

**EFFECTIVE DATE:** This Ordinance shall take effect on the 60<sup>th</sup> day following passage.

**\*Referred to the Committee on Finance on 11/01/11.**

**Commissioner Garcia, seconded by Commissioner Gorman, moved approval of the proposed ordinance (Communication No. 315196). Chairman Daley called for a roll call, the vote of yeas and nays being as follows:**

**ROLL CALL ON MOTION TO APPROVE  
COMMUNICATION NO. 315196**

**Yeas:** Chairman Daley, Vice Chairman Sims, Commissioners Butler, Fritchey, Gainer, Garcia, Gorman, Goslin, Murphy, Reyes, Silvestri, Steele, Suffredin, and Tobolski (14)

**Nays:** Commissioners Beavers and Schneider (2)

**Absent:** Commissioner Collins (1)

**The motion carried and the Gasoline Vapor Collection and Control System Ordinance (Communication No. 315196) was approved and adopted.**

315197 DEMOLITION ORDINANCE AMENDMENT (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President and Jerry Butler, Jesus G. Garcia, Gregg Goslin and Robert Steele, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

**DEMOLITION AMENDMENT**

**BE IT ORDAINED**, by the Cook County Board of Commissioners that Chapter 30 Environment, Article VI, Sec. 30-544 of the Cook County Code is hereby amended as follows:

**Sec. 30-544. - Demolition.**

(a) Procedure for demolition of structure. Where the risk of public exposure to asbestos fiber from the dislodging of asbestos-containing materials is present, no demolition of a structure shall be initiated unless all safeguards necessary and practicable to reduce the emission of dust are taken. Such procedures shall include, but are not necessarily limited to:

- (1) Boilers and pipes and steel members insulated or fireproofed with asbestos-containing material shall be wetted and stripped before toppling of walls is begun. This procedure shall be followed, where practicable, as to all other asbestos-lined surfaces. Such asbestos waste shall be immediately bagged and disposed of in accordance with Section 30-542(a)(4).

- (2) When demolition by toppling occurs such reasonable enclosure for dust emission control as is compatible with the character of the structure shall be employed.
  - (3) Before the demolition or toppling of any section or wall of the structure, adequate wetting to suppress the dust shall be employed.
  - (4) Asbestos-containing debris shall not be dropped or thrown from any floor but shall be transported by dust-tight chutes or buckets shall be sufficiently wetted to preclude dust dispersion at the point of discharge.
  - (5) All asbestos-containing debris shall be thoroughly wetted before loading into trucks, other vehicles or containers. During transport such waste shall be enclosed or covered so as to prevent dust dispersion. Asbestos-containing debris shall be disposed by burial at a sanitary landfill.
- (b) Standard for demolition of structures.
    - (1) Contractor certification and performance.
      - a. Any person engaged in the commercial activity of construction, demolition, alteration or repair of a structure for which has been determined asbestos-containing material is present must present proof that the person possesses a valid license issued pursuant to the Asbestos Abatement Act (105 ILCS 105/1 et seq.) to the Department.
      - b. Any person engaged in asbestos removal activity shall be obligated to notify the Department and comply in the same manner as required in 40 CFR 61.141, 40 CFR 61.145 and 40 CFR 61.150.
      - c. Any person engaged in the commercial activity of asbestos removal shall comply with Illinois Pollution Control Board Regulations Asbestos 35 Ill. Admin. Code 228.
  - (2) Permit required—fees.
    - a. A demolition permit shall be obtained from the Director prior to any demolition of any structure. The permit fees for demolition of structures on a property that is zoned as residential, commercial or industrial shall be as set out in Section 32-1.
    - b. An asbestos removal permit shall be required for all demolition, alteration or repair of a structure which has been determined to contain asbestos containing material. Such permit will be in lieu of requirements of Section 30-544 and shall be obtained prior to the start of a project. The permit fee for asbestos removal shall be as set out in Section 32-1. Inspection fee shall not be applicable to structures used primarily as a domestic residence.

c. ~~Permit fees under Subsections (b)(2)a and (b)(2)b of this section shall be established in accordance with Section 30-91 and thereafter Sections 30-92, through 30-95 shall be applicable. Any of the permits may be revised up to six (6) times before a new permit is required. Each time a permit is revised, (including but not limited to date revisions) a revision fee will be required in the amount set out in Section 32-1.~~

d. Permit fees under Subsections (b)(2)a and (b)(2)b of this section shall be established in accordance with Section 30-91 and thereafter Sections 30-92, through 30-95 shall be applicable.

**BE IT FURTHER ORDAINED**, by the Cook County Board of Commissioners that Chapter 32 Fees, Sec. 32-1 of the Cook County Code is hereby amended as follows:

**Sec. 32-1. Fee schedule.**

The fees or charges provided for or required by the below listed sections shall be as shown below:

Code Section	Description	Fees, Rates, Charges (in dollars)
<b>Chapter 30. Environment</b>		
30-544(b)(2)a.	<u>Residential Filing fee</u>	<del>50.00</del> <u>150.00</u>
30-544(b)(2)a.	<u>Commercial and Industrial Filing fee</u>	<del>50.00</del> <u>350.00</u>
30-554(b)(2)c.	<u>Permit Revision Fee</u>	<u>55.00</u>

**EFFECTIVE DATE:** This Ordinance Amendment shall take effect on the 60<sup>th</sup> day following passage.

**\*Referred to the Committee on Finance on 11/01/11.**

Commissioner Butler, seconded by Commissioner Steele, moved approval of the proposed ordinance amendment (Communication No. 315197). Chairman Daley called for a roll call, the vote of yeas and nays being as follows:

**ROLL CALL ON MOTION TO APPROVE  
 COMMUNICATION NO. 315197**

Yeas: Chairman Daley, Vice Chairman Sims, Commissioners Butler, Fritchey, Gainer, Garcia, Gorman, Goslin, Murphy, Reyes, Silvestri, Steele, Suffredin, and Tobolski (14)

Nays: Commissioners Beavers, Collins and Schneider (3)

**The motion carried and the amendment to the Environment Code (Communication No. 315197) was approved and adopted.**

315198 ASBESTOS AND RELATED SUBSTANCES ORDINANCE AMENDMENT (PROPOSED ORDINANCE AMENDMENT). Submitting a Proposed Ordinance Amendment sponsored by Toni Preckwinkle, President and Jerry Butler, John P. Daley, Gregg Goslin and Robert Steele, County Commissioners.

PROPOSED ORDINANCE AMENDMENT

**ASBESTOS AND RELATED SUBSTANCES**

**BE IT ORDAINED**, by the Cook County Board of Commissioners that Chapter 30 Environment, Article VI, Sec. 30-541 and Sec. 30-547 of the Cook County Code is hereby amended as follows:

**Sec. 30-541. - Definitions.**

The following words, terms and phrases, when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*“Asbestos”* means any fiber or any mixture containing fiber of hydrated silicate mineral, which, on the basis of its crystalline structure, falls into one of two categories:

(1)Pyroxenes (chrysotile fiber);

(2)Amphiboles (crocidolite, amosite, tremolite, actinolite or anthophyllite fiber).

*Asbestos Abatement Contractor* means any Person, firm or corporation engaged in asbestos removal and abatement activities in Cook County, outside of the limits of the City of Chicago.

*Certificate of Registration* means the physical documentation issued by the Cook County Department of Environmental Control.

*“Commercial activity”* means any activity done for hire or having financial profit as a primary aim.

*“Cook County”* or *“County”* means the County of Cook, Illinois

*“Debris”* means asbestos-containing waste produced by the demolition of a structure.