



City of Philadelphia

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

BILL NO. 100651

Introduced October 7, 2010

Councilmember Kenney

**Referred to the
Committee on Public Property and Public Works**

AN ORDINANCE

Amending Chapter 16-600 of The Philadelphia Code, entitled "Redevelopment Proposals and Contracts," by setting forth certain additional requirements for Council's approval of redevelopment proposals and redevelopment contracts submitted to Council for approval under the provisions of the Urban Redevelopment Law, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 16-600 of The Philadelphia Code is hereby amended to read as follows:

CHAPTER 16-600. REDEVELOPMENT PROPOSALS AND CONTRACTS.

§16-601. Council Approval of Redevelopment Proposals and Contracts.

(1) No redevelopment proposal containing a form of redevelopment contract submitted to Council for approval under the provisions of the Urban Redevelopment Law, Act of May 24, 1945, as amended (35 P.S. §1701 et seq.), and no redevelopment contract separately submitted to Council for approval under those provisions, shall be approved by Council unless the proposed resolution setting forth Council's approval includes as an exhibit the certification of the General Counsel of the Redevelopment Authority of the City of Philadelphia that under the terms of the redevelopment contract:

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(e) Notwithstanding any provision to the contrary in the Redevelopment Authority's Percent for Art Program Policies and Procedures: If the redevelopment project concerns property located in an industrial district of the City, the redeveloper

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may elect to satisfy the Redevelopment Authority's one percent for art contribution requirement by contributing the required amount to a public art project selected solely by the redeveloper at the redeveloper's own discretion, so long as the project is located within the City and receives or has received the approval of the Art Commission pursuant to Section 5-903 of the Charter. If the redeveloper elects this option, the approval of the Redevelopment Authority, its Fine Art Advisory Committee, and its Fine Art Program Director shall not be required. Monuments and statues shall be considered public art for the purposes of this subsection.

(1.) If the Art Commission has not yet approved the proposed public art project at the time the redeveloper's contribution is due, the redeveloper shall deposit the funds in a special segregated fund established by the Finance Director for that purpose. If the Art Commission thereafter approves the proposed project, the Finance Director shall transfer the funds and any accumulated interest to the appropriate officials responsible for completing the proposed art project. If the Art Commission rejects the proposed project, the redeveloper shall, no later than 30 days thereafter, either designate an alternative public art project already approved by the Art Commission, in which case the Finance Director shall transfer the funds to the appropriate officials responsible for completing that project; or authorize the Finance Director to transfer the funds to the Redevelopment Authority's Fine Art Development Fund, to be expended according to the Redevelopment Authority's procedures.

Explanation:

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