

ORDINANCE

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

SECTION 1. Title 4 of the Municipal Code of Chicago is hereby amended by deleting the language struck through and inserting the language underscored, as follows:

4-4-021 Terms and renewals Renewal of licenses.

Unless a specific term for a license is otherwise provided for in this title, a licensee may elect to have the term of a license expire at the end of two years or four years; provided that the term of any license issued pursuant to chapter 4-60, 4-72, 4-92, 4-144, 4-156, 4-208, 4-209, or 4-388 shall expire at the end of two years; provided further that the term of all licenses issued for a licensed location to a person who has also been issued a license pursuant to chapter 4-60, 4-72, 4-92, 4-144, 4-156, 4-208, 4-209 or 4-388 for that location shall expire at the end of two years. When a licensee adds an additional license at an existing licensed location, the commissioner is authorized to align the expiration date of any additional license, as provided for in rules and regulations, and to prorate the fee for such additional license, if applicable.

Every person who conducts a business or occupation for which a license is required under this title shall renew such license as provided for in this section or licenses every two years based upon the zip code area in which the business or occupation is located. A renewal application must be filed no later than the 15th day of the month in which the license expires. Licenses may be renewed beginning 45 days prior to the renewal application dates provided in this section. If a renewal date falls on a Saturday, Sunday or official city holiday during which the department of business affairs and consumer protection does not transact official business, the licensee may renew any license or licenses on the next day during which city business is transacted.

Except as provided below, for all licenses issued prior to the effective date of this amendatory ordinance of 2009 the commencement of the license period shall be based upon the zip code area in which the business or occupation is located. The zip code license areas are as follows:

(Omitted text is unaffected by this ordinance.)

Notwithstanding the foregoing: the license period for any new license issued after the effective date of this amendatory ordinance of 2009, or for business located outside of the city, or for any peddler license issued under Chapter 4-244 of this code or for any street performer license issued under Chapter 4-268 of this code shall begin on the 15th day of the month the license was originally issued.

Licenses who conduct a business or occupation in a zip code area not referred to in this section, or at locations in more than one zip code area, shall renew their licenses at a time designated by the commissioner of business affairs and consumer protection. The commissioner may issue rules or regulations to effectuate the purposes of this section. In the event that the grouping of zip codes into the areas shown above creates administrative inconvenience to applicants and licensees, the commissioner may change the groupings by regulations. Such a change shall not take effect until 15 days after notice of the change has been published in at least one newspaper of general circulation in the city.

4-4-022 License fee payments – Installment plan.

Unless otherwise provided for in this code, any person issued a license whose term expires at the end of two years and whose total license fee payments to the city for the renewal of one or more licenses exceeds \$1,000.00 per year may make such payments in installments, with the first installment equal to one-half of the two-year license fee, and the other half to be paid, as provided for by the commissioner in rules and regulations. The default of any installment under the installment plan is grounds for revocation of the license. The commissioner of business affairs and consumer protection shall promulgate rules or regulations to effectuate the purpose of this section. ~~The installment plan shall not be available for any retail liquor license fee payments.~~

4-4-090 Prepayment of license fees.

Except as provided for in section 4-4-022, all All applications for a license made to the commissioner of business affairs and consumer protection shall, after approval by the zoning administrator as to compliance with the zoning ordinance, be accompanied by the full amount of the fee payable for such license.

Whenever a license cannot be issued at the time the application for the same is made, the director of revenue shall issue a receipt to the applicant for the money paid in advance. All such receipts shall have plainly indicated thereon that the receipt of payment of the license fee is not to be construed as the issuance of a license.

No such receipt, or the payment of any license fee in advance of the issuance of the license in due form, shall entitle or authorize any person to any of the rights or privileges conferred by the issuance of any license or to the opening or maintaining of any business or establishment contrary to any of the provisions of this Code.

4-4-170 Change of location.

If any person licensed to engage in a business or occupation at a particular place shall, before the expiration of the license period, desire to change the location of such place of business, he shall be required to obtain a new license before conducting the business or occupation at the new location. It shall be unlawful to conduct the business or occupation at the new location prior to obtaining the new license. Any new license obtained for a change of location shall remain in effect until the time prescribed for renewal of the license under Section 4-4-021. The fee for the new license shall be the fee, ~~payable every two years, as provided in 4-5-010~~, charged for the license reduced on a prorated basis to reflect the number of days of the license period remaining until the license is required to be renewed under Section 4-4-021.

4-5-010 Establishment of license fees.

This chapter shall establish fees for various licenses created by this title unless otherwise provided. The following fees shall apply for the specified licenses. The chapter in which each fee requirement is created is also provided. Unless otherwise stated, fees shall be assessed every two years. For every license application which includes fingerprinting of the applicant as part of the application process, a fingerprint fee sufficient to cover the cost of processing fingerprints will be assessed in addition to the below fees. The fingerprint fee will be assessed regardless of whether the license applied for is issued or denied. The amount of the fee will be set forth by regulation promulgated by the commissioner of business affairs and consumer protection.

(1)	Limited business (4-4)	\$250.00
(2)	Ambulance (4-68) <u>per year</u>	\$600.00

(Omitted text is unaffected by this ordinance.)

(10) Bicycle messenger (4-168) per year ~~\$140.00~~ 70.00

(Omitted text is unaffected by this ordinance.)

(54) Liquor – Retail (4-60)

Fees for the whole or any portion of the license period for which the application is made shall be as set forth below:

Expanded establishment amended liquor license: additional fee for the remaining portion of the license period to be charged during the first year of operation only	\$1,000.00
Tavern	\$4,400.00
Special	\$ 150.00
Music and dancing	\$1,100.00
Package goods	\$4,400.00
Consumption on premises – incidental activity: per year	\$4,400.00
Caterer, without any other liquor license: per year	\$4,400.00
Caterer, in conjunction with consumption on premises – incidental activity	\$2,200.00
Club	\$1,100.00
Outdoor patio: per year	\$1,760.00
Late hour: per year	\$6,000.00

In the case of renewals, the above amounts are increased by 25 percent if the renewal application is not filed, or the license fee not tendered, by the date specified in Section 4-4-021.

(Omitted text is unaffected by this ordinance.)

(68) Raffles (4-156) per year ~~\$200.00~~ \$100.00

(Omitted text is unaffected by this ordinance.)

(85) Valet parking (4-232) per year \$300.00

(Omitted text is unaffected by this ordinance.)

4-8-031 Retail food establishment – Supplemental license for dog-friendly areas.

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

“Commissioner” means the commissioner of business affairs and consumer protection.

“Dog-friendly area” means a dining area of a retail food establishment that is:

- (1) located outside; and
- (2) accessible from the street.

(b) No retail food establishment shall permit any dog, other than a service dog assisting a handicapped person, on any portion of the retail food establishment's premises, unless the retail food establishment has been issued a supplemental license pursuant to this section.

(Omitted text is unaffected by this ordinance.)

(f) A The term of a supplemental license issued pursuant to this section shall be as provided for in section 4-4-021 for a term of two years, and the biennial fee shall be \$250 125.00 per year. The license shall expire in conformity with the provisions of the general requirements of Chapter 4-4 on the date indicated in Section 4-4-021 of this Code.

(Omitted text is unaffected by this ordinance.)

4-8-040 License fees.

The license fees, ~~payable every two years,~~ shall be as set forth in section 4-5-010 of this Code and shall be paid before any license may be issued. All licenses shall expire in accordance with the terms of Section 4-4-021.

(a) Retail food establishment license. The fee for a retail food establishment license; ~~payable every two years;~~ shall be as set forth in Section 4-5-010. A charitable, religious or educational institution not carried on for private gain or profit, which only operates an eating facility or an automatic-food vending machine in connection with the immediate carrying out of its charitable, religious or educational activities, shall be exempt from the retail food establishment license fee.

(Omitted text is unaffected by this ordinance.)

4-32-050 License – Fee.

The fee, ~~payable every two years,~~ for a license issued pursuant to this chapter shall be as set forth in Section 4-5-010 of this Code.

4-60-030 License issuance prohibited when.

No license for the sale of alcoholic liquor shall be issued to:

(a) A person who knowingly files false or incomplete information on a liquor license application pursuant to Section 4-60-040;

(Omitted text is unaffected by this ordinance.)

(p) A person who does not beneficially own the premises for which a license is sought, or does not have a lease thereon ~~for a minimum period of two years;~~

(Omitted text is unaffected by this ordinance.)

4-64-040 License – Fee.

The license fee, ~~payable every two years,~~ for a wholesale tobacco dealer shall be set forth in Section 4-5-010.

4-72-040 License – Fee – Exemption – Term.

The license fee, ~~payable every two years,~~ for each day care center shall be as set forth in section 4-5-010.

Day care centers which are operated without a charge being made for the care of children shall be exempt from payment of the license fee. Application for license for such day care center shall be accompanied by an affidavit stating that no charge is made for the care of the children. Any day care center that is not operated for gain, but where a charge is made for the care of children, shall be exempt from payment of the license fee by a specific ordinance. Such exemptions shall continue only for the duration of the license period.

4-84-050 License – Fee.

The fee, ~~payable every two years~~, for each hospital license shall be as set forth in Section 4-5-010.

4-92-025 License – Fee.

The fee, ~~payable every two years~~, for each massage establishment license shall be as set forth in Section 4-5-010 of this Code.

4-100-040 License – Fee.

The license fee, ~~payable every two years~~, for a limited business license shall be as set forth in Section 4-5-010.

4-108-040 License – Fee.

The fee, ~~payable every two years~~, for each filling station license shall be as set forth in Section 4-5-010.

4-115-030 License – Fee.

The license fee, ~~payable every two years~~, for each hazardous materials license shall be as set forth in Section 4-5-010.

4-144-030 License – Fee.

The fee, ~~payable every two years~~, for a weapons dealer license shall be as set forth in Section 4-5-010.

4-152-040 License – Fee.

The license fee, ~~payable every two years~~, for a limited business license shall be as set forth in Section 4-5-010.

4-156-070 Raffles – Separate licenses – Fee – Term.

Each raffle must be conducted in accordance with Sections 4, 5 and 6, inclusive, of the Act. The fee for such license shall be as set forth in Section 4-5-010. The license shall be valid for the duration of ~~two years~~ one year.

4-156-360 License – Fees.

The license fee, ~~payable every two years~~, for each public place of amusement shall be as set forth in Section 4-5-010.

4-160-050 License – Fee.

The fee, ~~payable every two years~~, for an auctioneer's license shall be as set forth in Section 4-5-010. No license shall be issued for less than the full annual license fee herein provided.

4-164-080 Fee.

The license fee, ~~payable every two years~~, for an electronic equipment repair shop shall be as set forth in Section 4-5-010.

4-184-050 License – Fee.

The fee, ~~payable every two years~~, for a general broker's license shall be as set forth in Section 4-5-010.

4-196-040 License – Fee.

The fee, ~~payable every two years~~, for a limited business license issued under this chapter shall be as set forth in Section 4-5-010.

4-204-030 License – Fee.

The fee, ~~payable every two years~~, for a home repair license shall be as set forth in Section 4-5-010.

4-204-050 Insurance – Required.

At the time an application for a home repair license is originally filed or subsequently renewed, the applicant or licensee shall furnish proof to the department of business affairs and consumer protection that the applicant or licensee has obtained commercial general liability insurance with limits of not less than \$300,000.00 per occurrence, combined single limit, for bodily injury and property damage arising in any way from the issuance of the license. The insurance policy required by this subsection shall be for a term of at least 12 months, and shall be co-extensive with the first 12 months of the applicable license period. Thereafter the licensee shall continue to maintain such insurance policy in full force and effect for the duration of the ~~two-year~~ license period. The licensee shall keep proof of the required insurance on the licensed premises at all times and, upon demand, shall produce such proof for inspection by an authorized city official. Each policy of insurance required under this subsection shall include a provision requiring 30 days' advance notice to the commissioner prior to termination or lapse of the policy. Failure to comply with the requirements of this subsection shall be grounds for the suspension or revocation of the license for a single offense in accordance with the requirements of Section 4-4-280 of this Code.

4-208-040 License – Fee.

The fee, ~~payable every two years~~, for a hotel license shall be as set forth in Section 4-5-010.

4-208-070 License – Fee.

The fee, ~~payable every two years~~, for a motel and hotel license shall be as set forth in Section 4-5-010.

4-216-020 License – Required.

No person shall operate as a junk peddler in the City of Chicago without having obtained a junk peddler's license from the department of business affairs and consumer protection. Each license shall be renewed ~~annually~~ in accordance with Chapter 4-4 of this Code.

4-220-040 License – Fees.

The license fee, ~~payable every two years~~, for a limited business license shall be as set forth in Section 4-5-010.

4-220-300 Supplemental license – Fee.

(a) The license fee, ~~payable every two years~~, for each self-service coin-operated laundry establishment supplemental license shall be as set forth in Section 4-5-010.

4-224-008 License – Fee.

The fee, ~~payable every two years~~, for each manufacturing license shall be as set forth in Section 4-5-010.

4-228-020 Licensing provisions.

(a) No person shall own, maintain, conduct, operate or engage in the business of motor vehicle repair for compensation within the City of Chicago, or hold himself/herself out as being able to do so, or act as an agent for another who is engaged in the motor vehicle repair business, or

take custody of a motor vehicle within the City of Chicago for the purpose of repair without first obtaining a license from the City of Chicago to do so. If a person maintains a motor vehicle repair shop at more than one location, a license is required for each such location. The license issued to a motor vehicle repair shop authorizes the licensee and all its bona fide employees to engage in the business of motor vehicle repair. Said license shall be issued in accordance with the provisions of Chapter 4-4 of the Municipal Code of the City of Chicago upon favorable recommendations from the department of business affairs and consumer protection and upon payment of the fee prescribed in this chapter.

(Omitted text is unaffected by this ordinance.)

(d) The license fee, ~~payable every two years~~, for a motor vehicle repair shop shall be as set forth in Section 4-5-010 of this Code and shall be based upon the classification of the repair work performed. Motor vehicle repair shop licenses shall be divided into classes as follows:

(Omitted text is unaffected by this ordinance.)

4-229-030 Tire facility license fee and renewal.

The fee, ~~payable every two years~~, for a tire facility license shall be as set forth in Section 4-5-010. Licenses shall be renewed in accordance with Section 4-4-021.

4-240-040 License – Fee.

The fee, ~~payable every two years~~, for a pawnshop license shall be as set forth in Section 4-5-010.

4-244-060 License – Fee.

The fee, ~~payable every two years~~, for peddlers' licenses shall be as set forth in Section 4-5-010.

4-253-030 License application.

An application for a license under this chapter shall be made in conformity with the general requirements of this Code relating to applications for licenses. The application shall also include the applicant's sworn statement of the number of computing workstations located or to be located on the premises and the computing applications available through each workstation. The license fee, ~~payable every two years~~, shall be as described in Chapter 4-5.

4-256-050 License – Fee.

The fee, ~~payable every two years~~, for a limited business license shall be as set forth in Section 4-5-010.

4-260-070 License – Fee.

The fee, ~~payable every two years~~, for each private scavenger's license shall be as set forth in Section 4-5-010.

4-264-030 License – Fee.

The fee, ~~payable every two years~~, for a secondhand dealer's license shall be as set forth in Section 4-5-010. Provided, however, that the fee for a secondhand dealer that deals in only children's products shall be \$250.00 and such fee shall be waived for a not-for-profit secondhand dealer that deals in only children's products.

4-380-040 Home occupation license fee.

The fee, ~~payable every two years~~, for a home occupation license shall be as set forth in Section 4-5-010 of this Code.

SECTION 2. This ordinance shall be in force and effect 120 days after its passage and approval.

Document No. P02009- 8374

REFERRED TO COMMITTEE ON
LICENSE AND COMPANY REGISTRATION
DEC 16 2009