

City of Philadelphia



(Bill No. 040271)

AN ORDINANCE

Amending Sections 9-205 and 9-206 of The Philadelphia Code, relating to sidewalk sales and sidewalk vendors in neighborhood business districts, by adding a designated neighborhood business district on Germantown avenue, between York street and Butler street, and making technical changes, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 9-205 of The Philadelphia Code is hereby amended to read as follows:

Section 9-205. Sidewalk Sales.

* * *

(8) Prohibited Conduct. No vendor or person shall:

* * *

(p) exhibit, display, offer for sale or sell any goods, wares, or merchandise or place or allow any stand to remain on the sidewalks of the following streets or any other location which the Council shall from time to time ordain:

* * *

(.7) *Reserved* [Germantown avenue, between York street and Butler street, except that sidewalk sales shall be permitted if the vendor or person exclusively exhibits, displays, offers for sale or sells goods, wares, or merchandise that are different in kind from those exhibited, displayed, offered for sale or sold by owners or tenants on the abutting property; Once a sidewalk vendor has been officially licensed and designated a specific vending location by the department of Licenses and Inspections pursuant to this ordinance, any subsequent change in goods sold by an abutting store owner that thereby creates a direct conflict with goods sold by the sidewalk vendor shall not be considered a violation of this ordinance.]

SECTION 2. Section 9-206 of The Philadelphia Code is hereby amended to read as follows:

§9-206. Sidewalk Vendors in Neighborhood Business Districts.

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(10) Designated Neighborhood Business Districts.

* * *

(f) Germantown Corridor Business District. The area of Germantown Avenue between York street and Butler street. Within this district there shall be a maximum of 22 vendor sites permitted on blockfaces allocated as per regulations established by the Department. Sidewalk sales shall be permitted only if the vendor or person exclusively exhibits, displays, offers for sale or sells goods, wares, or merchandise that are different in kind from those exhibited, displayed, offered for sale or sold by owners or tenants on the abutting property. Once a sidewalk vendor has been licensed and designated a specific vending location by the Department pursuant to this section, any subsequent change in goods sold by an abutting store owner that thereby creates a direct conflict with goods sold by the sidewalk vendor shall not be considered a violation of this subsection.

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Explanation:

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

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on April 22, 2004. The Bill was Signed by the Mayor on May 6, 2004.



Patricia Rafferty
Chief Clerk of the City Council