

ORDINANCE

WHEREAS, The City of Chicago ("City") is a home rule unit of government under Article VII, Section 6(a) of the 1970 Constitution of the State of Illinois and, as such, may exercise any power and perform any function pertaining to its government and affairs, including, but not limited to, the power to regulate for the protection of the public health, safety, and welfare; and

WHEREAS, There is a proliferation of small-box retailers, such as Dollar Tree, Family Dollar (which is owned by Dollar Tree), and Dollar General, in urban areas, including the City, where small-box retailers are clustered in and around South and West Side neighborhoods; and

WHEREAS, Although small-box retailers can fill a need in communities lacking basic retail services, growing evidence suggests small-box retailers are not merely a byproduct of this economic distress, they can often be a cause of it; and

WHEREAS, By saturating communities, particularly majority-Black urban neighborhoods, with multiple stores, small-box retailers' business strategy often makes it impossible for independent and local grocery stores to open, or, indeed remain open, in a community; and

WHEREAS, Small-box retailers are not a meaningful alternative to local grocery stores, often devoting minimal, if any, floor space to fresh, wholesome foods, and offering low-cost, single serving, highly processed foods that are in actuality much more expensive per ounce; and

WHEREAS, In addition to these negative economic impacts, small-box retailers also tend to attract higher incidences of crime, theft, and other negative effects on the public health, safety, and welfare, such as littering and the accumulation of waste far exceeding the dumpster space provided by small-box retailers; and

WHEREAS, Regulating small-box retailers is necessary, desirable, and in the public interest by promoting stronger, more resilient neighborhoods and protecting the public health, safety, and welfare of our City; now, therefore:

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

SECTION 1. The foregoing recitals are incorporated herein and made a part hereof.

SECTION 2. Section 4-5-010 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by inserting the language underscored, as follows:

4-5-010 Establishment of license fees.

(Omitted text is unaffected by this ordinance)

(1)	Limited Business License (4-4)	\$250.00
(2)	Regulated Business License (4-6) – Other than Hotels, and Booting of Motor Vehicles, and Small-Box Retailers	\$250.00
(3)	Regulated Business License (4-6) – Hotels	\$250.00 plus \$2.20 per room

(3.1)	Regulated Business License (4-6) – Booting of Motor Vehicles	\$1,000.00
(3.2)	Regulated Business License (4-6) – <u>Small-Box Retailers</u>	<u>\$500</u>

(Omitted text is unaffected by this ordinance)

SECTION 3. Section 4-6-010 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by inserting the language underscored, as follows:

4-6-010 Regulated business license.

(Omitted text is unaffected by this ordinance)

(c) Business activities requiring a regulated business license under this chapter shall include the following: (1) health club; (2) clothing alteration; (3) laundry service; (4) residential real estate developer; (5) tattooing, body piercing or tanning facility; (6) day labor agency; (7) adult family care center; (8) assisted living establishment; (9) long-term care facility; (10) adult family care home; (11) automatic amusement operator; (12) private scavenger; (13) secondhand dealer in children's clothing and children's products only; (14) junk peddler; (15) debt collectors; (16) hospital; (17) hotel; (18) board-up company; (19) dry cleaner; (20) hazardous materials; (21) single-room occupancy buildings; (22) booting of motor vehicles; (23) immigration assistance; (24) expediter company; (25) expediter/natural person; (26) home occupation; (27) home repair; (28) bed-and-breakfast establishment; (29) vacation rentals; (30) pharmaceutical representatives; (31) massage establishments and massage services; ~~and~~ (32) mobile merchants, and (33) small-box retailers.

SECTION 4. Chapter 4-6 of the Municipal Code of Chicago is hereby amended by inserting a new Article XXXIV, as follows:

ARTICLE XXXIV. SMALL-BOX RETAILERS

4-6-340 Small-Box Retailers.

(a) *Definitions.* As used in this section:

"Commissioner" means the Commissioner of the Department of Business Affairs and Consumer Protection, or the Commissioner's designee.

"Excessive loud noise" means: (1) any sound generated between the hours of 8:00 p.m. and 8:00 a.m. from the licensed premises or otherwise having a nexus to the licensed premises that is louder than average conversational level at a distance of 100 feet or more, measured vertically or horizontally from the property line of the licensed premises; or (2) any sound generated on the public way immediately adjacent to the licensed premises, measured vertically or horizontally from its source, by any person having a nexus to the licensed premises in violation of Section 8-32-070(a); or (3) any sound generated between the hours of 8:00 p.m. and 8:00 a.m. that causes a vibration, whether recurrent, intermittent or constant, that is felt or experienced on or in any neighboring property, other than a vibration: (i) caused by a warning device necessary for the protection of the public health, safety, or welfare; or (ii) caused in connection with the performance

of emergency work within the licensed premises by the licensee or such licensee's agent; or (iii) subject to an exception or exclusion under Section 8-32-170.

"Illegal activity" means any criminal conduct, of whatever degree, in violation of federal, State, or local law.

"Immediately adjacent" means the front yard, rear yard, side yard, inner court, and contiguous public way.

"Licensee" has the meaning ascribed to that term in Section 4-4-005.

"Objectionable condition(s)" means any disturbance of the peace, public drunkenness, drinking in public, harassment of passersby, loitering, public urination, unlawful garbage or waste disposal, illegal gambling, lewd conduct, or excessive loud noise.

"Small-box retailer" means a retail store (a) with a floor area between 5,000 and 17,500 square feet; (b) that sells at retail an assortment of physical goods, products, or merchandise directly to the consumer, including food or beverages for off-premises consumption, household products, personal grooming and health products, and other consumer goods; (c) that continuously offers and advertises a majority of the items in their inventory for sale at a price less than \$5.00 per item; and (d) that does not: (i) contain a prescription pharmacy, (ii) sell gasoline or diesel fuel, (iii) primarily sell specialty food items, or (iv) dedicate less than 5% of shelf space and display areas to food sales.

(b) *License required; Application – Additional information required.* No person shall engage in the business of a small-box retailer without first having obtained a license under this section. A license under this section shall be in addition to any other licenses required by law, including, but not limited to, a retail food establishment license under Chapter 4-8. In addition to the requirements set forth in Section 4-4-050, the application for, and, if requested, a renewal of, a regulated business license to engage in the business of a small-box retailer shall be accompanied by the following information:

(1) proof of commercial general liability insurance, as required under subsection (e)(1) of this section;

(2) the total square footage of the floor area of the licensed premise and the total square footage of the shelf space and display areas;

(3) the percentage of the total square footage of the shelf space and display areas that will be dedicated to fresh and fresh frozen foods;

(4) a copy of a proposed plan of operation, as required under subsection (e)(2) of this section;

(5) a statement as to whether, within four years of the date of application or renewal, the applicant or licensee, as applicable, has ever had a license to engage in the business of a small-box retailer suspended or revoked for cause; and

(6) the name of the person responsible for supervising or managing the small-box retailer.

(c) *License issuance and renewal – Prohibited when.* No regulated business license to engage in the business of a small-box retailer shall be issued to any applicant or licensee, as applicable:

(1) whose license to engage in the business of a small-box retailer under this Title 4 has been revoked for cause at any time within the last four years; or

(2) who makes any false, misleading, or fraudulent statement in the license application, or misrepresents any fact in the license application, or uses any scheme or subterfuge for the purpose of evading any requirement of this section.

(d) Departmental duties; License issuance and renewal.

(1) Upon receipt of any application for a license or renewal under this section, the Commissioner shall forward such application to the Department of Buildings, the commander of the affected police district, and the Alderman of the affected ward. Upon issuance of any license or renewal under this section, the Commissioner shall notify the commander of the affected police district and the Alderman of the affected ward.

(2) Within 30 days of receiving an application from the Commissioner, unless the Commissioner determines that good cause exists for a reasonable extension, not to exceed 30 days, the commander of the affected police district and the Alderman of the affected ward may provide recommendations or other relevant information regarding the issuance of a license or renewal, including any additional permit conditions or changes to the proposed plan of operation to ensure compliance with this section or otherwise protect the public health, safety, and welfare.

(3) Prior to issuance of any regulated business license or renewal under this section, the Department of Buildings shall conduct an inspection to confirm compliance with the applicable requirements of subsections (e) through (g) of this section, and the applicable requirements under the Building Code.

(4) In addition to inspections required under this section or the Building Code, the Department of Business Affairs and Consumer Protection and the Department of Buildings may conduct such other additional inspections as they deem necessary to maintain the public health, safety, and welfare, or otherwise ensure compliance with this section.

(5) The Superintendent of Police shall, when making a report relative to illegal activity on or immediately adjacent to the licensed establishment (A) conduct an investigation to determine whether a nuisance condition within the meaning of subsection (h)(2)(A) of this section occurred at the establishment or on immediately adjacent property; (B) prepare a written investigative report summarizing the findings of such investigation and recommending appropriate legal and administrative action which may be taken in response to such nuisance condition, including, but not limited to, license suspension or revocation; and (C) transmit the investigative report, within 48 hours of the incident identified in the police report, to the Commissioner and Corporation Counsel for further action as warranted. Upon request by any Alderman or City Council committee, the Corporation Counsel shall make the report submitted pursuant to this subsection available to such Alderman or City Council Committee for review.

(e) Legal duties. Each licensee engaged in the business of a small-box retailer shall have a duty to:

(1) maintain in full force and effect at all times throughout the duration of the license period commercial general liability insurance, with limits of not less than \$1,000,000 per occurrence, for bodily injury, personal injury, and property damage, arising in any way from the issuance of a

license or activities conducted pursuant to the license. The policy of insurance required under this subsection shall: (A) be issued by an insurer authorized to insure in the State of Illinois; (B) name the City of Chicago as additional insured on a primary, noncontributory basis for any liability arising directly or indirectly from the licensee's operations; and (C) include a provision requiring 30 days' advance notice to the Commissioner prior to cancellation or lapse of the policy. Proof of insurance shall be kept on the licensed premises, and, upon request by any authorized City official, shall be made available for inspection by such authorized City official;

(2) enter into, as a condition of license issuance or renewal, as applicable, a plan of operation to ensure compliance with the requirements of this section, subject to the approval of the Commissioner. Such plan of operation shall be deemed a part of the license, and compliance with the plan of operation shall be a necessary condition to the continued validity of the license. Failure to comply with one or more elements of the plan of operation shall subject enforcement pursuant to subsections (g) and (h) of this section, as applicable;

(3) have sufficient storage facilities within the licensed premises to ensure the ingress, egress, aisles, and other portions of the licensed premises open to the public are kept free of the storage, placement, or accumulation of goods and merchandise, unless such goods or merchandise are properly displayed for sale;

(4) clean the licensed premise, parking lot, and immediately adjacent public way on a daily basis to ensure it remains free from the accumulation of any paper, rubbish, litter, or refuse; provide a sufficient number of waste receptacles outside of each point of ingress and egress of the licensed premises open to the public and in the licensed premises' parking facility; enclose all exterior trash receptacles and compactors; and, if the facility generates 50 cubic yards or more of garbage a week, install a trash compactor;

(5) ensure that no less than 3 employees are present while the licensed premises is open to the public;

(6) immediately notify the Chicago Police Department if a licensee knows or suspects that any nuisance condition within the meaning of subsection (h)(2)(A) of this section is taking place on or immediately adjacent to the licensed premises, and cooperate with the Chicago Police Department in any investigation that may ensue;

(7) comply with all reasonable requests made by any authorized City official necessary or appropriate to implement the requirements of this section;

(8) cooperate fully with any authorized City official in any inquiry, inspection, or investigation necessary or appropriate to implement the requirements of this section; and

(9) upon request, make available for examination all books and records necessary or appropriate to ensure compliance with the requirements of this section.

(f) *Prohibited acts.* It shall be unlawful for any person engaged in the business of a small-box retailer to:

(1) maintain the licensed premises in such a manner that is detrimental to the health, safety, or welfare of the general public or any employee of the small-box retailer;

(2) permit any nuisance condition within the meaning of subsection (h)(2)(A) of this section to take place within or having a nexus to the small-box retailer. In addition to any other penalty provided by law, any person who violates this subsection (f)(2) shall be subject to a fine of not less than \$2,500 nor more than \$5,000 for each offense. Each day that a violation continues shall constitute a separate and distinct offense; and

(3) permit outdoor display and storage, or any other outdoor business, display, storage, processing, or operations at the licensed premises, except for the storage of propane tanks and business identification signage, where such signage is otherwise permitted by this Code.

(g) *Penalty.* Except as otherwise provided in this section, and in addition to any other penalty provided by law, any person who violates any provision of this section, any rule or regulation promulgated hereunder, any permit condition, or any provision of a plan of operation required under this section shall be subject to a fine of not less than \$500 and not more than \$1,500 for each offense. Each day that a violation continues shall constitute a separate and distinct offense. In addition to any fine or penalty imposed by this section, the Corporation Counsel may seek an injunction or other equitable relief in a court of competent jurisdiction to stop any violation of this section.

(h) *License - suspension and revocation.*

(1) *Immediate suspension or revocation – Post-deprivation hearing – Authorized when.* If the Commissioner has cause to believe that: (A) continued operation of a small-box retailer causes an imminent threat to public health, safety, or welfare, and (B) grounds exist for revocation or suspension of the licensee's small-box retailer license, including, but not limited to, any of the grounds set forth in items (A) through (C), inclusive, of subsection (h)(2) of this section, the Commissioner may, upon issuance of a written order stating the reason for such conclusion and without notice or hearing, suspend or revoke a license under this section and prohibit the licensee from operating the small-box retailer for a period of time not to exceed ten calendar days; provided, however, that the licensee shall be afforded an opportunity to be heard during such period. If the licensee fails to request a hearing within the prescribed time, or requests a hearing but fails to appear at the hearing, the license shall be deemed revoked.

(2) *Suspension or revocation – Pre- deprivation hearing – Authorized when.* In addition to any other applicable reason, a small-box retailer license may be suspended or revoked in accordance with Section 4-4-280 under the following circumstances:

(A) *Situs of two or more nuisance conditions.* When, in the determination of the Commissioner, the operation of a small-box retailer creates a nuisance because at least two separate incidents involving illegal activity or objectionable conditions occurred during a 12-month period on the licensed premises, on or in the licensed premises' parking facility, or on immediately adjacent property, including any immediately adjacent portion of the public way. For purposes of determining whether any nuisance occurred during a 12-month period, such illegal activity or objectionable conditions shall be limited to acts involving circumstances having a nexus to the operation of the small-box retailer. In a proceeding to suspend or revoke a license under this subsection (h)(2)(A), any evidence on which a reasonably prudent person would rely may be considered without regard to the formal or technical rules of evidence, and the Commissioner may rely on police reports, official written reports, affidavits and business records submitted by authorized City officials or employees charged with inspection or enforcement responsibilities to determine whether such illegal activity or objectionable conditions occurred. If, during any 12-month period, two or more separate incidents of illegal activity or objectionable conditions, in any

combination, occur on the licensed premises, on or in the licensed premises' parking facility, or on immediately adjacent property, including any immediately adjacent portion of the public way, a rebuttable presumption shall exist that the small-box retailer is or creates a nuisance in violation of this subsection (h)(2)(A);

(B) *Scofflaw*. When a small-box retailer is located in a priority building with serious and chronic code violations listed pursuant to Section 2-92-416(d) or a building owned by a building code scofflaw and disclosed and published pursuant to Section 2-92-416(f); or

(C) *Threat to public health, safety, or welfare*. When the Commissioner determines that the continued operation of a small-box retailer poses a threat to the public health, safety, or welfare.

(3) Except for those violations listed in subsections (h)(1) and (h)(2) of this section, and in addition to any other penalty provided by law, a licensee who has been found liable for three or more violations of this section, any rule or regulation promulgated hereunder, any permit condition, or any provision of a plan of operation required under this section on three different days within any 24-month period may result in license revocation under Section 4-4-280.

SECTION 5. Section 17-17-0104-Z of the Municipal Code of Chicago is hereby amended by inserting the underscored language, as follows:

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.

1. *Small-box retailer*. Any retail store (a) with a floor area between 5,000 and 17,500 square feet; (b) that sells at retail an assortment of physical goods, products, or merchandise directly to the consumer, including food or beverages for off-premises consumption, household products, personal grooming and health products, and other consumer goods; (c) that continuously offers and advertises a majority of the items in their inventory for sale at a price less than \$5.00 per item; and (d) that does not: (i) contain a prescription pharmacy, (ii) sell gasoline or diesel fuel, (iii) primarily sell specialty food items, or (iv) dedicate less than 5% of shelf space and display areas to food sales. 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.*

SECTION 6. 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.

17-9-0133-A Site Plan Review. *Small-box retailers* are subject to the Site Plan Review procedures of Sec. 17-13-0800.

17-9-0133-B Standards and Guidelines.

1. *General.* The site plan for a proposed *small-box retailer* should demonstrate the proposed building's compatibility with the existing pattern of development in the neighborhood in which it is to be located. This compatibility must be judged in terms of: building orientation, massing, and scale; building materials; access, circulation, and parking; service facilities; utility/mechanical equipment; buffers and screens; landscaping; *signs*; lighting; and whether the proposed *small-box retailer* will likely have a detrimental effect on the development and continued operation of grocery stores and other businesses that sell fresh, wholesome, and healthy foods in the area to be served by the proposed *small-box retailer*.

2. *Outdoor display and storage.* Outdoor display and storage is prohibited for *small-box retailers*, and all business, display, storage, processing, or other operations of a *small-box retailer* shall be located within the *structure*, except for the storage of propane tanks and business identification signage, where such signage is otherwise permitted by this Zoning Ordinance.

3. *Location.* *Small-box retailers* may not be located within 10,560 feet (two miles) of any existing *small-box retailer*, measured in a straight line from the nearest point on the lot line of the property occupied by a *small-box retailer* to the nearest point on a lot line of the other property occupied by a *small-box retailer*, provided, however, that this minimum distance requirement shall be reduced to 5,280 feet (one mile) for any *small-box retailer* that dedicates 40% or more of its shelf space and display areas to fresh and fresh frozen foods. *Small-box retailers* may not be located within 660 feet of any *residential district*. For the purpose of this section, "fresh or fresh frozen foods" means fresh produce, meat, seafood, and dairy products for human consumption that are unprocessed or otherwise in a raw state, including fresh produce, meat, seafood, and dairy products that were flash or otherwise quickly frozen while still fresh.

4. *Traffic.* Site plans must demonstrate safe and attractive accommodation of pedestrians, as well as vehicles. Driveways must be located as far as possible from *street* intersections. The number and width of curb cuts should be kept to the minimum necessary for pedestrian and traffic safety.

5. *Landscaping and fencing.*

(a) Landscaping must be used to screen residential properties from the vehicle noise and headlights associated with *small-box retailers* and to soften the visual impact of the parking and *vehicular use areas* in a manner that is also consistent with the goal of traffic safety and maintenance of appropriate lines-of-sight.

(b) When *small-box retailers* are set back from *front property lines* or *side property lines*, added landscaping and fencing must be provided along the *street frontage* to maintain the existing *street wall* and edge condition typical of urban commercial *streets*.

(c) Fencing along *street frontages* must be designed to be integrated with the building's *façade* and should be constructed of masonry columns and/or decorative metal materials.

(d) The *rear property line* adjacent to an *alley* must be fenced.

6. *Signs.*

(a) The total allowable area of all *signs* on the site may not exceed 4 square feet for each linear foot of *street frontage*.

(b) *Signs* must be attached to the building.

(c) The use of individual lettering for *signs* is encouraged and the use of box *signs*, raceway *signs* and reader boards is discouraged.

(d) Free-standing *signs* (i.e., pylon *signs*) must be reviewed in terms of the character of signage in the area and the existing pattern of development. Monument *signs* are preferred, and such *signs* may not exceed 10 feet above finished *grade* (measured at the point where the *sign* is installed) and must be *landscaped* at the base.

7. *Garbage facilities.*

(a) Facilities generating 50 cubic yards or more of garbage a week must install a trash compactor.

(b) All exterior trash receptacles and compactors must be enclosed using materials compatible with the building *façade*.

8. *Loading Facilities.* When *alley* access is authorized by City Council, all loading facilities must be located behind the building or otherwise screened from visibility from the public right-of-way and should be accessed from the *alley*.

9. *Lighting.* All lighting must be directed downward and shielded to prevent illumination of adjoining property.

SECTION 7. Section 17-3-0207 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

17-3-0207 Use Table and Standards.

USE GROUP		Zoning Districts						Use Standard	Parking Standard
Use Category		B1	B2	B3	C1	C2	C3		
	Specific Use Type								
P = permitted by-right S = special use approval required PD = planned development approval required - = Not allowed									
(Omitted text is unaffected by this ordinance)									
PP. Retail Sales, General (<u>except as more specifically regulated</u>)		P	P	P	P	P	P		§17-10-0207-M

<u>1.</u>	<u>Small-Box Retailer</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>§17-9-0133</u>	<u>§17-10-0207-M</u>
(Omitted text is unaffected by this ordinance)									

SECTION 8. Section 17-4-0207 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

17-4-0207 Use Table and Standards.

USE GROUP		Zoning Districts				Use Standard	Parking Standard
Use Category		DC	DX	DR	DS		
	Specific Use Type						
P = permitted by-right S = special use approval required PD = planned development approval required - = Not allowed							
(Omitted text is unaffected by this ordinance)							
QQ. Retail Sales, General <u>(except as more specifically regulated)</u>		P	P	-	P		§17-10-0208
1.	<u>Small-Box Retailer</u>	<u>P</u>	<u>P</u>	<u>-</u>	<u>P</u>	<u>§17-9-0133</u>	<u>§17-10-0208</u>
(Omitted text is unaffected by this ordinance)							

SECTION 9. Section 17-5-0207 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

17-5-0207 Use Table and Standards.

USE GROUP		District			Use Standard	Parking Standard
Use Category		M1	M2	M3		
	Specific Use Type					
P = permitted by-right S = special use approval required PD = planned development approval required - = Not allowed						
(Omitted text is unaffected by this ordinance)						
QQ. Retail Sales, General (except as more specifically regulated)		P	P	P	Accessory sales of goods produced on-site: not to exceed 20% of on-site GFA	§17-10-0207-M

1.	<u>Small-Box Retailer</u>	=	=	=		
(Omitted text is unaffected by this ordinance)						

SECTION 10. Section 17-6-0403-F of the Municipal Code of Chicago is hereby amended by inserting the language underscored, and by deleting the language struck through, as follows:

17-6-0403-F Use Table and Standards.

USE GROUP																Use Standard				
Use Category	No	No	No. 4		No	No	No. 7		No. 8		No	No	No. 11		No		No	No	No	
Specific Use Type	2	3	A	B	5	6	A	B	A	B	9	10	A	B	12		13	14	15	
P = permitted by right S = special use approval req'd PD = planned development approval req'd - = not allowed																				
(Omitted text is unaffected by this ordinance)																				
BB. Retail Sales, General (except as more specifically regulated)		P	P	P	P	P	P	P	P	S	S	P	P	P	P	S	S	P/ S	P	\$17-6-0403-G.12
1.	<u>Small-Box Retailer</u>	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
(Omitted text is unaffected by this ordinance)																				

SECTION 11. The Commissioner of Business Affairs and Consumer Protection shall apply the issuance and license fee requirements under Sections 2, 3, and 4 of this ordinance to applications for new licenses under this ordinance and renewals of any previously issued licenses for businesses that are small-box retailers under this ordinance, as appropriate.

SECTION 12. In light of the proliferation of small-box retailers and the numerous negative effects on the economic resiliency of the City's neighborhoods and residents, and on the public health, safety, and welfare, this ordinance shall take effect immediately upon its passage and approval, if such passage is by a vote of at least two-thirds of the members of City Council. In the event that this ordinance passes by a majority vote of less than two-thirds of the members of City Council, it shall take effect ten days after passage and publication.

SECTION 13. This ordinance shall take effect upon passage and publication

Matthew J. O'Shea

Matthew J. O'Shea
Alderman, 19th Ward

Silviano Dubanez

Alderman, 23 Ward

Mitchell

Alderman, 13 Ward

Joseph

Alderman, 11 Ward

Alfredo

Alderman, 10 Ward

Anthony Alvarado

Alderman, 9th Ward

Myra

Alderman, 8th Ward

Robert

Alderman, 7th Ward

William

Alderman, 6th Ward

Alvaro

Alderman, 4th Ward

David

Alderman, 3rd Ward

Nehal

Alderman, 2nd Ward

Joe

Alderman, 1st Ward

JB2

Alderman, 20 Ward

WNY

Alderman, 22 Ward

[Signature]

Alderman, 44 Ward

[Signature]

Alderman, 37 Ward

[Signature]

Alderman, 31 Ward

Bills Com

Alderman, 34 Ward

Alderman, _____ Ward

Alderman, _____ Ward

Dent Center

Alderman, 18 Ward

[Signature]

Alderman, 17 Ward

[Signature]

Alderman, 42 Ward

[Signature]

Alderman, 32 Ward

[Signature]

Alderman, 16 Ward

[Signature]

Alderman, 28 Ward

[Signature]

Alderman, 50 Ward

[Signature]

Alderman, 45 Ward

Larret J

Alderman, 4 Ward

Alderman, _____ Ward

Carl

Alderman, 35 Ward

[Signature]

Alderman, 30 Ward

[Signature]

Alderman, 7 Ward

[Signature]

Jaylin [Signature]

14th

Alderman, _____ Ward

[Signature]

Alderman, 46 Ward

Alderman, _____ Ward

[Signature]

Alderman, 12 Ward

[Signature]

Alderman, 49 Ward

Dollar Tree / Family Dollar / Dollar General

CITY COUNCIL ROLL CALL (May 15, 2023)

Subject Matter: _____

Date: _____

MEMBERS				MEMBERS			
	P	Y	N		P	Y	N
1 LA SPATA				26 FUENTES		X	
2 HOPKINS				27 BURNETT			
3 DOWELL				28 ERVIN		X	
4 ROBINSON		X		29 TALIAFERRO			
5 YANCY		X		30 CRUZ		X	
6 HALL		X		31 CARDONA		X	
7 MITCHELL		X		32 WAGUESPACK		X	
8 HARRIS		X		33 RODRÍGUEZ-SÁNCHEZ		X	
9 BEALE		X		34 CONWAY		X	
10 CHICO		X		35 RAMIREZ-ROSA		X	
11 LEE		X		36 VILLEGAS		X	
12 RAMIREZ		X		37 MITTS		X	
13 QUINN		X		38 SPOSATO		X	
14 GUTIÉRREZ		X		39 NUGENT		X	
15 LOPEZ		X		40 VASQUEZ		X	
16 COLEMAN		X		41 NAPOLITANO		X	
17 MOORE		X		42 REILLY		X	
18 CURTIS		X		43 KNUDSEN		X	
19 O'SHEA		X		44 LAWSON		X	
20 TAYLOR		X		45 GARDINER		X	
21 MOSLEY				46 CLAY		X	
22 RODRIGUEZ		X		47 MARTIN			
23 TABARES		X		48 MANAA-HOPPENWORTH			
24 SCOTT		X		49 HADDEN		X	
25 SIGCHO-LOPEZ		X		50 SILVERSTEIN		X	