

Chapter 2 – ADMINISTRATION

ARTICLE VI. – BOARDS AND COMMISSIONS

DIVISION 4. - PUBLIC ART COMMISSION

Sec. 2-461. - General functions.

The public art commission shall:

- (1) Oversee the program, including the budgeting for the purchase, maintenance and insurance of public art owned by the city, and exhibitions and administrative costs as may be required to carry out the purposes of this division.
- (2) Establish guidelines for selection of artists, art works and sites based on the intent of this division, including, but not limited to, provision of artistic opportunities to local artists; preservation, enhancement, embellishment and commemoration of the historic, cultural, developmental and architectural characteristics of the city, its people and neighborhoods; affirmation of pride and strength in the identity of the city and its neighborhoods; provision of cultural opportunities for ~~the handicapped persons with disabilities~~; creation of new environments which will warrant future preservation; promotion of both physical and emotional care and investment in the community; and promotion of interaction between artists, architects, planners and constituents.
- (3) Determine whether or not a public project site is suitable for the location of an art work and, if not, determine that funds to be generated by that project be pooled either for future art acquisitions at an alternative site or sites, for maintenance, or for other program expenditures, pursuant to paragraph (2) of this section.
- (4) Determine whether the amount of funds generated for the art fund by a specific public project is sufficient to purchase or commission an art work at the site of that public project and to determine an appropriate amount for the purchase of said art work, and the remaining amount, if any, to be used for maintenance and other program expenditures.
- (5) Within the budget for the purchase of each specific public art work, establish a provision for the purchase, to cover all expenses associated with the artist selection process, contract negotiations, fabrication of the art work, transportation, insurance, installation, commission for the artist, and any other such expenses required or reasonably foreseen.
- (6) Authorize payments for the purchase of art works, exhibitions, and other expenditures required to fulfill the purposes and objectives of this division.

- (7) Establish a plan for a permanent exhibition space centrally located and available to the public pursuant to paragraph (2) of this section.
- (8) Establish a program for providing art educational opportunities for all Aurorans pursuant to paragraph (2) of this section.
- (9) Appoint the members of each project advisory panel pursuant to section 2-462.
- (10) Be authorized to seek private donations to the program, in order to augment public funds for acquisition, installation, insurance and maintenance of public art.
- (11) Form a committee to act as liaison to the private sector and to promote corporate support through donations to the program.

(Code 1969, § 2-363(b); Ord. No. O99-96, § 3, 11-9-99; Ord. No. O02-72, § 1, 6-25-02)

Chapter 9 – ANIMALS

ARTICLE V. - FEES

Sec. 9-27. - Fees.

The fees required by this chapter shall be as follows:

(a) Dog and cat registration license fees:	1 year	3 year	Seniors	Lifetime
Registered show cat/dog, altered and microchipped cat/dog	Free	N/A	Free	\$18.00
Altered cat/dog	\$10.00	\$20.00	\$5.00	\$25.00
Unaltered cat/dog	\$50.00	N/A	\$25.00	N/A

Additionally, a replacement tag fee of one dollar (\$1.00) per tag shall be assessed to replace a lost tag. Residents who ~~are handicapped~~ are persons with disabilities and own specially trained dogs or cats to help alleviate such ~~handicap~~ disability, shall receive licenses at no charge. Such ~~handicapped~~ residents who are persons with disabilities and seniors shall not be assessed replacement tag fees. Registered show cats/dogs are not required to wear the registration tag during or in immediate preparation for a show.

- (b) Animal adoption fees: For male or female animals, a forty dollar (\$40.00) fee for neutering, a ten dollar (\$10.00) fee for rabies vaccination, and a forty dollar (\$40.00) administrative fee shall be charged for a total of ninety dollars (\$90.00) in fees.
- (c) Impoundment redemption fees:
- (1) The redemption fee for the first and second offense, per family and/or address, shall be twenty dollars (\$20.00) and thirty dollars (\$30.00) respectively, and the amount of the license fee due for the current year, if any; plus
 - (2) The cost of keeping such animal while in the animal control and care facility at a rate not to exceed ten dollars (\$10.00) per day or fraction thereof.
 - (3) The redemption fee for the third offense shall be fifty dollars (\$50.00) and the fourth offense shall be one hundred dollars (\$100.00), the redemption fee for the fifth offense shall be two hundred dollars (\$200.00), and the redemption fee for the sixth and subsequent offenses shall be three hundred dollars (\$300.00).
 - (4) For any animal impounded as the result of an emergency call and response by the animal control division, an additional fee of thirty dollars (\$30.00) shall be charged toward administrative costs.
 - (5) Any fees imposed pursuant to this section may be waived by the animal control manager upon surrender of ownership rights to the animal in question.
- (d) Release of ownership rights fees: In order for an owner to release his/her rights of ownership in an animal to the animal control division, a fee of thirty dollars (\$30.00) shall be paid per animal/litter of animals, provided however, that for animals whose owners reside outside the corporate limits of the city, such owner shall pay twice the rate provided for herein.
- (e) Disposal fees: For the service provided in disposing of animals which have died, a fee of twenty-five dollars (\$25.00) may be charged. For animals whose owners reside outside the corporate limits of the city, such owner shall pay twice the rate provided for herein.
- (f) Euthanasia fees: For the service provided in humanely destroying domestic animals, a fee of fifty dollars (\$50.00) shall be charged.
- (g) Tranquilizing fee: Whenever any animal requires tranquilization in the sole discretion of the animal control manager or his or her designee, the owner of such animal shall be required to reimburse the city twenty dollars (\$20.00) for its costs in so tranquilizing.

(h) Pickup fee: Whenever any domestic animal registered with the city dies within the corporate limits of the city, the city may pick up the remains of the animal for a fee of fifty dollars (\$50.00). Senior citizens may apply for a waiver of this fee from the animal control manager, based upon the documentation of need.

(i) Actual costs of seizure and confinement: Notwithstanding any other provisions of this chapter, the city may ascertain and bill the owner or keeper of any animal that is being harbored or maintained in violation of this chapter the actual costs incurred by the city in seizing and confining such animal.

(Ord. No. O94-18, § 1, 3-1-94; Ord. No. O00-32, § 1, 3-28-00; Ord. No. O02-99, § 14, 9-10-02; Ord. No. O06-12, § 5, 2-28-06; Ord. No. O07-98, § 1, 8-28-07)

Editor's note— Formerly § 9-4.

Chapter 19 – TELECOMMUNICATIONS AND CABLE TELEVISION

ARTICLE V. - CABLE AND VIDEO CUSTOMER AND PRIVACY PROTECTION

Sec. 19-110. - Intent.

The city intends by this article to exercise its authority to the extent allowed by law to enforce customer service and privacy standards for all cable and video providers that are providing cable or video service in the city, whether by local franchise or state-issued authorization

Sec. 19-111. - Definitions.

The terminology used in this article shall and is hereby defined as provided in the Cable and Video Customer Protection Law (220 ILCS 5/70-501) as now in effect or hereinafter amended unless otherwise specified herein.

(Ord. No. O07-136, § 2, 11-27-07)

Sec. 19-112. - General standards.

Cable or video providers shall establish general standards related to customer service, which shall include, but not be limited to, installation, disconnection, service and repair obligations; appointment hours, and employee ID requirements; customer service telephone numbers and hours; procedures for billing, charges, deposits, refunds, and credits; procedures for termination of service; notice of deletion of programming service, changes related to transmission of

programming; changes or increases in rates; the use and availability of parental control or lock-out devices; the use and availability of A/B switch if applicable; complaint procedures and procedures for bill dispute resolution; a description of the rights and remedies available to consumers if the cable or video provider does not materially meet their customer service standards; and special services for customers with visual, hearing or mobility disabilities.

(Ord. No. 007-136, § 2, 11-27-07)

Sec. 19-126. - Non-discrimination requirement.

Cable or video providers shall not discriminate in the provision of services in the city for ~~the persons who are~~ hearing impaired and persons who are visually impaired, and shall comply with the accessibility requirements of the federal video programming accessibility requirements (47 U.S.C. 613). Cable or video providers shall deliver and pick-up, or provide customers with pre-paid shipping and packaging for the return of, converters and other necessary equipment at the homes of customers with disabilities. Cable or video providers shall provide free use of a converter or remote control unit to customers who are mobility impaired ~~customers~~.

(Ord. No. 007-136, § 2, 11-27-07)

Chapter 22 – Human Rights

ARTICLE I. - IN GENERAL

Secs. 22-1—22-15. - Reserved.

ARTICLE II. - COMMISSION ON HUMAN RELATIONS

Preamble:

An Ordinance to establish a Human Relations Commission to provide investigative, consultative, cooperative, meditative, educational and promotional and advisory services to the residents of the City of Aurora in furtherance of the legacy of Marie Wilkinson, a lifetime resident of the City of Aurora and pioneer in the realm of social and civil activism who dedicated her life to the fight against poverty, discrimination, hunger, homelessness and injustice in the City of Aurora.

Sec. 22-16. - Created.

In accordance with Section 11-11.1-1 of the Illinois Municipal Code, there is created a commission on human relations (hereafter "Human Relations Commission").

It is the express intent of this chapter to further the policy of the United States and the State of Illinois as expressed in their constitutions and law; to further understanding among people; and to protect and insure peace, health, safety and the general welfare of all inhabitants of the city. It is hereby declared to be the policy of the City of Aurora that:

- (1) Discrimination based upon race, color, religion, sex, national origin, ancestry, age, order of protection status, marital status, physical or mental disability, military status, sexual orientation or unfavorable discharge from military service is hereby prohibited in connection with employment, real estate transactions, access to financial credit, and the availability of public accommodations; and
- (2) Sexual harassment and discrimination based on citizenship status is hereby prohibited in connection with employment; and
- (3) Discrimination based on familial status is hereby prohibited in connection with real estate transactions.

(Ord. No. O12-043, § 1, 6-12-12)

Sec. 22-17. - Members, meetings and officers.

- (a) The human relations commission shall consist of twelve (12) members, one (1) of whom shall be ex officio the chief of police and therefore a non-voting member, all of whom shall be residents within the corporate limits of the city, and they shall be reasonably representative of the community.
- (b) Six (6) members of the human relations commission shall be appointed by the mayor with the advice and consent of the city council, the information on the candidates for appointment shall be provided to the council two (2) weeks prior to city council action, one (1) member shall be ex officio, the chief of police of the city or his designee, and the remaining five (5) members shall be filled by the mayor from recommendations made by not-for-profit recognized organizations that conduct significant activities within the city for the benefit of minority residents, and the mayor shall assure that at least one (1) member shall be selected from representatives of city unions, and at least one (1) member shall be selected from representatives of the city business community.

- (c) Each human relations commission member shall serve for a term of three (3) years and until his successor is appointed, may serve not more than two (2) consecutive terms, and terms of office shall be staggered.
- (d) The council may, upon recommendation of the human relations commission or otherwise in its discretion, remove any member for incompetence, neglect of duty or malfeasance in office, or whenever, in its opinion, the best interests of the city and its citizens will be served by such removal.
- (e) Any vacancy on the human relations commission, whether caused by death, disability or removal of any member, or otherwise, shall be filled by the mayor with the advice and consent of the city council for the balance of the unexpired term. When a vacancy arises, the mayor shall appoint a new member in the same manner in which the member being replaced was originally chosen.
- (f) The human relations commission shall hold such meetings as are necessary to carry out the intent and provisions of this chapter. A meeting may be called by the chairman, or by any two (2) human relations commission members, upon forty-eight (48) hours written notice to every member of the human relations commission; provided however, that the prerequisite notice shall not be binding upon any meeting at which all of the members of the human relations commission are present.
- (g) Human relations commission members shall serve without compensation, but may be reimbursed for reasonable personal expenses incurred in the performance of their duties.

(Ord. No. O12-043, § 1, 6-12-12)

Sec. 22-23. - Definitions.

All definitions contained herein shall be deemed to include any and all exceptions, exclusions and/or exemptions as set forth in the Illinois Human Rights Act (775 ILCS 5/1 et seq.) from time to time.

- (1) *Age* as used in this chapter shall be defined as the chronological age of a person who is at least forty (40) years old, in the case of training or apprenticeship programs, "age" means the chronological age of a person who is eighteen (18) but not yet forty (40) years old.
- (2) *Citizenship status* means the status of being 1) a born U.S. citizen; 2) a naturalized U.S. citizen; 3) a U.S. national; or 4) a person born outside the United States and not a U.S. citizen who is not an unauthorized alien and who is protected from discrimination under

the provisions of Section 1324b of Title 8 of the United States Code, as now or hereafter amended.

- (3) *Human relations commission* means the City of Aurora Human Relations Commission.
- (4) *Credit transactions* means any application for credit, invitation to apply for credit, extension of credit or credit sale.
- (5) *Disability, or physical or mental disability* means a determinable physical or mental ~~characteristic impairment~~ of a person, including, but not limited to, a determinable physical characteristic which necessitates the person's use of a guide, hearing or support dog, the history of such characteristic, or the perception of such characteristic by the person complained against, which may result from disease, injury, congenital condition or birth or functional disorder and which ~~characteristic impairment~~ is unrelated to the person's ability to perform the duties of a particular job or position, or their ability to acquire, rent or maintain a housing accommodation, or their ability to repay, or their ability to utilize and benefit from a place of public accommodation.
- (6) *Employee* includes any and all persons who perform services under the direction and control of, and for any employer for compensation, whether in the form of wages, salary, commission or otherwise, excluding the parents, spouses or children of the employer and excluding independent contractors, although they may be subject to this chapter as employers or in any other capacity covered hereunder.
- (7) *Employer* includes any person within the City of Aurora, including, but not limited to, owners, managers, supervisors or others who serve a supervisory function, who hires or employs any employee whose services are to be partially or wholly performed in the City of Aurora.
- (8) *Employment agency* means any person regularly undertaking with, or without compensation, to procure employees for an employer, or to procure for employees opportunities to work for an employer, to recruit, refer, or place employees.
- (9) *Familial status* means one (1) or more individuals (who have not attained the age of eighteen (18) years) being domiciled with: 1) a parent or person having legal custody of such individual or individuals; or 2) the designee of such parent or other person having such custody, with the written permission of such parent or other person. The protection against discrimination on the basis of familial status apply to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of eighteen (18) years.

- (10) *Gender* means a person's actual or perceived sex, and includes a person's gender identity, appearance or behavior, whether or not that gender identity, appearance or behavior is different from that traditionally associated with the person's sex at birth.
- (11) *Housing accommodations* includes all buildings, structures or any portion thereof, within the City of Aurora, which are used or occupied, or are maintained, arranged or designed to be used or occupied as a home, residence or sleeping place for one (1) or more human beings.
- (12) *Language* means a person's native tongue, such as, but not limited to, Polish, Spanish, or Chinese. Language does not include such things as slang, jargon, profanity, or vulgarity.
- (13) *Marital status* means the legal status of being married, single, separated, divorced or widowed.
- (14) *Military status* means a person's status on active duty in or status as a veteran of the armed forces of the United States, status as a current member or veteran of any reserve component of the armed forces of the United States, including the United States Army Reserve, the United States Marine Corps Reserve, United States Navy Reserve, United States Air Force Reserve and United States Coast Guard Reserve, or status as a current member or veteran of the Illinois Army National Guard or Illinois Air National Guard.
- (15) *Order of protection status* means a person's status as being a person protected under an order of protection issued pursuant to the Illinois Domestic Violence Act of 1986 or an order of protection issued by a court of another state.
- (16) *Person* includes one (1) or more individuals, partnerships, associations, organizations, corporations, legal representatives, joint stock companies, mutual companies, trustee, trustees in bankruptcy, receivers and any other incorporated or unincorporated organized group. The term includes, but is not limited to, any real estate owner, lessor, assignor, builder, manager, broker, salesman or agent, or any lending institution.
- (17) *Probable cause* means that on the basis of all available information provided during the investigation, there exists evidence in the form of testimony and/or documents which leads an objective person to reasonably believe that a violation of this chapter may have occurred.
- (18) *Public accommodation* means any business, enterprise or activity consisting of or involving furnishing, providing or making available to the public any goods, services,

accommodations, entertainment, amusements, facilities, advantages or privileges, including, but not limited to, inns, cafes, restaurants, taverns, hotels, barber shops, salons, retail stores, restroom, theaters, skating rinks, swimming pools, public golf driving ranges, concerts, crematories, cemeteries, airplanes, buses, boats and any other public conveyances on land, water or air, and other places of public accommodation and/or amusement. This paragraph shall not apply to any public school system.

- (19) *Religion* includes all aspects of religious observance and practice, as well as belief.
- (20) *Sexual harassment* is a form of sex discrimination and is defined as any unwelcome sexual advances, requests for sexual favors and other verbal or physical conduct of a sexual nature or a discriminatory nature. In the context of employment, sexual harassment includes such conduct when:
- a. Submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment; or
 - b. Submission to or rejection of such conduct by an individual is used as the basis for employment or decisions affecting an employee; or
 - c. Such conduct has the purpose or effect of substantially interfering with an individual's employment or performance or creating an intimidating, hostile or offensive employment environment.
- (21) *Sexual orientation* means heterosexuality, homosexuality, bisexuality, or gender-related identity, actual or perceived, whether or not traditionally associated with the person's designated sex at birth. Sexual orientation shall not be construed to protect conduct otherwise proscribed by law.
- (22) *Unfavorable military discharge* means discharges from the Armed Forces of the United States, their Reserve components or any National Guard or Naval Militia which are classified as RE-3 or the equivalent thereof, but does not include those characterized as RE-4 or "Dishonorable."

(Ord. No. O12-043, § 1, 6-12-12)

Chapter 27 – MOTOR VEHICLES AND TRAFFIC

ARTICLE V. - STOPPING, STANDING OR PARKING

DIVISION 1. - GENERALLY

DIVISION 2. - GENERAL RESTRICTIONS AND PROHIBITIONS

Sec. 27-185. - Unauthorized use of ~~handicapped~~ person with disabilities designated parking places.

- (a) It shall be prohibited to park any motor vehicle which is not bearing registration plates or decals issued pursuant to The Illinois Vehicle Code [Ill. Rev. Stat. Ch. 95½, ¶ 1-100 et seq.] to a ~~handicapped~~ person with disabilities or to a ~~disabled~~ veteran with disabilities as evidence that the vehicle is operated by or for a ~~handicapped~~ person with disabilities or ~~disabled~~ veteran with disabilities, in any parking place, including any private or public off-street parking facility, specifically reserved, by the posting of an official sign, for motor vehicles bearing such registration plates.
- (b) Any person or local authority owning or operating any public or private off-street parking facility may, after notifying the police, remove or cause to be removed to the nearest garage or other place of safety any vehicle parked within a stall or space reserved for use by ~~the handicapped persons with disabilities~~ which does not display handicapped registration plates or a special decal or device afforded a person with disabilities as required under this section.
- (c) Any person found guilty of violating the provisions of this section shall be fined in an amount determined pursuant to section 27-8 titled Fees, fines and penalties, in addition to any costs or charges connected with the removal or storage of any motor vehicle authorized under this section.

(Code 1969, § 27-341; Ord. No. O96-20, § 1, 2-27-96; Ord. No. O13-005, § 1(Exh. A), 2-12-13)

State Law reference— ~~Handicapped parking~~ Persons with disabilities—Parking privileges--Exemptions, 625 ILCS 5/11-1301.1 et seq.

Sec. 27-186. - Parking decals or devices for ~~temporarily handicapped~~ persons with temporary disabilities.

- (a) The city may issue handicapped parking decals or devices to persons with any temporary disability. Such decals or devices shall be in accordance with the administrative rule on design, size and color for ~~handicapped person with disabilities motorist~~ decals and devices promulgated by the secretary of state and shall clearly set forth the date the decal or device expires. Such decals or devices shall be valid for no more than ninety (90) days; provided,

however, that one (1) renewal for up to an additional ninety (90) days may be granted upon proper application.

(b) Such decals or devices shall be issued or renewed only to residents of the city and only upon receipt of a completed application, accompanied by a certificate from a doctor attesting to the applicant's temporary disability or such other adequate documentation as may be provided by state law. The city may impose a fee for the issuance and renewal of such decals or devices in an amount determined pursuant to section 27-8 titled Fees, fines and penalties.

(c) As used in this section "disability" shall be defined as provided by state law.

(Code 1969, § 27-342; Ord. No. O13-005, § 1(Exh. A), 2-12-13)

State Law reference—~~Handicapped parking, 625 ILCS 5/11-1301.1~~ Special decals for parking; persons with disabilities 625 ILCS 5/11-1301.2 et seq.

Chapter 42 – STREETS AND SIDEWALKS

ARTICLE VI. - VENDING DEVICES

Sec. 42-211. - Location, advertising, maintenance; removal.

(a) Location restrictions. No vending device shall be placed, installed, used or maintained:

- (1) So close to the curblines of any street as to interfere with the opening of the doors of legally parked motor vehicles;
- (2) Within fifteen (15) feet of any "no parking any time" zone immediately adjacent to any intersection;
- (3) Within thirty (30) feet of any intersection where no-parking zones are not designated;
- (4) Within fifteen (15) feet of any fire hydrant;
- (5) Within five (5) feet of any fire or police call box or fire alarm;
- (6) Within three (3) feet ahead or fifteen (15) feet to the rear of any designated bus stop or place marked for ~~handicapped~~ person with disabilities parking;
- (7) At any location whereby the clearance space for the passage of pedestrians is reduced to six (6) feet or less.

- (b) Devices to be secure. All devices shall be securely affixed so as to be immovable but no vending device shall be chained to any municipal fixture unless the chain is coated with plastic or rubber or a similar nonabrasive material.
- (c) Advertising. No vending device shall be used to advertise or publicize anything other than the goods or products offered for sale in it.
- (d) Maintenance. All vending devices shall be kept in good repair with all parts intact and in an operable condition. Good repair shall include, but is not limited to, absence of broken glass or cut plastic; bent metal protruding from the device, especially sharp-edged metal; large or multiple dents in the metal.
- (e) Temporary removal upon city's request. Upon request by the city, any distributor must temporarily remove any of its vending devices when such is necessary for efficient repair or replacement operations on municipal property.

(Code 1969, § 42-170)