



City of Philadelphia

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

BILL NO. 080642

Introduced September 18, 2008

Councilmembers Miller, Jones, Sanchez and Clarke

**Referred to the
Joint Committees Public Safety and Licenses & Inspections**

AN ORDINANCE

Amending Chapter 19-2600 of The Philadelphia Code, entitled "Business Privilege Taxes," by amending Section 19-2602 thereof, entitled "Licenses," to add a new subsection requiring licensees operating a food service establishment to cooperate in the reporting and investigation of violent crimes in or near the establishment, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 19-2600 of The Philadelphia Code is hereby amended as follows:

CHAPTER 19-2600. BUSINESS PRIVILEGE TAXES.

* * *

§19-2602. Licenses.

* * *

(4) Every person required to procure a license under this Section shall as a condition to the receipt or retention of the license:

* * *

(h) With respect to persons operating a "food service establishment," as defined in Section 6-102, in addition to the other requirements of this Section, the owner

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or manager, or agents of such owner or manager, of the food service establishment shall:

(.1) In the event of the occurrence of a violent crime, or threat of imminent occurrence of a violent crime, on the premises or in the immediate vicinity of the food service establishment, promptly call 911 and provide the pertinent information necessary for police to respond to the incident;

(.2) In the event of a police investigation of the occurrence of a violent crime on the premises or in the immediate vicinity of the food service establishment, cooperate fully with the police, including but not limited to taking the following actions:

(.a) Provide lists of all employees of the food service establishment and any known witnesses to the crime, and encourage employees and witnesses to respond to police inquiries concerning the crime;

(.b) Make any video surveillance tapes relevant to the commission of the crime available to the police;

(.c) Make any identification scanner databases for the relevant time period available to police;

(.d) Allow the police full access to the premises and immediate vicinity of the establishment for purposes of gathering any physical evidence or otherwise conducting the investigation; and

(.e) Refrain from taking any actions that would have the effect of obstructing a police investigation of the commission of a violent crime on or near the premises of the food service establishment.

[(h)](i) The Department of Licenses and Inspections is authorized to deny or revoke a business privilege license for failure to comply with the requirements of this subsection. Any person who has been denied a license or whose license has been revoked shall have the right to appeal to the Board of License and Inspection Review within ten (10) days after receipt of the notice of denial or revocation.

Explanation:

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