



City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

BILL NO. 120017

Introduced January 26, 2012

Councilmembers Jones and Blackwell

**Referred to the
Committee on Licenses and Inspections**

AN ORDINANCE

Amending Chapter 10-1200 of The Philadelphia Code, entitled "Posting of Signs," by allowing the posting of temporary signs on utility poles and streetlights in certain permitted areas and in accordance with certain requirements, adding definitions, providing for penalties and making certain technical changes, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 10-1200 of The Philadelphia Code is hereby amended to read as follows:

CHAPTER 10-1200. POSTING OF SIGNS

* * *

§ 10-1201. Definitions.

(a) "Department." *The Department of Licenses and Inspections.*

(b) "Signs" include, but are not limited to, banners, pennants, placards, posters, stickers, advertising flags, and plaques.

§ 10-1202. Prohibited Conduct.

(a) Except as provided in [subsection] *subsections 10-1202(b), (c) and (d)*, no person shall post any sign on any:

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- (1) utility pole;
- (2) streetlight;
- (3) traffic or parking sign or device, including any post to which such sign or device is attached;
- (4) historical marker; or
- (5) City-owned tree or tree in the public right-of-way.

(b) A person may post a sign on a streetlight [provided] *provided:*

(1) [the] *The sign complies with the requirements of the Banner Program, as defined by regulations promulgated by the Department of [Streets.] Streets; or*

(2) *The sign is a temporary sign, located in an area permitted by subsection 10-1202(c) and complies with the requirements of subsection 10-1202(d).*

(c) *A person may post a temporary sign on a utility pole (with the owner's consent) or streetlight only in the following areas provided the criteria set forth in subsection 10-1202(d) are satisfied:*

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(d) *Temporary signs posted under subsection 10-1202(c) shall satisfy the following criteria:*

(1) *The sign shall be no more than eleven (11) inches wide and eighteen (18) inches high;*

(2) *The sign shall be affixed flat against the utility pole or streetlight;*

(3) *The sign shall bear an official stamp obtained from the Department pursuant to Section 10-1203;*

(4) *The sign shall be removed within ninety (90) days after the official stamp is obtained from the Department;*

(5) *The sign shall not be affixed by the use of nails, tacks, screws, bolts, rivets or staples; and*

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(6) *The sign shall not be affixed by the use of glue, paste, plastic, vinyl adhesive or other type of permanent adhesive provided, however, that a sign may be affixed by the use of non-permanent tape or string.*

§ 10-1203. *Official Department Stamp.*

(a) *Prior to the posting of any temporary sign under subsections 10-1202(c) and (d), the applicant shall apply for and obtain, from the Department, an official Department stamp for each sign to be posted. The application shall contain the following information:*

(1) *The name and address of the applicant;*

(2) *The applicant's certification that the sign(s) shall comply with the requirements of subsections 10-1202(c) and (d);*

(3) *The number of temporary signs and the locations where they will be posted; and*

(4) *Such other information the Department deems appropriate.*

(b) *The fee for the official Department stamp shall be one (1) dollar per sign.*

(c) *The Department shall issue an official Department stamp, for each requested temporary sign, to an applicant satisfying the requirements of subsections 10-1203 (a) and (b), and such stamp shall be affixed by the applicant to each sign before posting.*

(d) *The City shall refund to the applicant fifty (50) cents for any sign bearing an official Department stamp that is returned by the applicant to the Department within ten (10) days of the deadline set forth in subsection 10-1202(d)(4) for the removal of such sign.*

[§ 10-1203.] § 10-1204. *Posting of Prohibited Signs Enforcement and Penalties.*

(a) *The code official shall issue a code violation notice in accordance with Section 1-112 of this Code for any sign posted in violation of this Chapter.*

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(d) *Any person responsible for the posting of a sign not in compliance with the provisions of this Chapter shall be liable:*

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(1) for the remission of the required amount of any fines incurred for the posting of such sign;

[(1)] (2) for the cost incurred in the removal thereof; including all related administrative costs; and

[(2)] (3) for a penalty [of \$75] *in the amount of three hundred (300) dollars* per sign.

[§ 10-1204] §10-1205. Regulations.

* * *

[§10-1205.] § 10-1206. Severability.

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SECTION 2. This Ordinance shall take effect ninety (90) days after it becomes law.

Explanation:

[Brackets] indicate matter deleted.

Italics indicate new matter added.