



City of Philadelphia

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

BILL NO. 240120

Introduced February 29, 2024

Councilmembers Harrity, Driscoll and Jones

Referred to the
Committee on Streets and Services

AN ORDINANCE

Amending Chapters 11-203 and 11-204 of The Philadelphia Code to impose penalties on applicants for failure to comply with the terms of their permit for the complete and satisfactory replacement of the permanent paving.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 11-203 of the Philadelphia Code is amended to read as follows:

Title 11. The Streets

Chapter 11-200 Openings and Excavations in The Streets

§ 11-203. Sewer and Water Pipe and Other Underground Service.

* * *

(1) No permit shall be issued to any person who has violated this Chapter until all charges, fines and penalties have been paid. *The permitting department is authorized to impose additional penalties in an amount not exceeding \$150.00 per violation, per day, upon the person who has violated this Chapter.*

* * *

§ 11-204. Underground Wires.

(1) No person permitted under Chapter 11-700 to construct underground wires in any street shall commence work thereon until he has obtained a permit as provided in Chapter 11-700.

(2) No such permit shall be issued without the approval of the Department of Streets and of the Department concerned with the underground structures.

City of Philadelphia

BILL NO. 240120 continued

(a) Any work done under this Section shall be done in accordance with the regulations of the appropriate City departments.

(3) The permit shall provide that the permittee shall, at his own cost and expense, repave and maintain in a satisfactory manner as much of the street pavement as is opened under authority of the permit.

(4) No permit shall be issued to any person who has violated this Chapter until all charges, fines and penalties have been paid. The permitting department is authorized to impose additional penalties in an amount not exceeding \$150.00 per violation, per day, upon the person who has violated this Chapter. This paragraph shall not apply to a permittee whose compliance is already required by and enforceable under an existing right-of-way agreement or franchise.

[[4]5) Any person who has been permitted to lay underground wires shall relocate such wires upon the written request of the Department of Streets or any other City agency, when they will interfere with proposed construction.

Section 2. This Ordinance shall take effect immediately.

Explanation:

[Brackets] indicate matter deleted.
Italics indicate new matter added.