

SUBSTITUTE
ORDINANCE

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

SECTION 1. Chapter 4-4 of the Municipal Code of Chicago is hereby amended by inserting the new Section 4-4-240, as follows:

4-4-240 Customer service placards required to be displayed.

(a) Definitions: For purposes of this section, the following definitions shall apply:

“Covered building” means a building used for one or more retail sales businesses in the commercial use group category, as described in Section 17-17-0104, with a floor area that exceeds 4,000 square feet.

“Licensee” means any person licensed under Title 4 of this Code to operate one or more retail sales business in a covered building.

“Owner” means any person who alone, jointly or severally with others: (1) has legal title to a covered building; or (2) has charge, care, or control of a covered building.

(b) Any licensee or owner shall display, on the front of a covered building, in a generally visible place from the public way, and on the back of the covered building in a generally visible place, a placard with: (i) the licensee’s name as registered with the Illinois Secretary of State and the Department, if applicable; (ii) the licensee’s emergency contact information, including a phone number and email address, as required under Section 4-4-050 of the Code, and (iii) the owner’s name and contact information, including a phone number and email address. The placard shall be properly affixed and maintained for visibility in accordance with Rules adopted by the Commissioner pursuant to subsection (c) of this section. The licensee and the owner are jointly and severally responsible for compliance with the requirements of this section.

(c) The Commissioner is authorized to promulgate rules necessary to implement and administer the requirements of this Section.

(d) Any licensee or owner that violates this section shall be subject to a penalty of not less than \$250.00 nor more than \$500.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense.

SECTION 2. Chapter 17-9 of the Municipal Code of Chicago is hereby amended by inserting a new Section 17-9-0133, as follows:

17-9-0133 Small Box Retailer. All *small box retailers* are subject to the following criteria:

17-9-0133-A Location. A new or expanding *small box retailer* may not be located within one mile of an existing *small box retailer* that is owned or managed by the same controlling person, as defined in Section 4-4-005 of the Municipal Code, as the new or expanding *small box retailer*.

SECTION 3. Section 17-17-0104 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and inserting the language underscored, as follows:

17-17-0104 Commercial Use Group. The *commercial use group* includes uses that provide a business service or involve the selling, leasing or renting of merchandise to the general public. The *commercial use group* includes the following Use Categories:

(Omitted text is unaffected by this ordinance.)

17-17-0104-Z Retail Sales, General. Businesses involved in the sale, lease or rent of new or used products or merchandise to the general public. Typical uses include drug stores, grocery stores, department stores and apparel stores.

17-17-0104-AA Small Box Retailers. Any retail sales store (a) with a floor area between 4,000 and 17,500 square feet; (b) that holds a retail food establishment license; and (c) that continuously offers or advertises a majority of the items in their inventory for sale at a price less than \$5.00 per item. A retail store is not considered a small-box retailer if it: (i) contains a prescription pharmacy, (ii) sells gasoline or diesel fuel, (iii) primarily sells specialty food items, or (iv) dedicates more than 10% of floor space to sales of fresh meats, poultry, seafood, dairy products, eggs, fruit, or vegetables. Typical uses include "dollar stores" and other non-specialty discount retailers. Small-box retailer does not include *gas stations, valuable objects dealers, pawn shops, flea markets, drug stores, department stores, grocery stores, apparel stores, thrift stores, secondhand dealers, consignment stores, or any other use where retail sales are a permitted accessory or incidental use under this Zoning Ordinance, such as a gift shop.*

17-17-0104-AABB Sports and Recreation, Participant. Provision of sports or recreation primarily by and for participants. (Spectators would be incidental and on a nonrecurring basis). The following are participant sports and recreation use types (for either general or personal use):

(Omitted text is unaffected by this ordinance.)

17-17-0104-BBCC Valuable Objects Dealer. Any person, other than those excluded from the definition of a secondhand dealer pursuant to Section 4-264-005 of the Municipal Code of Chicago, who engages in the business of purchasing, selling, receiving, trading, consignment selling or otherwise transferring for value, any previously owned precious metal, stone or gem or any jewelry, as said terms are defined in Section 4-264-005 of the Municipal Code.

17-17-0104-CCDD Vehicle Sales and Service. Sales of motor vehicles or services related to motor vehicles. The following are vehicle sales and service use types:

(Omitted text is unaffected by this ordinance.)

SECTION 4. This ordinance shall take effect ten days after passage and publication.