



# City of Chicago



O2020-5743

Office of the City Clerk

## Document Tracking Sheet

**Meeting Date:** 11/16/2020

**Sponsor(s):** Lightfoot (Mayor)

**Type:** Ordinance

**Title:** Amendment of Municipal Code Titles 2, 3, 4, 7, 9, 10 and 11 regarding various taxes, charges and fees (2021 Revenue Ordinance)

**Committee(s) Assignment:** Committee on Finance

FIN



OFFICE OF THE MAYOR  
CITY OF CHICAGO

LORI E. LIGHTFOOT  
MAYOR

November 16, 2020

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

Ladies and Gentlemen:

At the request of the Budget Director, I transmit herewith the 2021 Revenue ordinance.

Your favorable consideration of this ordinance will be appreciated.

Very truly yours,

A handwritten signature in black ink that reads "Lori E. Lightfoot". The signature is fluid and cursive, with the first name "Lori" being the most prominent.

Mayor

**REVENUE**  
**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 of its finances 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 Articles, as follows:

Article I	Taxes
Article II	Parking Meters
Article III	Harbor Fee Update
Article IV	Water Relief
Article V	Impoundment
Article VI	Miscellaneous
Article VII	Severability and Repealer
Article VIII	Effective Dates

**ARTICLE I. TAXES**

**SECTION 1.** Section 3-32-030 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

**3-32-030 Tax imposed.**

*(Omitted text is unaffected by this ordinance)*

B. The rate of the tax shall be nine percent of the lease or rental price, ~~unless subsection B.1 of this section provides for a lower rate.~~ The tax shall be paid by the lessee at the time of each lease or rental payment, and each tax payment shall be determined by applying the tax rate to the lease or rental payment.

~~B.1 In the case of the nonpossessory lease of a computer primarily for the purpose of allowing the customer to use the provider's computer and software to input, modify or retrieve data or information that is supplied by the customer, the rate of the tax imposed by this chapter shall be 7.25 percent of the lease or rental price.~~

*(Omitted text is unaffected by this ordinance)*

**SECTION 2.** Section 3-46-030 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

**3-46-030 Tax imposed.**

*(Omitted text is unaffected by this ordinance)*

B. (1) The rate of the tax shall be in accordance with the following schedule:

*(Omitted text is unaffected by this ordinance)*

(b-1) For ground transportation vehicles used in the city to provide transportation network service by transportation network drivers:

*(Omitted text is unaffected by this ordinance)*

(iii) for every wheelchair-accessible ride during 2020 and after: \$0.53 per vehicle per ride accepted.

~~Beginning in 2018, \$16 million of the tax imposed by this section shall be provided to the Chicago Transit Authority ("CTA") annually for capital purposes in accordance with an intergovernmental agreement between the City and CTA.~~

*(Omitted text is unaffected by this ordinance)*

**SECTION 3.** Section 3-46-065 of the Municipal Code of Chicago ("Ground Transportation Tax – Underserved Areas") is hereby repealed in its entirety.

**SECTION 4.** Section 3-52-020 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

**3-52-020 Tax imposed.**

A. A tax is hereby imposed upon the privilege of purchasing or using, in the City of Chicago, vehicle fuel purchased in a sale at retail. Except as provided in subsection B of this section, the tax shall be at a rate of \$0.05 per gallon of vehicle fuel. The ultimate incidence of and liability for payment of the tax shall be upon the purchaser or user of the vehicle fuel, and nothing in this chapter shall be construed to impose a tax upon the occupation of selling or distributing vehicle fuel. It shall be a violation of this chapter for any distributor or retail dealer to fail to add this tax to the retail price of vehicle fuel or to absorb the tax. The tax shall be in addition to any and all other taxes.

B. For all vehicle fuel other than aviation fuel that is subject to the revenue use requirements of 49 U.S.C. § 47107(b) and 49 U.S.C. § 47133, the tax shall be at a rate of \$0.08 per gallon of vehicle fuel.

**SECTION 5.** Chapter 3-92 of the Municipal Code of Chicago is hereby amended by adding a new Section 3-92-075, as follows:

### **3-92-075 Pensions.**

Levies required in order to meet the City's contribution obligations under the Illinois Pension Code, 40 ILCS 5/1-101 *et seq.*, are not included in the aggregate levy when computing the limitation on increases from year to year. From 2021 through 2058, such levies are expected to increase on a regular basis, due to the requirements of the Pension Code. For all four City funds (The Policemen's Annuity and Benefit Fund; The Firemen's Annuity and Benefit Fund; The Municipal Employees', Officers', and Officials' Annuity and Benefit Fund; and The Laborers' and Retirement Board Employees' Annuity and Benefit Fund), the Pension Code provides that the City's required annual contribution shall be sufficient to cover its annual costs and, at the same time, bring the total assets of the fund up to 90% of its total actuarial liabilities by the mid-2050s. Beginning with the budget for fiscal year 2021, therefore, the City will include in each year's budget an increase in the property tax levy equal to the lesser of the most recently reported annual increase in the Consumer Price Index (CPI) or five percent, unless and until the Pension Code requirements set forth above have been met. For purposes of this section, CPI shall mean the national CPI-U for All Urban Consumers for the most recently reported December-to-December period. This section does not limit the authority of the City Council to make such other adjustments in the property tax levy as it may deem appropriate at any time.

## **ARTICLE II. PARKING METERS**

**SECTION 1.** The Comptroller is directed to install parking meters on:

- North side of West Buena Avenue between North Broadway and the first alley west
- Both sides of West Cullom Avenue from the alley east of North Lincoln Avenue to the alley west of North Lincoln Avenue
- North side of West Wilson Avenue from North Lincoln Avenue to the alley west
- Both sides of West Wilson Avenue from North Lincoln Avenue to the alley east

The parking meters shall operate during the hours set forth in 9-64-206(a) (from 9:00 a.m. to 6:00 p.m., Monday through Saturday).

**SECTION 2.** The Comptroller is directed to install parking meters on:

- Both sides of West Concord Place from North Milwaukee Avenue to the west
- East side of North Halsted Street from West North Avenue to West Willow Street
- West side of North Milwaukee Avenue from North Ogden Avenue to North Carpenter Street
- Both sides of North Southport Avenue from West Wolfram Street to the alley south of West Diversey Parkway
- South side of West Wilson Avenue from North Racine Avenue to North Clifton Avenue

- Both sides of North Lincoln Avenue from West Cullom Avenue to West Warner Avenue
- Both sides of West Irving Park Road from North Southport Avenue to North Paulina Street
- Both sides of West Montrose Avenue from North Sheridan Road to North Hazel Street
- Both sides of North Elston Avenue from West Cortland Street to West North Avenue

The parking meters shall operate during the hours set forth in 9-64-206(b) (from 8:00 a.m. to 10:00 p.m., Monday through Saturday).

**SECTION 3.** The Comptroller is directed to install parking meters on:

- East side of North Larrabee Street from North Kingsbury Street to West Oak Street
- West side of North Orleans Street from West Wolf Point Plaza to West Kinzie Street
- East side of North Dearborn Street from West Hubbard Street to West Kinzie Street
- West side of North Wells Street from West Huron Street to West Superior Street
- North side of West Kinzie Street from North State Street to North Dearborn Street

The parking meters shall operate during the hours set forth in 9-64-206(b)(2) (from 8:00 a.m. to midnight, Monday through Sunday).

**SECTION 4.** The Comptroller is directed to install parking meters on:

- Both sides of North Clybourn Avenue from North Racine Avenue to North Southport Avenue
- Both sides of North Southport Avenue from West Fullerton Avenue to alley south
- Both sides of North Southport Avenue from West Wellington Avenue to West Oakdale Avenue
- Both sides of North Broadway from West Cuyler Avenue to West Buena Avenue
- South side of West Belmont Avenue from North Racine Avenue to North Greenview Avenue
- West side of North Clybourn Avenue from North Ashland Avenue to West Fullerton Avenue

The parking meters shall operate during the hours set forth in 9-64-206(b) and 9-64-206(d)(1) (from 8:00 a.m. to 10:00 p.m., Monday through Saturday; and from 10:00 a.m. from 8:00 p.m. on Sundays).

**SECTION 5.** The Comptroller is directed to install parking meters on:

- East side of North Wells Street from West Elm Street to West Goethe Street

- East side of North Clybourn Avenue from North Ogden Avenue to West Weed Street
- West side of North Clybourn Avenue from North Halsted Street to the start of the bike lane south (approximately 180 feet)
- East side of North Clybourn Avenue from West Division Street to North Cleveland Avenue
- West side of North Union Avenue from West Fulton Market to West Wayman Street

The parking meters shall operate during the hours set forth in 9-64-206(c)(13).

**SECTION 6.** The Comptroller is directed to install parking meters on:

- West side of South Wells Street from West Van Buren Street to West Ida B. Wells Drive

The parking meters shall operate during the hours set forth in 9-64-206(b)(1) (Twenty-four hours per day, Monday through Sunday).

**SECTION 7.** Section 9-64-206 of the Municipal Code of Chicago is hereby amended by adding the language underscored as follows:

**9-64-206 Parking meters – Hours of operation.**

Notwithstanding any prior ordinance establishing different hours of operation, the hours of operation for a parking meter, except as provided by subsections (g), (h), (i), and (j) shall be as follows:

*(Omitted text is unaffected by this ordinance)*

(c) Notwithstanding subsections (a) and (b) and in addition to the hours provided in subsection (d), parking meters on the following streets shall operate according to the following day- and night-time categories:

*(Omitted text is unaffected by this ordinance)*

- |                 |      |   |
|-----------------|------|---|
|                 | (13) | From 8:00 A.M. to 10:00 P.M., Monday through Sunday, at:            |
| Street-         | 13.1 | 1300 block through and including 1400 block of North Wells          |
|                 | 13.2 | 700 block of East Solidarity Drive.                                 |
| Broadway-       | 13.3 | West Argyle Street, between North Sheridan Road and North           |
| Ainslie Street- | 13.4 | North Kenmore Avenue, between West Winona Street and West           |
| Ainslie Street- | 13.5 | North Winthrop Avenue, between West Winona Street and West          |
|                 | 13.6 | <u>East side of North Wells Street from West Elm Street to West</u> |
|                 |      | <u>Goethe Street</u>  |

13.7 East side of North Clybourn Avenue from North Ogden Avenue to West Weed Street

13.8 West side of North Clybourn Avenue from North Halsted Street to the start of the bike lane south (approximately 180 feet)

13.9 East side of North Clybourn Avenue from West Division Street to North Cleveland Avenue

13.10 West side of North Union Avenue from West Fulton Market to West Wayman Street

*(Omitted text is unaffected by this ordinance)*

(32) From 6:00 A.M. to 11:00 P.M., Monday through Sunday, at:

32.1 Both sides of West Montrose Harbor Drive from West Montrose Avenue to the cul-de-sac

32.2 Both sides of West Montrose Avenue from Lakefront Trail to North Simonds Drive

32.3 Both sides of North Simonds Drive from West Montrose Avenue to West Wilson Avenue

32.4 Both sides of West Lawrence Avenue from North Simonds Drive to West Wilson Avenue

(d) In addition to the hours provided in subsections (a), (b) and (c), parking meters on the following streets shall operate on Sundays according to the following day- and night-time categories:

(1) From 10:00 A.M. to 8:00 P.M., at:

*(Omitted text is unaffected by this ordinance)*

North Clybourn Avenue from West Webster Avenue to North Ashland Avenue.  
West Webster Avenue from North Clybourn Avenue to North Dominick Street.

North Clybourn Avenue, both sides, from North Racine Avenue to North Southport Avenue.

North Southport Avenue, both sides, from West Fullerton Avenue to the alley south.

North Southport Avenue, both sides, from West Wellington Avenue to West Oakdale Avenue.

North Broadway, both sides, from West Cuyler Avenue to West Buena Avenue.

West Belmont Avenue, south side, from North Racine Avenue to North Greenview Avenue.

North Clybourn Avenue, west side, from North Ashland Avenue to West Fullerton Avenue

*(Omitted text is unaffected by this ordinance)*



## ARTICLE III. HARBOR FEE UPDATE

**SECTION 1.** Chapter 10-40 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

### **10-40-150 Tugs for vessels.**

All wind-driven vessels, craft, or floats navigating the harbor, for which the opening of any bridge may be necessary, shall, while approaching and passing such bridge, be towed by a power tug or self-propelled by a vessel's motor.

Any other vessel, craft, or float navigating that portion of the harbor bound by the Outer Drive Bridge on the east, the Van Buren Street Bridge on the south, and the Kinzie Street Bridge on the north, all inclusive, shall have the assistance of a tug or tugs at all such times, and under such conditions as the ~~commissioner~~ Commissioner of transportation ~~Transportation~~ shall by general order from time to time prescribe, and also in any specific instance where the harbormaster or assistant harbormaster shall specially so direct. It shall be unlawful for any such vessel, craft, or float to back through any bridge draw in the harbor without the assistance of a tug or tugs, unless the ~~commissioner~~ Commissioner of transportation ~~Transportation~~ shall have given his consent thereto; the ~~commissioner~~ Commissioner of transportation ~~Transportation~~ may give such consent whenever in his judgment it seems advisable.

Any person owning or in charge, possession or control of any such vessel, craft, or float violating any of the provisions of this section, shall be fined ~~not less than \$25.00 nor more than \$100.00~~ \$5,000.00 for each offense.

### **10-40-110 Obstruction of harbor by piles or stones.**

Every pile, timber, stone, or other substance placed or laid so as to project above or below the surface of the waters of the harbor or any part thereof or beyond any dock line established by the ~~city council~~ City Council, is hereby declared a nuisance; and every person who shall place or lay any such pile, timber, stone, or substance as aforesaid, or be the owner of any premises on which the same shall be so placed or laid, shall be fined not less than ~~\$20.00~~ \$500.00 and not more than ~~\$100.00~~ \$1,000.00 for every such violation, ~~and shall also be subject to a penalty of not less than \$20.00 and not more than \$100.00 for every three days such nuisance shall continue after notice from the commissioner of transportation to abate same.~~ Every day that such nuisance remains shall be a separate violation.

### **10-40-200 Anchor dragging.**

All vessels, craft, or float while navigating the harbor shall not drag their anchors, nor shall any tugboat or towboat tow any vessel, craft, or float in the harbor whose anchor is dragging. The master, owner, or person in control of any vessel operated in violation of this section shall be fined not less than ~~\$50.00~~ \$500.00 nor more than ~~\$100.00~~ \$1,000.00 for each offense.

### **10-40-220 Names on boats.**

It shall be unlawful for any master, owner, or person in possession, charge, or control of any vessel, craft, or float to operate, navigate, keep, or maintain the same in the harbor unless the same shall have a name plainly and conspicuously displayed thereon which shall be large enough and in such a position as to be readily distinguishable and readable on both sides

or from the rear thereof for a distance of at least 500 feet, and such name shall be of such distinctive character that any such vessel, craft, or float may be readily identified by it.

Any person violating ~~the provisions of this section shall be fined not less than \$25.00 nor more than \$100.00~~ for each offense.

#### **10-40-290 Houseboats.**

No person shall occupy any vessel, craft, or float upon the waters of the harbor as a residence, or for the purpose of engaging in any business, trade, or traffic for any purpose whatsoever, without first obtaining a license so to do ~~as provided by "An Act to license shanty boats and other water craft, fixing the fees therefor and providing penalties", approved June 10, 1987.~~ The license shall be posted and remain at all times in a conspicuous place in or on the vessel, craft, or float.

Any person violating ~~any of the provisions of this section shall be fined not less than \$25.00 nor more than \$100.00~~ \$200.00, and each and every day on which such violation shall continue shall constitute a separate and distinct offense.

#### **10-40-300 Tunneling under Lake Michigan.**

Every person performing or undertaking the work of tunnel construction under the water of Lake Michigan and within the jurisdiction of the city, and maintaining a crib in connection with such work, shall, whenever such person shall have persons employed on or about such crib or in any portion of the tunnel which is so connected with such crib that persons employed therein may pass therefrom in or onto such crib, provide on or at such crib a sufficient number of boats, of adequate and suitable design, to safely transport and convey all persons engaged in working in and about such tunnel construction to the mainland. Any person violating ~~any of the provisions of this section shall be fined not less than \$25.00 nor more than \$200.00~~ \$1,000.00 for each offense, and a separate and distinct offense shall be regarded as committed each day that such violation shall continue.

#### **10-40-340 Permit fees to construct or repair.**

The fees for permits issued under the preceding section shall be as follows:

##### Building Work

~~One-story frame under 500 square feet overall area \$10.00~~

~~One-story brick under 500 square feet overall area \$15.00~~

~~One-story frame over 500 square feet overall area \$20.00~~

~~One-story brick over 500 square feet overall area \$25.00~~

~~For each additional story (frame) \$1.00~~

~~For each additional story (brick) \$2.00~~

~~A building that is under 5,000 square feet overall area \$100.00~~

~~A building that has 5,000 or more square feet but fewer than 50,000 square feet \$500.00~~

~~A building of 50,000 or more square feet \$1,000.00~~

~~Note: Towers shall be considered as additional stories. Where no definite stories exist in buildings or towers, 15 feet of height shall be considered equivalent to one story.~~

##### Bridge Work

~~Substructure of span bridges – each foundation \$15.00 \$500.00~~

Superstructure of span bridges ~~\$25.00~~ \$1,000.00  
 Pile trestles ~~\$50.00~~ \$100.00

Water Pipe Work

~~8 to 12 inch diameter or less~~ \$5.00 \$200.00  
~~8 to 15 inch diameter~~ \$10.00  
~~15 to 36 inch diameter~~ \$15.00 \$500.00  
~~Over 36 inch diameter~~ \$20.00 \$750.00  
 Additional fee for aerial or submarine crossing ~~\$25.00~~ \$1,000.00  
 Additional fee for intakes ~~\$40.00~~ \$100.00

Sewer Work

~~8 to 12 inch diameter or less~~ \$5.00 \$200.00  
~~8 to 15 inch diameter~~ \$10.00  
~~15 to 36 inch diameter~~ \$15.00 \$500.00  
~~Over 36 inch diameter~~ \$20.00 \$750.00  
 Each manhole in addition to the above Manhole or vault - each ~~\$2.00~~ \$100.00  
 Each outfall structure in addition to the above \$1,000.00

Electrical Work

~~Wooden Utility pole - each~~ \$2.00 \$100.00  
~~Structural steel pole or tower - each~~ \$5.00 \$500.00  
~~Manhole or vault - each~~ \$5.00 \$100.00  
 Additional fee for aerial or submarine crossing, cable or conduit ~~\$20.00~~ \$1,000.00  
 Tunnel, each linear foot ~~\$50.00~~ \$10.00  
 Minimum fee for electrical work \$100.00

Dock Work - Shore Protection

Jetties, cribs, docks, etc., ~~12-1/2 cents~~ \$2.00 per lineal foot for  
 repair work, with a minimum fee of ~~\$5.00~~ \$100.00;  
 new New work ~~25 cents~~ \$4.00 per lineal foot with a minimum fee of ~~\$10.00~~ \$200.00  
Floating docks, platforms, and riverwalks, per square foot \$2.00  
Floating docks, platforms, and riverwalks, minimum fee \$100.00  
Landscaping and floating gardens, per square foot \$1.00  
Landscaping and floating gardens, minimum fee \$100.00  
River edge, stabilization, per square foot \$1.00  
River edge, stabilization, minimum \$100.00

Dumping and Filling for construction adjacent to harbor

~~Snow, each location (in water)~~ \$15.00  
~~Earth and ashes, each location (on land)~~ \$10.00  
Dumping and filling in waterway - per cubic yard \$4.00  
Dumping and filling in waterway, minimum fee \$200.00  
Dumping and filling on land - per cubic yard \$2.00  
Dumping and filling on land, minimum fee \$100.00

Icehouse Work

~~Ice-cutting permits, per season~~ \$25.00  
~~Temporary ice handling equipment, per season~~ \$5.00

#### Miscellaneous Work

Miscellaneous work, minimum fee	<del>\$100.00</del>	\$100.00
Fence extending to dock, each	<del>\$5.00</del>	\$100.00
Fence extending along dock, each linear foot	<del>\$10.00</del>	\$5.00
Trestle or conveyer	<del>\$15.00</del>	\$100.00
Water tank	<del>\$40.00</del>	\$500.00
Coal or material hopper	<del>\$10.00</del>	\$500.00
Smokestack	<del>\$40.00</del>	\$500.00
Derrick	<del>\$40.00</del>	\$500.00
Ash handling plant	<del>\$15.00</del>	
Platform or runway, each square foot	<del>\$10.00</del>	\$1.00
Depression in dock or pit, each square foot	<del>\$40.00</del>	\$2.00
Pavement, each square foot	<del>\$5.00</del>	\$2.00

#### 10-40-350 Bond for removal of old dock materials.

Any person that shall do any dock work wherein it shall be necessary to remove existing piles or sheeting, or in cases where an entirely new and original dock is to be constructed, shall furnish a bond in the sum of ~~\$2,000.00~~ \$100,000.00 approved by the ~~commissioner~~ Commissioner of transportation Transportation, payable to the ~~city~~ City and conditioned for the satisfactory removal of any and all earth, stone, or other material which may have escaped into the waters of any part of the harbor area, and for the satisfactory removal of earth, stone, or other material that may have been moved ~~harborwards~~ to the water side of any new and original dock. Said earth, stone, or other material herein mentioned shall be removed to a depth equal to the navigable depth fixed or existing at the time when, and location where, said dock work is being done.

#### 10-40-360 Dredging permits.

No person shall dredge in, on, or along the waters of the harbor without a permit from the ~~department~~ Department of transportation Transportation. The fee for such permit shall not exceed ~~\$16.00~~ \$100.00 per day and the day shall consist of eight hours.

No additional fee shall be charged for the removal, or dredging in connection with the removal of old dock materials, unless the material so removed shall be deposited in the lake, in which case a towing permit shall be necessary in addition to the dock permit.

#### 10-40-400 Protection from fast-moving vessels.

All docks, wharves, bridges, piers, protections, or other places where persons or property are endangered by the fast moving of vessels or craft shall have a blue flag flying in the most conspicuous place thereon and as near the point of danger as possible. At night a blue light shall take the place of the flag. No vessel or craft shall run past such a blue flag or light at a rate faster than two miles per hour. Any person violating any of the provisions of this section shall be fined not less than ~~\$25.00~~ \$100.00 nor more than ~~\$50.00~~ \$500.00 for each offense, and shall be held liable for any damage to any person or property sustained by reason of such violation.

**10-40-490 Obstruction of bridges by vessels.**

All vessels, craft, or floats navigating the harbor, when passing any bridge shall be moved past the same as expeditiously as is consistent with a proper movement in the harbor; but in no case shall any such vessel, craft, or float while passing any bridge and obstructing the passage across such bridge, move at a rate of speed less than two miles per hour, and in no case shall any vessel, craft, or float, while passing any bridge and obstructing the same, remain or obstruct the passage across such bridge more than five minutes; and no vessel, craft, or float shall be so anchored, laid, moored, fastened or brought to a stop as to prevent any bridge from a free and speedy opening or closing, or any vessel from a free and direct passage, nor shall any line or fastening be so thrown, laid, or made fast as to cross the track of any bridge or vessel. The master or other person having charge of such vessel, craft, or float which violates any provision of this section shall be fined not less than ~~\$25.00~~ \$100.00 nor more than \$500.00 for each offense.

**ARTICLE IV. WATER RELIEF**

**CHAPTER I. CLARIFICATION OF SERVICE**

**SECTION 1.** Section 11-12-483 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

**11-12-483 Suspension of new charges.**

(a) Upon the Department's termination of nonmetered water service to any building, structure, or premises, the charges for water service shall be prorated through the date of such termination, and no new charges for water service shall be assessed unless and until water service is restored. A temporary disconnection, such as a disconnection in order to perform necessary repairs or maintenance of water mains or other infrastructure, or in an emergency to allow the property owner to make repairs to the property's plumbing infrastructure, shall not be considered a termination of nonmetered water service.

*(Omitted text is unaffected by this ordinance)*

**CHAPTER II. LEAD SERVICE LINE REPLACEMENT PROGRAMS**

**SECTION 1.** Section 2-106-040 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

**2-106-040 Commissioner – Power and duties.**

The ~~commissioner~~ Commissioner of ~~water management~~ Water Management shall have the following powers and duties:

*(Omitted text is unaffected by this ordinance)*

(n) To negotiate and to enter into right-of-entry and easement agreements, including releases thereto, with public and private persons in connection with managing the Chicago water and sewer systems or stormwater management, and, in connection with any such agreements and any renewals thereto, to enter into and execute all such other instruments and to perform any and all acts, including the allocation and expenditure of duly appropriated funds, as shall be necessary or advisable. Any such agreement may include provisions providing indemnification. The authority conferred in this subsection shall not include the ceding of governmental ownership of public way or the transfer of title to real estate; and

(o) To negotiate and execute agreements or contracts and any renewals thereto with municipal corporations, political subdivisions, public water districts and other agencies in connection with the purchase of a supply of water from the City, 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; and

(p) To administer the Lead Service Line Replacement Programs, Article IX of Chapter 11-12.

**SECTION 2.** Chapter 11-12 of the Code is hereby amended by adding a new Article IX, as follows:

## **ARTICLE IX. LEAD SERVICE LINE REPLACEMENT PROGRAMS**

### **11-12-900 Creation of Lead Service Line Replacement Programs**

(a) The Department of Water Management shall develop a Homeowner-Initiated Lead Service Line Replacement Program (“Homeowner-Initiated LSLR Program”) and an Equity Lead Service Line Replacement Program (“Equity LSLR Program”) to promote and facilitate the replacement of full lead service lines.

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

(1) A “full lead service line” consists of both the publicly- and privately-owned portions of each residential lead service line, from the water main to the building of the residence.

(2) “Property” means a residence located within the geographic boundaries of the City of Chicago.

### **11-12-910 Homeowner-Initiated LSLR Program.**

(a) Homeowners who voluntarily replace the full lead service line serving the homeowner's Property may apply to be part of the Homeowner-Initiated LSLR program.

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

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

(2) 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 \$3,100.00. 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.

**11-12-920 Equity LSLR Program.**

(a) A Property that is the primary residence of a homeowner applicant whose maximum annual income is no more than 80% 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.

**SECTION 3.** Section 2-8-065 of the Code is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

**2-8-065 Discounted or waived fees – Restrictions.**

*(Omitted text is unaffected by this ordinance)*

(c) *Exemptions.* The requirements of this section shall not apply to any ordinance or amendment thereto authorizing individual fee waivers (1) for any governmental entity, as defined in subsection (a) of this section, or (2) in connection with a block party, or (3) in connection with the waiver under Section 2-120-815 of any fee charged by the City of Chicago for the issuance of any permit requiring approval of the Commission on Chicago Historical and Cultural Landmarks, or (4) in connection with the Homeowner-Initiated LSLR Program.

*(Omitted text is unaffected by this ordinance)*

**SECTION 4.** The Commissioner of Water Management is further authorized to accept applications for the Equity LSLR Program prior to the effective date of Equity LSLR Program.

**ARTICLE V. IMPOUNDMENT**

**SECTION 1.** Section 2-14-132 of the Code is hereby amended by adding the language underscored, as follows:

**2-14-132 Impoundment.**

(a) (1) Whenever the owner of a vehicle seized and impounded pursuant to Sections 3-46-076, 4-68-195, 9-80-220, 9-112-640 or 9-114-420 of this Code (for purposes of this section, the "status-related offense sections"), or Sections 7-24-225, 7-24-226, 7-28-390, 7-28-440, 7-38-115(c-5), 8-8-060, 8-20-070, 9-12-090, 9-32-040, 9-80-225, 9-80-240, 9-92-035, 11-4-1410, 11-4-1500 or 15-20-270 of this Code (for purposes of this section, the "use-related offense sections") requests a preliminary hearing in person and in writing at the department of administrative hearings, within 15 days after the vehicle is seized and impounded, an administrative law officer of the department of administrative hearings shall conduct such preliminary hearing within 48 hours of request, excluding Saturdays, Sundays and legal holidays, unless the vehicle was seized and impounded pursuant to Section 7-24-225 and the department of police determines that it must retain custody of the vehicle under the applicable state or federal forfeiture law. If, after the hearing, the administrative law officer determines that there is probable cause to believe that the vehicle was used in a violation of this Code for which seizure and impoundment applies, or, if the impoundment is pursuant to Section 9-92-035, that the subject vehicle is eligible for impoundment under that section, the administrative law officer shall order the continued impoundment of the vehicle as provided in this section unless the owner of the vehicle pays to the city the amount of the administrative penalty prescribed for the code violation plus fees for towing and storing the vehicle.

*(Omitted text is not affected by this ordinance)*

**SECTION 2.** Section 9-32-040 of the Code is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

**9-32-040 Reckless driving at, or interfering with, a funeral procession – Impoundment.**

(a) The owner of record of ~~operator~~ any motor vehicle that is used in the commission of reckless driving or aggravated reckless driving as defined in Section 11-503 of the Illinois Vehicle Code, codified at 625 ILCS 5/11-503, while the vehicle is part of a funeral procession or in a manner that interferes with a funeral procession shall be liable to the city City for an administrative penalty of not less than \$500.00 and not more than \$750.00, plus any applicable towing and storage fees. Any such vehicle shall be subject to seizure and impoundment pursuant to this section.

(b) Whenever a police officer has probable cause to believe that a vehicle is subject to seizure and impoundment pursuant to this section, the police officer shall provide for the towing of the vehicle to a facility controlled by the City or its agents. Before or at the time the vehicle is towed, the police officer shall notify any person identifying himself as the owner of the vehicle at the time of the alleged violation or the person who is found to be in control of the vehicle at the time of the alleged violation, if there is such person, of the fact of the seizure and of the vehicle owner's right to request a vehicle impoundment hearing to be conducted under Section 2-14-132 of this Code by serving such person with a copy of the vehicle impoundment seizure report.

(c) Section 2-14-132 shall apply whenever a motor vehicle is seized and impounded pursuant to this section.



## ARTICLE VI. MISCELLANEOUS

**SECTION 1.** Section 4-68-130 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

### **4-68-130 Fees for ambulance services.**

(a) The City of Chicago may levy reasonable fees, as determined by the ~~comptroller~~ Comptroller, for ambulance services rendered by public ambulances.

(b) The City will bill the patient for any services rendered. The patient shall be responsible for any amount billed. If the patient has insurance, the City may also bill the insurance company.

(c) After the City receives payment by an insurance company the City shall waive any remaining amount owed by the patient.

(d) If at the time of service the patient is uninsured, the following shall apply.

(1) The Department of Finance shall credit the amount billed to cap the bill to the patient at the fee cap set forth by the Comptroller in rules.

(2) A patient may participate in a payment plan in which the balance owed is divided equally into monthly payments, not to exceed 24 payments.

(3) If the patient participates in any of the following programs or has the status of being in one of the following categories, the Comptroller shall waive any ambulance fee remaining after any payment from any non-insurance assistance.

(A) Government Issued Unemployment Compensation

(B) Low Income Home Energy Assistance Program (LIHEAP)

(C) Federal Public Housing/Section 8

(D) Medicaid or Supplemental Security Income (SSI)

(E) Temporary Assistance for Needy Families Program (TANF)

(F) Special Supplemental Nutrition Program for Women, Infants, and Children (WIC)

(G) Worker's Compensation Income Benefits

(H) Illinois Free Lunch and Breakfast Program

(I) Supplemental Nutrition Assistance Program (SNAP/Food Stamps)

(J) Enrollment in an organized community-based program that assesses and documents limited low income financial status as criteria

(K) Household income of 300 percent or less than the Federal Poverty Level

(L) Foreclosure (received a notice of foreclosure, entered into a consent foreclosure, gave a deed in lieu of foreclosure, or had a judgment of foreclosure entered on primary residence within last three years)

(M) Eviction

(N) Bankruptcy (liability for fines and penalties remain after obtaining a bankruptcy discharge)

(O) Student (attending high school, college, trade or vocational school with a valid student ID card)

(P) Senior Citizen (65 and older)

(Q) Active Military (including reservists and national guard)

(R) Recently Inactive Military (discharged from the military in the last 180 days)

(S) Homelessness

(T) Unemployment

(U) Domestic Violence Victim

**SECTION 2.** Section 7-28-215 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

**7-28-215 Commercial refuse containers – Permit required.**

*(Omitted text is unaffected by this ordinance)*

(C) *Application.* An application for a refuse container permit shall be made to the ~~commissioner~~ Commissioner of transportation ~~Transportation~~. In addition to such other information as the ~~commissioner~~ Commissioner may require, the applicant shall state the name, address, container locations, container sizes and telephone number of the provider or providers of the refuse container. The information shall be updated periodically or otherwise as prescribed by the ~~commissioner~~ Commissioner of transportation ~~Transportation~~.

(D) *Permit fee.* Except with respect to refuse containers intended and used exclusively either: (i) for the collection of recyclable materials or (ii) by a unit of local government or school district that levies a property tax exclusively within the City of Chicago, as to which there shall be no permit fee, the permit fee for each refuse container permitted pursuant to this section shall be as follows:

Type A (under one cubic yard).....	\$17
Type B (one to two cubic yards).....	\$32
Type C (two to 10 cubic yards).....	\$63
Type D (over 10 cubic yards).....	\$164
Type R (used exclusively for recycling).....	no fee

Beginning January 1, 2021, and each year on January 1st thereafter, this permit fee shall automatically be increased in proportion to any increase in the United States Department of Labor, Bureau of Labor Statistics Consumer Price Index for All Urban Consumers for the Chicago metropolitan area, up to 2.5 percent in any one year, or in an amount that the Commissioner determines is supported by the costs associated with administering such permit. The Commissioner shall ensure that such permit fee is published on a publicly accessible website. A permittee shall also be responsible for additional charges above the cost of the permit fee as described in this section.

The ~~commissioner~~ Commissioner of transportation ~~Transportation~~ is authorized, by ~~regulation rule~~, to impose an additional technology surcharge of up to 10 percent of the above fees as may be necessary to administer data collection using the verification technology provided for in Section 7-28-217(a). Such surcharge shall be added to and payable as part of the permit fee. The permit shall be valid for a four-month period beginning on April 1, August 1, and December 1 of each year. In each year the permit fee shall be paid no later than the following dates, unless a different payment schedule is specified by the ~~commissioner~~ Commissioner of transportation ~~Transportation~~ by ~~regulation rule~~:

July 15 for the period beginning April 1.

November 15 for the period beginning August 1.

March 15 for the period beginning December 1 of the previous year.

(E) *Enforcement.* This section shall be enforceable by any one of the following: the ~~commissioner~~ Commissioner of streets and sanitation ~~Streets and Sanitation~~, the ~~commissioner~~ Commissioner of transportation ~~Transportation~~, the ~~commissioner~~ Commissioner of business affairs and consumer protection ~~Business Affairs and Consumer Protection~~, or the ~~comptroller~~

~~Comptroller~~, or their respective designees. The ~~commissioner~~ Commissioner of ~~transportation~~ Transportation shall have the authority to promulgate such rules and regulations as the ~~commissioner~~ Commissioner deems necessary or appropriate for the proper administration and enforcement of this section. The ~~comptroller~~ Comptroller may require that a provider produce such records and other information that the ~~comptroller~~ Comptroller considers necessary to determine compliance with this section.

*(Omitted text is unaffected by this ordinance)*

**SECTION 3.** Beginning January 1, 2021, the Comptroller is authorized to offer a one-time monetary credit to City of Chicago Utility Billing and Customer Service water account holders as an incentive to select paperless utility billing. Any such credit shall be equivalent to the estimated annual cost of postage, rounded up to the nearest \$0.25, to mail monthly bills to individual customers. The cost of postage shall be at the metered mail rate as determined by the United States Postal Service.

## **ARTICLE VII. SEVERABILITY AND REPEALER**

**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.** All ordinances, resolutions, motions, or orders inconsistent with this ordinance are hereby repealed to the extent of such conflict.

## **ARTICLE VIII. EFFECTIVE DATES**

**SECTION 1.** Article IV, Chapter II, Section 4 and Article VI, Section 1 shall be effective upon passage and approval.

**SECTION 2.** All other parts of this ordinance shall be effective on January 1, 2021.