

AN ORDINANCE AMENDING CHAPTER 38 "ENVIRONMENT"

BE IT ORDAINED by the City Council of the City of Rolling Meadows, Illinois, as follows:

SECTION ONE: Chapter 38, "Environment", Section 38-51 is hereby amended by adding thereto the following definitions to the existing definition in alphabetical order:

"Contract" includes any communication made by a tenant, landlord, guest, neighbor, or other individual to police or other emergency services.

"Criminal activity" means a violation of the Criminal Code of 2012 of the Cannabis Control Act, of the Illinois Controlled Substances Act, or of the Methamphetamine Control and Community Protection Act.

"Disability" means, with respect to a person:

1. a physical or mental impairment which substantially limits one or more of such person's major life activities;
2. a record of having such an impairment; or
3. being regarded as having such an impairment, but such term does not include current, illegal use of or addiction to a controlled substance, as defined in the federal Controlled Substance Act, 21 U.S.C. 802.

"Domestic violence", "landlord", "sexual violence", and "tenant" have the meanings provided under Section 10 of the Safe Homes Act.

"Dwelling unit" has the meaning provided under subsection (a) of Section 15 of the Landlord and Tenant Act.

SECTION TWO: Chapter 38, "Environment", Section 38-51 is hereby amended by adding to Section 38-51 the following at the end of the definition of "Nuisance activities":

Notwithstanding the above, nuisance activities shall not include any activity based on the following:

1. (A) contact made to police or other emergency services, if (i) the contact was made with the intent to prevent or respond to domestic violence or sexual violence; (ii) the intervention or emergency assistance was needed to respond to or prevent domestic violence or sexual violence; or (iii) the contact was made by, on behalf of, or otherwise concerns an individual with a disability and the purpose of the contact was related to that individual's disability;

(B) an incident or incidents of actual or threatened domestic violence or sexual violence against a tenant, household member, or guest occurring in the dwelling unit or on the premises; or

(C) criminal activity or a violation of a city ordinance occurring in the dwelling unit or on the premises that is directly relating to domestic violence or sexual violence, engaged in by a tenant, member of a tenant's household, guest, or other party, and against a tenant, household member, guest, or other party.

2. Nothing with respect to this Section: (A) limits enforcement of Section 15.2 of the Emergency Telephone System Act, Article 26 of the Criminal Code of 2012, or Article IX of Civil Procedure; (B) prohibits the City from enacting or enforcing ordinances to impose penalties on the basis of the underlying criminal activity or a City ordinance violation not covered by paragraph (1) of this definitional subsection 38-51 and to the extent otherwise permitted by existing State and federal law; or (C) limits or prohibits the eviction of or imposition of penalties against the perpetrator of the domestic violence, sexual violence, or other criminal activity.

SECTION THREE: This Ordinance shall be in full force and effect from and after its date of passage and approval as required by law.

SECTION FOUR: This Ordinance shall be printed and published in pamphlet form by order of the City Council of Rolling Meadow, Illinois.

YEAS: Cannon, Prejna, Majikes, Judd, Banger, D'Astice, Veenbaas

NAYES: 0

ABSENT: 0

Passed this 8th day of December 2015.

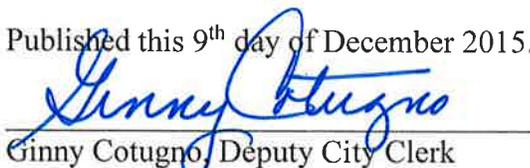
Approved this 8th day of December 2015.


Tom Rooney, Mayor

ATTEST:


Ginny Cotugno, Deputy City Clerk

Published this 9th day of December 2015.


Ginny Cotugno, Deputy City Clerk