

3006



OFFICE OF THE MAYOR
CITY OF CHICAGO

BRANDON JOHNSON
MAYOR

October 16, 2023

TO THE HONORABLE, THE CITY COUNCIL
OF THE CITY OF CHICAGO

Ladies and Gentlemen:

At the request of the Corporation Counsel, I transmit herewith the 2024 Municipal Code Corrections Ordinance.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

A handwritten signature in blue ink, appearing to read "BJ", with a horizontal line extending to the right.

Mayor

C O D E C O R R E C T I O N
O R D I N A N C E

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, From time to time, provisions of the Municipal Code are identified as being obsolete, erroneous, unworkable, or otherwise in need of correction; and

WHEREAS, Maintaining an up-to-date and accurate Municipal Code 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:

SECTION 1. Section 2-74-080 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

2-74-080 Discrimination – Unlawful activities.

No person shall discriminate against any employee or applicant because of race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, source of income, credit history (within the meaning of Section 6-10-053), or ~~criminal record~~ or criminal history (within the meaning of Section 6-10-054), as those terms are defined in Chapter 6-10 of this Code or in rules duly promulgated thereunder.

(Omitted text is not affected by this ordinance)

SECTION 2. Section 2-120-480 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

2-120-480 Purpose and intent.

The City Council finds that prejudice and the practice of discrimination against any individual or group because of race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, source of income, credit history (within the meaning of Section 6-10-053), or ~~criminal record~~ or criminal history (within the meaning of Section 6-10-054) menace peace and public welfare. The City Council further finds that it is necessary to promote peace and good order and to eliminate such prejudice and discrimination by establishing an agency that will investigate complaints of discrimination, enforce civil rights ordinances, and promote harmony and understanding among various segments of society by gathering information on matters of human relations and providing education and counseling thereon to the various agencies of City government and to interested groups and individuals. The City Council further finds that the function of such an agency can be enhanced by the creation of advisory councils on matters of special concern to groups that historically have been the subject of discrimination and bias, and provide a point of contact between such groups and the City government.

SECTION 3. Section 2-120-510 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

2-120-510 Powers and duties.

The Commission shall have the following powers and duties, in addition to those assigned by other provisions of the Code:

(a) to advise and consult with the Mayor and the City Council on all matters involving prejudice or discrimination based on race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, source of income, credit history (within the meaning of Section 6-10-053), or ~~criminal record or~~ criminal history (within the meaning of Section 6-10-054), or professional training or education from an accredited institution; and to recommend such legislative action as it may deem appropriate to effectuate the policy of this ordinance;

(Omitted text is not affected by this ordinance)

(c) to develop and implement programs to train City employees in methods of dealing with intergroup relations, in order to develop respect for equal rights and to achieve equality of treatment regardless of race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, source of income, credit history (within the meaning of Section 6-10-053), or ~~criminal record or~~ criminal history (within the meaning of Section 6-10-054);

SECTION 4. Section 2-120-515 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

2-120-515 Investigations, research and publications.

The Commission may also conduct research, public forums and educational programs on tensions between various groups within society, practices of discrimination based on race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, source of income, credit history (within the meaning of Section 6-10-053), or ~~criminal record or~~ criminal history (within the meaning of Section 6-10-054); conduct public hearings to ascertain the status and treatment of various racial, ethnic, religious, cultural and social groups within society; means of alleviation discrimination and bias, and of improving human relations within the city; and issue such publications as may assist in the performance of its function.

SECTION 5. Section 2-176-040 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

2-176-040 Application.

The City of Chicago ID shall be available to any Applicant regardless of race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, partnership status, parental status, military status, source of income, credit history (within the meaning of Section 6-10-053), ~~criminal record or~~ criminal history (within the meaning of

Section 6-10-054), housing status, or status as a victim of domestic violence, provided that the Applicant completes an application on a form provided by the Clerk, and fulfills the requirements for proving identity and residency in the City of Chicago as set forth in rules promulgated by the Clerk. The Clerk shall provide by rule an option for victims of domestic violence to designate an alternative address, and alternative methods by which individuals who are homeless can establish residency notwithstanding the lack of fixed address.

SECTION 6. Section 2-178-010 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

2-178-010 Definitions.

For purposes of this chapter, the following definitions apply:

(Omitted text is not affected by this ordinance)

Personal Demographic Information” means information concerning a person's race, color, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, source of income, credit history (within the meaning of Section 6-10-053) or ~~criminal record~~ or criminal history (within the meaning of Section 6-10-054) that can be used to contact, track, locate, identify, or reasonably infer the identity of, a specific individual.

(Omitted text is not affected by this ordinance)

SECTION 7. Section 3-46-020 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

3-46-020 Definitions.

When any of the following words or terms are used in this chapter, they shall have the meaning set forth below:

(Omitted text is not affected by this ordinance)

E. “License holder” means any person holding a license issued by the ~~city~~ City under Chapter ~~9-108,~~ 9-110, 9-112, or 9-114 of this Code, as amended, or any person who has registered or titled a vehicle with any state or the District of Columbia if the vehicle is used to provide ground transportation to passengers. For purposes of this chapter, the phrase “person who has registered or titled a vehicle with any state or the District of Columbia if the vehicle is used to provide ground transportation to passengers” shall include a transportation network vehicle owner.

(Omitted text is not affected by this ordinance)

SECTION 8. Section 3-46-030 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

3-46-030 Tax imposed.

(Omitted text is not affected by this ordinance)

C. (1) To prevent multiple taxation, any person who is licensed, or who is required to be licensed, to operate a ground transportation vehicle used in another municipality may claim a credit against the tax imposed by this chapter equal to any similar occupation tax imposed on the person by the other municipality with respect to such ground transportation vehicle, but only to the extent of the amount of tax properly due and actually paid to the other municipality. The credit may not exceed the amount of the tax imposed by this chapter that otherwise would be due.

(2) This subsection 3-46-030(C) shall not apply in the case of any person who is licensed, or who is required to be licensed, under Chapter ~~9-108~~, 9-112, 9-114 or 9-115 of this Code.

(Omitted text is not affected by this ordinance)

SECTION 9. Section 3-46-070 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

3-46-070 Registration.

A. Every license holder of a ground transportation vehicle who is required to pay the tax imposed by this chapter and every transportation network provider shall register with the ~~department of business affairs and consumer protection~~ Department of Business Affairs and Consumer Protection, on a form prescribed by the ~~commissioner~~ Commissioner of ~~business affairs and consumer protection~~ Business Affairs and Consumer Protection, at least ten days before the ground transportation vehicle is used in the ~~city~~ City.

B. Any license holder that has registered in accordance with the Metropolitan Pier and Exposition Authority Airport Departure Tax Ordinance § 1-10(A) (1992) or any person who has been issued a license pursuant to Chapter ~~9-108~~, 9-112, 9-114 or 9-115 of this Code shall be regarded as registered in accordance with subsection (A) of this section.

C. If any information provided on a registration form ceases to be accurate, then the license holder or transportation network provider shall file a corrected form with the ~~department of business affairs and consumer protection~~ Department of Business Affairs and Consumer Protection within 60 days.

SECTION 10. Section 3-46-073 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

3-46-073 Registration emblems.

A. The ~~department of business affairs and consumer protection~~ Department of Business Affairs and Consumer Protection shall issue to every license holder and to every transportation network provider registered in accordance with Section 3-46-070 of this chapter an annual registration emblem for every ground transportation vehicle that the license holder or transportation network provider provides or engages for use in the city, other than vehicles having a seating capacity of more than 24 passengers or vehicles required to display a sticker license emblem or a metal plate pursuant to Chapter ~~9-108~~, 9-112, 9-114, or 9-115 of this Code.

The emblems shall be issued on or before April 1st of each calendar year to license holders of taxicabs, liveries, and transportation network providers, and on or before August 1st of each calendar year to license holders of all other ground transportation vehicles. Emblems shall also be issued within ten days of initial registration in accordance with Section 3-46-070 of this chapter.

B. Every license holder that is required to pay the tax imposed by this chapter and every transportation network provider shall affix or display, in a manner determined by rule, a registration emblem issued by the ~~department of business affairs and consumer protection~~ Department of Business Affairs and Consumer Protection on or in every ground transportation vehicle that is used in the city, other than vehicles having a seating capacity of more than 24 passengers or vehicles that are required to display a sticker license emblem or a metal plate pursuant to Chapter ~~9-408, 9-112, 9-114, or 9-115~~ of this Code. If a ground transportation vehicle does not affix or display a registration emblem as required by this subsection, then the license holder of the vehicle and the transportation network provider shall be prohibited from using or permitting the use of the vehicle as a ground transportation vehicle in the city.

C. The ~~department of business affairs and consumer protection~~ Department of Business Affairs and Consumer Protection shall not issue a registration emblem to a license holder or transportation network provider if the license holder or transportation network provider has failed to file with the department a tax return for any month that it was required to pay or collect and remit the tax imposed by this chapter, or if the license holder or transportation network provider has failed to pay any tax, interest or penalty that has been assessed by the department, unless:

- (1) The license holder or transportation network provider is contesting liability for the tax in a pending administrative or judicial proceeding; or
- (2) The license holder or transportation network provider has filed a petition in bankruptcy and the full amount of the tax due to the city City is dischargeable in bankruptcy; or
- (3) The license holder or transportation network provider has entered into an agreement with the ~~department~~ Department for the payment of all the tax, tax, interest and penalty, and the license holder or transportation network provider is in compliance with the agreement.

D. Immediately upon the sale of any ground transportation vehicle, the seller or the purchaser shall remove the registration emblem from the vehicle. It shall be unlawful for the purchaser to use the vehicle unless the registration emblem has been removed.

E. Except as provided in subsection (C) of this section, any license holder or transportation network provider that has registered in accordance with Section 3-46-070 of this chapter may request the ~~department of business affairs and consumer protection~~ Department of Business Affairs and Consumer Protection to issue a registration emblem if the license holder or transportation network provider acquires or engages for use a new, used, or additional ground transportation vehicle.

SECTION 11. Section 3-46-080 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

3-46-080 Books and records.

A. Every person required to pay or collect and remit the tax imposed by this chapter shall keep accurate books and records of its business or activity, including original source documents and books of entry denoting the transaction that gave rise, or may have given rise, to the tax liability or any exemption that may be claimed and the days that such person's ground

transportation vehicles were used in the city. All such books and records shall be kept in the English language and, at all times during business hours of the day, shall be subject to and available for inspection by the ~~department~~ Department.

B. It shall be presumed that a ground transportation vehicle which is licensed pursuant to Chapter ~~9-108~~, 9-112, 9-114, or 9-115 of this Code was used in the city on every day of any period for which no accurate books and records required by subsection (A) of this section were kept.

SECTION 12. Section 4-60-022 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

4-60-022 Restrictions on additional licenses.

Subject to the provisions of subsection 4-60-021(c), no additional license shall be issued for the sale of alcoholic liquor, for consumption on the premises within the following areas:

(Omitted text is unaffected by this ordinance)

(10.344) On Torrence Avenue, from 110th Street to 116th Street. (Added Coun. J. 10-31-07, p. 11447, § 2)

~~(12.72) On the south side of 42nd Street, from~~

~~(12.73) On the south side of 42nd Street, from~~

~~(16.126) On South May Street, from West 64th Street to West Marquette Road. (Added* Coun. J. 10-28-15, p. 12733, § 5)~~

~~(19) (This subsection deliberately left blank.)~~

~~(28.7) On Washington Boulevard, from Hamlin Avenue to Pulaski Road.~~

~~(37.17) On West North Avenue, from North Laramie Avenue to North Long Avenue.~~

(50.62) On the south side of Devon Avenue, from Central Park Avenue to Ridgeway Avenue. (Added Coun. J. 7-6-11, p. 3000, § 2)

(50.146) On Hamilton Avenue, from Pratt Avenue to Morse Avenue, and on Seeley Avenue, from Pratt Avenue to Farewell Avenue. (Added Coun. J. 7-6-11, p. 3000, § 2)

(Omitted text is unaffected by this ordinance)

SECTION 13. Section 4-60-023 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and adding the language underscored, as follows:

4-60-023 Restrictions on additional licenses.

Subject to the provisions of subsection 4-60-021(c), no additional package goods license shall be issued for any premises located within the following areas:

(Omitted text is unaffected by this ordinance)

- (10) ~~(This subsection deliberately left blank.)~~
- ~~(17.22) On West 70th Street, from South Loomis Boulevard to South Ashland Avenue.~~
- (17.326) On Hoyne Avenue, from 69th Street to 70th Street. (Added Coun. J. 5-14-08, p. 27399, § 3)
- (19) ~~(This subsection deliberately left blank.)~~
- ~~(21.159) On 89th Street, from Ashland Avenue to Wood Street. (Added Coun. J. 9-18-19, p. 5381, § 3)~~
- (21.237) On Perry Avenue, from 91st Street to 93rd Street. (Added Coun. J. 9-18-19, p. 5381, § 3)
- (21.243) On Wentworth Avenue, from 91st Street to 93rd Street. (Added Coun. J. 9-18-19, p. 5381, § 3)
- ~~(25.57) On 21st Street, from Racine Avenue to Loomis Street.~~
- ~~(25.188) On Racine Avenue, from 14th Street to 16th Street. (Added* Coun. J. 1-13-09, p. 52730, § 5)~~
- ~~(28.7) On Washington Boulevard, from Hamlin Avenue to Pulaski Road.~~
- (32.18) [Reserved.]
- ~~(40.62(a)) On the west side of Ridge Avenue, from just north of Granville Avenue to Thome Avenue, thence on the east side only of Ridge Avenue, from Thome Avenue to Devon Avenue. (Amend Coun. J. 12-13-17, p. 63385, § 3)~~
- ~~(40.62(b)) On the west side of Ridge Avenue, from just north of Granville Avenue to Thome Avenue; thence on the west side only of Ridge Avenue, from Thome Avenue to Devon Avenue. (Added Coun. J. 12-13-17, p. 63385, § 3)~~
- (40.62) On the west side of Ridge Avenue, from just north of Granville Avenue to Thome Avenue, thence on Ridge Avenue, from Thome Avenue to Devon Avenue.

(Omitted text is unaffected by this ordinance)

SECTION 14. Section 6-10-030 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through, as follows:

6-10-030 Unlawful discriminatory activities designated.

No person shall directly or indirectly discriminate against any individual in hiring, classification, grading, discharge, discipline, compensation, or other term or condition of

employment because of the individual's race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, credit history (within the meaning of Section 6-10-053), ~~criminal record or~~ criminal history (within the meaning of Section 6-10-054), or source of income. No employment agency shall directly or indirectly discriminate against any individual in classification, processing, referral or recommendation for employment because of the individual's race, color, sex, gender identity, age, religion, disability, national origin, ancestry, sexual orientation, marital status, parental status, military status, credit history (within the meaning of Section 6-10-053), ~~criminal record or~~ criminal history (within the meaning of Section 6-10-054), or source of income.

(Omitted text is not affected by this ordinance)

SECTION 15. Section 6-10-054 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

6-10-054 Criminal history.

(Omitted text is not affected by this ordinance)

(b) Employers shall not use a person's conviction record as a basis to refuse to hire, to segregate, or to act with respect to recruitment, hiring, promotion, renewal of employment, selection for training or apprenticeship, discharge, discipline, tenure or terms, privileges or conditions of employment, unless:

(Omitted text is not affected by this ordinance)

For the purposes of this subsection (a b), "substantial relationship" means a consideration of whether the employment position offers the opportunity for the same or a similar offense to occur and whether the circumstances leading to the conduct for which the person was convicted will recur in the employment position.

(c) *Factors considered.* In making a determination pursuant to subsection (a b)(3) and (a b)(4), the employer shall consider the following factors:

(Omitted text is not affected by this ordinance)

SECTION 16. Section 7-28-120 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

7-28-120 Weeds – Penalty for violation – Abatement – Lien.

(Omitted text is unaffected by this ordinance)

(b) All weeds which have not been cut or otherwise controlled, and which exceed an average height of ten inches, are hereby declared to be a public nuisance. If any person has been convicted of violating subsection (a) and has not cut or otherwise controlled any weeds as

required by this section within ten days after the date of the conviction or finding of liability or judgement, ~~the city~~ City may cause any such weeds to be cut at any time. In such event, the person who owns or controls the property on which the weeds are situated shall be liable to the ~~city~~ City for any and all costs and expenses incurred by the ~~city~~ City in cutting the weeds, plus a penalty of up to three times the amount of the costs and expenses incurred by the ~~city~~ City. Such monies may be recovered in an appropriate action instituted by the ~~corporation counselor~~ Corporation Counsel or in a proceeding initiated by the ~~d~~Department of ~~s~~Streets and ~~s~~Sanitation or the ~~d~~Department of ~~h~~Health at the ~~d~~Department of ~~a~~Administrative ~~h~~Hearings. The penalties imposed by this subsection shall be in addition to any other penalty provided by law.

(Omitted text is unaffected by this ordinance)

SECTION 17. Section 9-68-023 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

9-68-023 Wrigley Field area parking permits – Zone LV2.

(Omitted text is not affected by this ordinance)

(c) Any vehicle parked within the LV2 ~~night~~ Cubs game tow area between the hours of 5:00 P.M. and 10:00 P.M. on days in which baseball games starting at any point are played at Wrigley Field, and which does not bear an "LV2" permit, shall be subject to an immediate tow. In addition, during such days and times, the LV2 Cubs game tow area shall be considered to be a residential parking permit zone for purposes of Section 9-64-090(e) and the penalty applicable for violations thereof shall apply.

(Omitted text is not affected by this ordinance)

SECTION 18. Section 10-36-030 of the Municipal Code of Chicago is hereby amended by deleting the language stricken through and by inserting the language underscored, as follows:

10-36-030 ~~Firearms and missiles~~ Missiles.

Persons are forbidden to throw stones or other missiles within any park, public playground, bathing beach, public bath, or airport of the city.

SECTION 19. This ordinance shall take effect upon its passage and approval.