

December 19, 2006

To the Honorable Committee on  
Zoning, Neighborhoods & Development

Dear Committee Members:

On December 13, 2006, the Zoning Code Technical Committee held a hearing on FN 060537, an ordinance relating to zoning regulations for payday loan agencies and other short-term loan establishments, sponsored by Ald. Bohl.

The Committee reviewed the proposed ordinance for legality, enforceability, administrative efficiency and consistency with the zoning code. It was indicated to the Zoning Code Technical Committee by the committee's representative of the City Attorney that, at the present time, the City Attorney can not determine the legality and enforceability of this proposed ordinance. It was stated that additional legislative record is needed to provide a "rational basis" for the provisions of the ordinance. This additional legislative record can be developed at the Zoning, Neighborhoods and Development Committee meeting held to consider this proposed ordinance. The City Attorney's office will await the development and evaluation of the proper legislative record prior to determining the legality and enforceability of this proposed ordinance.

The Zoning Code Technical committee moved that the proposed substitute dated 11/16/06, be forwarded to the Zoning, Neighborhoods and Development Committee with the condition described above, subject to the deletion of the word "primarily" in the definition of "short-term loan establishment".

Sincerely,

Teodros W. Medhin, Ph.D., Chair  
Zoning Code Technical Committee

cc: Ald. James A. Bohl, Jr.

Tom Gartner

Greg Patin

Barry Zalben

Marty Collins

Stuart Mukamal

Clifton Crump

Jeff Osterman

Ed Richardson

Al Frantza

Chris Rute

Vanessa Koster