

City of Philadelphia



Philadelphia, January 29, 2002

CERTIFICATION: This is to certify that Bill No. 010690-A, was presented to the Mayor on the twentieth day of December, 2001, and was not returned to the Council with his signature at a meeting held January 29, 2002 (being more than ten days after it has been presented to him).

THEREFORE, Pursuant to the provisions of Section 2-202 of the Philadelphia Home Rule Charter, the ordinance becomes effective as if the Mayor had approved it.

A handwritten signature in cursive script, appearing to read "Marie B. Hauser".

Marie B. Hauser
Chief Clerk of the City Council

(Bill No. 010690-A)

AN ORDINANCE

Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," to require the sponsors of a "planned event" held at any premises to obtain a permit for such event if, because it is expected to attract significantly more persons than may be accommodated within the safe occupancy limits of the premises, the event may reasonably be expected to require a substantial increase in the need for fire prevention, police, traffic control, crowd control, or other public services; and providing for penalties and enforcement; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 9 of The Philadelphia Code is hereby amended to read as follows:

City of Philadelphia

BILL NO. 010690-A continued

Certified Copy

TITLE 9. REGULATION OF BUSINESSES, TRADES AND PROFESSIONS

* * *

CHAPTER 9-2600. PLANNED EVENT PERMITS

* * *

§9-2601. *Definitions.*

- (1) *“Department.” The Department of Licenses and Inspections.*
- (2) *“Commercial.” Relating to the for-profit activity of any entity, but not including the activities of non-profit or charitable organizations.*
- (3) *“Planned Event.” A primarily commercial event held in whole or in part at any premises:*

(a) that is promoted by the sponsor by print, radio or television advertisements, or by any other method;

(b) that the sponsor should reasonably expect will attract significantly more people than can be accommodated within the safe occupancy limits of such premises; and

(c) that, because of expected overflow of people outside the premises, the sponsor should reasonably expect will require a significant increase in the amount, scope, or level of necessary fire protection, police, traffic control, crowd control, or other public services above those that would normally be required in the absence of the event.

- (4) *“Sponsor.” The owner of the premises at which a planned event is to be held, and any other person who sponsors the planned event.*

§9-2602. *Planned event permit required.*

- (1) *No planned event may be held unless the sponsor or sponsors obtain a planned event permit at least fifteen (15) days prior to the first day of the planned event.*

§9-2603. *Permit issuance.*

- (1) *An application for a planned event permit shall be made on a form provided by the Department at least thirty (30) days before the event and shall be signed by all sponsors. The Department is authorized to require a non-refundable filing fee to be charged upon application for such permit in an amount to be determined by regulations of the Department. Such filing fees shall be applied as a credit to the permit fee.*

City of Philadelphia

BILL NO. 010690-A continued

Certified Copy

(2) *A planned event permit shall be issued if the following requirements are met:*

(a) *the applicant has submitted all required information, which shall include a comprehensive description of the planned event, including dates and times, estimated attendance, and a detailed description of all forms of entertainment to be provided;*

(b) *the applicant has submitted, and the Managing Director, or his or her designee, has approved, a comprehensive crowd management plan that details the measures the applicant will take to cooperate with the City to control and minimize crowd impact on neighboring residents, prevent underage drinking, maintain public safety, mitigate noise disturbances, ensure safe flow of vehicular and pedestrian traffic, and prevent public intoxication or unrest resulting from crowd overflow from the premises at which the planned event will be held, and which plan shall include the measures to be taken by the applicant to retain sufficient personnel and provide them all necessary training necessary to meet the applicant's obligations under the plan. The Managing Director, or his or her designee, shall approve any reasonable plan so submitted;*

(c) *the applicant has entered into a written agreement with the City, in form approved by the Law Department, under which the applicant agrees to:*

(.1) reimburse the City for the additional costs necessitated by the increase in the amount, scope, or level of necessary fire protection, police, traffic control, crowd control, or other public services above those that would normally be required in the absence of the planned event, which costs shall include, but not be limited to, overtime pay for City employees;

(.2) indemnify the City for claims made against the City in connection with services provided in connection with the event;

(.3) reimburse residents or businesses in the neighborhood of the premises at which the planned event will be held for property damage caused by persons attending the event;

(d) *the applicant has furnished a bond or other security in form and amount approved by the Law Department to guaranty the applicant's obligation to reimburse the City, residents and businesses under the agreement required by subsection (c);*

(e) *the applicant has certified that it is not delinquent in the payment of any City taxes or fines, and that any other City licenses required in connection with the holding of the planned event have been obtained; and*

(f) *the applicant has paid a permit fee in an amount to be determined by the Department by regulation.*

City of Philadelphia

BILL NO. 010690-A continued

Certified Copy

§9-2604. *Penalties and enforcement.*

(1) *Each sponsor of a planned event held without the permit required by this Chapter shall be subject to a fine of three hundred dollars (\$300) for each day the event is held.*

(2) *The Department, with the assistance of the Police Department, may issue a Cease Operations Order under the procedures set forth in Section A-505.0 of The Philadelphia Administrative Code in connection with a planned event for any premises at which a planned event is held without the permit required by this Chapter.*

* * *

Explanation:

Italics indicate new matter added.