

ORDINANCE

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

SECTION 1. Chapter 7-28-715 of the Municipal Code of Chicago hereby amended by inserting the language underscored, as follows:

7-28-715 Composting standards.

(Omitted text is unaffected by this ordinance)

(4) *On-site organic waste composting operation.* A composting operation that composts food scrap and/or non-hazardous carbonaceous waste, whether or not landscape waste is added to the composting mixture, shall be exempt from the permit requirements of Chapter 11-4 of this Code if it meets the following criteria:

(a) *Ingredients.* The composting operation composts only organic waste that is generated on-site.

(b) *In-vessel requirement.* Any composting of food scrap and/or non-hazardous carbonaceous waste is conducted in-vessel. This requirement also applies to mixtures of landscape wastes with these wastes.

(c) *Size.* The composting operation contains no more than a total of 5 cubic yards of landscape waste, composting material and end product compost on-site at any one time, unless express written authorization has been issued by the commissioner of streets and sanitation allowing a greater volume.

(d) *Compost use.* All generated compost is used on-site

(4.5) Prohibitions on residential composting. No governing association, as defined in 7-28-840, landlord, or any other owner of a dwelling unit may adopt, maintain, or enforce any covenant, bylaw, rule, or other restriction that effectively prohibits or unreasonably restricts a unit owner, tenant, or other residential occupant from: (a) engaging in composting under subsection (4) of this section; (b) collecting organic waste for drop-off at a composting facility, as defined in 11-4-2510; or (c) contracting with a duly licensed private entity to collect and process organic waste. Any aggrieved person, including but not limited to any unit owner, tenant, or other residential occupant, may seek injunctive or declaratory relief for a violation of this subsection (4.5) from a court or administrative agency of competent jurisdiction.

(Omitted text is unaffected by this ordinance)

SECTION 2. This ordinance takes effect 10 days after passage and publication.

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