

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.	Transportation Accessibility
Article II.	Public Chauffeurs and Pedicabs
Article III.	Transportation and Parking
Article IV.	Businesses
Article V.	Utilities
Article VI.	Vehicle Violation Debt Relief
Article VII.	Severability; Superseder
Article VIII.	Effective Dates

ARTICLE I. TRANSPORTATION ACCESSIBILITY

SECTION 1. Chapter 9-112 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

9-112-010 Definitions.

For purposes of this chapter the following definitions shall apply:

"Accessibility fund" means a fund used to improve the services of taxicabs and transportation network vehicles (as defined in Section 9-115-010) for people with disabilities. Uses of this fund include, but are not limited to, reimbursement for costs associated with converting or purchasing a vehicle to be used as a taxicab or transportation network vehicle that is fully wheelchair accessible by ramp or lift, and costs to a licensee for the provision of wheelchair-accessible vehicle taxi rides to customers where the cost to provide the ride exceeds the cost charged to the customer. The maximum amount of reimbursement per taxicab vehicle from the fund, and the conditions of reimbursement and the maximum amount of reimbursement per a transportation network vehicle from the fund will be established by rules ~~and regulations~~, in consultation with, among other individuals as the Commissioner may determine, representatives from the Mayor's Office for People with Disabilities, the community of people with disabilities, the taxi industry, and the transportation network providers industry. The accessibility fund may also be used to cover administrative costs of programs designed to improve the services of taxicabs and transportation network vehicles for people with disabilities.

(Omitted text in not affected by this ordinance)

"Wheelchair-accessible vehicle" or "WAV" means a vehicle that a person in a wheelchair may enter and exit independently or with assistance while seated in a wheelchair. A WAV shall safely secure and restrain the wheelchair.

"Wheelchair-accessible transportation network vehicle" has the meaning ascribed to the term in Section 9-115-010 of this Code.

9-112-070 Specifications for taxicab vehicles.

(Omitted text in not affected by this ordinance)

(f) The Commissioner may by rule assert additional vehicle specifications that motor vehicles must meet before they can be approved as a taxicab and may by rule in conjunction with the Mayor's Office of People with Disabilities extend the amount of time that a wheelchair-accessible vehicle may be in service.

9-112-150 License fees and terms.

(a) Licenses shall be issued for a two-year period.

(b) The license term for licenses shall be from March 1 of the current year to the last day of February two years subsequent to the current year.

(i) License issuance or renewal fee is \$500.00 for taxicabs that are not wheelchair accessible. In addition, as part of the license issuance or renewal fee, a licensee shall pay \$22.00 per month to the City's accessibility fund for each taxicab which is not wheelchair-accessible. The licensee may pay the \$22.00 per month fee at the same time as the licensee pays the ground transportation tax imposed in Chapter 3-46 of this Code; provided, however, that no fee shall be due for any calendar month during which such a taxicab is out of operation for the entire month and the license for such taxicab is surrendered for the entire month. The \$22.00 fee shall not be subject to proration for portions of a calendar month. The Department shall deposit the \$22.00 per month fee to the City's accessibility fund.

(ii) License issuance or renewal fee for wheelchair accessible taxicabs is \$500.00. The license must be attached to a wheelchair-accessible vehicle taxicab ~~vehicle~~ during the entire licensing term.

(Omitted text in not affected by this ordinance)

9-112-240 Medallion license only lease agreements.

(Omitted text in not affected by this ordinance)

(c) The maximum weekly lease rate for a medallion license only lease is \$275.00 per week for non-wheelchair-accessible vehicles; and \$350 per week if the medallion is leased for use on a wheelchair-accessible vehicle. Lessors shall not charge any extras or surcharges above the listed maximum lease rates in this section unless such charges are permitted pursuant to rules and regulations promulgated under this chapter.

9-112-570 ~~Taxicab w~~Wheelchair-accessible vehicle taxicabs, wheelchair-accessible transportation network vehicles and centralized wheelchair-accessible dispatch.

(a) (1) The Commissioner is authorized by rule to further regulate wheelchair-accessible vehicle taxicabs, vehicles wheelchair-accessible transportation network vehicles, and a centralized dispatch system for wheelchair-accessible vehicle taxicabs vehicles or wheelchair-accessible transportation network vehicles, or both.

(2) The Commissioner is authorized to negotiate and enter into agreements with outside providers to manage and operate a centralized dispatch system for wheelchair-accessible vehicle taxicabs ~~vehicles~~ or wheelchair-accessible transportation network vehicles, or both; and, in connection with such agreements, 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 in connection with the implementation of such agreements and any renewals thereto. A centralized dispatch system agreement authorized under this subsection (a)(2) may provide for the dispatching of a wheelchair-accessible vehicle taxicab or a wheelchair-accessible transportation network vehicle for the transportation of an unoccupied wheelchair that is left behind by a person in a wheelchair because of a technical failure affecting the wheelchair or when such person is transported without the wheelchair due to a medical emergency.

(3) The Commissioner is authorized to assess the costs of such centralized dispatch system upon those licensees, or transportation network licensees, as the term is defined in Section 9-115-010, with wheelchair-accessible vehicle taxicabs and wheelchair-accessible transportation network vehicles.

(b) (1) Any single licensee that owns or controls 20 or more licenses must place into service wheelchair-accessible vehicles as taxicabs on five percent of its taxicab vehicle fleet.

(2) In addition to compliance with subparagraph (b)(1) of this section, any licensee that owns or controls 10 or more taxicab licenses shall have at least 10 percent of its taxicab fleet be wheelchair-accessible vehicles by January 1, 2018, subject to the Commissioner's determination that the demand for wheelchair-accessible vehicles is being met. Effective January 1, 2017, if a licensee subject to this subsection (b)(2) replaces any taxicab vehicle, the replacement vehicle, until the licensee complies with the requirement of this subsection (b)(2), shall be a wheelchair-accessible vehicle.

(3) Any licensee that owns or controls 5 or more taxicab licenses shall have a total of at least 25 percent of its taxicab fleet be wheelchair-accessible vehicles by January 1, 2027. Effective January 1, 2025, if a licensee subject to this subsection (b)(3) replaces any taxicab vehicle, the replacement vehicle, until the licensee complies with the requirement of this subsection (b)(3), shall be a wheelchair-accessible vehicle.

(4) If accessibility fund monies are available, in addition to other uses provided in this Code, they shall be used to reimburse the additional costs associated with purchasing vehicles to be used as taxicabs that are fully wheelchair accessible as provided in the definition of the term "accessibility fund".

(5) If a licensee replaces a wheelchair accessible vehicle taxicab ~~vehicle~~, the replacement vehicle shall also be a wheelchair accessible vehicle taxicab ~~vehicle~~.

(c) In determining the wheelchair accessible vehicle taxicabs ~~vehicles~~ requirements above, the City will add up the total number of licenses held by a single licensee. The total number of licenses that each licensee holds will be based on the total licenses in each corporation, or legal entity, in which he holds a 25 percent or greater share of ownership interest including, but not limited to, stocks and shares.

(d) Each taxicab affiliation must have verifiable records, in a form designated by the Commissioner by regulation rule, regarding the response of the taxicab affiliation to each request for a wheelchair-accessible vehicle. Each taxicab affiliation shall provide such records to the Commissioner upon request for same.

(e) The Department shall audit the centralized dispatch for wheelchair-accessible vehicles and wheelchair-accessible transportation network vehicles on an annual basis. If the Department finds that the centralized dispatch is not serving the goals of the disabled community, the Department shall take such actions as are necessary to ensure that the disabled community is served in a timely manner.

(f) The Commissioner may periodically engage in conversations with wheelchair-access transportation services passengers and stakeholders to assess wheelchair accessible vehicle taxicabs and wheelchair-accessible transportation network vehicles quality of service.

9-112-575 Taxicab driver awards.

(a) In each calendar year, up to ten taxicab medallion licenses may be awarded to those individuals who have demonstrated, through their actions as licensed public chauffeurs, the greatest dedication to providing service to persons needing wheelchair-accessible vehicles. Awardees must place awarded medallion licenses onto wheelchair-accessible vehicles.

(Omitted text in not affected by this ordinance)

ARTICLE II. PUBLIC CHAUFFEURS AND PEDICABS

SECTION 1. Section 9-104-030 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

9-104-030 License – Fee.

(Omitted text is unaffected by this ordinance)

(c) The fee for the issuance of a new, renewed or duplicate public chauffeur license shall be ~~\$5.00~~40.00.

(Omitted text is unaffected by this ordinance)

SECTION 2. Section 9-110-120 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

9-110-120 Pedicab chauffeur license – Fee.

The fee for the issuance of a new, renewed or duplicate pedicab chauffeur license shall be ~~\$5.00~~40.00 and shall not be prorated. A pedicab chauffeur license shall be valid for a period of no more than two years from the date of its issuance. A pedicab chauffeur license shall be renewed as provided by rules promulgated by the commissioner. A pedicab chauffeur license is ~~non-transferable~~non-transferable.

ARTICLE III. TRANSPORTATION AND PARKING

SECTION 1. Section 3-56-100 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

3-56-100 Transfer to new vehicle.

(a) Transfer of wheel tax licenses.

(1) Whenever the owner of any vehicle licensed under this chapter, before the expiration of such license, sells or otherwise disposes of such vehicle, and thereafter acquires another vehicle and desires to transfer the vehicle license originally issued for the vehicle disposed of, to such newly acquired vehicle, such owner shall immediately make

application to the city ~~City clerk Clerk~~ for a transfer of said vehicle license to the newly purchased vehicle. Said application shall state the name and address of the licensee and the name and address of the purchaser of said vehicle, together with a description of the newly purchased vehicle. Upon surrender of the original wheel tax license emblem or upon proof that the wheel tax license emblem has been destroyed, the city ~~City clerk Clerk~~ or his designee shall transfer said license to apply to the newly acquired vehicle upon payment of the proper license fee, provided, that the city ~~City clerk Clerk~~ or his designee shall not transfer any license when the wheel tax license emblem issued under said license is defaced or mutilated so as to prevent identification of the emblem. It shall be unlawful for any person to display a wheel tax license emblem on any vehicle other than the vehicle for which the emblem was originally issued, without first transferring the license to such other vehicle, as provided for herein.

(2) The transfer fee shall be \$5.00 for individuals 65 years of age and older and \$20.00 for all other individuals. If the newly acquired vehicle is of a class requiring the payment of a license fee higher than was paid for the license originally obtained for the vehicle disposed of, the fee required to be paid for such transfer shall be a sum equal to the difference between the fee paid for the original license and the fee fixed for licenses for vehicles of such class, plus the transfer fee of \$5.00 for individuals 65 years of age and older and \$20.00 for all other individuals.

(Omitted text is unaffected by this ordinance)

(c) The fee for replacing a wheel tax license emblem shall be \$5.00 for individuals 65 years of age and older and \$20.00 for all other individuals. A replacement wheel tax license emblem shall be issued only for the same vehicle, license plate, and owner as the original. It is the responsibility of the owner of any vehicles licensed under this chapter to promptly notify the City Clerk whenever the wheel tax emblem is lost, stolen, or destroyed.

~~(d) The transfer fee shall be \$5.00. If the newly acquired vehicle is of a class requiring the payment of a license fee higher, than was paid for the license originally obtained for the vehicle disposed of, the fee required to be paid for such transfer shall be a sum equal to the difference between the fee paid for the original license and the fee fixed for licenses for vehicles of such class, plus the transfer fee of \$5.00.~~

SECTION 2. Chapter 4-236 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

4-236-020 Tax imposed.

(Omitted text is unaffected by this ordinance)

(d) (i) The tax imposed by this chapter shall not apply to parking in a lot or garage that is owned or operated by the Chicago Transit Authority, the Chicago Park District or other governmental body if the charge or fee imposed for the privilege of parking does not exceed \$2.00 for a 24-hour period or less, or \$10.00 for a weekly period or \$40.00 for a monthly period.

(ii) The tax imposed by this chapter for the privilege of parking for a 24-hour period or less shall be ~~20% of the charge or fee paid for parking on a Saturday or Sunday; and 22% of the charge or fee paid for parking on a Monday, Tuesday, Wednesday, Thursday or Friday.~~

(Omitted text is unaffected by this ordinance)

4-236-025 Additional tax imposed on valet parking businesses.

A-(a) In addition to the tax imposed by Section 4-236-020 of this chapter, a tax is imposed upon persons engaged in the business of valet parking in the City. The rate of this tax shall be ~~20%~~ 22% of the gross amount of consideration received by the valet parking business in connection with its valet parking operations in the city, including all related service fees or similar charges.

B-(b) A valet parking business that has paid or remitted the tax imposed by Section 4-236-020 to an operator in connection with the same transactions or the use of the same parking spaces, that are subject to subsection A (a) of this section shall be entitled to a credit against the amount of tax owed under subsection A (a) of this section, provided that the operator is registered as a tax collector under this chapter, as evidenced by a certificate issued by the department of finance, or as otherwise confirmed by the department of finance. The valet parking business shall have the burden of proving its entitlement to this credit with books, records and other documentary evidence.

C-(c) Valet parking businesses shall file returns and pay the tax as follows: (1) all tax returns shall be filed with the department not later than the fifteenth day of each calendar month for all taxable consideration received during the immediately preceding calendar month, and (2) all tax payments shall be made to the department not later than the fifteenth day of each calendar month for all taxable consideration received during the immediately preceding calendar month.

SECTION 3. Section 9-68-020 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

9-68-020 Residential parking permits.

(a) (1) *Residential zone parking permit – Generally.* The City Clerk or City Clerk's designee shall issue residential zone parking permits to qualifying residents of any residential parking permit zone ("eligible residents") for use on each car owned and registered within that permit zone that displays a current city wheel tax license emblem. Such permits may be issued as part of the city wheel tax license emblem. The residential zone parking permit shall not guarantee or reserve any parking space; nor shall it exempt the holder from the observance of any traffic or parking regulation.

(Omitted text is unaffected by this ordinance)

(4) *Residential zone parking permit – Fee.* The fee for a residential zone parking permit for each vehicle shall be: \$25.00 for each vehicle.

(A) For individuals 65 years of age and older: \$25.00; and;

(B) For all other individuals:

(i) \$30.00 beginning January 1, 2025, and through December 31, 2025; and

(ii) \$35.00 beginning January 1, 2026.

(5) *Residential zone parking permit – Replacement.* A replacement residential zone parking permit shall be issued for \$5.00 for individuals 65 years of age and older and \$20.00 for all other individuals, if the current wheel tax license emblem is returned to the City Clerk and is accompanied by a receipt for the current residential zone parking permit. The replacement of any residential zone parking permit that is lost or destroyed will be made at full cost.

(6) *Residential zone parking permit – Zone change fee.* The zone change fee for a residential zone parking permit shall be \$5.00 for individuals 65 years of age and older and \$20.00 for all other individuals.

(Omitted text is unaffected by this ordinance)

(b) (1) *Residential parking daily permits – Generally.* Upon application, individual “one-day” residential parking daily permits shall also be issued to eligible residents for their use and for the use of non- residents who are temporary visitors of the residential parking permit zone.

(Omitted text is unaffected by this ordinance)

(5) *Residential parking daily permits – Fee.* The fee for residential parking daily permits shall be ~~\$8.00~~ 15.00 for a sheet of 15 permits. Residential parking daily permits shall not be transferable, refundable or exchangeable.

(Omitted text is unaffected by this ordinance)

SECTION 4. Section 9-104-140 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

9-104-140 License – Suspension, revocation and penalties.

(Omitted text is unaffected by this ordinance)

(d) Any person who violates any provision of this chapter for which a penalty is not otherwise provided shall be fined not less than ~~\$50.00~~ 75.00 or more than ~~\$400.00~~ 1,000.00. Each day that such violation continues shall be deemed a separate and distinct offense. In addition to fines, penalties for any violation of this chapter may include license suspension, rescission, or revocation. The Commissioner may also require a licensee to successfully complete additional courses of study, examinations, drug tests, and physical evaluations.

(Omitted text is unaffected by this ordinance)

ARTICLE IV. BUSINESSES

SECTION 1. Section 3-44-030 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

3-44-030 Tax imposed.

In addition to any and all other taxes authorized by law, a tax is hereby imposed on the privilege of purchasing or using, in the City, alcoholic beverages purchased in a sale at retail. This tax shall be paid by the purchaser and nothing in this chapter shall be construed to impose a tax on the occupation of retail or wholesale alcoholic beverage dealer. The tax shall be levied according to the following schedule:

- (1) beer, a tax at the rate of ~~\$0.29~~ 0.39 per gallon;

- (2) alcoholic liquor, other than beer, containing 14 percent or less of alcohol by volume, a tax at the rate of ~~\$0.36~~ 0.49 per gallon;
- (3) alcoholic liquor containing more than 14 percent and less than 20 percent of alcohol by volume, a tax at the rate of ~~\$0.89~~ 1.20 per gallon;
- (4) alcoholic liquor containing 20 percent or more of alcohol by volume, a tax at the rate of ~~\$2.68~~ 3.62 per gallon.

The tax rate stated above shall be apportioned in sales involving a fraction of a gallon, and shall be rounded down to the nearest cent when less than ~~one-half~~ one-half a cent is due and rounded up to the nearest cent when one-half cent or more is due.

SECTION 2. Chapter 3-44 of the Municipal Code of Chicago is hereby amended by repealing Section 3-44-065 in its entirety.

SECTION 3. Chapter 3-50 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, as follows:

3-50-050 Collection, remittance and payment.

(Omitted text is unaffected by this ordinance)

B. Any wholesaler required to pay the tax shall collect the tax from each store in the City to whom the sales of checkout bags are made.

(Omitted text is unaffected by this ordinance)

~~3. Every store that remits or pays the tax imposed by this Chapter shall be eligible to retain two cents (\$0.02) per checkout bag sold or used, resulting in a net remittance or payment of five cents (\$0.05) per checkout bag sold or used. A wholesaler receiving such remittance or payment from a store shall be required to remit to the Department only the net amount of five cents (\$0.05) per checkout bag sold or used.~~

(Omitted text is unaffected by this ordinance)

D. If a wholesaler sells checkout bags to a purchaser other than a store for use or consumption by such person in the City, such wholesaler shall collect the tax from such purchaser and remit it to the Department in the same manner as applies to its sales to stores. ~~The wholesaler shall be eligible to retain a commission in the amount of two cents (\$0.02) per checkout bag sold to such purchaser.~~

(Omitted text is unaffected by this ordinance)

3-50-070 Returns and payments required upon implementation of the tax and after future tax rate increases.

(Omitted text is unaffected by this ordinance)

~~G. Every person required to file a tax return under subsection 3-50-070(B) or 3-50-070(C) who files a complete tax return by its due date and makes timely payment of the amount~~

computed thereon shall be eligible to retain a commission in the amount of two cents per checkout bag on which the tax is computed due thereon.

(Omitted text is unaffected by this ordinance)

3-50-110 Exemptions and credits.

(Omitted text is unaffected by this ordinance)

~~D. In remitting the tax to a wholesaler, a store shall be allowed a credit of two cents per checkout bag purchased.~~

~~E. In remitting the tax to the Department, a wholesaler shall be allowed the same two-cent per bag credit provided in (D), resulting in a five cents per bag required remittance to the Department.~~

SECTION 4. Section 3-73-020 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

3-73-020 Definitions.

When any of the following words or terms are used in this chapter, whether or not capitalized, they shall have the meaning or construction ascribed to them in this section:

(Omitted text is unaffected by this ordinance)

(J) "Prepaid telephone calling arrangements" have the meaning set forth in Section 2-27 of the Retailers' Occupation Tax Act, 35 ILCS 120/2-27, as amended from time to time. As of January 1, 2003, "prepaid telephone calling arrangements" mean the right to exclusively purchase telephone or telecommunications services that must be paid for in advance and enable the origination of one or more intrastate, interstate, or international telephone calls or other telecommunications using an access number, an authorization code, or both, whether manually or electronically dialed, for which payment to a retailer must be made in advance, provided that, unless recharged, no further service is provided once that prepaid amount of service has been consumed, and further provided that, on and after January 1, 2025, the telephone or telecommunication services included in such arrangements are obtained through the purchase of a preloaded phone, calling card, or other item of tangible personal property. Prepaid telephone calling arrangements include the recharge of a prepaid calling arrangement, if and only if, on and after January 1, 2025, the additional telephone or telecommunications services included in the recharge are obtained through the purchase of a preloaded phone, calling card, or other item of tangible personal property. For purposes of this section, "recharge" means the purchase of additional prepaid telephone or telecommunications services whether or not the purchaser acquires a different access number or authorization code. The term "Prepaid prepaid telephone calling arrangements" does not include an arrangement whereby the service provider reflects the amount of the purchase as a credit on an account for a customer under an existing subscription plan, nor, on and after January 1, 2025, does it include a recharge that is not obtained through the purchase of a preloaded phone, calling card, or other item of tangible personal property.

(Omitted text is unaffected by this ordinance)

SECTION 5. Section 4-4-350 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

4-4-350 Violation – Penalty.

In addition to any other penalty provided by law, any person who violates any provision of Title 4 or any rule or regulation promulgated thereunder, where no other penalty is specifically provided, shall be fined not less than ~~\$200.00~~400.00 nor more than ~~\$1,000.00~~5,000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense.

SECTION 6. Section 4-5-010 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

4-5-010 Establishment of license fees.

(Omitted text is unaffected by this ordinance)

(15) Food – Retail Food Establishment

(Omitted text is unaffected by this ordinance)

Food – Special Event Food Licenses

5-day single special event food license	\$75.00
10-day multiple special events food license	\$125.00
180-day multiple special events food license	\$250.00
1-year multiple special events food license	\$500.00
Food – Wholesale Food Establishment	\$660.00 <u>1,320.00</u>
Food – Shared Kitchen	\$660.00

(Omitted text is unaffected by this ordinance)

ARTICLE V. UTILITIES

SECTION 1. Chapter 10-20 of the Municipal Code of Chicago is hereby amended by adding a new Section 10-20-200, as follows:

10-20-200 Definitions.

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

"Commissioner" means the Commissioner of Transportation or the Commissioner's designee.

"Excavation" has the same meaning ascribed to that term in Section 10-21-020.

"Restore" has the same meaning ascribed to that term in Section 10-20-010.

"Underground facility" has the same meaning ascribed to that term in Section 10-21-020.

"Utilidor" means an area designated by the Department of Transportation, as established by Chapter 2-102, for access to underground facilities.

SECTION 2. Section 10-20-200 of the Municipal Code of Chicago is hereby amended by renumbering the section, by deleting the language struck through, and by adding the language underscored, as follows:

10-20-200 203 Tunneling – Permit.

(a) No person shall, without a permit in writing from the ~~commissioner of transportation~~ Commissioner, place any shaft, cable, pipe, main, conduit, wire or other transmitting or conducting device underneath the surface of any public way in the city by driving the same through the earth underneath the surface of any such public way, or by boring or tunneling under any such public way.

(b) No person shall make an opening in a public way in order to place any underground facility when a utilidor is available.

(c) Any person may tunnel under stone or concrete sidewalks which do not exceed six feet in width for the purpose of installing sewer drains not to exceed six inches in diameter; provided, that a permit in writing shall be obtained from the ~~commissioner of transportation~~ Commissioner for such purpose.

(d) The ~~commissioner of transportation~~ Commissioner is authorized to remove, cause the removal or cut out all shafts, cables, pipes, mains, conduits, tubes, wires or other transmitting or conducting devices at any time laid or placed underneath the surface of any public way in violation of the provisions of this section.

SECTION 3. Section 10-20-205 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

10-20-205 Underground work in streets to be improved.

If any person desires to lay any pipes, conduits, tunnels, wires or conductors or do any other underground work in any street which is to be improved by special assessment, such person shall lay such pipes, conduits, tunnels, wires or conductors and install such other underground work within 45 days after the confirmation of the assessment for the paving of such street in case such assessment is confirmed during the months of June or July, and if such assessment is confirmed during any other month, such pipes, conduits, tunnels, wires or conductors shall be laid and such other underground work installed within 60 days after the date of confirmation of such assessment; provided, however, that where such assessment is confirmed during the months of November, December, January and February, such period of 60 days shall be computed from the first day of March following; and provided, further, that whenever the public necessities require it, the ~~commissioner of transportation~~ Commissioner may, in his discretion, grant to such person a period of time, not to exceed 15 days, in addition to said periods of 45 days and 60 days hereinbefore prescribed, within which to lay such pipes, conduits, tunnels, wires or conductors and install such other underground work. If such street be improved by any other method than by special assessment, such pipes, conduits, tunnels, wires or conductors shall be laid and other contemplated underground work shall be installed before the date of the completion of such improvement.

(Omitted text is unaffected by this ordinance)

SECTION 4. Section 10-20-210 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

10-20-210 Construction of conduit system.

When poles and wires are to be removed from any street, the person maintaining such poles or wires shall, upon notice from the executive director of emergency management and communications or the ~~commissioner of transportation~~ Commissioner, install the necessary conduits for his wires and appliances in the manner hereinafter provided.

A combination conduit system shall be constructed consisting of such duct space as may be required by each person, the ducts for each to terminate in a separate manhole to which no one except such person's own employees shall have access. Only such persons as have an express grant from the ~~city council~~ City Council authorizing a conduit system shall have the right to duct space.

A conduit in any street may be constructed by any one of the persons requiring duct space, but the option of constructing such conduit shall be with the person requiring the most space and paying the largest proportion of the cost.

SECTION 5. Section 10-20-215 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

10-20-215 Plans for conduit system.

When a conduit system is decided upon for a street, or a part thereof, plans shall be drawn showing the construction in detail, exact space occupied and location in the street. The plans must be approved by the majority of those requiring space in the conduit, and must also be approved by the ~~commissioner of transportation~~ Commissioner and the ~~executive director of emergency management and communications~~ Executive Director of Emergency Management and Communications or someone authorized by him to approve the plans.

A standard form of construction shall be adopted and approved by the ~~commissioner of transportation~~ Commissioner and the ~~executive director of emergency management and communications~~ Executive Director of Emergency Management and Communications and such standard construction shall be followed wherever conditions will permit.

SECTION 6. Section 10-20-220 of the Municipal Code of Chicago is hereby amended by deleting the language struck through, and by adding the language underscored, as follows:

10-20-220 Materials and cost of conduit system.

Conduits shall be constructed of some approved form of pre-cast concrete which will admit of varying the number of ducts as conditions may require and maintain a uniform construction on all streets. The exact character of the material used shall be decided upon by such persons as are to occupy a part of such conduit space. Should they fail to agree, the ~~commissioner of transportation~~ Commissioner and the ~~executive director of emergency management and communications~~ Executive Director of Emergency Management and Communications shall designate what material and class of construction shall be used, and his decision shall be final.

The cost of constructing the conduits shall be divided pro rata per duct foot of space required, and where individual lateral connections are required, the entire cost of such laterals shall be paid for by the person requiring them.

SECTION 7. Chapter 10-20 of the Municipal Code of Chicago is hereby amended by adding a new Section 10-20-230, as follows:

10-20-230 Utilidor use—permit and fees.

(a) It shall be unlawful for any person to access a utilidor without first obtaining a utilidor permit from the Commissioner.

(b) An application for a permit to access a utilidor shall contain: (1) the name of the applicant; (2) the name, address and telephone number of the underground facility owner; (3) the location of the utilidor to be accessed; (4) the purpose of the access; (5) the proposed commencement date and the estimated duration of the usage; (6) the number of linear feet of conduit to be used; and (7) other information that the Commissioner may reasonably require for the issuance of a utilidor permit.

(c) Beginning January 1, 2025, a permit fee of \$500 shall be required for entering any utilidor. In addition, a fee of \$100 per linear foot for conduit use or installation from the utilidor shall be paid by the person who accesses a utilidor. Beginning January 1, 2026, and each year on January 1 thereafter, this permit fee and fee for conduit use shall automatically be increased in proportion to any increase in the CPI, as defined in Section 10-29-040, up to 2.5 percent in any one year. The Commissioner shall have such fees published on a publicly accessible website.

(d) No person shall be granted a permit under this section unless that person holds a public way work license as provided in Article I of Chapter 10-20.

(e) Utilidor permits shall be valid for a maximum of 30 days and shall not be eligible for renewal. If a permittee wishes to access a utilidor for more time than listed on the permit, a new permit shall be applied for. A separate utilidor permit is required to access each utilidor. Access and usage fees shall be paid for each permit.

SECTION 8. Chapter 10-20 of the Municipal Code of Chicago is hereby amended by adding a new Section 10-20-240, as follows:

10-20-240 Rules.

The Commissioner is authorized to promulgate such rules as are necessary or useful to implement the administration and enforcement of this article.

SECTION 9. Section 10-20-225 of the Municipal Code of Chicago is hereby amended by renumbering the section, by deleting the language struck through, and by adding the language underscored, as follows:

10-20-225 250 Violation – Penalty.

(a) ~~Every Any person violating any of the provisions of the foregoing sections who violates this Article II of Title 10 or applicable regulations rules~~ relating to underground work shall be fined not less than ~~\$50.00~~ \$2,500 nor more than ~~\$500.00~~ \$5,000 for each offense.

(b) ~~In addition to the fine specified in subsection (a), any person who violates Section 10-20-203(b) shall be required to restore the surface of any public way or other public place which may be opened or otherwise disturbed. If the bituminous surface of a street was opened, the violator shall be required to resurface the entire street from the intersections on either side of the opening made. All work required under this subsection shall be done to the satisfaction of the Commissioner, in accordance with public way restoration standards. These standards shall be in the form of rules promulgated by the Commissioner.~~

(c) In addition to any fine imposed under subsection (a), any person who accesses a utilidor or who uses conduits connected to the utilidor without a permit from the Department of Transportation shall be liable for a fine of \$500 per linear foot used or installed from the utilidor.

ARTICLE VI. VEHICLE VIOLATION DEBT RELIEF

SECTION 1. Title. This article shall be known and may be cited as the "Vehicle Violation Debt Relief Ordinance of 2025."

SECTION 2. Definitions. As used in this ordinance:

"Administrator" means the City's Traffic Compliance Administrator.

"Base fine amount" means a fine amount assessed for a violation without including penalties for late payment, administrative or court costs, interest, or other fees associated with the underlying eligible vehicle violation.

"City" means the City of Chicago, Illinois.

"Code" means the Municipal Code of Chicago.

"Collection costs" means the expenses and time incurred by the City or its agents to collect any debt.

"Debtor" means any natural individual, firm, trust, partnership, association, joint venture, corporation, or other legal entity, with an unpaid balance to the City on at least one eligible vehicle violation.

"Debt Relief Period" means the period from April 1, 2025 up to and including June 30, 2025.

"Department" means the Department of Finance of the City.

"Eligible vehicle violation" means a parking, standing, compliance, automated speed enforcement system, or automated traffic law enforcement system violation, for which a notice of final determination has been issued and a fine imposed on or before December 31, 2023 by the Department or the Department of Administrative Hearings. The term "Eligible vehicle violation" does not include: (1) any violation of Section 9-64-190; and (2) any violation for which the City has commenced a case in a court or administrative proceedings for the collection of the debt.

"Eligible participant" means: any debtor to the City (1) with an unpaid base fine amount associated with an eligible vehicle violation, and (2) does not own a vehicle that has been impounded by the City that cannot be released during the debt relief period due to an ongoing official investigation or that requires a court order for release.

"Impounded vehicle release fees" means the towing, storage, boot, vehicle immobilization device tampering fee pursuant to 9-100-120(h), and returned check fees associated with the release of an impounded vehicle to a debtor otherwise eligible to participate in the program.

"Ineligible fees" means: (1) impounded vehicle release fees in all situations except those associated with eligible vehicle violations in which the impounded vehicle has been disposed of in accordance with applicable law; and (2) base fine amounts or associated additional penalties resulting from a violation of Section 9-64-190.

"Relief-eligible debt" means: (1) additional penalties, fines, interest, and fees associated with an eligible vehicle violation; (2) attorney's fees or collection costs charged pursuant to Section 1-19-020 or Section 1-19-030 associated with an eligible vehicle violation; and (3) outstanding impounded vehicle release fees associated with an eligible vehicle violation in which the impounded vehicle has been disposed of in accordance with applicable law. The term "relief-eligible debt" does not include ineligible fees associated with an eligible vehicle violation.

SECTION 3. *Administrative Rules.* The Administrator shall establish a debt relief program pursuant to this ordinance. The Administrator may promulgate rules for the proper administration and enforcement of this article.

SECTION 4. *Program Requirements:*

(a) Only eligible participants shall be permitted to participate in the program under this article.

(b) Eligible participants paying fines for an eligible vehicle violation pursuant to a payment plan under section 9-100-160 must pay the full base fine amount for any given eligible vehicle violation during the debt relief period, notwithstanding the length of the payment plan, to receive a waiver under subsection (c).

(c) Whenever an eligible participant voluntarily pays the base fine amount for any one or more eligible vehicle violations during the debt relief period the Department shall waive all relief-eligible debt for that violation. Ineligible fees shall not be waived.

SECTION 5. *Debtor's responsibilities.* Relief under this article shall be granted only if all of the applicable relief conditions set forth in this ordinance are satisfied by the debtor. In no event shall any relief granted entitle a debtor to a refund for any amounts paid prior to the debt relief period. It is the debtor's responsibility to identify all eligible debt for which relief is sought.

SECTION 6. *Ineligibility due to alleged fraud concerning debt to City.* Relief under this program shall not be available to any person who is a party to any criminal investigation or to any civil or criminal litigation which is pending in any circuit court, appellate court or the Supreme Court of the State of Illinois, or the Department of Administrative Hearings, concerning fraudulent conduct in relation to any debt owed to the City.

ARTICLE VII. SEVERABILITY AND SUPERSEDER

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

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

ARTICLE VIII. EFFECTIVE DATES

SECTION 1. Article I and Article VI of this ordinance shall be effective upon passage and approval.

SECTION 2. Following passage and approval, Article II of this ordinance shall be effective January 6, 2025.

SECTION 3. Following passage and approval, all other parts of this ordinance not otherwise referenced in this Article VIII shall be effective on January 1, 2025.