

Selected Provisions of Titles 2, 4, and 13 of the Municipal Code of the City of Chicago for reference in connection with the Supervising Electrician Examination

Reflecting amendments through December 13, 2017

CTS recommends that candidates download these changes in the *2018 Chicago Electrical Code* to prepare for exams. These changes do not appear in the book published by the National Fire Protection Association (NFPA). Questions based on these sections will appear in these exams.

CTS will provide each candidate with a clean copy of this document during the test. Candidates also should bring a clean copy of the *2018 Chicago Electrical Code* published by NFPA for their use during the test. Tabs to mark the start of sections of the Code are permitted. No other books or materials are allowed during these exams.

No book that includes notes, highlighting or other changes will be allowed during these exams.

CHAPTER 2-22

DEPARTMENT OF BUILDINGS

2-22-010 Establishment – Composition.

There is established an executive department of the municipal government of the City of Chicago, which shall be known as the department of buildings. The department shall embrace a commissioner of buildings and such other officers and employees as the city council may provide by the annual appropriation ordinance.

(Prior code § 13-1; Amend Coun. J. 9-13-89, p. 4604)

2-22-020 Officers and employees.

All officers and employees of the department of buildings shall be under the direction and supervision of the commissioner and shall perform such duties as may be required of them by the commissioner or by the provisions of this Code.

(Prior code § 13-2; Amend Coun. J. 9-13-89, p. 4604)

2-22-030 Commissioner of Buildings – Appointment and authority.

There is hereby created the position of Commissioner of Buildings. The Commissioner shall be appointed by the Mayor, by and with the advice and consent of the City Council. The Commissioner shall be the head of the department and shall have supervision of all the employees therein.

(Prior code § 13-3; Amend Coun. J. 9-13-89, p. 4604)

2-22-040 Commissioner of Buildings – Powers and duties.

The duties of the Commissioner of Buildings shall be:

1. (a) to enforce the provisions of the building code, including all rules promulgated thereunder;
(b) to establish a compliance procedure to determine whether violations have been corrected;
2. (a) to examine and approve plans, and to issue all permits, as may be required by this Code;
(b) to suspend or revoke permits issued: (i) in error; (ii) for work contrary to this Code; or (iii) based on false information, or when work performed either exceeded or was contrary to the scope of the permit or the approved plans;
(c) the Commissioner may promulgate rules for the suspension or revocation of permits under subsection 2(b) of this section consistent with the requirements of due process of law;
3. to examine, regulate, license, certify or register the occupations and professions involved in the permitting or the construction, erection, addition, alteration, repair, rehabilitation, demolition or maintenance of buildings or structures and related mechanical systems pursuant to this Code. The Commissioner shall have the powers reasonable and necessary to carry out such duties, including, but not limited to:
 - (a) preparing forms for applications for examinations;
 - (b) preparing forms for license certificates and issuing them in conformity with the provisions of this Code;
 - (c) preparing subject matter for examination;
 - (d) preparing and giving uniform examinations to applicants for licenses which will test their qualifications in their respective professions;
 - (e) grading all tests and examinations for licenses;
 - (f) prescribing, where appropriate, standards for what shall constitute a recognized college, university, or trade school and determining the conformance to such standards;
 - (g) suspending or revoking any license, registration or certification issued under the provisions of this Code for cause as set forth in Section 13-8-140 of this Code, or pursuant to the child support compliance provisions of Section 4-4-152 of this Code, or upon determination by the Commissioner that the licensee

or registrant shall have violated any other provision of this Code or any of the statutes of the state related to the regulated or registered occupation; provided, however, that where the license, registration or certification suspension or revocation is based on Section 4-4-152 of this Code, the hearing shall be administered pursuant to the rules of that section;

(h) suspending the ability of any applicant, licensee, registrant, certificate holder or other person to submit new applications or complete pending applications for a building permit or other permit issued by the department for cause as set forth in Section 13-8-130 or Section 13-32-045 of this Code;

(i) keeping a full and correct detailed record of the official proceedings of the commissioner; preserving all documents, books and papers relating to examinations for licenses and hearings of all complaints or charges; keeping a record of the names, ages, places of business and residences of all applicants for licenses and the disposition made of the applications, the number issued and rejected; keeping an up-to-date record specifying names and addresses of license holders of this city, including the dates of issuance of all such licenses; keeping a record specifying names, addresses, and dates of licenses suspended or revoked, the cause therefor, and licenses renewed;

(j) reviewing the permit fees set forth in Chapter 13-32 at least once every three years, as measured from January 1, 2009;

(k) issuing a cease and desist notice to any person performing work or offering to perform work without first having obtained the proper license, certification or registration;

4. to establish any other necessary rules as may be required by this Code in furtherance of the powers and duties prescribed herein;

5. to give public notice of any proposed rule, prior to its effective date, in one or more newspaper of general circulation and in no case shall the publication be less than ten days prior to the effective date of the proposed rule, or an amendment to the rule. Such public notice shall include information concerning where the rule can be reviewed and where comments may be directed;

6. to prepare and maintain all other records in addition to those which may be required in paragraph 3(h) of this section or as may be necessary for the efficient and orderly conduct of the business of the department;

7. to investigate and make recommendations, from time to time, to the Mayor, with respect to additions or revisions of this Code, as may be necessary for the enforcement and regulation required by this chapter;

8. to require that an inspection under his jurisdiction and required by this Code be undertaken pursuant to the mandate of, rather than by, the department. The Commissioner may authorize such mandated inspections if as a result of such inspections, documents are provided to the department that enable the department to conclude that the inspection has satisfactorily served its purpose;

9. except for approvals granted by the Zoning Administrator and governed by section 17-14-0202-O of the zoning ordinance, to issue any permits or grant any approvals relating to the construction and demolition of buildings or other structures, including permits and approvals on behalf of any other department or office, including any of the following: the Departments of Buildings, Water Management, Transportation, Streets and Sanitation, Planning and Development, Public Health or Finance; the Fire Department and the Mayor's Office for People with Disabilities; and in such cases any reference in this code to such other departments or offices may be considered a reference to the Department of Buildings or the Commissioner of the Department of Buildings;

10. to exercise the powers and to perform the duties given to the Commissioner in the Chicago Zoning Ordinance.

(Prior code § 13-4; Amend Coun. J. 4-25-90, p. 14807; 6-14-95, p. 2841; 10-2-95, p. 8019; Amend Coun. J. 7-29-98, p. 75051; Amend Coun. J. 12-4-02, p. 99026, § 2.2, Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 12-12-07, p. 17167, § 1; Amend Coun. J. 11-19-08, p. 47220, Art. III, § 1; Amend Coun. J. 12-2-09, p. 78837, Art. 8, § 1; Amend Coun. J. 11-17-10, p. 106597, Art. IX, § 2; Amend Coun. J. 11-16-11, p. 13798, Art. I, § 2; Amend Coun. J. 5-9-12, p. 27485, § 3; Amend Coun. J. 11-26-13, p. 67481, Art. I, § 1; Amend Coun. J. 2-22-17, p. 43876, § 1; Amend Coun. J. 11-21-17, p. 61755, Art. V, § 1)

Section 2-22-045 is deliberately omitted from this document.

CHAPTER 4-290

ELECTRICAL CONTRACTORS

4-290-010 Registration required.

It shall be unlawful for any person to engage in the business of electrical contractor, as defined in Section 4-290-020, without holding a valid certificate of registration as an electrical contractor obtained in accordance with this chapter.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 7)

4-290-020 Definitions.

As used in this chapter:

“Electrical contractor” means any person engaged in the business of installing, altering or maintaining by contract electrical equipment for the utilization of electricity for light, heat, power, signaling, or communication; provided, however, “electrical contractor” shall not include any person solely engaged in the business of installing, altering or maintaining: (1) radio apparatus or equipment for wireless reception of sounds and signals, or (2) apparatus, conductors, or other equipment installed for or by public utilities, including common carriers, which are under the jurisdiction of the Illinois Commerce Commission, for use in their operation as public utilities; nor shall “electrical contractor” include persons employed by a licensed electrical contractor to do or supervise such work.

“Commissioner” means the commissioner of buildings.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 7)

4-290-030 Application and issuance of registration certificate.

Any person seeking to engage in the business of electrical contractor shall apply to the commissioner for a certificate of registration authorizing such person to engage in the business of electrical contractor. Upon receipt of a completed application in proper form and the registration fee provided for in Section 4-290-050, the commissioner shall register the applicant as an electrical contractor if the commissioner determines that the applicant is in compliance with all applicable requirements of this Code. Upon registration, the commissioner shall issue to the applicant a certificate of registration authorizing the applicant, during the period for which the registration is valid, to: (1) engage in the business of electrical contractor; and (2) secure permits under the electrical regulations of this Code. Provided, however, that no certificate of registration shall be issued to any applicant unless such applicant is in compliance with Chapter 4-292, and the certificate shall state the name of the supervising electrician appointed or employed by the applicant. Such certificate shall not be transferable.

Eligibility for issuance of any registration under this chapter shall be a continuing requirement for maintaining such registration.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 7)

4-290-040 Expiration of certificate.

A certificate of registration under this chapter shall be valid for a period of one year from the date of its issuance.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 7)

4-290-050 Registration fee.

The fee to register as an electrical contractor shall be \$150.00. Such registration fee shall be paid by the applicant to the department of finance upon filing the application. A registration may be renewed upon payment of the required registration fee prior to or within three months of expiration of a valid registration.

It is a condition of the registration that the electrical contractor shall notify the commissioner of any change in company name, company address, or company ownership within 30 days, or change in supervising electrician within 5 days, by filing an amended registration application with the commissioner. A fee, as set forth in rules duly promulgated by the commissioner, shall be assessed in connection with the submission of any amended registration application. Provided, however, that any change of

supervising electrician shall comply with Section 4-292-040 and shall be accompanied by a fee of \$100.00.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 7)

CHAPTER 4-292 SUPERVISING ELECTRICIANS

4-292-010 Appointment.

Before any certificate of registration under Chapter 4-290 shall be issued to any electrical contractor, such electrical contractor shall appoint or employ a person who holds a valid certificate of registration as a supervising electrician under this chapter.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 9)

4-292-015 Definitions.

As used in this chapter:

“Commissioner” means the commissioner of buildings.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 9)

4-292-020 Qualifications.

(a) An applicant for a certificate of registration as a supervising electrician shall be at least 21 years of age, and shall have at least two years' experience installing, altering, repairing and maintaining electrical wires, equipment, and apparatus, or equivalent experience, under the direct supervision of a supervising electrician or equivalent person. An applicant shall: (1) furnish the name(s) and address(es) of the applicant's current and former employer(s); (2) identify the period(s) of time during which the applicant was employed by each such employer; (3) describe in what capacity the applicant was so employed; and (4) provide any other information reasonably required by the commissioner to assess the applicant's qualifications to act as a supervising electrician. Such information shall be submitted using forms made available by the commissioner in accordance with Section 4-292-030.

(b) The commissioner shall prepare as many different examinations as are necessary to adequately provide for the number of applicants in different specialties. Each applicant shall be required to pass an examination sufficiently strict to indicate that the applicant has satisfactory knowledge and technical training to perform or supervise the work of installing, altering, repairing, or maintaining electrical wires and apparatus authorized by permits issued by the commissioner. It shall be the commissioner's responsibility to control and supervise such examinations.

(c) Each applicant shall be required to pay an examination fee of \$150.00 for each examination that the applicant takes. Such fee shall be paid by the applicant to the department of finance prior to the day the examination is taken.

(d) In cases where an applicant fails to pass an examination, the applicant shall be required to wait a period of six months before applying to retake the applicable examination.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 9)

4-292-030 Application.

An applicant for a certificate of registration as a supervising electrician shall file a written application with the commissioner on a form furnished by the commissioner. It is a condition of the registration that all information in the registration be kept current.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 9)

4-292-040 Certification and registration.

(a) Upon receipt of a completed application in proper form and the examination fee provided for in Section 4-292-020(c), the commissioner shall allow the applicant to take an examination provided for in Section 4-292-020(b). If the applicant obtains a passing score on the examination and pays the registration fee provided for in Section 4-292-040(c), the commissioner shall register the applicant as a

supervising electrician if the commissioner determines that the applicant is in compliance with Section 4-292-020 and all other applicable requirements of this Code.

(b) No supervising electrician shall be certified with more than one registered electrical contractor or listed on more than one registration certificate issued under Chapter 4-290.

(c) The fee for registration as a supervising electrician shall be \$150.00. The certificate of registration shall be valid for one year from the date of its issuance and may be renewed upon payment of the required license fee prior to or within three months of expiration of a valid license.

(d) Eligibility for issuance of any registration under this chapter shall be a continuing requirement for maintaining such registration.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 8)

4-292-050 Duties.

The supervising electrician shall perform the work or supervise and direct the installation, alteration, repair, and maintenance of electrical equipment and apparatus authorized by permits issued by the commissioner under the authority of the electrical regulations of this Code. All applications for permits shall be signed by said supervising electrician.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 9)

4-292-060 Notice of discharge or resignation.

Whenever a supervising electrician leaves or is discharged from the appointment or employ of any electrical contractor who is required under Section 4-290-010 to appoint or employ a supervising electrician, a written statement giving notice of such fact shall be provided to the commissioner by both the electrical contractor and the supervising electrician within five days of such occurrence. Upon such occurrence, the permit privileges of such electrical contractor shall without further order or action by the commissioner stand suspended until such time that the electrical contractor employs or appoints a supervising electrician in accordance with Section 4-292-010.

A supervising electrician may transfer a valid registration to another electrical contractor with the permission of the commissioner, which permission shall not be unreasonably withheld. No supervising electrician shall be allowed to transfer a valid registration more than twice during any 12-month period unless a 90-day waiting period has elapsed from the time of notice. The fee for all such transfers shall be \$100.00.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 9)

4-292-070 Re-examination.

(a) If a person seeking to renew registration as a supervising electrician under this chapter has not acted in the capacity of a supervising electrician in the City for a continuous period of three years, such person shall be reexamined in accordance with Section 4-292-020 before such person shall again be registered as a supervising electrician.

(b) If a person seeking to renew registration as a supervising electrician has not obtained a permit from the department of buildings for a continuous period of three years, such person shall be reexamined in accordance with Section 4-292-020 before such person shall again be registered as a supervising electrician.

(c) Nothing in this section shall apply to any person whose failure to act in the capacity of supervising electrician or to obtain a permit for electrical work from the City for a period of three years is due to the fact that such person was employed by the City of Chicago during the period of such inactivity; provided, however, that if the former employee does not reapply for registration as a supervising electrician within 60 days after separation from City employment, the former employee shall be required to be reexamined for such license in accordance with Section 4-292-020.

(Added Coun. J. 9-6-17, p. 55278, Art. IV, § 9)

CHAPTER 13-8

ADMINISTRATION OF ZONING, BUILDING AND HOUSING PROVISIONS

13-8-010 Building commissioner – Powers and duties.

The building commissioner shall institute such measures and prescribe such rules and regulations for the control and guidance of his subordinate officers and employees as shall secure the careful inspection of all zoning uses and all buildings, structures and mechanical installations for which a permit is required, while in the process of construction, erection, repair, demolition, or removal and the strict enforcement of the several provisions of this Code, relating to existing buildings and premises.

It shall be the duty of the building commissioner to administer and enforce the provisions of this Code that relate to zoning uses of property and to the erection, construction, alteration, repair, demolition, or removal and safety of buildings and structures and their related mechanical installations, and the use of buildings and premises with the exception of those provisions which by their terms are to be under the direct and immediate supervision of the board of health or of the bureau of fire prevention, or of such other departments, or officers of the city designated by such code provisions.

(Prior code § 41-1; Amend Coun. J. 9-13-89, p. 4604; Amend Coun. J. 12-4-02, p. 99026, § 2.6; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

13-8-020 Building commissioner – Personal liability.

In all cases where any action is taken by the building commissioner to enforce the provisions of this Code, whether such action is taken in pursuance of the express provisions of a particular section or in a case where discretionary power is given by this Code to the building commissioner, such acts shall be done in the name of and on behalf of the city, and the building commissioner in so acting for the city shall not render himself or herself liable personally, and he or she is hereby relieved from all personal liability from any damage that may accrue to persons or property as a result of any such act committed in good faith in the discharge of his or her duties, and any suit brought against the building commissioner by reason thereof shall be defended by the corporation counsel until the final termination of the proceedings therein. The building commissioner shall be saved harmless from all costs or fees arising from such legal action.

(Prior code § 41-2; Amend Coun. J. 9-13-89, p. 4604; Amend Coun. J. 12-4-02, p. 99026, § 2.6; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 11-8-12, p. 38872, § 214)

13-8-030 Adoption of rules related to materials and workmanship.

The building commissioner may adopt rules not inconsistent with the building provisions of this Code with reference to materials and workmanship in construction, repair, equipment or maintenance of buildings, structures or premises except when the administration of any chapter or section is specifically placed in another official or department. The rules shall be published and shall be kept on file in the office of the building commissioner and copies of all such rules shall be transmitted to the city council at the first regular meeting held after the adoption of same.

(Prior code § 41-3; Amend Coun. J. 9-13-89, p. 4604; Amend Coun. J. 3-5-03, p. 104990, § 14; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 9-6-17, p. 55278, Art. V, § 1)

13-8-031 Formal interpretations.

The building commissioner may adopt formal written interpretations of the building provisions of this Code. The interpretations shall be dated, sequentially numbered, and posted on the department's web site, and shall be kept on file in the office of the building commissioner.

The building commissioner may amend or revoke a formal written interpretation at any time.

(Added Coun. J. 9-6-17, p. 55278, Art. V, § 1)

13-8-032 Alternative code approval.

(a) Upon application of an owner or owner's authorized agent, the building commissioner may approve an alternative method for complying with any requirement of the building code for individual cases where:

- (1) Specifically authorized by a provision of the building code;
- (2) There are practical difficulties in carrying out the strict requirements of the building code, specific individual reasons make the strict application of the building code impractical, the alternative to be approved will comply with the intent and purpose of the building code, and the alternative to be approved will provide equivalent or greater health protection, accessibility, life and fire safety, and structural performance; or

(3) A material, design, or method of construction not specifically allowed by the building code complies with the intent of the building code and will, in the specific application, result in a building or structure providing equal or greater quality, strength, effectiveness, fire resistance, durability, and safety as one meeting the strict requirements of the building code.

(b) The building commissioner shall charge a nonrefundable fee of \$150.00 for the review of requests for alternative code approval. The building commissioner shall charge a nonrefundable fee of \$300.00 for the review of requests for alternative code approval submitted after work has been completed without a required permit or is subject to a conditional permit.

(c) An alternative code approval applicable to work requiring a building permit is only valid if a building permit to complete the work is applied for within 12 months of the date the alternative code approval is granted, the building permit is issued after the alternative code approval is granted, and work under the building permit is diligently pursued to completion. An alternative code approval is not a building permit, nor may it waive any requirement to obtain a building permit.

(d) The details of action granting or denying a request for alternative code approval shall be recorded and kept on file in the office of the building commissioner.

(e) The building commissioner may require that requests for alternative code approval be prepared and signed by an architect or engineer licensed by the State of Illinois, or by a person registered or licensed under this Code.

(f) The building commissioner, in the building commissioner's sole discretion, may require any request for alternative code approval to be considered by the Committee on Standards and Tests pursuant to Section 13-16-020.

(g) Any alternative code approval granted by the building commissioner is wholly discretionary and case-specific and shall not have any precedential effect nor shall it require the building commissioner to approve any similar request for alternative code approval in the future.

(h) The building commissioner may adopt rules not inconsistent with this section for the effective administration of this section.

(Added Coun. J. 9-6-17, p. 55278, Art. V, § 1)

13-8-040 Chapter conflicts – Stricter provisions shall govern.

In case of any conflict between the provisions of the various chapters administered or enforced by the building commissioner, the stricter provision shall govern.

(Prior code § 41-4; Amend Coun. J. 9-13-89, p. 4604; Amend Coun. J. 3-5-03, p. 104990, § 14; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

Sections 13-8-050 through 13-8-105 are deliberately omitted from this document.

13-8-110 Removal of notice – Written permission required.

It shall be unlawful for any person to remove, cover or obliterate, any sign notice or notices lawfully posted by the building commissioner, without the written permission of the building commissioner.

Any person who removes, covers, obliterates, or defaces any sign posted pursuant to Section 13-8-105(a) without the written permission of the building commissioner shall be subject to a fine up to \$500.00.

(Prior code § 41-10; Amend Coun. J. 9-13-89, p. 4604; Amend Coun. J. 9-10-97, p. 51538; Amend Coun. J. 5-20-98, p. 68999, § 2)

13-8-120 Work ordered by city – Warrant for collection issued to owner of record.

Whenever any work such as wrecking, razing, tearing down, shoring or underpinning, cleaning up, filling, barricading or fencing shall have been done at city expense either by direct order of the buildings commissioner or under a contract negotiated by D.P.S., the commissioner shall cause a warrant for collection to be issued to the owner of record. No permits shall be issued for any work for which a permit is required nor shall any license be approved for any such premises for which any such charge shall remain unpaid.

(Prior code § 41-11; Amend Coun. J. 9-13-89, p. 4604; Amend Coun. J. 9-4-02, p. 92670, § 3)

13-8-130 Permit privileges – Suspension.

(a) The Commissioner of Buildings may suspend the ability of any person to submit new applications or complete pending applications for a building permit, sign permit, electrical permit or other permit issued by the Department of Buildings when the Commissioner determines that the person:

(1) performed or directed work requiring the issuance of a permit under this Code without the issuance of such permit; or

(2) performed or directed work deviating from the drawings, plans or scope of work approved by the appropriate department issuing the permit in any work done under the authority of a permit issued pursuant to this Code where said deviation would require a prior written approval other than an in-field approval of the issuing department or such deviation would require the issuance of a new or revised permit; or

(3) performed or directed work in violation of a stop work order; or

(4) performed or directed work that results in the issuance of a stop work order by the City under section 13-12-080, 13-32-120, 13-32-130 or 17-16-0506 of this Code; or

(5) upon completion of work requiring a rough or final inspection or certification, failed to contact the department to schedule a required inspection or failed to submit a required certification; or

(6) upon completion of work requiring a certificate of occupancy, failed to contact the department to obtain a required certificate of occupancy; or

(7) utilized or directed any person of a building or construction trade or craft who is not licensed, certified or registered by the City to perform work that is required to be performed by a person licensed, certified or registered by the City; or

(8) when a permit requires the listing of the name or identification number of a person required to be licensed, registered or certified by the City to perform the work, utilized or directed any person of a building or construction trade or craft to perform work other than the person or entity whose name or identification number is listed on the permit; or

(9) listed or allowed the listing or use of one's license, certification or registration name or identification number on a permit application or a permit when that work is performed by another person; or

(10) made a false statement on a permit application or aided and abetted another person in making a false statement on a permit application; or

(11) performed or directed work contrary to this Code or failed to perform work required by this Code, and such action resulted in a substantial defect, error or deficiency requiring a reinspection or re-review by the department; or

(12) failed to correct any substantial defect, error or deficiency as directed by the department; or

(13) performed or directed work that poses an immediate or imminent threat to the health and safety of workers or the public.

(b) If the Commissioner suspends the ability of any person to submit new applications or complete pending applications for a building permit or other permit issued by the Department of Buildings pursuant to this section the Commissioner shall:

(1) notify the person in writing by first class mail at the address of record on the person's license, registration or certificate attesting to the basis for the suspension and a statement that no new permit applications or pending permit applications for any work at any location other than to correct the basis for the suspension will be accepted or processed until the basis for the suspension is corrected and verified by the department;

(2) include a statement that the person may file a written request with the Commissioner to contest the basis for the suspension;

(3) include a statement that in addition to any other fees and fines, a fee of \$150.00 shall be paid to the City for each inspection or review conducted by the City to verify compliance; and

(4) include a statement that if the person contests the basis for the suspension and does not agree with the final decision of the Commissioner, the person may appeal the final decision to a court of competent jurisdiction.

(c) If the Commissioner suspends the permit privileges of a person under this section, the person may file a written petition with the Commissioner for reinstatement of the permit privileges. The petition shall include proof that the noncompliance has been abated or corrected and that all related fines and fees have been paid. In addition to any other fees and fines, a fee of \$150.00 shall be paid to the City for each inspection or review conducted by the City to verify compliance. If the Commissioner suspends any person's permit privileges under this section, the Commissioner may process an application for or revision to a permit if the permit is for work that would correct the basis for the suspension of permit privileges.

(d) For purposes of this section:

"Substantial defect, error or deficiency" means any work that creates a danger to the health or safety of workers on the site to current or eventual users or occupants of the building, structure, premises or part thereof, or to the public.

"Noncompliance is corrected" means that the work or deviation or omission or other noncompliance has been corrected and the correction has been verified and approved by the department. If the work cannot be corrected due to the work not being eligible for the approval of a permit under this Code, then the term "noncompliance is corrected" shall mean that the building, structure and property has been fully returned to its pre-work state in a manner consistent with all health and safety provisions of this Code, or the building, structure and property has been fully brought into compliance as verified by the department with any applicable settlement agreement, consent decree or order by a court of competent jurisdiction.

"Suspend the ability of" or "suspend the permit privileges of" includes, but is not limited to: (1) deactivating the ability of the person to submit or update permit applications electronically; (2) suspending further processing of any permit applications that have been submitted but for which the permit has not been issued; (3) withholding approval of any permit applications that have been submitted but for which the permit has not been issued; and (4) declining to accept new permit applications submitted in any format whatsoever.

(e) The Commissioner may promulgate rules for the proper administration and enforcement of this section.

(f) Nothing in this section shall limit or affect the power of the City to issue a stop work order or exercise emergency closure powers under this Code or to suspend or revoke a license, certification or registration under this Code.

(g) Any person whose license, registration or certification is suspended or revoked may not be issued a new license, registration, certification or permit system identification number by the City during the period of suspension. In the event that the person whose license, registration or certification is suspended or revoked is an entity, then no controlling person(s) of that entity, as defined in Section 4-4-005 of this Code, may be issued a new license, registration, certification or permit system identification number by the City during the period of the suspension or revocation.

(Added Coun. J. 2-22-17, p. 43876, § 18)

13-8-140 License, registration or certification – Suspension or revocation.

(a) In addition to or concurrent with Section 4-4-280 of this Code, the Commissioner of Buildings may suspend or revoke the license, registration or certification issued to any person licensed or registered, or required to be licensed or registered under this Code, where the Commissioner has determined that the person:

- (1) performed or directed work requiring the issuance of a permit pursuant to this Code without the issuance of such permit; or
- (2) performed or directed work deviating from the drawings, plans or scope of work approved by the appropriate department issuing the permit in any work done under the authority of a permit issued pursuant to this Code where such deviation would require a prior written approval other than an in-field approval of the issuing department or such deviation would require the issuance of a new or revised permit; or
- (3) performed or directed work in violation of a stop work order; or
- (4) performed or directed work that results in the issuance of a stop work order by the City under section 13-12-080, 13-32-120, 13-32-130 or 17-16-0506 of this Code; or
- (5) upon completion of work requiring a rough or final inspection or certification, failed to contact the department to schedule a required inspection or failed to submit a required certification; or
- (6) upon completion of work requiring a certificate of occupancy, failed to contact the department to obtain a required certificate of occupancy; or
- (7) utilized or directed any person of a building or construction trade or craft who is not licensed, certified or registered by the City to perform work that is required to be performed by a person licensed, certified or registered by the City; or
- (8) when a permit requires the listing of the name or identification number of a person or entity licensed or registered, or required to be licensed, registered or certified by the City to perform the work, utilized or directed any person of a building or construction trade or craft to perform work other than the person whose name or identification number is listed on the permit; or
- (9) listed or allowed the listing or use of one's license, certification or registration name or identification number on a permit application or a permit when that work is performed by another person; or
- (10) made a false statement on a permit application or aided and abetted another in making a false statement on a permit application; or
- (11) performed or directed work contrary to the Code or failed to perform work required by the Code and such action resulted in a substantial defect, error or deficiency requiring a reinspection or re-review by the department; or
- (12) failed to correct any substantial defect, error or deficiency as directed by the department; or
- (13) performed or directed work that poses an immediate or imminent threat to the health and safety of workers or the public.

(b) The Commissioner shall have the power to suspend a license, registration or certification issued to any person licensed or registered, or required to be licensed or registered under this Code for up to three hundred and sixty-five (365) days. The Commissioner shall have the power to revoke a license, registration or certification issued to a person licensed or registered, or required to be licensed or registered under this Code. Reinstatement of a revoked license, registration or certification shall not be automatic and a petition for reinstatement to the Commissioner showing rehabilitation to the satisfaction of the Commissioner that would allow for a reinstatement of a professional license, registration or certificate and public trust shall be required. All requirements of reinstatement set forth in Section 2-116-290 of this Code shall also apply to reinstatement by the Commissioner. Provided, however, if the basis for revocation is a conviction or finding of liability by a court or administrative tribunal of competent jurisdiction for an act or underlying act: (i) related to bribery or attempted bribery of a government official or government vendor; or (ii) related to fraud or theft or attempted fraud or theft involving a government project, government program, government procurement or government contract, the license revocation shall be permanent and reinstatement shall not be allowed unless the conviction or finding of liability is reversed or vacated.

(c) If the Commissioner suspends or revokes the license, registration or certification of any person licensed or registered, or required to be licensed or registered under this Code, the Commissioner shall:

(1) notify the person in writing by first class mail at the address of record on the person's license, registration or certificate describing the basis for the suspension or revocation and the duration of the suspension or revocation;

(2) include a statement that the person may file a written request with the Commissioner or to the Board of Examiners or Commission that governed the license, registration or certificate to contest the basis for the suspension or revocation;

(3) include a statement that if the person contests the basis for the suspension or revocation and does not agree with the final decision of the Commissioner or the Board of Examiners or Commission, the person may appeal the final decision to a court of competent jurisdiction.

(d) The process for petitions and hearings contesting the suspension or revocation or for the reinstatement of a license, registration or certification under this section shall be in the manner prescribed in Section 13-8-150 of this Code.

(e) For purposes of this section:

“Person or entity licensed or registered, or required to be licensed or registered under this Code” includes, but is not limited to: ventilation contractors as limited business licensees (Chapter 4-4), refrigeration contractors as limited business licensees (Chapter 4-4), residential real estate developers (Article V of Chapter 4-6), expediter companies (Article XXV of Chapter 4-6), expeditors (Article XXVI of Chapter 4-6), general contractors (Chapter 4-36), excavators (Chapter 4-196), steam boiler erectors and repairers (Chapter 4-266), crane operators (Chapter 4-288), elevator mechanic contractors (Chapter 4-298), plumbers (Chapter 4-332), plumbing contractors (Chapter 4-336), stationary engineers and boiler tenders (Chapter 4-344), masons and mason contractors (Chapter 4-376), supervising electricians (Chapter 4-292), and electrical contractors (Chapter 4-290).

“Substantial defect, error or deficiency” means any work that creates a danger to the health or safety of workers on the site, to current or eventual users or occupants of the building, structure, premises or part thereof, or to the public.

(f) The Commissioner may promulgate rules for the proper administration and enforcement of this section.

(g) Nothing in this section shall limit or affect the power of the City to issue a stop work order or exercise emergency closure powers under this Code.

(h) Nothing in this section shall relieve or excuse a person from maintaining any and all prerequisites, conditions and requirements for a valid and active license, registration or certification, including but not limited to, maintaining valid insurance, bonding, letter of credit or other financial liability coverage; maintaining valid licensing, registration or certification with a regulatory entity of the United States or the State of Illinois; payment of city, state or federal fees and taxes; and other prerequisites, conditions and requirements for a valid and active license, registration or certification.

(i) Any person whose license, registration or certification is suspended or revoked pursuant to this section may not be issued a new license, registration, certification or permit system identification number by the City during the period of suspension or revocation. In the event that the person whose license, registration or certification is suspended or revoked is an entity, then no controlling person(s) of that entity, as defined in Section 4-4-005 of this Code, may be issued a new license, registration, certification or permit system identification number by the City during the period of suspension or revocation.

(Added Coun. J. 2-22-17, p. 43876, § 18; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 4)

13-8-150 License, registration or certification – Suspension, revocation and reinstatement petition and hearing.

(a) Petitions and hearings to contest the suspension or revocation of a license, registration or certification issued to a person pursuant to Chapters 4-288, 4-332, 4-336, 4-344 and 4-376 of this Code and revoked or suspended pursuant to Section 13-8-140 of this Code shall be in the manner prescribed in Section 2-116-280 of this Code.

(b) Petitions and hearings to reinstate a license, registration or certification issued to a person pursuant to Chapters 4-288, 4-332, 4-336, 4-344 and 4-376 of this Code and revoked pursuant to Section 13-8-140 of this Code shall be in the manner prescribed in Section 2-116-290 of this Code.

(c) Petitions and hearings to contest the suspension or revocation of a license, registration or certification issued to any person pursuant to Chapter 4-4, Article II of Chapter 4-6, Article XXV of Chapter 4-6, Article XXVI of Chapter 4-6, Chapter 4-36, Chapter 4-196, Chapter 4-266, Chapter 4-290, Chapter 4-292, and Chapter 4-298 of this Code and revoked or suspended pursuant to Section 13-8-140 of this Code shall be as follows:

(i) The person whose license has been suspended or revoked by the Commissioner of Buildings pursuant to Section 13-8-140 may file a written petition requesting a hearing to contest the suspension or revocation with the Commissioner. The written petition must be filed with the Commissioner within forty-five (45) days from the date of the suspension or revocation. The written petition shall recite the basis for contesting the suspension or revocation. Only one such petition may be filed or considered per suspension or revocation.

(ii) Upon receipt of a properly and timely filed written petition, the Commissioner shall within thirty (30) days of receipt cause a notice of hearing to be sent to the petitioner or the petitioner's counsel and to the Corporation Counsel. The hearing date shall be set no later than forty-five (45) days of the notice of hearing unless a later date is requested by the licensee in writing. The notice of hearing shall include the date, time and location of the hearing before the Commissioner; a statement that the licensee is entitled to appear at the hearing to testify, present witnesses, and present any other evidence regarding the petition; a statement that the licensee may be represented by counsel at the licensee's sole expense; and a statement that if the licensee fails to appear at the hearing, the licensee is deemed to have conceded the petition.

(iii) The proceedings shall be recorded by means of an audio recording or by court reporter, as determined by the Commissioner. In addition to the means of recording determined by the Commissioner, the petitioner may also provide for an audio recording or court reporter at the petitioner's cost. All testimony shall be given under oath or affirmation. The Commissioner shall have the power and discretion to issue subpoenas for the production of documents or testimony. The formal and technical rules of evidence shall not apply in the conduct of the hearing, and evidence, including hearsay, may be admitted if it is of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs.

(iv) Upon the closing of the record, the Commissioner shall take the matter under consideration and render a written decision and order within thirty (30) days of the closing of the record. The Commissioner shall cause a copy of the written decision and order to be served upon the licensee or the licensee's counsel and the Corporation Counsel. No rehearing shall be allowed upon the decision and order. The decision and order of the Commissioner shall constitute a final decision for purpose of judicial review by a court of competent jurisdiction.

(v) If the Commissioner grants the petition to reverse the decision to suspend or revoke a license based upon a finding of post-suspension or post-revocation compliance with the underlying basis for the suspension or revocation, no such license shall be reactivated until such time the licensee has paid all related re-inspection or re-review fees and all of the penalties and fees that resulted from the actions that gave rise to the underlying basis for the suspension or revocation. Provided, however, if the basis for revocation is a conviction or finding of liability by a court or administrative tribunal of competent jurisdiction for an act or underlying act: (i) related to bribery or attempted bribery of a government official or government vendor; or (ii) related to fraud or theft or attempted fraud or theft involving a government project, government program, government procurement or government contract, reactivation for post-suspension or post-revocation compliance shall not be allowed unless the conviction or finding of liability is reversed or vacated.

(d) Petitions and hearings to reinstate a revoked license, registration or certification issued to a person pursuant to Chapter 4-4, Article II of Chapter 4-6, Article XXV of Chapter 4-6, Article XXVI of Chapter 4-6, Chapter 4-36, Chapter 4-196, Chapter 4-266, Chapter 4-290, Chapter 4-292, and Chapter 4-298 of this Code and revoked pursuant to Section 13-8-140 of this Code shall be as follows:

(i) The former licensee may file a written petition requesting a hearing for reinstatement with the Commissioner. The written petition shall recite the basis for the revocation and the passage of time since the revocation and shall set forth the efforts undertaken by the former licensee regarding the rehabilitation

of the licensee's character that would warrant allowing the privilege of holding a professional license and public trust and confidence. Provided, however, if the basis for the revocation is a conviction or finding of liability by a court or administrative tribunal of competent jurisdiction for an act or underlying act: (i) related to bribery or attempted bribery of a government official or government vendor; or (ii) related to fraud or theft or attempted fraud or theft involving a government project, government program, government procurement or government contract, then no reinstatement shall be allowed unless the conviction or finding of liability is reversed or vacated. No petition shall be considered and no reinstatement shall be allowed less than one year or more than five years after the revocation of the license. Only one such petition for reinstatement may be filed or considered per revocation.

(ii) The department shall review the written petition within forty-five (45) days and issue an order either granting or denying the request for a hearing. The department shall cause a copy of the written order to be sent to the petitioner or the petitioner's counsel and to the Corporation Counsel.

(e) If the Commissioner grants a hearing, the Commissioner shall cause a notice of hearing to be sent to the petitioner or the petitioner's counsel and to the Corporation Counsel. The hearing date shall be set no later than forty-five (45) days of the notice of hearing unless a later date is requested by the petitioner in writing. The notice of hearing shall include the date, time and location of the hearing before the Commissioner; a statement that the licensee is entitled to appear at the hearing to testify, present witnesses, and present any other evidence regarding the petition to reinstate; a statement that the licensee may be represented by counsel at the petitioner's sole expense; and a statement that if the petitioner fails to appear at the hearing, the petitioner is deemed to have conceded the petition.

(f) The burden of proof, by a preponderance of the evidence, regarding the rehabilitation of the petitioner that would warrant allowing the privilege of holding a professional license and public trust and confidence shall be on the petitioner. The proceedings shall be recorded by means of an audio recording or by court reporter, as determined by the Commissioner. In addition to the means of recording determined by the Commissioner, the petitioner may also provide for an audio recording or court reporter at the petitioner's cost. All testimony shall be given under oath or affirmation. The Commissioner shall have the power to issue subpoenas for the production of documents or testimony. The formal and technical rules of evidence shall not apply in the conduct of the hearing, and evidence, including hearsay, may be admitted if it is of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs.

(g) Upon the closing of the record, the Commissioner shall take the matter under consideration and render a written decision and order within thirty (30) days of the closing of the record. The Commissioner shall cause a copy of the written decision and order to be served upon the petitioner or the petitioner's counsel and the Corporation Counsel. No rehearing shall be allowed upon the decision and order. The decision and order of the Commissioner shall constitute a final decision for purpose of judicial review by a court of competent jurisdiction.

(h) If the Board grants the petition for reinstatement, no such license shall be reinstated until such time the petitioner has paid all license fees for the period during which the license was revoked as well as any and all monetary penalties and civil restitution ordered by a court or administrative tribunal of competent jurisdiction that resulted from the actions that gave rise to the underlying basis for the revocation.

(i) For purposes of this section, the term "license" shall include a license, registration or certification, and the term "licensee" shall include a licensee, registrant or certificate holder.

(Added Coun. J. 2-22-17, p. 43876, § 18; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 5)

CHAPTER 13-12

ENFORCEMENT OF BUILDING, ELECTRICAL AND FIRE REGULATIONS

ARTICLE I. GENERAL

13-12-010 Scope.

The provisions of this chapter shall apply to the building provisions, electrical and fire regulations and minimum standards of living and working conditions of this Code. In interpreting and applying said provisions of this Code such provisions shall in every instance be held to be the minimum requirements adopted for the protection and promotion of the public health, safety and welfare.

(Prior code § 39-1; Amend Coun. J. 10-2-95, p. 8019)

13-12-020 Code violations – Liability.

Unless otherwise specifically provided, the owner, his agent for the purpose of managing, controlling or collecting rents and any other person managing or controlling a building or premises in any part of which there is a violation of the provisions of this Code enumerated in Section 13-12-010, shall be liable for any violation therein, existing or occurring, or which may have existed or occurred, at or during any time when such person is or was the person owning or managing, controlling, or acting as agent in regard to said buildings or premises and is subject to injunctions, abatement orders or other remedial orders. Wherever used in said provisions of this Code, the “owner” shall include any person entitled under any agreement to the control or direction of the management or disposition of the building or premises or of any part of the building or premises where the violation in question occurs.

The liabilities and obligations hereunder imposed on an owner shall attach to a trustee under a land trust, holding title to such building, structure or premises without the right of possession, management or control, unless said trustee in a proceeding under said provisions of this Code discloses in a verified pleading or in an affidavit filed with the court, the name and last known address of each person who was a beneficiary of the trust at the time of the alleged violation and of each person, if any, who was then acting as agent for the purpose of managing, controlling or collecting rents, as the same may appear on the records of the trust.

The liabilities and obligations imposed on an owner shall attach to any mortgage company or any other person with or without an interest in the building or premises who knowingly takes any action in any judicial or administrative proceeding that is intended to delay issuance or enforcement of any remedy for any violation of the Building Code then in existence; provided that with respect to fines such person shall be liable only for fines which accrue on or after the date of such action; and further provided that no liability shall be imposed under this section for any action taken in any proceeding, including a proceeding to foreclose on a lien, that does not delay or prevent the prosecution of any action brought by the city to enforce the Building Code.

(Prior code § 39-2; Amend Coun. J. 4-12-00, p. 29471, § 1)

13-12-030 Building owner or agent – Posting requirements.

The owner of any building having residential units designed or used for two or more family units or designed or used for sleeping accommodations, other than family units, for more than ten persons shall post, or cause to be posted, in a prominent place in a common area of the building accessible from the public way, or affixed to the building so as to be visible from the public way, the name, address, and telephone number of the owner, his agent for the purpose of managing, controlling or collecting rents and any other person managing or controlling such building.

(Prior code § 39-2.1)

13-12-040 Violation of chapters enumerated in Section 13-12-010 – Penalty.

Any violation of, or resistance to or interference with the enforcement of Section 13-12-010 or the Building Code as defined in Section 1-4-090(h), to which no other penalty provision is applicable shall be

punished by a fine of not less than \$500.00 and not more than \$1,000.00, and each day such violation continues shall constitute a separate and distinct offense.

(Prior code § 39-3; Amend Coun. J. 11-10-94, p. 59125; Amend Coun. J. 11-21-17, p. 61858, Art. VIII, § 9)

13-12-050 Construction, alteration, installation, repair or razing without permit – Penalty.

A. It shall be unlawful for any person to:

(i) construct, alter, install, repair or raze any building, structure, premises or part thereof without having obtained any permit required by this Code; or

(ii) construct, alter, install, repair or raze any building, structure, premises or part thereof in a manner which is contrary to the drawings or plans which the appropriate department or city agencies approved when issuing any permit required by this Code; or

(iii) maintain or operate any building, structure, premises, mechanical installation, equipment or part thereof without any permit or certificate required by this Code.

Any person who violates this subsection shall be punished, as follows:

(1) incarceration for a term not less than three days, nor more than six months, under the procedures set forth in Section 1-2-1.1 of the Illinois Municipal Code, as amended, and the Illinois Code of Criminal Procedure of 1963, as amended; and/or

(2) community service of not less than ten hours, nor more than 100 hours; and

(3) a fine in accordance with Section 13-12-040 for the first offense; and a fine of not less than \$1,000.00, nor more than \$3,000.00 for the second offense; and a fine of not less than \$3,000.00, nor more than \$5,000.00 for the third and each subsequent offense.

A separate and distinct offense shall be committed for each permit which is required but has not been obtained, and each day that the violation continues.

The above penalties shall be in addition to any fees imposed pursuant to Section 13-32-035.

B. It shall be unlawful for any person to fail to post any permit as required by Section 13-32-010 of this Code. Any person who violates this subsection shall be fined in accordance with Section 13-12-040 for each day that work proceeds without the permit having been posted.

(Prior code § 39-4; Amend Coun. J. 7-31-90, p. 19353; Amend Coun. J. 4-29-98, p. 66565; Amend Coun. J. 8-30-00, p. 39652, § 1; Amend Coun. J. 11-21-17, p. 61858, Art. VIII, § 9)

13-12-060 Architects, engineers, contractors, etc. – Failure to conform with code provisions – Penalty.

(a) Any architect, structural engineer, contractor or builder, individual or corporate, who has designed, constructed, repaired, altered, removed or demolished any building or any part or equipment thereof in violation of or in a manner which fails to conform with the provisions of this Code enumerated in Section 13-12-010 or the Building Code as defined in Section 1-4-090(h) shall each be fined in accordance with Section 13-12-040 for each and every violation of any of the said provisions existing in such design, construction, repair, alteration, removal or demolition.

(b) Any architect, structural engineer, expeditor company or expeditor who has submitted plans, drawings or calculations for the design, construction, repair, rehabilitation, addition, alteration or demolition of any building or any part or equipment thereof in violation of or in a manner which fails to conform with Section 13-12-010 or other provisions of this Code may have their ability to submit new applications or complete pending applications for a building permit or other permit issued by the department of buildings suspended for cause pursuant to section 13-32-045 of this Code.

(c) Any contractor or trade person who has constructed, repaired, altered, removed or demolished any building or any part or equipment thereof in violation of or in a manner which fails to conform to Section 13-12-010 or other provisions of this Code may have their ability to submit new applications or complete pending applications for a building permit or other permit issued by the department of buildings suspended for cause pursuant to section 13-8-130 of this Code.

(Prior code § 39-5; Amend Coun. J. 2-22-17, p. 43876, § 19; Amend Coun. J. 11-21-17, p. 61858, Art. VIII, § 9)

13-12-070 Failure of property conformance with code – Request for injunction.

If the appropriate official charged with the administration of any of the provisions of the code enumerated in Section 13-12-010 shall determine, upon due investigation, that any building or structure in the city fails to conform to the minimum standards of health and safety as set forth in the said provisions of this Code, and the owner or owners of such building or structure shall fail, after due notice, to cause such property to conform with said provisions of this Code, said official may, in addition to any other remedies, penalties or means of enforcement request the department of law to make application on behalf of the city to any court of competent jurisdiction for an injunction requiring compliance with said provisions of this Code or for such other order as the court may deem necessary or appropriate to secure such compliance. The department of law may then institute such proceedings on behalf of the city, as provided by law.

(Prior code § 39-6)

13-12-080 Failure to acquire permits for construction, alteration, installation, repair or razing – Stop work order.

(A) Any city official charged with responsibility for administering this Code shall without delay issue a stop work order directing that the following prohibited activities cease and desist immediately:

(i) Any construction, alteration, installation, repair or razing of any building, structure, premises, or part thereof which is being done or has been done without any permit required by this Code; or

(ii) Any construction, alteration, installation, repair or razing of any building, structure, premises or part thereof which is being done or has been done contrary to the drawings or plans which the appropriate department or agencies of the city approved when issuing any permit; or

(iii) Any maintenance or operation of any building, structure, premises, mechanical installation, equipment or part thereof which is being done without any permit or certificate required by this Code; or

(iv) Any construction, alteration, installation, repair or razing of any building, structure, premises or part thereof which is being done or has been done by workers lacking a license required under this Code for such work or which is being done or has been done by workers required by the Code to be listed on the building permit application who were not listed.

No stop work order may be issued to prohibit any construction, alteration, installation, repair or razing of any building, structure, premises or part thereof that is performed pursuant to a valid permit issued by the building commissioner for any reason not specified in this section, unless such order is necessary to prevent an imminent threat to the safety of the public.

Any city official who has reason to believe that (1) any construction, alteration, installation, repair or razing of a building, structure, premises or part thereof is being done or has been done in violation of a stop work order, or that (2) any building, structure, premises, mechanical installation, equipment or part thereof is being maintained or operated in violation of a stop work order shall immediately request the corporation counsel to seek without delay any remedy provided by the law.

(B) It shall be unlawful for any person to knowingly violate a stop work order, or to knowingly cause, permit, encourage, assist, aid, abet or direct another person to violate a stop work order, or to knowingly in any manner be a party to a violation of a stop work order.

Any person who violates this subsection upon conviction shall be punished, as follows:

(i) incarceration for a term not less than three days, nor more than six months, under the procedures set forth in Section 1-2-1.1 of the Illinois Municipal Code, as amended, and the Illinois Code of Criminal Procedure of 1963, as amended; and

(ii) community service of not less than ten hours, nor more than 100 hours; and

(iii) a fine in accordance with Section 13-12-040 for the first offense; and a fine of not less than \$1,000.00, nor more than \$6,000.00 for the second offense; and a fine of not less than \$6,000.00, nor more than \$10,000.00 for the third and each subsequent offense.

A separate and distinct offense shall be committed for each stop work order which is violated, and each day that a violation continues.

(C) It shall be unlawful for any person to knowingly destroy, deface, remove, damage, impair, mar, cover or obstruct any stop work order which a city official has posted or affixed at a work site.

Any person who violates this subsection shall be punished, as follows:

- (i) incarceration for a term not less than three days, nor more than six months, under the procedures set forth in Section 1-2-1.1 of the Illinois Municipal Code, as amended, and the Illinois Code of Criminal Procedure of 1963, as amended; and
- (ii) community service of not less than ten hours, nor more than 100 hours; and
- (iii) a fine in accordance with Section 13-12-040.

(Prior code § 39-7; Amend Coun. J. 8-30-00, p. 39652, § 2; Amend Coun. J. 9-5-01, p. 66630, § 5; Amend Coun. J. 12-4-02, p. 99026, § 2.7; Amend Coun. J. 12-15-04, p. 39840, § 1; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 11-21-17, p. 61858, Art. VIII, § 9)

13-12-090 Remedies cumulative.

The provisions of this Code for any penalty, legal remedy, or method of enforcement shall not have the effect of limiting or impairing the scope, operation or effectiveness of each or any other penalty, legal remedy, or method of enforcement available under law for the prevention, restriction, correction or abatement of, penalty for, or recovery of costs related to violations of the provisions of this Code enumerated in section 13-12-010.

(Prior code § 39-8; Amend Coun. J. 7-21-04, p. 28443, § 4)

13-12-100 Official right of entry – Interference unlawful.

The appropriate officials charged with the administration of any of the provisions of this Code enumerated in Section 13-12-010, or any of them and their respective assistants, shall have the right to enter any building, or premises, and any and all parts thereof, at any reasonable time, and at any time when occupied by the public in order to examine such buildings or premises to judge of the condition of the same and to discharge their respective duties, and it shall be unlawful for any person to interfere with them in the performance of their duties.

(Prior code § 39-9)

13-12-110 Violation or noncompliance by a business – License revocation.

Upon a report to the mayor by the building commissioner, president of the board of health, the fire commissioner or the superintendent of police, or any other appropriate official that any business for which a license is required by any provision of this Code is being conducted on premises wherein any requirement of the provisions of this Code enumerated in Section 13-12-010, or any proper order given by any such official in regard thereto, has been violated, or not complied with, the mayor may revoke the license of any such business and cause such business to be closed.

(Prior code § 39-10; Amend Coun. J. 9-13-89, p. 4604)

13-12-120 Code violations – Closure of buildings or premises.

(a) The building commissioner, the president of the board of health, the fire commissioner, and the superintendent of police, or any one of them, and their respective designees, shall have the power, and it shall be their joint and several duty, to order any building or premises closed, or any structure or equipment thereof removed or its operation stopped, where it is discovered that there is any violation of any of the provisions of this Code enumerated in Section 13-12-010 which imperils life, safety or health, and to keep same closed, removed, or shut down until such provisions are complied with.

The official who orders a building or portion thereof closed, removed or shut down shall cause a notice no less than 17 inches by 22 inches at each entrance thereto. The notice shall state substantially as follows:

This building has been ordered closed by the City of Chicago due to code violations that threaten life, health or safety. Entry is forbidden except for necessary repairs and government inspection.

The notice shall be dated, and shall bear the city seal. If only a portion of the building has been ordered closed, removed or shut down, the notice shall be modified to identify the affected portion, and shall also be affixed at each interior entrance to that portion. Any person who enters a building, structure or portion thereof in violation of a notice posted under this section shall be fined in accordance with Section 13-12-040. Any owner, manager, tenant or person in control of the premises who permits any person to enter in

violation of a notice posted under this section shall be fined in accordance with Section 13-12-040 for each time a person is permitted to enter illegally.

(b) It is unlawful for any person to remove, cover or obliterate, any notice or notices lawfully posted pursuant to subsection (a) of this section, without the written permission of the head of the department or agency responsible for posting the notice. Any person who removes, covers, obliterates, or defaces any sign posted pursuant to subsection (a) of this section without the necessary written permission shall be fined in accordance with Section 13-12-040.

(Prior code § 39-11; Amend Coun. J. 9-13-89, p. 4604; Amend Coun. J. 10-1-03, p. 8498, § 2; Amend Coun. J. 9-8-11, p. 7537, § 1; Amend Coun. J. 11-21-17, p. 61858, Art. VIII, § 9)

Sections 13-12-125 through 13-12-150 are deliberately omitted from this document.

ARTICLE II. ELECTRICAL PROVISIONS

PART A. GENERAL

13-12-160 Space and access to be provided.

In every new building and in every existing building undergoing extensive remodeling where a new electrical service or a new electric distribution center is to be installed, ample space in conformance with Section 14E-1-110 shall be provided for the electric service equipment, metering equipment, distribution cabinets, cutout cabinets, transformers and other equipment necessary for an electrical installation and ample working space around the said equipment. This space shall be readily accessible to every tenant of said building who has electric equipment for light, heat or power which is supplied through the above mentioned equipment.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 4)

13-12-170 Removal of obstructions and examination of equipment.

The building commissioner or the inspectors of this department shall have the power when necessary to cause the removal of any existing obstructions such as laths, plaster, drywall, boarding, or partitions which may prevent a perfect inspection of the electrical equipment.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-180 Unlawful use of electrical equipment and appliances.

It shall be unlawful for any individual, company or corporation to sell, offer for sale, give away gratis, install, alter, repair, maintain or use any electrical equipment or appliance intended for use in the City of Chicago, which does not conform to the standards set forth in this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-190 Cut off power and attaching seals.

The building commissioner and designated employees are hereby empowered to cut off and discontinue current to electrical wiring and apparatus found to be dangerous to life and property. The building commissioner or authorized designees are hereby empowered to attach to electrical cabinets and equipment, any official notice or seal to prevent use of electricity, and it shall be unlawful for any other person to put or attach such seal or to break, change, destroy, tear, mutilate, cover, or otherwise deface or injure any such official notice or seal posted by an inspector of the Electrical Bureau.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-200 Disturbance of existing wiring.

It shall be unlawful for any person in any way to cut, disturb, alter, or change any electrical wiring or to permit such electrical wiring to be cut, disturbed, altered, or changed, unless done in conformity with the electrical regulations of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-210 Overfusing conductors or apparatus.

It shall be unlawful for any person to overfuse any conductor, motor, or apparatus in excess of the maximum allowed by the electrical regulations of this Code for such conductor, motor, or apparatus, or to install any substitute in lieu of an approved overcurrent protective device so as to remove or reduce the factor of safety of the same.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 5)

PART B. RESERVED

Editor's note – Coun. J. 9-6-17, p. 55278, Art. IV, § 6, repealed Part B, which pertained to electrical contractors. For current provisions, see Chapter 4-290.

PART C. RESERVED

Editor's note – Coun. J. 9-6-17, p. 55278, Art. IV, § 8, repealed Part C, which pertained to supervising electricians. For current provisions, see Chapter 4-292.

PART D. RESERVED

Editor's note – Coun. J. 9-6-17, p. 55278, Art. IV, § 11, repealed Part D, which pertained to registered generator operator.

PART E. PERMITS GENERALLY

13-12-360 Permits required.

No electrical equipment shall be installed or altered except upon a permit first issued by the department of buildings authorizing the installation, alteration, or repair of electrical equipment.

(a) If an electrical installation is commenced prior to the issuance of a permit for such work, the permit fee, for such work shall be twice the amount of the regular permit fee set forth in Section 13-32-310(b).

(b) When contracts to install electrical work have been obtained by persons who are not registered as electrical contractors, as provided for in this article and the contract is assigned or sublet to a registered electrical contractor on a subcontract basis, the name of such registered electrical contractor shall immediately be disclosed by the registered electrical contractor to the other party to the contract in writing.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 12-12-07, p. 17167, § 13; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 12)

13-12-370 Permits – Issuance conditions.

The building commissioner shall issue permits for the installation and alteration of electrical equipment in all cases where an application for such permit has been made in accordance with the rules applicable thereto. Provided, however, that no permit shall be issued for installing or altering by contract, electrical equipment, unless: (1) the person applying for such permit is registered as an electrical contractor as required by Chapter 4-290 of this Code; and (2) the permit fee set forth in Section 13-32-310 is paid before such permit is issued.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 12-12-07, p. 17167, § 14; Amend Coun. J. 11-8-17, p. 59720, § 3)

13-12-375 Reserved.

Editor's note – Coun. J. 9-6-17, p. 55278, Art. II, § 6, repealed § 13-12-375, which pertained to special permission.

13-12-380 Inspection.

The building commissioner shall inspect or shall cause to be inspected all electrical equipment installed or altered, except such electrical equipment as may be lawfully exempt, and shall require that it conform to the electrical regulations of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 7)

13-12-390 Reserved.

Editor's note – Coun. J. 9-6-17, p. 55278, Art. IV, § 13, repealed § 13-12-390, which pertained to certificate of inspection.

13-12-400 Reinspection.

The building commissioner or electrical inspectors are hereby empowered to reinspect any electrical equipment within the scope of the electrical regulations of this Code, and when said electrical equipment is found to be unsafe to life or property, shall notify in writing either the owner, his agent for the purpose of managing, controlling or collecting rents or any other person managing, controlling, using or operating the same to place such electrical equipment in a safe and secure condition in compliance with the electrical regulations of this Code within such time as the building commissioner shall consider just and reasonable, but in no event shall this time exceed 15 days from the date of such notice. Refusal to comply with the requirements of such notice shall subject the person owning, managing, operating or using such electrical equipment to the penalties provided for in Section 13-12-040. The building commissioner is hereby empowered to cut off and stop current to any electrical equipment found to be unsafe to life or property.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 8)

13-12-410 Record of permits.

The department of buildings shall keep complete records of all permits issued and inspections made and other official work performed under the electrical regulations of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 9)

13-12-420 Use of equipment.

Whenever any electrical equipment has been installed or altered, no electrical current shall be used on such equipment, except as hereinafter provided, previous to the inspection of such equipment by the building commissioner or by a designated electrical inspector and the issuance of a temporary current permit covering designated portions or the entirety of such installation or alteration; provided, however, that in case of any installation or alteration, covered by permit authorizing such installation or alteration, the portion of such equipment comprising the service entrance equipment and wiring, the meter and meter connection cabinet and the meter wiring up to but not beyond the customer's disconnecting switch or other disconnecting device may be made electrically energized, prior to inspection and the issuance of a temporary current permit; and provided further that, in such case, the building department shall be notified of the intention to make such portion of the equipment electrically energized and that the customer's disconnecting switch or other disconnecting device shall be sealed in the "off" position and tagged with a warning notice reading as follows:

"It shall be unlawful for any person to place this switch in the "on" or "closed" position or to use electricity on any wiring beyond this switch previous to the issuance by the building commissioner of a temporary current permit or a certificate of inspection authorizing the use of current on this installation."

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

13-12-430 Suspension of permit privileges.

The commissioner of buildings may suspend the ability of any person licensed, registered or certified, or required to be licensed, registered or certified, under Chapters 4-290 or 4-292 of this Code to submit new applications or complete pending applications for a building permit or other permit issued by the department of buildings for cause as set forth in Section 13-8-130 of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 2-22-17, p. 43876, § 19; Amend Coun. J. 11-8-17, p. 59720, § 4)

13-12-440 Revocation of permits.

The building commissioner is authorized to revoke any permit or certificate obtained by fraud, misrepresentation, or in any way contrary to the provisions of the electrical regulations of this chapter, for the installation, alteration, repair, and use of any electrical equipment.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

13-12-450 Use of permit issued to another.

It shall be unlawful for any person to install, alter, or repair any electrical wires or apparatus by authority of a permit issued to and for the use of some other person.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-460 Permit for person not entitled to one.

It shall be unlawful for any registered electrical contractor to secure or furnish a permit for the installation, alteration, and repair of electrical wires and apparatus to any person not entitled to such permit under the electrical regulations of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 10)

13-12-470 Alteration of forms.

It shall be unlawful for any person to change, add to, or mutilate so as to change the original wording, unless authorized by the building commissioner, of any written or printed form issued to registered electrical contractors by the department of buildings.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

13-12-480 Revocation of permit or certificate of inspection; and suspension, revocation or reinstatement of a certificate of registration.

Any person violating any of Sections 13-12-420 through 13-12-470, inclusive, shall be subject to the penalties provided for in Section 13-12-040, and in addition thereto, the permit, certificate of inspection, or any printed form issued to a registered electrical contractor shall be revoked by the building commissioner. Notice of revocation shall be in writing to the person violating any of those sections. A certificate of registration issued pursuant to Chapters 4-290 or 4-292 of this Code may be suspended or revoked by the commissioner as provided in Section 13-8-140 of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 2-22-17, p. 43876, § 19; Amend Coun. J. 11-8-17, p. 59720, § 5)

PART F. MONTHLY PERMITS

13-12-490 When issued.

Where, due to the nature of a business, it is necessary for the business to make frequent alterations and changes to its electrical equipment, a monthly permit may be obtained each month of the year to cover all of the electrical work installed, altered or repaired during the previous month by persons who have a valid maintenance supervising electrician license and are appointed per Chapter 4-292 of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 11-8-17, p. 59720, § 6)

13-12-500 Application.

Before such a permit shall be issued to any person, he shall fill out an affidavit form of application to be furnished by the department of buildings.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

13-12-510 Appointment of supervising electrician.

Before any monthly permit shall be issued to any person, such person shall appoint or employ a licensed supervising electrician in conformity with Chapter 4-292 of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 11-8-17, p. 59720, § 7)

13-12-520 Certification of supervising electrician.

When the person employed or appointed to perform the work or supervise the installation, alteration, maintenance and repair of electrical wires and apparatus installed or altered under the authority of monthly permits has complied with Chapter 4-292 of this Code, the building commissioner shall certify such person as a supervising electrician by placing such supervising electrician's name on the affidavit form filed by person desiring to secure permits to perform electrical work. Such supervising electrician shall comply with Chapter 4-292 of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 11-8-17, p. 59720, § 8)

13-12-530 Record of installation.

A complete record of all installations, alterations, maintenance and repairs made during each calendar month shall be maintained by the supervising electrician, and a permit application shall be submitted to the department of buildings each and every month.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

13-12-540 Revocation of permits.

Any person violating any of the provisions of this article dealing with monthly permits; shall be subject to the penalties provided for in Section 13-12-040 of this chapter, and in addition thereto, the building commissioner shall revoke such monthly permits. Notice of revocation shall be in writing to the person to whom such permit was issued.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

PART G. MAINTENANCE PERMITS**13-12-550 Maintenance listing for permit privileges.**

Maintenance listing for permit privileges may be extended to persons for the installation, alteration, repair, and maintenance of electrical wires and equipment under the conditions in Sections 13-12-560 through 13-12-610, inclusive, of this article.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-560 Application.

Application for maintenance listing for permit privileges shall be made in writing on affidavit form to be furnished by the department of buildings.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

13-12-570 Maintenance.

Permits for the installation, alteration, repair, and maintenance of electric wires and apparatus shall be issued under the authority of this article applicable to maintenance permits to a person only where such electrical work is to be performed in or on the premises or property owned or controlled by the said person and used exclusively by them to conduct their business.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-580 Work installed by contract.

It shall be unlawful to obtain a permit under the provisions of this article dealing with maintenance permits for the installation, alteration, repair, or maintenance of electrical wires or apparatus where such electrical work is performed under or by contract either verbal or written.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-590 Locations of buildings to be recorded.

The location of all buildings, premises, or property, where electrical work is to be installed, altered, repaired, or maintained, under authority of permits issued under the provisions of this article dealing with maintenance permits, shall be recorded with the department of buildings.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

13-12-600 Appointment of supervising electrician.

No permit for the installation, alteration, repair, and maintenance of electrical wires and apparatus shall be issued to any person under the provisions of Part G of this Article II dealing with maintenance permits, until such person has appointed or employed a licensed supervising electrician as provided for in Chapter 4-292 of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 11-8-17, p. 59720, § 9)

13-12-610 Certification of supervising electrician.

When the person employed or appointed to supervise the installation, alteration, repair, and maintenance of electrical wires and apparatus installed, altered, or maintained under the authority of permits issued in conformity with Part G of this Article II dealing with maintenance permits has complied with Chapter 4-292 of this Code, the building commissioner shall certify such person as a supervising electrician by placing such supervising electrician's name on the affidavit form filed by the person desiring to secure permits to perform electrical work. Such supervising electrician shall comply with Chapter 4-292 of this Code.

It shall be the responsibility of such supervising electrician to apply for an electrical permit each calendar month to cover all electrical installations, alterations, maintenance and repair work done on the premises under such supervising electrician's jurisdiction during that month. If such permits are not obtained on a regular basis, the building department shall consider the registrant inactive and such registrant's name shall be removed from the registration file.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 11-8-17, p. 59720, § 10)

13-12-620 Revocation of permit.

Any person violating any of the provisions of this article dealing with maintenance permits, shall be subject to the penalties provided in the last section of this article, and in addition thereto, permit privileges shall be revoked by the building commissioner. Notice of revocation shall be in writing to the person listed for maintenance permit privileges.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

PART H. RESERVED

Editor's note – Coun. J. 9-6-17, p. 55278, Art. II, § 11, repealed Part H (§§ 13-12-630 – 13-12-730), which pertained to commercial electric lamp posts.

PART I. RESERVED

Editor's note – Coun. J. 9-6-17, p. 55278, Art. II, § 12, repealed Part I (§§ 13-12-740 – 13-12-810), which pertained to festoons and decorative street lighting equipment.

PART J. POLES, WIRES AND CONDUCTORS

13-12-820 Permit to erect.

No person shall erect, construct, maintain, use, alter, or repair any pole, line or wire, underground conductors or electric conductors of any description whatever on, over or under any public way or public place, within the city, without first having obtained a permit therefor from the department of buildings, which permit shall be countersigned by the commissioners of streets and sanitation, and transportation.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 3-5-03, p. 104990, § 17; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1)

13-12-830 Requirement before permits issued.

Applications for permits shall be made in duplicate on a form to be approved by the commissioners of streets and sanitation and transportation.

Applications shall be submitted to the commissioners of streets and sanitation, and transportation who shall cause the necessary inspection to be made.

All applications for permits to erect poles in the streets and alleys of the city shall provide that the city may use the poles to be so erected and may attach thereto such necessary cross arms, wires or other electrical appliances as may be deemed necessary for the electrical service of the city, and no permit shall be issued by the commissioners of streets and sanitation, and transportation for the erection of such poles in which the application and permit does not provide for the privileges required by the city as herein contained.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-840 Inspection and fees.

All apparatus installed under authority of a permit issued in accordance with this part of this article dealing with poles, wires, and conductors shall be inspected by the building department and department of transportation. The fee for the initial installation and inspection of poles, wires and conductors shall be as set forth section 13-32-310. The fee for any inspection other than the initial inspection shall be as set forth in Chapter 13-20.

Said fees shall be paid to the comptroller before the commissioner of streets and sanitation and the commissioner of transportation countersign any such permit.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 12-12-07, p. 17167, § 16; Amend Coun. J. 11-16-11, p. 13798, Art. I, § 10)

13-12-850 Removal of pole.

No permission or authority shall be given to any person to erect any pole or poles for telegraph, telephone, or electric light or power purposes or for the purpose of stringing thereon wires, cables, or conveyors for the transmission of sounds or signals, or of heat, light, or power, or data, upon or along any public way within the city, except upon the express provision that such poles and conductors are to be and will be removed forthwith whenever the city council shall order such removal; provided however, that nothing in this part of this article on poles, wires and conductors shall apply to any pole or poles used solely for the carrying and support of its overhead contact trolley wires by any street railway company where it is claimed by such company that it is operating its cars under the authority of any ordinance of the city.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-860 Location.

Such wires or conductors shall in no case be placed at a greater distance from the curbstone separating sidewalk from parkway than four feet (1.22 m), except in crossing streets running transversely to the direction of the said lines when such crossing shall be made in the shortest straight line, or in making necessary connections with buildings and stations.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-870 Impeding traffic.

The method employed of laying said conductors shall be such that it will at no time be necessary to remove so much of the pavement, or to make such excavation, as to materially impede traffic or passage upon sidewalk or street during the operation of laying or repairing said conductors, except when crossing streets transversely, where authority may be granted to remove the pavement for a width not exceeding two feet in the nearest straight line from corner to corner. In no case during the general hours of passage and traffic shall passage be interrupted thereby for a period longer than one hour.

(Added Coun. J. 11-3-99, p. 13842, § 2)

13-12-880 Supervision.

The work of removal and replacement of the pavements in any and all of the public ways and public places in and through which the wires of any company shall be laid, shall be subject to the control and supervision of the commissioner of transportation; excavations in any and all of the unpaved public ways or public places shall also be subject to like control and supervision. The space selected for placing said wires, the same in every case being limited as to direction and general position by the foregoing provisions, shall be of sufficient size to permit the installation of the necessary conductors and equipment.

(Added Coun. J. 11-3-99, p. 13842, § 2)

PART K. VIOLATION OF ARTICLE

13-12-890 Penalty

Any person who violates this article, or who maintains any electrical wiring and apparatus found to be dangerous to life and property, shall be fined in accordance with Section 13-12-040 for each offense. Each day such violation continues shall constitute a separate and distinct offence, and so much of any electrical installation as may be erected or altered and maintained in violation of this article or of Title 14E shall be condemned and the building commissioner is hereby empowered to cut off and discontinue current to such electrical wires and apparatus.

(Added Coun. J. 11-3-99, p. 13842, § 2; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 13; Amend Coun. J. 11-21-17, p. 61858, Art. VIII, § 9)

CHAPTER 13-20 BUILDING INSPECTION

ARTICLE I. GENERAL

13-20-010 Duty of commissioner.

Except as provided in Section 4-8-042, the building commissioner and fire commissioner shall cause to be inspected annually, or semiannually, or otherwise, such buildings, structures, equipment, sites or portions thereof as shall be provided by this chapter or as otherwise required in the building provisions of this Code. All fees for such annual, semiannual or other periodic inspections as set forth in this chapter may be billed prior or subsequent to the actual inspection conducted by the department of buildings or fire department as appropriate and shall be payable to the department of finance within 30 days of receipt of the notice of inspection fee from the departments. A penalty of \$5.00 shall be assessed for each additional 30-day period the bill for inspection fees remains unpaid.

(Prior code §46-1; Amend Coun. J. 9-13-89, p. 4604; Amend Coun. J. 7-12-90, p. 18289; Amend Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 9-29-04, p. 32144, § 4; Amend Coun. J. 11-16-11, p. 13798, Art. I, § 10)

13-20-012 Liability for inspection fees.

Unless otherwise specifically provided, the owner and the person in possession, charge or control of any building, structure, equipment, site or portion thereof inspected pursuant to this chapter shall be jointly and severally liable for the fee charged for such inspection. All inspection fees prescribed by this chapter shall constitute a debt due and owing to the city.

The fees imposed by this chapter shall not apply to inspections performed on building facilities owned or operated by the Department of Fleet and Facility Management.

(Added Coun. J. 12-15-99, p. 21529, § 5; Amend Coun. J. 2-7-07, p. 97533, § 1; Amend Coun. J. 11-16-11, p. 13798, Art. III, § 2)

13-20-014 Document review fees.

The Building Commissioner shall have the authority, pursuant to Section 2-22-040, to impose document review fees rather than the inspection or reinspection fees specified in this Code, which are assessed for annual, semiannual and periodic inspections, code compliance inspections, permit inspections, license inspections or other inspections by the Department of Buildings of any type required or authorized by this Code. The document review fee may be authorized upon submission to the Commissioner of such documents, as the Commissioner may require, which indicate that in a particular instance an inspection by the Department of Buildings is not necessary or that such inspection may be undertaken pursuant to the mandate of, rather than by, the department. Such documents may include reports, photographs, maintenance agreements, contracts, schedules and sworn affidavits regarding the item which is subject to inspection. When the Building Commissioner accepts such documents in lieu of inspection, a document review fee of one-half the applicable inspection fee shall be assessed.

Nothing in this section shall preclude the Building Commissioner from requiring an inspection mandated by this Code to be performed and assessing the applicable fee for such inspection.

For purposes of this section, the term "inspection" shall also include reinspections.

(Prior code § 46-1.1; Added Coun. J. 7-12-90, p. 18289; Amend Coun. J. 11-19-08, p. 47220, Art. III, § 1; Amend Coun. J. 9-14-16, p. 31143, § 2; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 2)

13-20-016 Emergency, specially requested or outside of department business hour inspection fees.

Whenever the Department of Buildings conducts an emergency inspection because of concerns regarding the health and safety of the public; or conducts a special inspection at the request of an (1) owner, (2) agent, (3) general contractor or subcontractor identified on a permit application, or (4) other person in possession and control of that which is to be inspected, or conducts an inspection outside of department business hours as promulgated by rule, the Building Commissioner is authorized to assess a fee for such inspection based on the costs to the department for such inspection, including actual and related costs incurred. Notwithstanding Sections 2-8-065 or 13-20-060 of this Code, a person having a fee waiver under either Section 2-8-065 or Section 13-20-060 of this Code shall be subject to an inspection fee for a specially requested inspection or an inspection outside of department business hours. For purposes of this section, the term "inspection" shall also include reinspections.

(Prior code § 46-1.2; Added Coun. J. 7-12-90, p. 18289; Amend Coun. J. 12-12-07, p. 17167, § 17; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 3)

13-20-017 Penalties.

Any person violating, resisting or opposing the enforcement of any of the provisions of this chapter, where no other penalty is provided, shall be subject to the fines provided for in Section 13-12-040. Each day such violation shall continue shall constitute a separate and distinct offense.

(Added Coun. J. 11-3-99, p. 13842, § 3)

ARTICLE II. BUILDINGS

13-20-020 Buildings – Inspection required.

(a) Subject to subsection (b) of this section, either the fire commissioner or the buildings commissioner, pursuant to a coordinated inspection schedule, or their respective assistants, shall make an annual inspection of all theaters, churches, schools, public assembly units, public places of amusement and open air assembly units. The following buildings shall be inspected by the fire commissioner or buildings commissioner as often as deemed necessary: (1) any three-story building with a basement apartment or living space; or (2) any three-story building that has commercial space on the first floor and residential space on the upper two floors; or (3) any two-story building that is commercial; or

(4) any building with four or more stories that is not a single- family residence. With respect to any establishment requiring a public place of amusement license, either the fire commissioner or buildings commissioner, pursuant to a coordinated inspection schedule, or their respective assistants, shall make an inspection within the 90 days preceding the deadline for the annual renewal application for the license. If, within the 12-month period preceding any inspection under this section, the applicable premises were inspected either by the fire department or department of buildings in connection with a permit inspection, periodic inspection, code compliance inspection or certificate of occupancy, such inspection shall be deemed to meet the inspection requirement herein. The fire department and department of buildings are authorized to conduct such additional inspections as they deem necessary to maintain health and safety. It shall be the duty of every owner, agent, lessee, or occupant of any such building and of the person in charge or control of such building to permit the making of any inspection required or authorized under this section by the fire commissioner or buildings commissioner or by a duly authorized inspector at any time upon demand being duly made.

(b) Inspections by the buildings commissioner of places for eating, as that term is defined in Section 4-8-010, shall be controlled by Section 4-8-042; provided, however, that nothing in this section shall be construed to limit inspections of any place for eating by the fire commissioner.

(Prior code § 46-2; Amend Coun. J. 7-9-84, p. 8225; Amend Coun. J. 9-13-89, p. 4604; Amend Coun. J. 10-1-03, p. 9163, § 3.4; Amend Coun. J. 9-29-04, p. 32144, § 4; Amend Coun. J. 2-22-17, p. 43916, Art. VIII, § 16)

13-20-030 Buildings – Floor plan required – Copy to fire commissioner.

It shall be the joint and several duty of the owner, agent, lessee, or occupant of every building described in Section 13-20-020 to provide a typical floor plan of such building reproduced on a sheet eight and one-half by 11 inches in size; provided, however, that no such typical plans shall be required for multiple occupancy buildings which have not been altered or converted into smaller units subsequent to the original construction in buildings not over three stories in height. Said plan shall be drawn on as large a scale as will be practicable on such sheet, and said sheet shall also state the street address of such building and shall give the class of the building, the kind of construction used therein, the height and number of stories contained therein, and the nature of the occupancy. It shall also be the joint and several duty of such owner, agent, lessee, or occupant to deliver a copy of said sheet and plan to the fire commissioner and to frame a copy of said sheet and place the same near the framed certificate hereinabove required. It shall also be the joint and several duty of the said owner, agent, lessee, or occupant to substitute a new sheet for the sheet on file with the fire commissioner, and also the sheet framed as above required, whenever such changes or alterations are made in such building as will affect the substantial accuracy of the sheet previously furnished said commissioner and framed as above required.

(Prior code § 46-4)

13-20-040 Failure of building to comply with Code provisions – Notice of noncompliance.

Where the result of such inspection shall show that such building fails in any respect to comply with the building provisions of this Code, it shall be the duty of the building commissioner and fire commissioner to notify the owner, agent, lessee, or occupant of such building to this effect and to specify wherein such building fails to comply with the requirements of the building provisions of this Code; and it shall thereupon become the joint and several duty of such owner, agent, lessee, or occupant to proceed forthwith to make whatever changes or alterations may be necessary to make such building comply in all respects with the requirements of the building provisions of this Code, and to complete such changes and alterations within 15 days after the receipt of such notice.

(Prior code § 46-5; Amend Coun. J. 9-13-89, p. 4604)

13-20-050 Inspection fee – Schedule.

(a) The fee for the annual inspection of buildings, except public assembly units, shall be paid to the comptroller and shall be based on the number of square feet of floor area as follows:

For the first 25,000 square feet or fraction thereof \$80.00

For each additional 25,000 square feet or fraction thereof 40.00

The fee for annual inspection of public assembly units shall be paid to the comptroller and shall be based on the number of square feet of floor area as follows:

For the first 25,000 square feet or fraction thereof \$120.00

For each additional 25,000 square feet or fraction thereof 60.00

For purposes of determining the amount of the fee every part of a building or structure separated by dividing walls as required by the provisions of Chapter 13-48 shall be considered a separate building.

(b) The fee for the inspection of places for eating, as that term is defined in Section 4-8-010, shall be controlled by Section 4-8-042.

(Prior code § 46-6; Amend Coun. J. 7-9-84, p. 8218; Amend Coun. J. 3-29-89, p. 26819; Amend Coun. J. 11-17-93, p. 42192; Amend Coun. J. 11-19-03, p. 14216, § 8.2; Amend Coun. J. 9-29-04, p. 32144, § 4; Amend Coun. J. 11-16-11, p. 13798, Art. I, § 10)

13-20-051 Reinspection fee.

(a) Except as otherwise provided in this Code, whenever the Department of Buildings conducts a subsequent inspection following an initial inspection of a building to verify code compliance, compliance with approved permits or approved permit plans or license compliance, the Commissioner of Buildings is authorized to assess a reinspection fee of \$100.00 against the building's owner, agent, general contractor or subcontractor identified on a permit application, lessee or occupant, except where the subsequent inspection is necessary due to an error made by the City. The Commissioner of Buildings is further authorized to assess a reinspection fee based on the costs to the department for such inspection, including actual and related costs incurred per inspection against the building's owner, agent, general contractor or subcontractor identified on a permit application, lessee or occupant for any reinspection that occurs outside of department business hours as promulgated by rule.

(b) The reinspection fee shall also be assessed whenever (i) any scheduled inspection cannot take place due to the absence of the building's owner, agent, general contractor or subcontractor identified on a permit application, lessee or occupant or any other action or inaction by the building's owner, agent, general contractor or subcontractor identified on a permit application, lessee or occupant; or (ii) a scheduled inspection was canceled less than twenty-four hours prior to the scheduled inspection; or (iii) a scheduled inspection took place but the work to be inspected was not complete or ready for inspection; or (iv) a scheduled inspection occurred but the work was contrary to the permit or approved plans or was contrary to code. In the event that a reinspection occurs as the result of an event enumerated in (i) through (iv) above then the Commissioner may, at the Commissioner's sole discretion, require that the reinspection occur outside of the department's business hours as promulgated by rule and is further authorized to assess a reinspection fee based on the costs to the department for such inspection, including actual and related costs incurred per inspection against the building's owner, agent, lessee or occupant for any reinspection that occurs outside of department business as promulgated by rule.

The reinspection fee shall be paid to the Comptroller.

(Added Coun. J. 12-12-01, p. 75777, § 7.1; Amend Coun. J. 12-15-04, p. 39833, § 4; Amend Coun. J. 12-15-04, p. 39840, § 1; Amend Coun. J. 10-17-09, p. 72419, § 5; Amend Coun. J. 11-16-11, p. 13798, Art. I, § 10; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 4)

13-20-060 Inspection fee – Exemptions.

All Chicago Public Schools and City Colleges of Chicago shall be exempt from payment of 100% of any annual inspection fee required under this chapter for the annual inspection of buildings, when the building, or part thereof, so inspected, is located in or upon premises used or occupied or owned by the Chicago Public Schools or City Colleges of Chicago.

Not-for-profit hospitals that qualify for a disproportionate share adjustment consistent with Section 148.120 of Subchapter d of Chapter I of Title 89 of the Illinois Administrative Code, as amended, codified at 89 Ill. Adm. Code § 148.120, and dispensaries and homes which are operated without a charge being made for the care of patients, shall be exempt from payment of 20% of the inspection fee required under this chapter for the annual inspection of buildings, when the building, or part thereof, so inspected, is located in or upon premises used or occupied exclusively and owned by such not-for-profit hospital, dispensary or home.

Public museums that are eligible to receive funds for capital development under subdivision (7) of § 1-25 of the Department of Natural Resources Act, as amended, codified at 20 ILCS 801/1-1 et seq., shall be exempt from payment of 20% of the inspection fee required under this chapter for the annual inspection of buildings, when the building, or part thereof, so inspected, is located in or upon premises used or occupied exclusively and owned by such public museum.

Operators of eligible hospitals, dispensaries, homes and public museums shall file with their claim for exemption from the payment of such fees an affidavit stating that the entity claiming an exemption under this section meets the eligibility requirements for such exemption as set forth herein.

Fee exemptions under this section do not apply to specially requested inspections or inspections outside of department business hours as promulgated by rule pursuant to Section 13-20-016; or to document review fees as defined in Section 13-20-014; or third-party inspection fees, third-party review fees or other fees under a sundry program as defined in Section 13-32-031.

(Prior code § 46-7; Amend Coun. J. 6-14-95, p. 2841; Amend Coun. J. 11-16-11, p. 13798, Art. VIII, § 3; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 5)

Sections 13-20-070 through 13-20-350 are deliberately omitted from this document.

ARTICLE XII. ELECTRICAL INSPECTION FEES

Sections 13-20-360 through 13-20-410 are deliberately omitted from this document.

13-20-420 Extra inspections.

Except as otherwise provided in this code, a fee of \$100.00 per hour or fraction of an hour shall be assessed, per inspector, for (1) any inspection of electrical work unrelated to the issuance of a permit under Chapter 13-20 or 13-32; or (2) any inspection of electrical work related to the issuance of a permit under Chapter 13-20 or 13-32, if an extra inspection of such electrical work is: (i) specially requested by any owner, general contractor or subcontractor identified on the permit application; or (ii) required due to inaccurate or incorrect information on the permit application, or faulty construction or installation, or the failure to make necessary repairs. Provided, however, that a minimum inspection fee of \$250.00 shall be required.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 12-12-07, p. 17167, § 25; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 14)

13-20-430 Reserved.

Editor's note – Coun. J. 12-12-07, p. 17167, § 26, repealed § 13-20-430, which pertained to a minimum fee for inspections.

13-20-440 Reserved.

Editor's note – Coun. J. 12-12-07, p. 17167, § 27, repealed § 13-20-440, which pertained to fees for examination of plans.

13-20-450 Reserved.

Editor's note – Coun. J. 12-12-07, p. 17167, § 28, repealed § 13-20-450, which pertained to inspection fees for exhibitions, carnivals, and temporary installations.

13-20-460 Overtime inspections.

If, due to the nature of the electrical work being done, such electrical work must be inspected during other than normal working hours or, if an inspection of electrical work is specially requested by an owner, general contractor or electrical contractor to be conducted during other than normal working hours, the

fee to inspect such electrical work shall be double the regular inspection fee required under section 13-20-420. For purposes of this section, the term “other than normal working hours: shall mean all Saturdays, Sundays and posted holidays, and all weekdays between the hours of 12:00 a.m. and 8:00 a.m. and 4:30 p.m. and 12:00 a.m.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 12-12-07, p. 17167, § 29)

13-20-470 Reserved.

Editor's note – Coun. J. 12-12-07, p. 17167, § 30, repealed § 13-20-470, which pertained to inspection fees for interior communication systems.

13-20-480 Reserved.

Editor's note – Coun. J. 12-12-07, p. 17167, § 31, repealed § 13-20-480, which pertained to inspection fees for electrical services.

13-20-490 Electric lamp posts.

Inspection fees for the original installation of street-lighting equipment shall be at the rate of \$10.00 for each lamp post. Annual inspection fees shall be at the rate of \$5.00 for each lamp post.

(Added Coun. J. 11-3-99, p. 13842, § 3)

ARTICLE XIII. SIGNS, BILLBOARDS, SIGNBOARDS AND RELATED STRUCTURES

PART A. GENERAL

13-20-500 Scope.

This article covers the requirements for approval of applications, issuance of permits, and supervision of all signs, signboards, and supporting structures, as defined below, which are constructed, erected, or being maintained under the provisions of this chapter.

The installation requirements for this equipment are covered in Section 14E-6-600.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 14)

13-20-510 Definitions.

For the purposes of this Article, the following additional definitions shall apply:

“Alter” or “altered” or “alteration” or “change” means any action pertaining to a sign or sign structure that requires the issuance of a new permit under Section 13-20-550, including but not limited to, any modification, relocation, re-erection, conversion from on-premise to off-premise (or vice versa), conversion from static image to dynamic image (or vice versa), conversion in dynamic technology, raising or lowering its height, changing its angle, adding extensions, enlarging its dimensions, deviating from approved permit drawings or supporting documents, or changing the address to which the permit applies.

“Owner or lessee of the real property” means: (1) the owner of the real property on which any on-premise or off-premise sign is located; or (2) any on-premise tenant of an owner who maintains an on-premise sign on such owner’s real property. For purposes of this definition, the term “owner or lessee of the real property” shall not mean the owner or lessee of an off-premise sign asset or account or of an off-premise sign structure asset or account, or the lessee of air space or exterior wall space for an off-premise sign. The definition of “owner or lessee of the real property” added by the amendatory ordinance of 2017, effective January 1, 2018, is intended to clarify, rather than to change, existing law.

Signs. Sign(s) mean any name, identification, description, display, illustration, or character which: (1) is affixed to, or represented directly or indirectly upon, a building, structure, or piece of land; and (2) directs attention to an object, product, place, activity, person, institution, organization, or business. For purposes of this definition, the term “sign(s)” shall also include any item defined as a “sign” in Section 17-17-02159. The language added to this definition by the amendatory ordinance of 2017, effective January 1, 2018, is intended to clarify, rather than to change, existing law.

Signs (electrical). Electrical signs are signs that are electrically illuminated.

“Dynamic image display sign” means any sign, or portion thereof, with characteristics that appear to have movement or that appear to change, caused by any method other than physically removing and replacing the sign or its components, whether the apparent movement or change is in the display, the sign structure itself, or any other component of the sign. This includes a display that incorporates a technology or method allowing the sign face to change the image without having to physically or mechanically replace the sign face or its components. This also includes any rotating, revolving, moving, blinking, or animated display and any display that incorporates rotating panels, LED lights manipulated through digital input, “digital ink” or any other method or technology that allows the sign face to present a series of images or displays.

“Flat signs” means signs which are placed flat against the building or structure from which they are supported and which run parallel thereto. Signs supported from a canopy are deemed to be flat signs when they are single face.

“Ground signs” means signs supported by a structure which rests on or in the ground.

“Luminance” means the photometric measure of luminous intensity per unit area of light travelling in a given direction. Luminance is measured in candelas per square meters or “nits.”

“Motion” or *“moving”* means the depiction of movement or change of position of text, images or graphics. Motion or moving shall include, but not be limited to, visual effects such as dissolving and fading text and images, travelling, running sequential text, graphic bursts, lighting that resembles zooming, twinkling or sparkling, changes in light or color, transitory bursts of light intensity, moving patterns or bands of light, expanding or contracting shapes, and similar actions.

“Nits” means a unit of measurement of brightness or luminance. One nit is equivalent to one candela per square meter.

“Off-premise sign” has the meaning ascribed to that term in Section 17-17-02108.

“On-premise sign” has the meaning ascribed to that term in Section 17-17-02109.

“Projecting signs” means signs which project obliquely or at right angles from the building or structure from which they are supported.

“Roof signs.” Roof signs are signs which are erected on and supported by the roof of a building or structure.

“Static sign” means a sign that does not rotate, move, or have any appearance of changing or movement in the sign, sign components or structure. A “static sign” shall not include any sign that has any characteristics of a dynamic image display sign.

“Twirl time” means the time it takes for static text, images or graphics on a dynamic image display sign to change to different text, images or graphics.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 4-30-14, p. 80382, § 3; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 6)

13-20-520 Penalties.

(a) (1) Any person who violates any requirement of Section 13-20-550 pertaining to a static sign or its support structure shall be fined not less than \$7,500.00 nor more than \$10,000.00 for each offense, unless such person can show by a preponderance of the evidence, that the square footage of the sign is: (i) from 200 to 499 square feet, per face, in which case a fine of not less than \$2,000.00 nor more than \$5,000.00 shall apply; (ii) from 100 to 199 square feet, per face, in which case a fine of not less than \$1,000.00 nor more than \$2,000.00 shall apply; or (iii) from zero to 99 square feet, per face, a fine in accordance with Section 13-12-040; provided, however, that any person who violates Section 13-20-550 pertaining to a dynamic image display sign, regardless of the size of the sign or its support structure, shall be fined not less than \$10,000.00 nor more than \$15,000.00 for each offense. Each day that a violation continues shall constitute a separate and distinct offense.

(2) The fines set forth in subsection (a)(1) of this section shall also apply, on a per offense and per day basis, to any person who continues to display or maintain any sign for which such person's sign permit has been revoked pursuant to Section 13-20-645.

(3) In all cases where no specific penalty is provided for in this Article, any person erecting, owning, operating or maintaining, or in charge, possession or control of, any sign or its support structure who

violates this Article shall be fined in accordance with Section 13-12-040 for each offense, and each day that such violation continues shall constitute a separate and distinct offense.

(b) In addition to any other fine or penalty provided, if any registered electrical contractor or general contractor erects, installs, alters, repairs, enlarges or illuminates any sign or structure covered by the provisions of this article contrary to a permit or without first having obtained any permit required under this Code, such person's permit privileges may be subject to suspension under Section 13-8-130 or 13-20-600; and, in the case of a registered electrical contractor, such person's certificate of registration may also be subject to suspension or revocation under 13-8-140; and, in the case of a licensed general contractor, such person's license may also be subject to suspension or revocation under Section 4-4-280 or 13-8-140.

(c) In addition to any other fine or penalty provided, for any sign found not in compliance with the provisions of this article, the building commissioner may compel the cessation of electrical current to any electrical equipment on such sign or structure.

(d) In addition to any other penalty or fine provided in this code, any person who derives profits or revenue from one or more third parties from leasing space on a sign that is maintained, erected, installed, altered, repaired or enlarged in violation of this chapter or Section 10-28-010 shall disgorge all profits or revenues derived from such sign upon determination either by an administrative hearing officer or a court of competent jurisdiction that the sign was unlawfully maintained, erected, installed, altered, repaired, or enlarged in violation of this article or Section 10-28-010. The provisions of this section apply to the owner of the sign and the owner of the property on which the sign is located.

The disgorgement of profits or revenue shall be remitted to the city.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 5-2-01, p. 57403, § 1; Amend Coun. J. 7-27-05, p. 53211, § 1; Amend Coun. J. 11-19-08, p. 47220, Art. V, § 5; Amend Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 4-30-14, p. 80382, § 3; Amend Coun. J. 2-22-17, p. 43876, § 20; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 15; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 7; Amend Coun. J. 11-21-17, p. 61858, Art. VIII, § 10)

PART B. SIGN INSPECTIONS

13-20-530 Original and subsequent inspections.

The building department under the direction of the building commissioner shall issue permits for, and make original and subsequent inspections of, all signs, city digital signs, and associated sign structures as are covered by this article of the Code.

Subsequent inspections shall be made at least once every 24 months and as often as deemed necessary by the building commissioner based on a risk assessment to determine the electrical and structural safety of all signs and such structures as are covered by this article.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 3-5-03, p. 104990, § 18; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 12-12-12, p. 44485, § 8; Amend Coun. J. 2-13-13, p. 47133, § 1; Amend Coun. J. 4-30-14, p. 80382, § 3)

13-20-540 Permit inspection fees.

The permit fee for the original inspection of the signs described in Section 13-20-530 shall be as set forth in Section 13-32-310. The inspection fee for the subsequent inspection of the signs described in Section 13-20-530 shall be as follows:

(a) Signs or electrical signs projecting over the public way – \$40.00 per sign, plus \$1.50 per square foot of area of each face in excess of 100 square feet. The area of irregular shaped signs shall be computed using the area of the outer perimeter design of the signs.

(b) Signs or electrical signs on private property, illuminated signs flat against a building (flat signs), illuminated painted wall signs and illuminated signboards – \$40.00 per sign, plus \$1.00 per square foot of area in excess of 100 square feet.

(c) Signs or electrical roof signs – \$40.00 per sign, plus for each sign over 100 square feet \$1.00 per square foot for each square foot over 100 square feet. The fee shall be computed on the actual area of display surface.

(d) Signs or electrical ground signs, any part of which projects over the public way – fees shall be the same as computed for projecting signs as specified in subsection (a). Signs or electrical ground signs, entirely over private property – \$40.00 per sign, plus \$1.00 per square foot of area in excess of 100 square feet.

(e) Permits issued for the re-erection or alteration of any sign, electrical sign or illumination of signboards or illumination of flat or wall signs – \$40.00 per sign.

(f) Permits issued for signs or electrical signs to be erected for a period not to exceed 60 days one-half of the sign permit fee. No fee shall be less than \$20.00.

(g) The fee for cancellation of any sign permit shall be \$20.00 and shall be deducted before the remaining amount is refunded.

(h) The fee for the inspection of signs described in Section 13-20-530 that are located at places for eating, as that term is defined in Section 4-8-010, shall be controlled by Section 4-8-042.

(i) No inspection fee shall be charged for city digital signs.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 12-4-02, p. 99931, § 9.2; Amend Coun. J. 9-29-04, p. 32144, § 4; Amend Coun. J. 12-12-07, p. 17167, § 32; Amend Coun. J. 12-12-12, p. 44485, § 8; Amend Coun. J. 4-15-15, p. 106130, § 11)

PART C. PERMITS

13-20-550 Permits required.

(a) Unless a valid permit has been obtained from the department of buildings, it shall be unlawful for any person:

(1) to own, maintain, erect, install, alter, repair or enlarge any sign, city digital sign, or associated sign structure covered by the provisions of this article;

(2) to commence to erect, install, alter, repair or enlarge any sign, city digital sign, or associated sign structure covered by the provisions of this article;

(3) to cause any sign, city digital sign, or associated sign structure covered by the provisions of this article to be erected, installed, altered, repaired or enlarged;

(4) to change a sign from a static image display sign to a dynamic image display sign (or vice versa); or

(5) to change from an on-premise sign to an off-premise sign (or vice versa).

(b) (1) It shall be the duty of every owner of any real property on which a sign is located to ensure that each sign maintained on the owner's property has a valid permit under this section and, if applicable, under Section 13-20-555, and is otherwise in compliance with this Article. It shall be a violation of this section for the owner of any real property to have or to permit to remain on such property any sign which does not have a valid or required permit(s).

(2) It shall be the duty of every lessee of any real property on which a sign is located to ensure that each sign erected or maintained by such lessee on the leased property has a valid permit under this section and, if applicable, under Section 13-20-555, and is otherwise in compliance with this Article. It shall be a violation of this section for the lessee of any real property to have or to permit to remain on such property any sign which does not have a valid or required permit(s).

(3) It shall be the duty of every person or entity who offers advertisement space on any sign to ensure that such sign has a valid permit under this section and, if applicable, under Section 13-20-555, and is otherwise in compliance with this Article. It shall be a violation of this section for any person or entity to offer advertisement space on any sign which does not have a valid or required permit(s).

(4) It shall be the duty of every person or entity who advertises on a sign to ensure that each sign on which they advertise has a valid permit under this section and, if applicable, under Section 13-20-555, and is otherwise in compliance with this Article. It shall be a violation of this section for any person or entity to advertise on any sign which does not have a valid or required permit(s).

(c) The owner of the real property, lessee of the real property, person or entity who offers advertisement space, person or entity who advertises and the general contractor shall be jointly and severally liable for any violation of this section.

(d) Notwithstanding the provisions of this section to the contrary, a sign permit is not required to erect, maintain, install, alter, repair or enlarge an on-premise sign that is:

(1) constructed wholly from paper, fabric, vinyl, or similar materials and attached to a window for no more than 60 days; or

(2) painted directly onto the window or made of plastic film or similar material and fully adhered to the window by means of adhesive or static cling for any duration provided that the total area of all such signs in a single window does not exceed 25% of the glazing area of that window. Lettering that is painted directly onto the glass of a window and less than 2 inches in height will not be counted in the calculation of the 25% if it is an on-premises sign. For purposes of this subsection, a glazed panel in a door shall be treated as a window. The signs authorized by this subsection shall be counted in the calculation of the total sign area restrictions imposed by section 17-12-1003.

(e) Notwithstanding the provisions of this section to the contrary, a sign permit is not required to erect, maintain, install, alter, repair or enlarge an art mural that contains no business name, logo, slogan, trademark, social media identifier or other business identification in the mural itself. Any art mural that contains a business name, logo, slogan, trademark, social media identifier or other business identification, including business sponsorship, in the mural itself shall be considered a sign and shall be subject to the provisions of this Code regarding sign permits. Furthermore, any business name, logo, slogan, trademark, social media identifier or other business identification that is physically outside of the mural is subject to the provisions of this Code regarding sign permits.

(f) Signage contained in a signage matrix approved by the City Council within a planned development in which the primary use is a sports stadium or an exhibition or convention center does not require a separate permit but shall be subject to review by the department for compliance with the structural and electrical provisions of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 3-5-03, p. 104990, § 18; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 11-13-07, p. 15814, § 3; Amend Coun. J. 11-19-08, p. 47220, Art. III, § 1; Amend Coun. J. 12-17-08, p. 51294, § 1; Amend Coun. J. 1-13-10, p. 83228, § 4; Amend Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 12-12-12, p. 44485, § 8; Amend Coun. J. 2-13-13, p. 47133, § 1; Amend Coun. J. 4-30-14, p. 80382, § 3; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 16; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 8)

13-20-555 Public way use permits – Required.

In addition to any permit required by this Article, a public way use permit is required under Section 10-28-010 for any sign which is on, above or over the public way, excluding a city digital sign. For purposes of this section, the term “sign” shall have the meaning ascribed to that term in Section 13-20-510 and shall also include the sign structure, sign mounting device(s), exterior sign illumination lighting, sign monitoring cameras and any other apparatus attached to or relating to the sign. If, in addition to the permit required under Section 13-20-550, a public way use permit is also required to erect alter, repair or maintain a sign, as defined herein, and such public way use permit has not been obtained or renewed in a timely manner, the Commissioner may revoke the permit issued under Section 13-20-550 in accordance with Section 13-20-645. If a general contractor or registered electrical contractor (“contractor”) installs, alters, erects, or repairs a sign, as defined herein, without first having obtained any required public way use permit for such sign, the Commissioner may: (1) suspend such contractor's permit privileges, in accordance with Section 13-8-130, until such time that the contractor comes into compliance with this section and Section 10-28-010, at which time the contractor's permit privileges may be reinstated by the Commissioner in accordance with Section 13-8-150; or (2) suspend or revoke such contractor's license, registration or certification, as applicable, in accordance with Section 13-8-140.

(Added Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 12-12-12, p. 44485, § 8; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 9)

13-20-560 Permit application.

(a) (1) For all permits issued after May 19, 2012, applications for permits to erect, install or alter signs shall be made by the owner or lessee of the real property on which the sign will be located. The application shall be signed by the applicant who shall be the owner or lessee of the real property. If the sign application requires engineered drawings pursuant to section 14E-6-600.28, then the sign must be installed and erected by or under the direction of a general contractor duly licensed in the City of Chicago

and the application shall contain the name and license number of the general contractor that will perform or direct the installation and erection of the sign. If the sign is a dynamic image display sign or a static sign which has direct or indirect lighting, the application shall also be signed by a licensed electrical contractor. All such applications shall be made in a form prescribed by the Building Commissioner. For every permit application for a dynamic image display sign submitted on or after April 2, 2014, or for any application for a renewal of such permit, the applicant shall also attach the affidavit required in section 13-20-675(d)(2).

(2) Any substantial change in information that is different from the information provided in the application for a permit to erect, install or alter any sign shall be reported to the Commissioner within 10 days of such change, including any change in: (i) the permittee of any permit issued on or before May 19, 2012, or (ii) the owner or lessee of the real property identified in any permit issued after May 19, 2012, or (iii) the name or contact information of the payer of record for a permit. Such change of information shall be submitted to the Commissioner in a form prescribed by the Commissioner in rules. For purposes of this subsection (a)(2), the term "substantial change in information" shall not include any alteration of a sign or sign structure, as defined in Sections 13-20-510 and Section 5-20-550(e),* which would require a new permit to be obtained for such sign or sign structure.

**Editor's note– As provided in Coun. J. 11-21-17, p. 61755, Art. I, § 10. Section 5-20-550 does not exist. Future legislation will correct if needed.*

(3) (A) If the Building Commissioner determines that an application or any supporting documentation required for a permit under Section 13-20-550 is incomplete or otherwise deficient, the Commissioner shall notify the applicant or the applicant's agent of such fact in writing. Such notification, which shall be dated, shall explain why the application or supporting documentation is deficient. No further processing of the application shall occur until the deficiencies identified in the notification are corrected. If the deficiencies are not corrected within 120 days of the date indicated on the face of the notification, the application shall be deemed, by operation of law, to have been withdrawn. Provided, however, that upon receipt of a written request from the applicant, and for good cause shown, the Building Commissioner may extend, to a date certain, the period to cure the deficiencies identified in the notification required under this subsection. For purposes of this subsection, the terms "in writing" and "notification" shall include any electronic communication or notation in the City's electronic permit application and plan review systems that are available for viewing by the applicant or the applicant's agent.

(B) If an applicant disagrees with the Building Commissioner's determination that the application or any supporting document is deficient under this Code, the applicant may file a written petition with the Commissioner to contest the deficiency. The Commissioner may promulgate rules establishing the process for contesting a deficiency.

(C) No application for a new sign permit shall be accepted or otherwise processed by the Department of Buildings if any person, including but not limited to any sign company, holds a current and valid sign permit for an existing sign at the location identified in the permit application.

(b) Except as provided in section 13-20-565 (a), a non-refundable review fee equal to one-half of the permit fee shall be paid at the time the application is submitted. If the permit is issued, the review fee shall be deducted from the amount of the permit fee due.

(c) It shall be unlawful for any person to make a false statement of material fact to the City in any sign permit application or supporting document or on any change of information form submitted in connection with any permit. In addition to any other penalty provided by law, such violation may result in revocation of such permit in accordance with Section 13-20-645 and the imposition of other penalties under Chapter 1-21 of this Code.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 3-5-03, p. 104990, § 18; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 2-13-13, p. 47133, § 1; Amend Coun. J. 4-30-14, p. 80382, § 3; Amend Coun. J. 11-19-14, p. 98037, § 21; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 17; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 10)

13-20-565 Permits – Term.

(a) Any permit required under Section 13-20-550 may be revoked by the Commissioner under Section 13-20-645 under any of the following circumstances:

- (1) erection or alteration of a sign or sign structure without a valid permit in violation of Section 13-20-550; or
 - (2) erection or alteration of a sign or sign structure contrary to the permit in violation of Section 13-20-590; or
 - (3) abandonment of the sign or sign structure within the meaning of Sections 13-20-760 or 13-96-041; or
 - (4) failure to obtain a public way use permit or to renew a public way use permit as required under Sections 10-28-010 or 13-20-555; or
 - (5) loss of nonconforming status of the sign or sign structure pursuant to Chapter 17-15 of this Code; or
 - (6) failure to display the permit number(s) on or adjacent to an on-premise or off-premise sign in violation of Section 13-20-620; or
 - (7) making a false statement of material fact on a permit application or any supporting document or on a change of information form in violation of Section 13-20-560(c).
- (b) Any permit that is voluntarily reported as abandoned pursuant to Section 13-96-041(b) of this Code may be revoked by the Commissioner without any further notice or action.
- (c) Nothing in this section shall be construed as authorizing a change or alteration in a sign without a permit pursuant to Section 13-20-550.
- (d) For purposes of this section, the term "alteration" shall have the meaning ascribed to that term in Section 13-20-510.

(Added Coun. J. 2-13-13, p. 47133, § 1; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 11)

13-20-570 Drawings.

All required drawings shall comply with Sections 14E-6-600.27 and 14E-6-600.28. Engineered drawings shall bear the architects or engineers name, address, and business telephone number.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 15)

13-20-580 Time limitations.

If after the permit has been issued, the work called for by such permit has not begun within 12 months subsequent to the date of issuance of the permit, said permit shall be null and void and no work shall be started until such time as a new permit has been issued.

(Added Coun. J. 11-3-99, p. 13842, § 3)

13-20-590 Construction without a permit or contrary to permit.

It shall be unlawful for any person to erect, alter, maintain or repair any sign or signboard contrary to the approved permit. Where a sign has been erected, altered, or repaired contrary to the approved permit, the permit shall be invalidated by this action.

Where a general contractor or a registered electrical contractor installs, alters, erects, or repairs a sign or sign structure or illuminates a sign without a permit first being issued or contrary to the approved permit, the permit privileges of such general contractor or registered electrical contractor may be suspended under Section 13-8-130 or 13-20-600 and shall not be reinstated until such time as all the provisions of this chapter have been complied with, and, in the case of a registered electrical contractor, the applicable registration may also be suspended or revoked under Section 13-8-140; and, in the case of a licensed general contractor, the applicable license may also be suspended or revoked under Section 4-4-280 or 13-8-140.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 4-30-14, p. 80382, § 3; Amend Coun. J. 2-22-17, p. 43876, § 20; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 18)

13-20-600 Suspension of permit privileges.

The commissioner of buildings may suspend the ability of any person licensed, registered or certified, or required to be licensed, registered or certified under this Chapter to submit new applications or complete pending applications for a building permit or other permit issued by the department of buildings for cause as provided in Section 13-8-130 of this Code.

(Added Coun. J. 2-22-17, p. 43876, § 20)

Editor's note – Coun. J. 4-24-12, p. 25060, § 5, repealed former § 13-20-600, which pertained to permit violation penalties.

13-20-601 Unlawful transfer or use of registration or license.

(a) No registered electrical contractor or general contractor shall allow their name or registration or license number to be used on any permit application for a sign or sign structure, unless such electrical contractor or general contractor is performing or directing the work which the permit application states that such person will perform or direct.

(b) No registered electrical contractor named in a permit application for a sign or sign structure shall subcontract or assign any portion of the described electrical work to any other person.

(c) Any registered electrical contractor or general contractor who violates this section may have their permit privileges suspended in accordance with Section 13-8-130. In addition, such contractor's registration or license may be suspended or revoked in accordance with Section 13-8-140.

(d) In addition to any other penalty provided by law, a violation of this section may result in revocation of the sign permit in accordance with Section 13-20-645.

(Added Coun. J. 11-21-17, p. 61755, Art. I, § 12)

13-20-605 Suspension or revocation of license, registration or certification.

The commissioner of buildings may suspend or revoke the license, registration or certification of any person licensed, registered or certified under this Chapter as provided in Section 13-8-140 of this Code.

(Added Coun. J. 2-22-17, p. 43876, § 20)

13-20-610 Display of permits.

All permits authorizing the installation of a sign or obstruction of the public way shall be displayed in a conspicuous location at the installation site during any period that such installation takes place.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 4-30-14, p. 80382, § 3)

13-20-620 Display of permit numbers for off-premise signs.

(a) (1) The permit number shall be permanently displayed on or adjacent to all off-premise signs for which a permit has been issued by the Building Commissioner pursuant to Title 13 or Title 18 of this Code. If a sign has or is required to have a public way use permit, the current public way use permit number shall also be permanently displayed on such sign in accordance with this section. Any letters and numerals of such display shall be readily visible and conspicuous from the public way. The size, location of the permit number relative to the off-premise sign, and other characteristics of such display may be set forth in rules promulgated by the Building Commissioner. This section shall apply to all off-premise signs either now in existence or hereafter constructed. Any person who violates this subsection (a)(1) shall be subject to the fines set forth in Section 13-12-040 and the permit may be revoked under Section 13-20-645. Each day that a violation continues shall constitute a separate and distinct offense

(2) It shall be unlawful for any person to display a false or incomplete permit number on any off-premise sign. Any person who violates this subsection (a)(2) shall be subject to fines set forth in Section 13-12-040 and the permit may be revoked under Section 13-20-645. Each day that a violation continues shall constitute a separate and distinct offense.

(b) For purposes of this section, the term "off- premise sign" shall have the definition set forth in Title 17 of the Chicago Zoning Ordinance.

(Added Coun. J. 11-19-08, p. 47220, Art. III, § 1; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 13)

Editor's note – Coun. J. 6-4-03, p. 2220, § 1, repealed a former § 13-20-620, which pertained to subsequent reinspection fees. Coun. J. 11-19-08, p. 47220, Art. III, § 2, and Art. IX, § 4, establish the effective date of Section 13-20-620 as June 1, 2009.

13-20-625 Additional penalties for continued use of a sign without a permit or where the sign permit has been rescinded or revoked.

In addition to any other penalty, sanction or remedy provided by law, the following additional penalties shall apply for continued use of a sign or sign structure without a permit or in cases where the permit for a sign or sign structure has been rescinded or revoked (for purposes of this section, an “illegal sign” or “illegal sign structure”):

(a) No building permit, other than a permit to remove the illegal sign or illegal sign structure, may be issued for a building or lot on which the illegal sign or illegal sign structure is located until such illegal sign or illegal sign structure is removed. Provided, however, that this prohibition shall not apply to: (1) any permit issued by the Department of Buildings for emergency repairs as determined by the Building Commissioner, or (2) any permit issued by the Department of Buildings if the Building Commissioner determines that immediate issuance of the applicable license or permit is necessary to protect the public health, safety or welfare, or is otherwise necessary to comply with mandatory state or federal laws that preempt the City's home rule authority, and all other applicable requirements for issuance of such license or permit have been met.

(b) No zoning permit, variance or approval may be issued for a building or lot on which the illegal sign or illegal sign structure is located until such sign and sign structure is removed.

(c) No business license may be issued for a building or lot on which the illegal sign or illegal sign structure is located until such sign and sign structure is removed.

(Added Coun. J. 11-21-17, p. 61755, Art. I, § 14)

13-20-630 Permit rescission.

The Commissioner shall have the power, pursuant to procedures set forth in Section 13-20-645 of this Code, to rescind any sign permit required by this Article that was erroneously approved by any City department as part of the application review process and subsequently issued by the Department of Buildings based on such erroneous approval.

(Added Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 15)

13-20-640 Permit revocation – Signs and sign elements.

The Building Commissioner may, pursuant to procedures established in Section 13-20-645, revoke the permit for any sign or sign element constructed, altered, erected or maintained in violation of this chapter or Article I of Chapter 13-96 of this Code. The permit for any sign element that is voluntarily reported as abandoned, pursuant to Section 13-96-041(b), may be revoked by the Commissioner without any further notice or action.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 3-5-03, p. 104990, § 18; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 16)

13-20-645 Procedure for revocation or rescission of a permit.

The procedures for revoking or rescinding a sign permit shall be established by rules promulgated by the Commissioner pursuant to Section 2-22-040(2)(c).

(Added Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 2-13-13, p. 47133, § 1; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 17)

PART D. LIMITATIONS TO SIGNS

13-20-650 Height and location.

Sign size and location shall be limited as follows:

(a) Except for high rise building signs permitted pursuant to section 17-12-1005-D, the overall vertical height of a sign shall not exceed 75 feet (22.9 m) above ground, or grade, level.

(b) Signs which project over the public way more than 12 inches (305 mm) shall clear such public way (sidewalk) by nine feet (2.74 m) and 16 feet (4.88 m) in alleys.

(c) Signs flat against the building shall not project more than 12 inches (305 mm). Flat signs complying with this subsection shall be permitted to be erected at entrance door height.

(d) Flat signs shall not project above the parapet of the building unless in accordance with all of the following conditions:

(1) The erection of the sign does not prohibit access to the roof from the exterior of the building without passing over the sign.

(2) The sign shall not extend more than two feet (0.61 m) above the roof line as required by Sections 17-12-0702 and 17-17-02150 of the Chicago Zoning Ordinance. The language added by the amendatory ordinance of 2017, effective January 1, 2018, is intended to clarify, rather than to change, existing law.

(3) A sign shall not be permitted to be supported from the parapet.

(4) Special permission is obtained in writing from the Building Commissioner before the permit application is submitted.

(e) A sign may be erected at the edge of a roof on a building which has no parapet walls provided:

(1) The building is no more than one story in height, and

(2) No sign section is more than four feet (1.22 m) in height and

(3) No sign section has an area of more than 40 feet (12.19 m²).

All such signs, where there is no parapet, shall be erected independently of each other.

(f) Projecting signs shall be supported by a structure anchored wholly within the lot line.

(g) Projecting signs shall not extend into the public way a greater distance than within 18 inches (457 mm) of the curb line.

(h) Projecting signs shall have that portion of the sign nearest the supporting structure not more than two feet (610 mm) from the lot line.

(i) No sign shall be attached to or supported by a chimney unless special permission has been obtained in writing from the Building Commissioner before the permit is issued.

Notwithstanding the above, city digital signs shall not be subject to the restrictions set forth in this Section 13-20-650 or the drum or box thickness restrictions set forth in Section 13-20-670.

If a street is widened after a sign has been installed and such sign thereby becomes in violation of one of the provisions of this section, the owner or user of said sign shall immediately take such steps as are necessary to bring the sign into conformance with all applicable provisions of this chapter.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 3-5-03, p. 104990, § 18; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 12-12-12, p. 44485, § 8; Amend Coun. J. 4-30-14, p. 80382, § 3; Amend Coun. J. 7-30-14, p. 86203, § 3; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 18)

13-20-660 Restricted locations.

The provisions of the Comprehensive Zoning Ordinances shall regulate the type and size and the permissibility of signs and their supporting structures.

(Added Coun. J. 11-3-99, p. 13842, § 3)

13-20-670 Dimensions.

Projecting electrical signs shall have a thickness of drum or box not exceeding 24 inches (610 mm) except by special permission.

(a) Vertical type "V" shaped signs, vertical type "V" shaped projecting signs shall not project more than six feet (1.83 m) from the building and shall not exceed six feet (1.83 m) in width along the face of the building. Said signs shall be enclosed at the top and the bottom and an open space of not more than three inches (76.2 mm) shall be allowed between the building and the sign.

(b) Supported from roof structure. Signs supported by a structure from a roof shall have a minimum distance of three feet (914 mm) from the bottom of the structure or the display, whichever is lower, to the roof. The minimum distance from the face of the display to the exterior wall of the building shall be three feet (914 mm), except as provided for in Section 13-20-650.

(c) Supported from the ground. Signs supported by a structure from the ground shall have a minimum distance of nine feet (2.74 m) from the bottom of the structure or display, whichever is lower, to the ground. No exposed live parts (lamps, sockets, neon tubes or sockets, etc.) shall be within nine feet (2.74 m) of the ground.

Exception: Ground signs on private property supplied by branch conductors which are protected by an approved ground-fault circuit-interrupter device may have a distance of less than nine feet (2.74 m) from the bottom of the structure or display if all the electrical components are totally enclosed within the sign assembly. All such signs shall be readily accessible.

(Added Coun. J. 11-3-99, p. 13842, § 3)

13-20-675 Dynamic image display signs – additional standards.

Every dynamic image display sign, including a city digital sign for which a permit application is submitted on or after April 2, 2014, shall comply with the following:

(a) *Luminance.*

(1) For signs located within a designated expressway corridor, the maximum luminance for any such sign shall not be greater than:

- (A) 7,000 nits between 5 a.m. and sunset; and
- (B) 300 nits between sunset and midnight.

(2) For all other signs not subject to subsection (a)(1), the maximum luminance for any such sign shall not be greater than:

- (A) 7,000 nits between 5 a.m. and sunset; and
- (B) 250 nits between sunset and midnight.

(3) No sign shall be illuminated between the hours of midnight and 5 a.m.; provided that an entity may keep its on-premise sign illuminated to no greater than 250 nits between the hours of midnight and 5 a.m., when the entity is open for business. For purposes of this subsection, “open for business” means an entity that is conducting its normal business or occupation and admits clients, customers or patrons during such time. This subsection shall not apply to any sign that is part of an emergency response network while such sign is displaying emergency information from any federal, state, or unit of local government.

(4) For purposes of this subsection, “designated expressway corridor” means any area within 660 feet of the nearest edge of the right-of-way of a designated expressway or toll road, as that term is defined in section 17-17-0244.5.

(b) *Dwell time.* The text, image or display on the face of the sign shall not change more than once every 10 seconds. Twirl time shall not exceed 0.25 seconds.

(c) *Motion.*

- (1) All motion is prohibited on the sign;
- (2) During the message transition, the sign shall not display any visible effects, including but not limited to action, motion, fading, dissolving, blinking, or the illusion of such effects; and
- (3) No message shall transition from one face to another face.

(d) *Control/testing.*

(1) All signs shall be equipped with an automatic dimmer control or other mechanism that automatically controls the sign's luminance in compliance with this section. In instances where the sign malfunctions, the sign shall either automatically shut off or turn to a black screen;

(2) Prior to the issuance of any permit for a sign, the applicant shall submit an affidavit that attests that the sign has been tested and complies with the dwell time, luminance, motion and other requirements of this section, and that the luminance intensity, motion and dwell time requirements are protected from

manipulation by password-protected software or other method satisfactory to the commissioner, as set forth in rules and regulations; and

(3) The test of the luminance levels required by this section shall be made when the sign is set to full white.

(Added Coun. J. 4-30-14, p. 80382, § 3)

13-20-680 Council approval.

A City Council order for any sign which exceeds 100 feet² (9.3 m²) in area or any roof or ground sign, structure or signboard over 24 feet (7.32 m) in height, excluding city digital signs identified in a coordinated city digital sign program agreement entered into pursuant to Section 10-28-046, or identified in an amendment to such a program agreement approved by the City Council committee, shall be required in addition to the normal permit. When the complete application for a permit for such sign is filed with the Building Commissioner, the applicant shall submit a duplicate of the complete application to the alderman of the ward in which the sign is to be located along with the order template required by the committee. At the time the duplicate is submitted to the alderman, the applicant shall (except as to such excluded city digital signs) submit to the City Clerk an order for the sign on the order template required by the committee for introduction at the next regular meeting of the City Council, and proof that the public notice provided for in this section has been given and a list of all persons who have been given such notice. The council order, upon being introduced to the council, shall be forwarded to the appropriate committee for hearing. Prior to filing its order with the City Clerk, the applicant for the permit (except as to such excluded city digital signs) shall give notice to all voters registered at addresses within 250 feet (76.2 m) of the proposed sign location.

Any change to a sign for which a City Council order was issued or required to be issued that changes the sign from a static image display sign to a dynamic image display sign shall require an additional City Council order in compliance with this section and a new sign permit in compliance with the requirements of this Code. The council order shall include text explicitly acknowledging that the sign is being changed from a static image display sign to a dynamic image display sign.

The notice shall be in writing and shall state:

- (1) The name of the applicant.
- (2) The proposed location of the sign.
- (3) The exterior dimensions of the proposed sign.
- (4) The means of illumination of the sign.
- (5) The height above ground level at which the proposed sign, if approved, will be located.
- (6) The date of the application.
- (7) Indicate if a current sign will be changed from a static image display sign to a dynamic image display sign.

Such notice shall inform the recipient that the individual will receive notice of the date of a public hearing on the order before the committee, and that the individual has the right to testify before the committee. The notice shall be sent by certified mail, return receipt requested, with all costs to be borne by the applicant. No notice need be given under this section, however, of any order seeking a permit for a sign to be erected on the premises of a business only limited to information identifying the business conducted on the premises or with respect to a city digital sign. The committee shall give notice by first class mail to all voters registered at addresses within 250 feet (76.2 m) of the proposed sign location and, after conducting a hearing, shall recommend approval or disapproval of the order. The hearing shall be recorded or transcribed. At the hearing, the applicant shall have the right to offer evidence and comment on or rebut all other evidence placed before the committee. A recommendation of an approval or disapproval of the order shall be passed based on the following considerations:

- (1) Whether the size, location, or structural design of the sign is compatible with the aesthetic character of the community in which the sign is located or is to be erected or because of the sign's impact on or proximity to:

(a) Special zones or places as may be designated, established or recognized by the City of Chicago, including but not limited to the Lake Michigan and Chicago Lakefront Protection District and historical or architectural landmark buildings, areas, places, districts, structures of other object or

(b) Waterways, open space areas, recreational facilities, urban or scenic vistas or residential buildings.

(2) Whether the sign is located in an area where there exists an undue concentration of signs.

(3) Whether the size, location or structural design of the sign presents an unreasonable threat to the health or safety of the public.

Any committee report requesting approval or disapproval of the order must state specific reasons for the recommendation, which reasons shall be consistent with such applicant's constitutional rights contained in the First, Fifth, and Fourteenth Amendments of the United States Constitution and Sections 2 and 4 of Article 1 of the Illinois Constitution of 1970. The recommendation of the committee to approve or disapprove the order as provided herein shall not be based on the content of the proposed sign. In determining whether to approve or disapprove a sign order, the City Council shall be bound by the same standards that apply to the committee when it makes its recommendation. The Building Commissioner shall issue a permit for a sign that is subject to this section unless:

(1) The City Council has voted not to approve passage of an order within 60 days after the order for the sign was submitted to the City Clerk, or

(2) The sign for which the application is submitted is not or will not be in compliance with any provision of this chapter and all other applicable Code provisions governing the construction and maintenance of outdoor signs, signboards, and structures.

If the City Council fails to issue an order for a sign within a 60-day period after the order for the sign is submitted to the City Clerk, an order on the sign shall be deemed to have been issued at the end of such period; provided, however, that no time period shall commence until a complete application has been submitted to the Department of Buildings and the alderman of the ward in which the sign is to be located. The City Clerk shall, within two business days, notify the Building Commissioner whenever the City Council issues or is deemed to issue an order pertaining to a permit application for a sign. In any event, the Building Commissioner may not take final action on the application until the City Council issues or is deemed to issue an order pertaining to the application.

Any person aggrieved by the final decision of the Building Commissioner disapproving an application may seek judicial review of the decision in the manner provided by law.

As used in this section:

"Legal voter" means a person who has registered to vote and whose name appears on a poll sheet from the last preceding election, regardless of whether such election is a primary or general election.

"Complete application" means all required documentation, as prescribed by rules promulgated by the Building Commissioner, which are necessary to complete the sign permit license application.

No member of the City Council or other municipal officer shall introduce, and no Committee of the City Council shall consider or recommend, any ordinance or order that is contrary in any way to any of the requirements of this section or Title 17 of the Code. No member of the City Council shall propose, and no Committee of the City Council shall consider, any amendment to an ordinance which, if passed, would render the ordinance contrary to any of the requirements of this section or Title 17 of the Code. No officer or employee of the City shall enforce any ordinance or order that is contrary to any of the requirements of this section or Title 17 of the Code. No member of the City Council may recommend action on and no Committee of the City Council shall consider any ordinance or order that authorizes the approval of a sign that does not comply with all applicable provisions of this section, Title 17 of the Code, and all other applicable Code provisions governing the construction and maintenance of outdoor signs, signboards, and structures.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 3-5-03, p. 104990, § 18; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 2-15-12, p. 20904, § 1; Amend Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 12-12-12, p. 44485, § 8; Amend Coun. J. 2-13-13, p. 47133, § 1; Amend Coun. J. 4-19-17, p. 48241, § 2; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 19)

PART E. OTHER REQUIREMENTS

13-20-690 Obstruction of streets.

Permits for the obstruction of streets or sidewalks during construction of signs shall be obtained by the general contractor or registered electrical contractor from the commissioner of the Chicago Department of Transportation. Where a general contractor or a registered electrical contractor installs, alters, erects, or repairs a sign, signboard, or illuminates a signboard without a required street or sidewalk obstruction permit first being issued, the department of building sign permit privileges of such general contractor or registered electrical contractor may be suspended pursuant to Section 13-8-130 or 13-20-600 and shall not be reinstated until such time as all applicable provisions of Chapter 10-28 and this chapter have been complied with; and, in the case of a registered electrical contractor, the applicable registration may also be suspended or revoked under Section 13-8-140; and, in the case of a licensed general contractor, the applicable license may be suspended or revoked under Section 4-4-280 or 13-8-140.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 19)

13-20-700 Insurance and indemnification.

(a) Every general contractor in the business of erecting, maintaining, or removing signs or structures shall maintain liability insurance in the amount required under Section 4-36-090.

(b) Every general contractor who erects, maintains, or removes a sign or sign structure; every person who erects, maintains, or removes a sign or sign structure where this Code does not require a general contractor under Section 13-20-560(a)(1); and the owner of the real property and the lessee of the real property where the sign is located shall indemnify, defend and hold harmless the City of Chicago, its officials, and employees from any claims, damages, liabilities, losses, actions, suits, or judgments which may be presented, sustained, brought, or obtained against the City of Chicago or against any of its officials, or employees because of the maintenance, alteration, or removal of any sign or sign structure, or by reason of any accident, caused by or resulting therefrom.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 4-24-12, p. 25060, § 3; Amend Coun. J. 10-28-15, p. 11951, Art. VI, § 45; Amend Coun. J. 11-16-16, p. 37901, Art. II, § 44; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 20)

13-20-710 Construction standards.

All signs requiring structural engineers drawings shall be constructed to the standards contained in the Municipal Code of the City of Chicago, except that for compressive stresses for columns and other compression members of structural grade steel, the ratio of l/r shall not exceed 120. Main structural members shall not be less than 5/16 inch (8 mm) thick and secondary members and bracing shall not be less than 1/4 inch (6.4 mm) thick. Signs erected entirely above a roof shall have the calculated center of the wind pressure not higher above the roof than 75 percent of the vertical distance between the roof and the top of the display.

(Added Coun. J. 11-3-99, p. 13842, § 3)

13-20-720 General restrictions.

No person, firm, or corporation shall place on or suspend from any building, sign, structure, canopy, lot, or place any goods, wares, merchandise, or any other material not in conformance with Section 14E-6-600 and this article.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 16)

13-20-730 Notice of non-compliance.

Whenever the Building Commissioner determines that any sign or sign structure has been erected or is being maintained in violation of this chapter, or is in an unsafe condition, or has become unstable or insecure, or is a menace to the safety or health of the public, the Commissioner may issue or cause to be issued a notice, in writing, to the responsible person, as defined herein, informing such person of the violation of this chapter or of the dangerous condition of such sign or sign structure and directing such responsible person to make whatever alterations or repairs that the Commissioner reasonably deems

necessary to bring the sign or sign structure into compliance with this chapter, and with Article I of Chapter 13-96 and Title 14E of this Code, within a reasonable time, which may be stated in said notice. If the necessary alterations and repairs are not made within the time period specified, the permit for the sign or sign structure may be revoked by the Building Commissioner pursuant to Section 13-20-645. Nothing in this section shall prohibit the Building Commissioner from seeking to directly revoke a permit pursuant to Section 13-20-645.

As used in this section, the term “responsible person” means: (1) the permittee of a permit for a sign or sign structure issued on or before May 19, 2012; or (2) the owner or lessee of the real property on which a sign or sign structure is located of a permit issued after May 19, 2012; or (3) the person in charge, possession, or control thereof, if the whereabouts of such person is known.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 5-2-01, p. 57403, § 2; Amend Coun. J. 3-5-03, p. 104990, § 18; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 17; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 20)

13-20-740 Posting non-compliance notice.

If the responsible person, as defined in Section 13-20-730, cannot be found or such responsible person's whereabouts cannot be ascertained, the Building Commissioner shall attach or cause to be attached to such sign or sign structure a notice meeting the requirements of Section 13-20-740. If the sign or sign structure identified in such notice is not brought into conformity with this chapter and is not placed in a secure, safe, and substantially sound condition in the manner directed or required by such notice, within 30 calendar days after such notice is attached to such sign or sign structure, the Building Commissioner may cause such sign or sign structure or any portion thereof that has been constructed or is being maintained in violation of this chapter, Article I of Chapter 13-96 of this Code or Title 14E of this Code, to be torn down. Provided, however, that nothing in this section shall be construed to prevent the Building Commissioner, in case of imminent danger, from taking necessary or advisable precautionary measures to place such sign or sign structure in a safe condition. Provided further, that any expense incurred by the City in connection with taking such precautionary measures shall be charged to and recovered from the responsible person, as defined in Section 13-20-730, in any appropriate proceedings therefore. If the necessary alterations and repairs are not made within the time period specified, the permit for the sign or sign structure may be revoked by the Building Commissioner pursuant to Section 13-20-645. Nothing in this section shall be construed to prohibit the Building Commissioner from seeking to directly revoke a permit pursuant to Section 13-20-645.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 5-2-01, p. 57403, § 3; Amend Coun. J. 3-5-03, p. 104990, § 18; Amend Coun. J. 11-13-07, p. 14999, Art. II, § 1; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 18; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 21)

13-20-750 Demolition.

If the owner or person in charge, possession, or control of any sign or structure when so notified shall refuse, fail, or neglect to comply with and conform the requirements of such notice, the building commissioner may, upon the expiration of time therein mentioned, tear down or cause to be torn down such part of such a sign or structure as is constructed and maintained in violation of the provisions of this chapter, and shall charge the expense to the owner or person in charge, possession, or control of any sign or structure and the same shall be recovered from such owner or person by appropriate legal proceedings.

(Added Coun. J. 11-3-99, p. 13842, § 3)

13-20-760 Abandoned signs and structures.

(a) “Abandoned sign” means:

- (1) any sign that has had no copy on it for at least six consecutive months; or
- (2) any sign that: (A) is attached to a building or lot; and (B) identifies or describes either a business that has not been located or operating in such building or lot for at least six consecutive months, or identifies or describes a product or service that has not been sold or leased within such building or lot for at least six consecutive months, or identifies or describes either a business or service which has either

failed to obtain or maintain a valid City of Chicago business license or licenses, if required, for said building or lot; or

(3) any sign for which the sign inspection fee required by this Code has not been paid and is past due for at least six consecutive months; or

(4) any sign for which the permit number applicable to such sign not been displayed in the manner required by Section 13-20-620 for at least six consecutive months.

The permit for an abandoned sign may be revoked in accordance with Section 13-20-645.

Any abandoned sign shall be declared a hazard and the Building Department is hereby empowered to remove or to cause to be removed any such abandoned sign.

(b) "Abandoned sign structure" means any sign structure that:

(1) has not had any sign, or has had an abandoned sign, attached to it for at least six consecutive months; or

(2) has a sign attached to the structure for which the sign inspection fee required by this Code has not been paid and is past due for at least six consecutive months; or

(3) is an off-premise sign or sign or sign structure for which the permit number applicable to such sign not been displayed in the manner required by Section 13-20-620 for at least six consecutive months; or

(4) is an outdoor sign on which the name of the owner of such sign not been displayed in the manner required by Section 13-96-040(e) for at least six consecutive months.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 9-6-17, p. 55278, Art. IV, § 21; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 22)

13-20-770 Removal of sign or structure.

(a) It shall be the duty of the Building Commissioner to remove or to cause the removal of any sign or sign structure that is not in compliance with this Article or Section 14E-6-600 dealing with signs. In such case, any requisite fee or compensation or inspection fee paid to the City of Chicago for such sign shall not be refunded.

(b) The owner of the real property, the lessee of the real property, and the person in control of such sign or sign structure shall be held jointly and severally liable for all expenses incurred by the Building Department in the performance of the Building Commissioner's duty under subsection (a) of this section to remove non-compliant signs and sign structures, and the City shall be entitled to place and record a lien on the real property until the City has been reimbursed for all such expenses in full.

(Added Coun. J. 11-3-99, p. 13842, § 3; Amend Coun. J. 9-6-17, p. 55278, Art. II, § 19; Amend Coun. J. 11-21-17, p. 61755, Art. I, § 23)

13-20-780 Reserved.

Editor's note – Coun. J. 4-24-12, p. 25060, § 5, repealed § 13-20-780, which pertained to stopping of current.

Sections 13-20-790 through 13-20-800 are deliberately omitted from this document.