows:

17-13-1000 Administrative adjustments.

(Omitted text is not affected by this ordinance)

17-13-1003 Authorized Administrative Adjustments. The Zoning Administrator has the authority to review and approve the following *administrative adjustments*:

(Omitted text is not affected by this ordinance)

17-13-1003-S Driveway and Vehicle Access Standards.

1. The Zoning Administrator is authorized to approve an *administrative adjustment* to the Driveway and Vehicle Access standards of Sec. 17-2-0402-B, ~~Sec. 17-3-0504-G, Sec. 17-4-0700, and Sec. 17-7-0413-A1.~~

(Omitted text is not affected by this ordinance)

SECTION 8. Section 17-13-1100 of Title 17 of the Municipal Code of Chicago, the Chicago Zoning Ordinance, is hereby amended by deleting the language struck through and by inserting the language underscored, as follows:

17-13-1100 Variations.

(Omitted text is not affected by this ordinance)

17-13-1101 Applicability; Authorized Variations.

(Omitted text is not affected by this ordinance)

~~**17-13-1101-N** The Zoning Board of Appeals is authorized to grant variations allowing new curb cuts and driveway access along Class 1 Streets. (See Sec. 17-4-0700) [Reserved.]~~

(Omitted text is not affected by this ordinance)

ARTICLE VIII. OFFICE OF IMMIGRANT, MIGRANT, AND REFUGEE RIGHTS

SECTION 1. Chapter 2-4 of the Municipal Code of Chicago is hereby amended by adding a new Section 2-4-105 as follows:

2-4-105 Mayor's Office of Immigrant, Migrant, and Refugee Rights

(a) For the purposes of this section, the following terms shall have the following meanings:

"Immigrant, migrant, and refugee communities" means individuals and families, including mixed-status families, residing in the City who were born outside the United States or who are seeking refuge, protection, or lawful presence within the United States.

"Immigrant inclusion" means policies, practices, and outcomes that ensure immigrant, migrant, and refugee residents have equitable access to City services, protections, civic participation, and economic opportunity, regardless of immigration status.

"Sister agencies" has the meaning ascribed to that term in Section 1-23-010.

(b) There is hereby established the Mayor's Office of Immigrant, Migrant, and Refugee Rights, which shall have the mission to:

- (1) coordinate, oversee, and advance Citywide strategies that protect the rights, dignity, and well-being of immigrant, migrant, and refugee residents;
- (2) ensure equitable access to City services and information, including language access, accommodations, and culturally responsive engagement;
- (3) strengthen trust and collaboration between immigrant communities, community-based organizations, service providers, and City government.

(c) The Office of Immigrant, Migrant, and Refugee Rights shall be led by a Deputy Mayor as designated by the Mayor, who shall direct the Office in carrying out the following duties and responsibilities:

- (1) develop and coordinate the implementation of a comprehensive immigrant inclusion strategy for the City, including policies related to welcoming practices, community safety, access to services, and civic participation;
- (2) provide guidance and technical assistance to City departments and sister agencies to ensure compliance with language access requirements, immigrant-serving best practices, and federal, state, and local protections for immigrant communities;
- (3) design, implement, and coordinate public information campaigns intended to inform residents of their rights, available services, and City resources;
- (4) serve as a subject-matter expert and lead office for immigration-related issues, including interdepartmental coordination, immigration enforcement response, and emergency or humanitarian situations impacting immigrant, migrant, and refugee communities;
- (5) engage directly with community-based organizations, advocacy groups, advisory councils, and residents to identify emerging needs, monitor impacts of policy changes, and inform City decision-making;
- (6) enter into grant agreements, cooperation agreements, and other agreements or contracts with governmental entities, private business, and civic and community groups to implement programs beneficial to immigrant, migrant, and refugee communities;
- (7) collaborate with relevant departments and entities as needed. Non-limiting examples of such collaboration include:
 - (A) the Office of Budget and Management to obtain relevant departmental data and information, and produce and publish reports to the Mayor, City Council, and members of the public;
 - (B) the Department of Public Health, Department of Family and Support Services, and Chicago Public Schools to support immigrant access to health, education, and human services;
 - (C) the Department of Law to support compliance, litigation strategy, and legal protections related to immigration and civil rights;
 - (D) the Department of Police and the Office of Emergency Management and Communications to ensure community-centered, rights-affirming responses;
 - (E) ensuring that all relevant departments assign an Immigrant Liaisons to collaborate on IMRR-led initiatives, promote immigrant inclusion, and ensuring compliance with the Welcoming City Ordinance; and
 - (F) ensuring that all relevant departments comply with the Language Access Ordinance by assigning a Language Access Coordinator.

(d) The Mayor shall ensure sufficient funding for the Office of Immigrant, Migrant, and Refugee Rights to faithfully and fully execute these requirements.

ARTICLE IX. CATALYST FUND

WHEREAS, pursuant to an ordinance enacted by the City Council (the "City Council") of the City of Chicago on November 16, 2016, and published in the Journal of the Proceedings of the City Council of the City of Chicago (the "Journal") for such date at pages 38042-38084, the City established the Chicago Community Catalyst Fund (the "Catalyst Fund") as an Illinois limited liability company to serve as an investment vehicle for funds from the City and from other investors to be invested in one pooled investment vehicle for various purposes, all to be undertaken within the 77 City community areas designated in Section 1-14-010 of the Municipal Code of Chicago (the "Municipal Code") (the "Community Areas"), such purposes, including, but not limited to: (1) sustaining local economic growth; (2) supporting improvements to public infrastructure; (3) stimulating job creation and development; (4) catalyzing commercial, residential and industrial growth and development in economically underserved Community Areas; (5) increasing attractiveness for job creation and retention; and (6) increasing accessibility for Community Areas to capital funding; and

WHEREAS, the Catalyst Fund, through its voting members, now seeks to enhance its ability to serve the needs of the Community Areas and to rename itself, and desires that the City Council further amend Section 2-32-622 of the Municipal Code to authorize such enhancements.

SECTION 1. The above recitals are expressly incorporated in and made a part of this ordinance as though fully set forth herein.

SECTION 2. Section 2-32-622 of the Municipal Code is hereby amended by inserting the underlined text and deleting the struck-through text, as follows:

2-32-622 Neighborhood economic development investments –Chicago Community Catalyst Fund.

(a) Establishment. An investment vehicle is hereby established to be known as the Chicago Community Catalyst Fund (the "CCCF"), into which City funds may be invested as described in Section 2-32-520(r) and this section.

(i) The Treasurer, the Chief Financial Officer, the Comptroller, and the Corporation Counsel are each authorized and directed to take such steps, including the expenditure of duly appropriated funds, as may be necessary to provide organizational, governance, and administrative structure to the CCCF as a separate legal entity and to register, to the extent required, the CCCF as a qualified investment vehicle for the receipt and investment of both City and private investment funds.

(ii) The transfer of City funds to the CCCF shall be conditioned upon adherence to this section.

(iii) Prior to the CCCF's initial investment of monies in any Investment Fund (as defined in subsection (f) below), the Treasurer shall issue a report to the City Council on the organizational and administrative structure of the CCCF.

(iv) The CCCF shall not issue debt on behalf of the City.

(b) Purposes. The purposes of the CCCF are-is:

(i) To invest its funds ~~in one or more Investment Funds which will in turn invest their funds in businesses or organizations ("Project Investments")~~ directly or through one or

more Investment Funds, financing vehicles, or other entities, in businesses, organizations, projects, facilities or other initiatives ("Project Investments") to achieve one or more of the following goals in the 77 community areas designated in Section 1-14-010 of this Code (the "Community Areas"): (1) sustain local economic growth; (2) support improvements to public infrastructure and community-serving facilities, including community centers and other civic, cultural, recreational, educational, health or social service facilities; (3) stimulate job creation and development; (4) catalyze commercial, residential and industrial growth and development in economically underserved Community Areas, including through support for emerging entrepreneurs, developers, businesses, and community-based organizations; (5) increase attractiveness for job creation and retention; and (6) increase accessibility for Community Areas to capital funding; and (7) support projects and activities that provide economic, social, civic, or community benefits to residents of the Community Areas.

(ii) To enable investment funds from other investors ("Other Investors") to be invested in one pooled investment vehicle to increase the overall amount of capital available for economic development throughout the City.

~~(iii) To generate returns commensurate with the City's overall investment portfolio returns. To structure Project Investments, where appropriate, to preserve, recover, and recycle the CCCF's capital so that such capital may be deployed for future project investments. Project Investments may include loans, equity investments, revenue-sharing or income-sharing arrangements, recoverable grants, guarantees, credit enhancements, or other forms of financial assistance. The CCCF may receive repayment of principal, interest, income, revenues, appreciation, or other financial proceeds from a Project Investment; provided, however, that Project Investments shall not be required to generate investment returns or returns commensurate with the City's investment portfolio, and the CCCF may provide financing on below-market, concessionary, or other terms when necessary or appropriate to advance the purposes set forth in this subsection (b).~~

(c) Governance.

(i) The CCCF shall be directed and administered by a Board of Directors (or managers) (the "Board") that consists of seven ~~(7)~~ voting members ("Voting Members") chaired by the Treasurer. The Voting Members shall include, *ex-officio*, the Treasurer, the Chief Financial Officer, and the Commissioner of Planning and Development (collectively, the "Ex Officio Voting Members").

Four ~~(4)~~ additional Voting Members shall be appointed as follows: the Treasurer shall submit a list of ten ~~(10)~~ recommended Board members to the Mayor. Such recommended Board members shall have substantial expertise and experience in one or more of the following areas: ~~oversight and management of investments; asset management; community loan fund or microfinance investing; economic development; social impact investing; infrastructure; and transactional experience related to investing.~~ community and economic development; community development finance, community loan funds or microfinance; real estate development and construction financing; financing or support for emerging entrepreneurs, developers and small businesses; development or operation of community-serving facilities; infrastructure and public-purpose financing; social impact or mission-driven investing; asset management; lending, credit, or other forms of financing; and legal, financial, or transactional experience related to any of the foregoing. The Mayor shall in his sole discretion identify

and appoint the CCCF's four ~~(4)~~ additional Voting Members. In making his appointments, the Mayor shall not be limited to, but shall give due consideration to, the individuals on the list submitted by the Treasurer. The Mayor's appointments shall be subject to approval by the City Council.

The number of Voting Members may increase as necessary to include future Other Investors ("Investor Voting Members") of the CCCF as determined by the Board. Investor Voting Members shall be confirmed by a majority vote of the Voting Members which shall include any Investor Voting Members previously confirmed at a meeting in which a quorum is present as designated in the CCCF's bylaws. The total number of Voting Members may increase to a maximum of thirteen ~~(13)~~ to include such Investor Voting Members. Investor Voting Members shall serve for the duration of their investment with the CCCF.

The Voting Members, excluding Ex Officio Voting Members and Investor Voting Members, initially appointed pursuant to this subsection (c) shall serve for the following terms as directed in the CCCF's bylaws: two members for a term commencing with the date of appointment of such members and ending on December 31, 2018; and two members for a term commencing with the date of appointment of such members and ending on December 31, 2019. Thereafter, Voting Members, excluding Ex Officio Voting Members and Investor Voting members, shall serve for a term of three years. Voting Members, excluding Ex Officio Voting Members and Investor Voting Members, may be re-appointed by the Mayor but such re-appointment shall be approved by the City Council.

Each Voting Member appointed pursuant to this subsection (c) will serve until his or her successor is duly qualified and appointed. In the event of any vacancy in the position of any Voting Member (excluding Ex Officio Voting Members and Investor Voting Members), such vacancy shall be filled using the procedure described in the second paragraph of this subsection (c). Any appointment and associated City Council approval of Voting Members subsequent to the appointment of the initial Voting Members shall occur within one year of any vacancy created. Voting Members will not receive a salary for their service on the Board and will be compensated only for reasonable out-of-pocket expenses. Voting Members, excluding Ex Officio Voting Members and Investor Voting Members, will be subject to removal for cause by the Mayor.

(ii) A non-voting Advisory Board shall also be established that shall consist of seven ~~(7)~~ members (the "Advisory Board Members"). The Advisory Board shall consist of three ~~(3)~~ members of the City Council, selected by that body (the "City Council Advisory Board Members"), and four ~~(4)~~ other members, appointed by the Board by majority vote at a meeting in which a quorum of Voting Members is present.

The Advisory Board Members, excluding City Council Advisory Board Members, shall serve for the following terms as directed in the CCCF's bylaws: two members for a term commencing with the date of appointment of such members and ending on December 31, 2018; and two members for a term commencing with the date of appointment of such members and ending on December 31, 2019. Thereafter, Advisory Board Members, excluding City Council Advisory Board Members, shall serve for a term of three years. Each Advisory Board Member appointed pursuant to this subsection (c) will serve until his or her successor is duly qualified and appointed. In the event of any vacancy in the position of any Advisory Board Member (excluding City Council Advisory Board Members), such vacancy shall be filled using the procedure described in the

immediately preceding paragraph above. If at any time any City Council Advisory Board Member shall cease to be a member of the City Council, his or her term as a City Council Advisory Board Member shall also cease and a member of the City Council shall be appointed to serve the remainder of such City Council Advisory Board Member's term.

The members of the Advisory Board shall be representative of the diversity of the Community Areas, provided, however, that each of the four Advisory Board members who are not City Council Advisory Board Members shall have substantial expertise and experience in one or more of the following areas: (x) real estate development, (y) commercial real estate (CRE) investment, and/or (z) workforce (employment) development. The Advisory Board shall provide guidance to the Board to ensure that the CCCF's investment strategy remains aligned with its original purpose.

(iii) The Board shall adopt bylaws setting forth the CCCF's governance and administration by majority vote of the Voting Members at a meeting in which a quorum is present.

(d) Conflict of interest.

(i) Any Voting Member or Advisory Board Member who has a Financial Interest in any entity (an "Affiliated Entity") that is being considered by the CCCF to receive funds from the CCCF (whether directly as an Investment Fund or indirectly as a Project Investment), shall recuse himself or herself from any vote or debate of the Board regarding such Affiliated Entity. For purposes of this section, the term "Financial Interest" shall be defined as an interest held in an Affiliated Entity by such Voting Member or Advisory Board Member that is valued or capable of valuation in monetary terms with a current value of more than \$1,000. All Voting Members and Advisory Board Members owe the CCCF a fiduciary duty (with the Ex Officio Voting Members having a primary fiduciary duty to the City), and accordingly are strictly prohibited from making decisions or recommendations on behalf of the CCCF for personal financial gain; provided, however, that this prohibition shall not apply to any personal financial gain of an Investor Voting Member arising from the investment in the CCCF of the funds of such Investor Voting Member or of an Other Investor whose investment of funds in the CCCF is represented on the Board by such Investor Voting Member.

(ii) No Investment Fund shall invest in any Project Investment in which, to the knowledge of the Investment Fund, any Voting Member or Advisory Board Member has a Financial Interest; provided, however, that this prohibition shall not apply to any personal financial gain of an Investor Voting Member arising from the investment in the CCCF of the funds of such Investor Voting Member or of an Other Investor whose investment of funds in the CCCF is represented on the Board by such Investor Voting Member.

(iii) No Other Investor, Voting Member or Advisory Board Member shall be retained by the CCCF to perform work for the CCCF.

(e) Funding. Eligible Funds (as defined in Section 2-32-520(r) of this Code) may be transferred to the CCCF in amounts and at times as follows:

(i) Initial funding period. During the period commencing on the effective date of this section and ending December 31, 2019, amounts of Eligible Funds may be transferred to the CCCF as follows:

(A) In fiscal year 2017, or as soon as practicable thereafter, the Treasurer may transfer Eligible Funds to the CCCF in an amount up to \$50,000,000.

(B) In fiscal year 2018, the Treasurer may transfer Eligible Funds (which may include, subject to subsection (e)(iii) below, up to \$37,500,000 of funds in the Service Concession and Reserve Fund) to the CCCF in an amount up to the greater of (1) \$25,000,000 or (2) the Annual Limit for 2018.

(C) In fiscal year 2019, the Treasurer may transfer Eligible Funds (which may include, subject to subsection (e)(iii) below, up to \$37,500,000 of funds in the Service Concession and Reserve Fund) to the CCCF in an amount up to the greater of (1) \$25,000,000 or (2) the Annual Limit for 2019.

(ii) Ongoing funding. In fiscal year 2020 and thereafter, the Treasurer may transfer to the CCCF in each year Eligible Funds (which may include, subject to subsection (e)(iii) below, up to \$37,500,000 of funds in the Service Concession and Reserve Fund) to the CCCF in an amount up to the Annual Limit for such year.

(iii) Maximum limit on use of funds in the Service Concession and Reserve Fund. The aggregate amount of funds transferred from the Service Concession and Reserve Fund to the CCCF may not exceed \$37,500,000.

(iv) Returns. At the discretion of the Treasurer, investment earnings on Eligible Funds previously transferred to the CCCF may be reinvested by the Treasurer in the CCCF.

(v) Limit for expenses. Up to five percent (5%) of each transfer of Eligible Funds pursuant to this subsection (e) may be expended on the costs of CCCF's initial organization, governance and administration.

(f) Authorized investments. The CCCF shall ~~invest~~ ~~adopt a fund-of-funds investment strategy by investing~~ CCCF assets with persons or entities (each, an "Investment Fund") with proven track records and qualified as one or more of the following: (A) an investment manager duly registered with the Securities and Exchange Commission; (B) a registered investment adviser under the Illinois Securities Law of 1953; (C) a community development financial institution certified by the United States Department of the Treasury; (D) a bank, as defined in the Investment Advisers Act of 1940; or (E) a manager of assets pursuant to the terms of an agreement with a limited liability company, limited liability partnership, commingled investment fund, collective investment fund, or such other similar investment vehicle, provided that the investment manager of such investment vehicle qualifies under (A) through (D) of the above. Each Investment Fund shall invest its funds in Project Investments, which may include debt or equity, and shall administer its investments. The CCCF's bylaws shall set forth a process for selecting Investment Funds. The CCCF shall invest its funds in Investment Funds in accordance with the following:

(i) All Project Investments by Investment Funds shall be made within one or more of the Community Areas, with priority given to Investment Funds that will make direct investments in Project Investments located in census tracts that are eligible for Community Reinvestment Act credit.

(ii) No investment of CCCF funds in any Investment Fund shall be made without the affirmative vote of a majority of the Voting Members present at a meeting of the Board in which a quorum is present.

(iii) Investments of CCCF funds shall be made in Investment Funds focused on real estate, infrastructure improvements, commercial developments, or small business investments in one or more of the Community Areas.

(iv) In total, no more than twenty percent ~~(20%)~~ of the Eligible Funds transferred to the CCCF may be invested by the CCCF in any single Investment Fund.

(v) No single Project Investment may receive an amount exceeding twenty percent ~~(20%)~~ of one Investment Fund's investment allocation from the CCCF.

(g) Reporting.

(i) Investment Funds which receive CCCF investment capital shall make a quarterly report to the Board detailing investment performance.

(ii) The Treasurer shall report on the CCCF's performance (including a description of (1) amounts of Eligible Funds transferred by the Treasurer to the CCCF, (2) names of Other Investors and the amounts of such Other Investors' investments therein, (3) identity of Investment Funds receiving CCCF funds and amounts so invested therein, and (4) identity of Project Investments made by Investment Funds and amounts invested by the Investment Funds therein) to the City Council on an annual basis and such report shall be published.

(h) Administration. In furtherance of organizing and administering the CCCF, the Board may retain staff and enter into and execute service agreements with outside providers for legal, investment management, accounting, audit and consultant expertise, including the expenditure of funds as shall be necessary or advisable in connection with such retention and execution. The Board is authorized to enter into investment agreements with Other Investors and with Investment Funds.

(i) Conditions to receipt of CCCF investment capital. As a condition to the execution and delivery of any agreements authorized by this Section 2-32-622, such agreements will provide for the following:

(i) The Board will, consistent with the purposes and objectives as described in this section, establish criteria for all investments received and made by the CCCF.

(ii) The Board shall have no power to pledge the full faith and credit of the City nor shall any obligation issued by the CCCF in connection with any investment be a general obligation of the City.

(iii) The Board will require Investment Funds to provide information satisfactory to the Board regarding Project Investments and investment strategies.

(iv) The Board will be responsible for overseeing preparation and auditing of its financial statements, including full compliance with applicable generally accepted accounting principles.

(v) The CCCF shall indemnify and hold harmless the Voting Members and the Advisory Board Members from and against all claims, demands, actions, suits,

damages, liabilities, losses, settlements, judgments, costs and expenses (collectively, "Claims"), whether or not involving a third party claim, which arise out of or relate to their service on the Board, other than any Claim arising from the gross negligence or willful misconduct of any such Voting Member or Advisory Board Member.

(j) City decisions and actions. The City shall make decisions and take actions as an owner or member of the CCCF as follows:

(i) amendments to the CCCF's articles of incorporation (or organization) shall be approved by a majority of the Ex Officio Voting Members;

(ii) determinations, within the parameters set by Section 2-32-622(e)(i) – (iv), of the amount and timing of the transfers of Eligible Funds to the CCCF shall be made by the Mayor;

(iii) the liquidation, bankruptcy, merger, or sale of all or a substantial portion of the assets of the CCCF shall be subject to City Council approval;

(iv) any transfer of a portion of the City's ownership or membership interests in the CCCF shall be approved by a majority of the Ex Officio Voting Members; provided, however, notwithstanding the foregoing, any transfer of the City's entire ownership or membership interests in the CCCF shall be subject to City Council approval;

(v) the withdrawal of the City as an owner or member of the CCCF shall be subject to City Council approval;

(vi) the determination of where the CCCF's books and records are to be located shall be approved by a majority of the Ex Officio Voting Members; and

(vii) except as otherwise specified in this section, any decision to be made by the City as an owner or member of the CCCF shall be done by a majority vote of the Ex Officio Voting Members.

ARTICLE X. DEPARTMENT OF COMMUNITY WELLNESS AND SAFETY

WHEREAS, the City of Chicago is a home rule unit of government pursuant to Article VII, Section 6(a) of the Constitution of the State of Illinois, and as such may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, extreme, concentrated gun violence is traumatizing entire neighborhoods in the City of Chicago, with murders and shootings causing widespread fear, family disruption, mental health harm, lack of private investment and jobs, and reduced educational attainment; and

WHEREAS, for more than a decade, survivors, community violence intervention organizations, faith leaders - including the faith-based coalition Live Free Illinois - violence interrupters, and residents have advocated for the creation of a dedicated, permanent Department of Community Wellness and Safety; and

WHEREAS, Mayor Brandon Johnson established the Mayor's Office of Gun Violence Reduction by Executive Order No. 2026-3, executed and filed with the City Clerk on June 25, 2026, as a

first step toward a permanent citywide structure and expressly designated that office as the City's planning and transition body for a future Department; and

WHEREAS, as of Fiscal Year 2026, the City allocates approximately \$157,948,207 annually to Community Wellness and Safety-related activities across multiple departments and fund sources, and these investments are not currently governed by a single, permanent statutory structure with authority to align strategy, coordinate investments, measure outcomes, and report results; and

WHEREAS, the City Council finds that Community Wellness and Safety is a core municipal function warranting the same institutional permanence the City affords to finance, public health, transportation, and emergency management, and that such permanence can be established only by ordinance.

SECTION 1. Title 2 of the Municipal Code of Chicago is hereby amended by adding a new Chapter 2-85, as follows:

CHAPTER 2-85 DEPARTMENT OF COMMUNITY WELLNESS AND SAFETY

ARTICLE I. GENERAL PROVISIONS

2-85-030 Guiding principles.

This chapter shall be administered in accordance with the following principles:

(a) *Public health*: gun violence shall be addressed as a public health crisis requiring evidence-based prevention, intervention, healing, and structural change, not solely as a law enforcement challenge;

(b) *Community partnership*: communities most impacted by gun violence are essential partners in designing, implementing, and evaluating the City's Community Wellness and Safety strategy;

(c) *Evidence-based practice*: the Department shall invest in strategies supported by rigorous evidence and make resource decisions based on measurable outcomes;

(d) *Transparency and accountability*: the City's Community Wellness and Safety investments, decisions, and outcomes shall be visible to the public;

(e) *Fiscal stewardship*: public resources dedicated to Community Wellness and Safety shall be deployed efficiently, equitably, and in alignment with the Five-year Strategy; and

(f) *Continuous improvement*: the Department and every Participating Department shall continuously evaluate performance and strengthen outcomes across successive strategy cycles.

2-85-050 Definitions.

For purposes of this chapter, the following definitions shall apply:

"Advisory Commission" means the Department of Community Wellness and Safety Advisory Commission established under Article V of this chapter.

"Annual Plan" means the annual citywide work plan required under Section 2-85-305 that implements the Five-year Strategy for the next fiscal year.

"City-Funded Community Wellness and Safety Grant or Contract" means any grant, delegate agency agreement, contract, cooperative agreement, memorandum of understanding, or similar legally binding instrument administered, awarded, renewed, or materially amended by a City department or office and funded in whole or in part by a City appropriation for the primary purpose of violence prevention, violence intervention, victim services, community healing, trauma recovery, emergency relocation, reentry, youth violence prevention, or related community safety activities. The term includes an instrument supported by a Restricted Fund Source, but only to the extent that application of this chapter does not conflict with federal or state law or the terms of the applicable funding award.

"Commissioner" means the Commissioner of the Department of Community Wellness and Safety.

"Community Safety Priority Zone" means a community area or geographic area designated under Section 2-85-320 as experiencing disproportionate levels of firearm violence and warranting coordinated, place-based investment.

"Consolidated Community Wellness and Safety Budget" means the annual budget document required under Section 2-85-230.

"Corporate Fund Appropriation Base" means the total appropriations from the City's Corporate Fund, as shown in the annual appropriation ordinance for the applicable fiscal year.

"Department" means the Department of Community Wellness and Safety.

"Enterprise Funding Floor" means the minimum aggregate Corporate Fund appropriations required under Section 2-85-520 for the Department and for Community Wellness and Safety activities of Participating Departments identified in the Consolidated Community Wellness and Safety Budget.

"Executive Order" means Executive Order No. 2026-3, executed by the Mayor and filed with the City Clerk on June 25, 2026, establishing the Mayor's Office of Gun Violence Reduction , as amended prior to the effective date of this chapter.

"Firearm Violence Impact Index" means the transparent composite measure required under Section 2-85-310 that includes fatal shootings, nonfatal shootings, population-adjusted rates, and multiyear trends.

"Five-year Strategy" means the Citywide Five-year Community Wellness and Safety Strategy required under Section 2-85-300.

"Implementation Plan" means the annual Community Wellness and Safety Implementation Plan prepared by a Participating Department under Section 2-85-220.

"Interagency Cabinet" means the Interagency Community Wellness and Safety Cabinet continued under Section 2-85-210.

"OGVR" means the Mayor's Office of Gun Violence Reduction established by the Executive Order, as the immediate predecessor to the Department.

"Participating Department" means a City department, office, commission, or other City entity designated under Section 2-85-200, and includes a sister agency only to the extent that the sister agency has consented to participate in accordance with that Section.

"Restricted Fund Source" means any grant, appropriation, or revenue source - including without limitation Community Development Block Grant funds and American Rescue Plan funds - subject to federal or state requirements governing the identity of the administering or accountable agency, allowable use, recordkeeping, or subrecipient monitoring.

"Community Wellness and Safety Enterprise" or "Enterprise" means the collective programs, personnel, investments, and activities of Participating Departments directed at violence prevention, violence intervention, victim services, behavioral health related to violence, youth violence prevention, reentry, emergency relocation, trauma recovery, and community safety, as coordinated under this chapter.

"Community Wellness and Safety Officer" means the executive-level liaison designated by each Participating Department under Section 2-85-215.

ARTICLE II. THE DEPARTMENT AND THE COMMISSIONER

2-85-100 Establishment of the Department.

There is hereby established the Department of Community Wellness and Safety as a permanent department of the City of Chicago. The Department shall serve as the City's lead strategic authority for violence prevention, violence intervention, victim services, community healing, and coordination of the Community Wellness and Safety Enterprise. The Department shall not replace the statutory responsibilities of existing departments unless expressly provided by ordinance.

The individual serving as Executive Director of the Mayor's Office of Gun Violence Reduction on the effective date of this chapter shall continue to serve as the initial Commissioner of the Department of Community Wellness and Safety, without the necessity of further appointment or confirmation, until such individual resigns, retires, is removed, or otherwise vacates the position.

2-85-110 Commissioner - Qualifications.

The Department shall be headed by the Commissioner of the Department of Community Wellness and Safety. The Commissioner shall have demonstrated leadership experience in the following fields: violence prevention or intervention or criminal justice reform.

2-85-120 Commissioner - Appointment.

(a) When a vacancy occurs in the position of Commissioner, the Commissioner shall be appointed by the Mayor, by and with the advice and consent of the City Council, and confirmed by the City Council, in accordance with this Article.

(b) The Advisory Commission shall review and approve recruitment materials and the job description before posting. The Advisory Commission shall act within fifteen business days after receipt; failure to act within that period constitutes approval.

(c) The Advisory Commission shall review candidate applications and recommend three finalists to the Mayor within 120 days after the vacancy occurs. Ex officio members shall not vote on the selection of finalists.

(d) Before appointment, the Advisory Commission may conduct community engagement to ensure that affected communities are able to provide input and feedback on the Commissioner search. .

(e) The Mayor shall submit a nominee from among the three recommended finalists to the City Council for confirmation within thirty days after receipt of the finalists.

(f) When a vacancy occurs in the office of Commissioner, the Deputy Commissioner shall serve as Acting Commissioner until a successor is appointed and confirmed.

2-85-125 Commissioner - Deadlock procedure.

(a) If the Mayor declines to appoint any of the first three finalists, the Advisory Commission shall submit three new finalists.

(b) The Mayor shall consider the second set of finalists and may appoint one of them. If the Mayor declines to appoint from the second set, the Mayor may appoint any individual meeting the qualifications of Section 2-85-110, subject to City Council confirmation, after transmitting to the Advisory Commission and City Council a written explanation of the decision.

2-85-130 Commissioner - Term.

The Commissioner shall be appointed for a term of four years and may be considered for reappointment. If the Commissioner cannot complete the term or is removed, the Mayor shall appoint a successor to complete the unexpired term using the process in Section 2-85-120.

2-85-135 Commissioner - Removal.

(a) The Commissioner may be removed before expiration of the term only for cause. For purposes of this section, "cause" means incompetence, neglect of duty, gross misconduct, material violation of law or the Governmental Ethics Ordinance, or inability to perform the duties of office.

(b) The Mayor may initiate removal. The Advisory Commission may recommend removal to the Mayor only upon the affirmative vote of two-thirds of all appointed public members; ex officio members shall not vote on initiation of removal.

2-85-140 Deputy Commissioner; Officers and employees.

(a) The Commissioner shall appoint a Deputy Commissioner as a full-time position dedicated to executing the day-to-day responsibilities of the Department. The Deputy Commissioner position continues the Deputy Director position established under the Executive Order.

(b) All officers and employees of the Department shall be under the direction and supervision of the Commissioner and shall perform such duties as may be required of them by the Commissioner or by the provisions of this Code.

2-85-145 Minimum staffing.

(a) The Department shall include, at a minimum, the following paid employees in addition to the Commissioner: (1) a Deputy Commissioner; (2) a data analyst to ensure proper data collection, coordinate monthly data reports, and assist residents and community organizations seeking information about gun violence and prevention; (3) an administrative assistant; (4) a staff person to provide technical assistance and support to community organizations seeking or receiving funding through the Department; and (5) one or more coordinators to provide staff support to the Advisory Commission and coordinate Participating Departments' plans.

(b) The Department shall include at least fifteen community engagement specialists to provide community support, coordination, and on-the-ground implementation in Community Safety Priority Zones no later than the first day of the second fiscal year following the effective date of this chapter.

(c) During the first fiscal year, transferred or assigned personnel may fulfill the functions described in this section. The Commissioner shall include in the first Consolidated Community Wellness and Safety Budget a staffing schedule identifying transferred positions, newly funded positions, and the date by which full staffing will be achieved.

2-85-150 Powers and duties of the Department and Commissioner.

The Department and the Commissioner shall have duties and responsibilities to:

(a) coordinate the City's Community Wellness and Safety efforts using a public health approach that prioritizes human dignity and community empowerment;

(b) collect, monitor, analyze, and publicly report data on the illegal gun market, gun violence, causes, and interventions, which data shall be used for resource allocation, continuous improvement, program evaluation, and public accountability;

(c) develop the Five-year Strategy and Annual Plans in coordination with the Advisory Commission;

(d) assess and coordinate City funds aimed at addressing gun violence, subject to the limitations on Restricted Fund Sources;

(e) implement a community coordination strategy in Community Safety Priority Zones;

(f) in alignment with the Five-year Strategy, coordinate the allocation of resources to community organizations, providers, stakeholders, and residents, including grant opportunities and investments in resources for victims of gun violence;

(g) work with the Interagency Cabinet to align government, law enforcement, and community efforts and develop actionable agency plans;

(h) conduct policy and procedural analysis and make policy recommendations;

(i) coordinate victim assistance, trauma recovery, and emergency relocation services across Participating Departments;

(j) serve as the City's single strategic coordinating authority for all City-Funded Community Wellness and Safety Grants or Contracts and as the City's lead agency for community-based gun violence prevention, violence intervention, victim services, and community healing initiatives, except where otherwise required by federal or state law;

(k) seek and accept gifts, grants, and other assistance from the United States, the State of Illinois, other government entities, philanthropic organizations, and other sources, and expend such receipts on projects that implement the policies of the Department;

(l) promulgate rules establishing grant eligibility, application procedures, evaluation criteria, reporting requirements, performance standards, oversight mechanisms, and the strategic consistency review procedures required under Section 2-85-245;

(m) provide administrative and staff support to the Advisory Commission.

2-85-155 Limits of authority.

The Department shall not administer, direct, or supervise the operations of the Chicago Police Department, the Civilian Office of Police Accountability, the Community Commission for Public

Safety and Accountability, or any other law enforcement or independent oversight entity beyond the coordination of Community Wellness and Safety strategy as specified in this chapter. Nothing in this chapter authorizes the Commissioner to direct Chicago Police Department investigations, override another entity's independent statutory authority, or control functions prohibited by federal or state law.

2-85-160 Succession from the Mayor's Office of Gun Violence Reduction.

(a) Effective as of the effective date of this chapter, the Department is the successor in every respect to the OGVR..

(b) The title of Executive Director of the OGVR ceases upon the effective date of this chapter. The Commissioner succeeds to the duties of that predecessor position as a standalone department head.

(c) The Interagency Cabinet and the Mayor's Gun Violence Reduction Advisory Council shall continue in existence under this chapter, subject to the transition provisions in Sections 2-85-410 and 2-85-630.

(d) Any deadline running under the Executive Order, including the twelve-month deadline for publication of the Five-year Strategy, continues to run from its original starting date and is not restarted by this chapter.

2-85-165 Succession from the Office of Violence Prevention.

For purposes of this section, references to the predecessor office include both the Office of Violence Prevention and the OGVR.

ARTICLE III. THE COMMUNITY WELLNESS AND SAFETY ENTERPRISE

2-85-200 Participating Departments.

(a) The following City departments and entities are designated as Participating Departments in the Community Wellness and Safety Enterprise: the Department of Family and Support Services; the Department of Public Health; the Department of Housing; the Department of Planning and

Development; the Office of Emergency Management and Communications; the Chicago Police Department; the Civilian Office of Police Accountability; the Office of Public Safety Administration; the Office of Equity and Racial Justice; and the Community Commission for Public Safety and Accountability.

(b) The Commissioner may designate an additional City department as a Participating Department with the concurrence of the Mayor and written notice to the City Council.

(c) Chicago Public Schools, the Chicago Park District, and any other sister agency may participate in the Interagency Cabinet and may be designated as a Participating Department only with the written consent of the sister agency and, where required, an intergovernmental agreement defining the scope of participation, data sharing, funding responsibilities, and preservation of the sister agency's legal authority,

(d) The participation of the Civilian Office of Police Accountability, the Community Commission for Public Safety and Accountability, and any other independent agency is limited to coordination, planning, and reporting consistent with the agency's enabling law and independent statutory authority.

(e) Nothing in this section alters any Participating Department's existing statutory authority or operational responsibilities.

2-85-210 Interagency Community Wellness and Safety Cabinet.

The Interagency Cabinet, continued under Section 2-85-160(d), shall be chaired by the Commissioner and composed of an executive-level representative of each Participating Department. The Cabinet shall meet no less than quarterly. Its duties include coordinating implementation of the Five-year Strategy; facilitating resolution of interagency conflicts and documenting unresolved conflicts to the Mayor and City Council; monitoring compliance with this chapter; reviewing Enterprise performance; and recommending resource alignment to the Mayor and City Council. A representative of the Cabinet shall brief the Advisory Commission quarterly regarding the Cabinet's activities. City departments shall provide reasonable cooperation with requests from the Commissioner for information sharing, strategic planning, program implementation, and personnel participation necessary to fulfill the mission of the Department, within existing appropriations and capacity and subject to applicable law, collective bargaining agreements, personnel rules, data-protection requirements, and departmental policies.

2-85-215 Community Wellness and Safety Officers.

(a) Each Participating Department shall designate an executive-level Community Wellness and Safety Officer.

(b) A Community Wellness and Safety Officer remains an employee of, and subject to the personnel authority of, the officer's home department for all administrative purposes, including hiring, discipline, and compensation.

(c) For purposes of interagency coordination, Community Wellness and Safety Officers designated by City departments serve as the entity's liaison.

(d) Nothing in this section transfers employment, payroll, personnel, or operational authority over any Community Wellness and Safety Officer to the Department.

2-85-220 Mandatory duties of Participating Departments; Implementation Plans.

(a) Every Participating Department shall, to the extent permitted by applicable law and any governing intergovernmental agreement, if applicable,; (1) designate a Community Wellness and Safety Officer; (2) prepare and submit an annual Community Wellness and Safety Implementation Plan; (3) identify all Community Wellness and Safety expenditures during the annual budget process; (4) submit quarterly implementation reports using standardized measures; (5) participate in Interagency Cabinet meetings and Enterprise planning; (6) participate in quarterly Enterprise performance reviews; and (7) cooperate with lawful data-sharing requirements established by rule; and (8) submit each proposed City-Funded Community Wellness and Safety Grant or Contract for review and comply with Section 2-85-245.

(b) Each Implementation Plan shall describe the department's Community Wellness and Safety objectives for the coming fiscal year; planned investments and funding sources; measurable performance goals; staffing commitments; cross-department coordination; anticipated implementation barriers; community engagement activities; and each City-Funded Community Wellness and Safety Grant or Contract that the department anticipates soliciting, awarding, renewing, or materially amending during the fiscal year. Each Implementation Plan shall include an implementation schedule identifying, for each major initiative, the responsible department unit or official, milestone dates, and the performance measure by which completion will be evaluated.

(c) If a Participating Department fails to comply with this section, the Commissioner shall report the noncompliance to the Mayor and City Council as part of the next quarterly Cabinet report.

2-85-230 Consolidated Community Wellness and Safety Budget.

(a) Each Participating Department shall identify, by fund source, all appropriations supporting violence prevention, violence intervention, victim services, behavioral health related to violence, youth violence prevention, reentry, emergency relocation, trauma recovery, and community safety activities. The Commissioner shall compile this information into a single Consolidated Community Wellness and Safety Budget, which shall accompany the Mayor's proposed annual budget submitted to the City Council.

(b) The Consolidated Community Wellness and Safety Budget shall separately display: (1) the Department's direct appropriation; (2) Enterprise appropriations located in other Participating Departments; (3) appropriations by department and fund source; (4) grant, federal, state, and philanthropic funding; (5) delegate agency contracts; (6) capital investments; (7) personnel; (8) community area distribution; and (9) the amounts counted toward the Enterprise Funding Floor. No expenditure may be counted more than once.

2-85-235 Consistency Statement.

The Commissioner shall annually review each Participating Departments Community Wellness and Safety budget submission for alignment with the Five-year Strategy and shall publish a Consistency Statement accompanying the Mayor's proposed annual budget. The Consistency Statement is advisory only and does not confer approval or disapproval authority over any appropriation request. Nothing in this section limits the budgetary authority of the Mayor or the City Council.

2-85-240 Annual investment review.

The Commissioner shall annually review all City-funded Community Wellness and Safety investments and may recommend expansion, modification, consolidation, realignment, or termination based on measurable performance. Recommendations shall accompany the annual budget submission and are advisory to the Mayor and City Council.

2-85-245 City-Funded Community Wellness and Safety Grants and Contracts.

(a) In coordination with the Department of Procurement, The Department shall serve as the City's single strategic coordinating authority for all City Funded Community Wellness and Safety Grants or Contracts.

(b) The Department shall maintain a public registry of all City-Funded Community Wellness and Safety Grants or Contracts. Following award or execution, the registry shall identify, to the fullest extent permitted by law, the administering department or office, provider, purpose, amount, funding source, geographic service area, agreement period, performance measures, and the Commissioner's consistency determination or the Mayor's written authorization under subsection (d). The registry shall not disclose confidential procurement, applicant, victim, service-recipient, law-enforcement-sensitive, or other information protected by law.

(c) Nothing in this section authorizes the Department or Commissioner to select a vendor, score a bid or proposal, determine bidder or proposer responsibility or responsiveness, negotiate an agreement on behalf of another department or office, administer another department's or office's agreement, or displace the authority of the Chief Procurement Officer.

2-85-250 Restricted Fund Sources.

(a) Nothing in this chapter transfers the administration, disbursement, grantee status, or subrecipient-monitoring responsibility associated with any Restricted Fund Source.

(b) Where a Participating Department is the legally designated grantee or fiscal agent for a Restricted Fund Source, that department retains sole legal authority and responsibility for administering those funds in compliance with applicable federal and state law.

(c) With respect to Restricted Fund Sources, the Department's role is limited to aggregating expenditure and performance data for the Consolidated Community Wellness and Safety Budget and reviewing alignment with the Five-year Strategy for strategic recommendation purposes only. The Department shall have no approval, disbursement, or subrecipient-monitoring authority over Restricted Fund Sources.

2-85-255 Performance management.

The Commissioner shall establish, by rule, a citywide performance management framework applicable to all Participating Departments. The framework shall include, at minimum: shootings and homicides; nonfatal shootings; retaliatory violence; victim service utilization; emergency relocation outcomes; community violence intervention outcomes; behavioral health utilization related to violence; reentry outcomes; grant and contract performance; and resident perceptions of safety in Community Safety Priority Zones. The Interagency Cabinet shall conduct quarterly Enterprise performance reviews at which each Participating Department shall present implementation progress, performance measures, budget utilization, and barriers. The Commissioner shall report the results of each quarterly review to the Mayor and City Council.

2-85-260 Public dashboard.

The Department shall maintain a public-facing dashboard displaying violence trends, Participating Department performance, City investments by department and geography, grant awards, implementation status, and progress toward Five-year Strategy goals, updated no less than monthly and subject to Section 2-85-265.

2-85-265 Data protection; privacy; confidentiality.

(a) Public reports, dashboards, data sets, and maps issued under this chapter shall use aggregated and de-identified information and shall not disclose personally identifiable

information concerning a victim, witness, minor, service recipient, person receiving behavioral health services, person seeking emergency relocation, or person participating in a violence intervention or reentry program.

(b) The Commissioner shall establish by rule small-cell suppression, geographic masking, data minimization, retention, access control, and data-sharing agreement standards reasonably necessary to prevent re-identification and protect sensitive operational information.

(c) Data shared for Enterprise purposes may be used only for lawful planning, coordination, evaluation, service delivery, and accountability purposes authorized by this chapter.

ARTICLE IV. FIVE-YEAR STRATEGY; ANNUAL PLAN; PRIORITY ZONES; VICTIM SERVICES

2-85-300 Five-year Strategy; Contents.

(a) The Commissioner shall publish a Citywide Five-year Community Wellness and Safety Strategy no later than April 1, 2027, and shall update the Strategy not less than every five years thereafter. The Strategy shall be developed using a public health approach that prioritizes human dignity and community empowerment and shall be submitted to the Advisory Commission for review under Section 2-85-425 before publication.

(b) The Five-year Strategy must include, at a minimum:

(1) a description of the comprehensive citywide plan to address gun violence, including how City resources will be coordinated, the roles of City agencies, law enforcement, community organizations, and service providers, and how identified strategies address root causes;

(2) an assessment of the needs of each community area;

(3) the ten community areas most impacted by firearm violence for purposes of the Advisory Commission residency requirement;

(4) a community crisis response plan, including for protest and civil unrest, that engages community leaders;

(5) Community Safety Priority Zones for investment and intervention;

(6) an outline of strategies for Priority Zones modeled on emergency management principles, ensuring all members of impacted communities receive a base level of resources with additional resources directed to those most impacted;

(7) an outline of a Victim Safety Service Strategy, including funding and support for nonprofit agencies serving community members whose safety is threatened or who need emergency relocation;

(8) concrete, measurable goals for the five-year period;

(9) strategic prevention outreach and awareness efforts;

(10) an assignment of implementation responsibilities to each Participating Department; and

(11) measurable objectives for each strategic priority, including documented baseline conditions, annual interim benchmarks, a midpoint review in the third year, and a final evaluation in the fifth year informing the next Strategy.

2-85-310 Annual Plan.

On or before January 1 of each year, the Commissioner shall publish an Annual Plan implementing the Five-year Strategy. The Annual Plan shall identify the City's priority objectives for the year, the Participating Department responsible for each objective, implementation milestones, performance measures, proposed investments, Community Safety Priority Zone activities, and corrective actions arising from the prior year's performance review. The Annual Plan shall be submitted to the Advisory Commission for review under Section 2-85-425.

2-85-320 Community Safety Priority Zones; Firearm Violence Impact Index.

(a) The Commissioner shall designate Community Safety Priority Zones - community areas or geographic areas experiencing disproportionate levels of firearm violence - for coordinated, place-based investment, services, and intervention. Designations shall be informed by the Firearm Violence Impact Index and may consider validated qualitative information regarding emerging patterns, service gaps, and community conditions. Designations shall be reviewed annually and formally updated with each Five-year Strategy. Participating Departments shall reflect Priority Zone investments in their annual Implementation Plans.

(b) The Commissioner shall establish and publish a Firearm Violence Impact Index that includes, at minimum, fatal shootings, nonfatal shootings, population-adjusted rates, and

multiyear trends. The methodology, data sources, weights, and limitations shall be publicly disclosed.

(c) The Department shall publish the Index and an updated list of the ten most impacted community areas annually. A change in the list does not remove a sitting Advisory Commission member who met the residency requirement when appointed.

2-85-330 Victim services coordination.

The Department shall coordinate victim services, emergency relocation, and trauma recovery efforts across Participating Departments. This section does not transfer service-delivery responsibility from any Participating Department; it requires that those services operate under the citywide strategy established by this chapter. The Commissioner shall establish, by rule, standards for coordinating victim notification, emergency relocation requests, and referral to trauma recovery services so that no resident's access to services depends solely on which department the resident contacts first.

2-85-340 Annual reports.

The Commissioner shall issue annual reports outlining progress toward the goals of the Five-Year Strategy and Annual Plan and identifying criteria for grant opportunities for the following year. Annual reports shall be published no later than April 1 of each year and shall comply with Section 2-85-265.

ARTICLE V. ADVISORY COMMISSION

2-85-400 Establishment; continuation.

The Mayor's Gun Violence Reduction Advisory Council established under the Executive Order is continued and reconstituted as the Department of Community Wellness and Safety Advisory Commission. The Advisory Commission shall provide guidance and community accountability to the Department and the Commissioner.

2-85-410 Interagency Community Wellness and Safety Cabinet.

(a) *Establishment.* There is hereby established an Interagency Community Wellness and Safety Cabinet chaired by the Commissioner.

(b) *Membership.* The following entities shall designate senior representatives to participate:

- 1) Department of Family and Support Services;
- 2) Department of Public Health;
- 3) Department of Housing;
- 4) Department of Planning and Development;
- 5) Office of Emergency Management and Communications;
- 6) Chicago Police Department;
- 7) Civilian Office of Police Accountability;
- 8) Office of Public Safety Administration;
- 9) Office of Equity and Racial Justice;
- 10) Community Commission for Public Safety and Accountability; and

- 11) Any additional entity designated by the Mayor, including sister agencies whose participation would advance the purposes of this Executive Order, such as Chicago Public Schools and the Chicago Park District, which may be invited to designate representatives to participate.

(c) *Responsibilities.* The Community Wellness and Safety Cabinet shall coordinate and advance the City's Community Wellness and Safety strategy by:

- 1) Aligning violence prevention, intervention, public health, youth development, and community safety efforts across City departments and agencies;
- 2) Identifying priorities and recommending coordinated strategies, investments, and policy actions to reduce violence and promote community safety;
- 3) Monitoring implementation of Community Wellness and Safety initiatives and reviewing progress toward Citywide Community Wellness and Safety goals;
- 4) Facilitating data sharing, strategic planning, and collaboration among City agencies, community organizations, and other stakeholders; and
- 5) Advising the Mayor on policies, programs, and resource allocation necessary to advance Community Wellness and Safety and community safety objectives.

(d) *Coordination with Advisory Council.* A representative of the Cabinet shall brief the Mayor's Community Wellness and Safety Advisory Council on a quarterly basis regarding the Cabinets' activities public facing work and reporting.

2-84-420 Mayor's Community Wellness and Safety Advisory Council.

(a) *Establishment.* There is hereby established a seventeen-member Mayor's Community Wellness and Safety Advisory Council.

(b) *Membership.* The Council shall include representatives from the coalition of community-based organizations, faith leaders, violence prevention practitioners, survivors, researchers, philanthropic partners, and other stakeholders with expertise in violence prevention, intervention, victim services, restorative practices, public health, and community safety that have longstanding expertise in Community Wellness and Safety.

At least nine members shall reside in neighborhoods disproportionately impacted by gun violence.

(c) *Terms.* Members shall serve for terms of two years and may be reappointed. Members shall continue to serve until their successors are appointed. Any vacancy shall be filled by the Mayor for the remainder of the unexpired term. Members serve at the pleasure of the Mayor and may be removed by the Mayor at any time. Members will serve without compensation, except that reasonable transportation, childcare, and participation expenses may be reimbursed, contingent upon funding availability,

(d) *Chairperson.* The Mayor shall designate a Chairperson of the Coalition. The Chairperson shall convene meetings, coordinate the work of the Coalition, and perform such other duties as may be necessary to carry out the purposes of this section.

(e) *Responsibilities.* The Council shall:

- 1) Advise the Community Wellness and Safety Cabinet and the Office of Community Wellness and Safety on Community Wellness and Safety strategies, policies, programs, and investments;
- 2) Provide recommendations regarding the coordination of violence prevention, intervention, victim services, public health, youth development, and community safety initiatives;
- 3) Identify emerging violence trends, community needs, implementation challenges, and opportunities to strengthen the City's Community Wellness and Safety efforts;
- 4) Facilitate communication, collaboration, and information sharing among community-based organizations, faith leaders, survivors, researchers, philanthropic partners, and other stakeholders engaged in Community Wellness and Safety work;
- 5) Review and provide recommendations regarding the implementation and effectiveness of Community Wellness and Safety initiatives and investments;
- 6) Assist the Community Wellness and Safety Cabinet and the Office of Community Wellness and Safety in ensuring that City Community Wellness and Safety strategies remain informed by community experience, evidence, and best practices; and
- 7) Advise and provide recommendations regarding the transition of functions from the Mayor's Office to the Department of Community Wellness and Safety.

(f) *Quorum and Recommendations.* A majority of appointed members shall constitute a quorum. The Council shall strive to act by consensus. When a vote is necessary, recommendations shall be approved by a majority of members present and voting.

(g) *Meeting Frequency.* The Council shall convene at least quarterly and at such other times as may be determined by the Executive Director of the Office of Community Wellness and Safety, or the Executive Director's designee.

(h) *Working Groups.* The Council may establish committees or working groups as necessary to carry out its responsibilities.

(i) *Administrative Support.* The Department of Community Wellness and Safety shall provide administrative and staff support to the Council.

2-85-425 Review of Five-year Strategy and Annual Plans.

(a) The Commissioner shall submit a proposed Five-year Strategy or Annual Plan to the Advisory Commission before publication. Within forty-five days after receipt, the Advisory Commission shall approve the proposal or issue written objections and recommended revisions. Failure to act within forty-five days constitutes approval.

(b) If written objections are issued, the Commissioner shall, within thirty days, revise and resubmit the proposal or provide a written response explaining why a recommendation was not accepted. Within thirty days after resubmission, the Advisory Commission shall approve the proposal or issue final written objections. Failure to act within thirty days constitutes approval.

(c) If final written objections remain, the Commissioner may publish the proposal after transmitting the proposal, the Advisory Commission's objections, and the Commissioner's written

response to the Mayor and City Council. The published plan shall include the objections and response as an appendix.

2-85-430 Ethics; conflicts of interest; recusals.

Advisory Commission members are subject to Chapter 2-156 of this Code and all other applicable ethics and conflict-of-interest requirements.

2-85-435 Limitation on authority.

The Advisory Commission shall have no authority to direct City employees, administer City programs, or obligate City funds. Nothing in this Article impairs the executive authority of the Commissioner to administer the Department. Advisory Commission recommendations are nonbinding except for the review procedures expressly provided in Section 2-85-425.

ARTICLE VI. BUDGET AND APPROPRIATIONS

2-85-500 Annual appropriation ordinance.

Except as otherwise provided in Section 2-85-510, the Mayor shall include in each proposed annual appropriation ordinance: (1) a direct appropriation to the Department sufficient to perform its statutory duties and satisfy Section 2-85-160; and (2) aggregate Corporate Fund appropriations sufficient to satisfy the Enterprise Funding Floor in Section 2-85-520. The annual appropriation ordinance and Consolidated Community Wellness and Safety Budget shall separately identify: (1) the direct appropriation to the Department; and (2) Corporate Fund appropriations in other Participating Departments counted toward the Enterprise Funding Floor. No appropriation or expenditure may be counted more than once.

2-85-510 First fiscal year - budget neutrality.

During the first fiscal year following the effective date of this chapter, the Department shall be established in a manner that is budget neutral to the extent practicable through the transfer of existing appropriations, personnel, grants, contracts, and other resources supporting the Office of Gun Violence Prevention, and other City-administered Community Wellness and Safety initiatives transferred pursuant to this chapter. Budget neutrality does not relieve the City of the obligation to provide resources necessary for legal compliance, continuity of services, or the phased staffing schedule in Section 2-85-145.

2-85-520 Enterprise Funding Floor.

(a) From and after the second fiscal year following the effective date of this chapter, Enterprise Funding Floor shall be as follows:

(1) for the second fiscal year, not less than one-half of one percent (0.5%) of the Corporate Fund Appropriation Base;

(2) for the third fiscal year, not less than one percent (1.0%) of the Corporate Fund Appropriation Base;

(3) for the fourth fiscal year, not less than one and one-half percent (1.5%) of the Corporate Fund Appropriation Base;

(4) for the fifth fiscal year, not less than two percent (2.0%) of the Corporate Fund Appropriation Base; and

(5) for the sixth fiscal year and each fiscal year thereafter, not less than two and one-half percent (2.5%) of the Corporate Fund Appropriation Base.

(b) Only Corporate Fund appropriations may be counted toward the Enterprise Funding Floor. Federal, state, county, philanthropic, private, grant, and Restricted Fund Source revenues shall not be counted toward satisfaction of the floor.

(c) The direct appropriation to the Department shall be sufficient to carry out the Department's statutory duties and minimum staffing requirements. Nothing in this section requires that the entire Enterprise Funding Floor be appropriated directly to the Department.

(d) The Enterprise Funding Floor may be suspended for a single fiscal year by a two-thirds vote of the City Council then holding office, upon a written finding of fiscal emergency setting forth the nature of the emergency, the specific reduction necessitated, and the plan for restoring full funding the following fiscal year. Suspension shall not extend beyond one consecutive fiscal year without a new finding and vote. Nothing in this subsection authorizes permanent elimination or reduction of the Enterprise Funding Floor.

ARTICLE VII. TRANSPARENCY; RULEMAKING; TRANSITION; REVIEW

2-85-600 Reports open to public inspection.

The Department shall publish monthly public reports on Community Wellness and Safety activities and investments. All audits conducted by the Department shall be released publicly at the time of completion, published on the Department's website, and remain available on the website of the appropriate City Council committee for at least ten years from publication. Data sets published by the Department shall remain on the Department's website for at least ten years.

2-85-610 Legislative oversight; Five-year legislative review.

(a) The Commissioner shall appear before the appropriate committee of the City Council at least annually and shall present the Consolidated Community Wellness and Safety Budget, the annual report, Participating Department compliance, progress under the Five-year Strategy and Annual Plan, data-protection compliance, and recommended legislative changes.

(b) Concurrently with the submission of an updated Five-year Strategy pursuant to Section 285-300, the Commissioner shall submit to the City Council a comprehensive review including Department performance, citywide violence trends, budget effectiveness, grant and contract outcomes, Participating Department compliance, data privacy and security practices, and recommended amendments to this chapter. The City Council shall conduct a public hearing on the review.

2-85-620 Rulemaking.

The Commissioner may adopt administrative rules necessary to implement this chapter, including rules establishing performance standards, Implementation Plan requirements, reporting formats, data-sharing and privacy protocols, grant eligibility, application procedures, strategic consistency review procedures under Section 2-85-245, evaluation methodologies, Firearm Violence Impact Index methodology, and community engagement requirements. No rule may expand the Department's authority over Restricted Fund Sources beyond the limitations in Section 2-85-250 or grant the Commissioner approval authority over another department's appropriation request beyond the Consistency Statement in Section 2-85-235.

2-85-630 Transition.

(a) Governance authority under this chapter, including the authority of the Commissioner or Acting Commissioner, the Interagency Cabinet, and the Advisory Commission, transfers to the Department immediately upon the effective date of this chapter.

(b) The OGVR shall, for a period not to exceed 180 days following the effective date of this chapter, continue to exist solely to complete the transfer plan prepared under the Executive Order..

2-85-640 Initial accountability requirements.

(a) No later than 90 days after the effective date of this chapter, the Commissioner or Acting Commissioner shall issue uniform templates and instructions for the initial inventory, designation, implementation schedule, and reporting requirements in this section.

(b) No later than 120 days after the effective date of this chapter, each Participating Department, to the extent permitted by applicable law and any governing intergovernmental agreement, shall: (1) designate its Community Wellness and Safety Officer under Section 2-85-215; (2) submit an initial inventory of the programs, appropriations, grants, contracts, personnel, and activities that the department identifies as supporting violence prevention, violence intervention, victim services, behavioral health related to violence, youth violence prevention, reentry, emergency relocation, trauma recovery, or community safety; (3) identify the department unit or official responsible for each major initiative; (4) identify the performance measures and available baseline data by which each major initiative is evaluated; and (5) submit an implementation schedule for completing its first Implementation Plan and beginning standardized quarterly reporting under Section 2-85-220.

(c) No later than 150 days after the effective date of this chapter, the Commissioner or Acting Commissioner shall transmit to the Mayor and City Council and publish on the Department's website an Initial Enterprise Accountability Report. The report shall identify: (1) each Participating Department that complied with subsection (b); (2) the programs, expenditures, responsible officials, and performance measures reported by each Participating Department; (3) any required submission or material information that remains outstanding; and (4) each Participating Department that failed to comply, together with any explanation provided by that department. Publication shall comply with the privacy, confidentiality, and data-security requirements of Section 2-85-265 and other applicable law.

(d) The initial submissions and report required by this section supplement, and do not replace, the annual Implementation Plans, Consolidated Community Wellness and Safety Budget, quarterly implementation reports, performance reviews, or other continuing duties required by this chapter. Except for the strategic consistency review expressly required under Section 2-85-245, nothing in this section authorizes the Commissioner to withhold, delay, or condition another department's appropriation, procurement, personnel action, or program operation.

ARTICLE XI. SEVERABILITY, SUPERSEDER

SECTION 1. The provisions of this ordinance are declared to be separate and severable. The invalidity of any provision of this ordinance, or the invalidity of the application thereof to any person or circumstance, shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances.

SECTION 2. In the event of a conflict or inconsistency between this ordinance and any other ordinance, resolution, motion, or order, this ordinance shall prevail.

ARTICLE XII. EFFECTIVE DATES

SECTION 1. Article IV, Section 2 shall take effect 10 days following its passage and approval, or January 1, 2027, whichever date is later. This section shall apply to applications pending as of the effective date of this ordinance, unless, in the sole judgment of the Commissioner of Cultural Affairs and Special Events, such application would result in the denial of an application that would otherwise be approved under prior Sections 10-8-332 or 10-8-335 of the Code (in cases of applications otherwise considered under prior Section 10-8-332 of the Code, the Commissioner of Cultural Affairs and Special Events shall consult with CDOT). In such instance of a denial that would otherwise be approved under these previously applicable sections of the Code, the Commissioner of Cultural Affairs and Special Events shall apply only those new requirements, restrictions, or both to the application as can feasibly be achieved.

SECTION 2. After passage and approval, the remainder of this ordinance shall take effect on January 1, 2027.