

City of Philadelphia



(Bill No. 150498)

AN ORDINANCE

Amending Section 9-206 of The Philadelphia Code, entitled “Sidewalk Vendors in Neighborhood Business Districts,” by creating the Temple University District, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 9-206 of The Philadelphia Code is hereby amended to read as follows:

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

* * *

(10) Designated Neighborhood Business Districts.

* * *

(i) *Temple University District.*

(.1) *Boundaries. The area bounded by Diamond Street to the north; 10th Street to the East; Oxford Street to the South; and 16th Street to the West.*

(.2) *Number and locations of permitted vendors. Within the Temple University District a combined maximum of fifty (50) locations, for sidewalk vendors (as defined in §9-206) and street vendors (as defined in §9-203) shall be designated for vending in the public right-of-way. There shall be a limit of one (1) location per vendor/franchise owner in this district. Vending shall be permitted on the following blockfaces subject to the limits specified below:*

(A) *the northern side of Norris street from a point three hundred fifty-five (355) feet east of the east side of Broad street for a distance of one hundred seventy-five (175) feet totaling no more than five (5) thirty-five (35) feet street vending locations numbered A1 through A5;*

(B) *the western side of 13th street from a point thirty (30) feet north of the northern side of Norris street for a distance of sixty (60) feet totaling no more than three (3) twenty (20) feet sidewalk vending locations numbered B1 through B3;*

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(C) *the eastern side of 13th street from a point thirty (30) feet north of the northern side of Norris street for a distance of sixty (60) feet totaling no more than two (2) thirty (30) feet street vending locations numbered C1 and C2;*

(D) *the northern side of Norris street from a point thirty-five (35) feet east of the eastern side of 13th street for a distance of one hundred twenty (120) feet totaling no more than four (4) thirty (30) feet street vending locations numbered D1 through D4;*

(E) *the northern side of Norris street from a point two hundred seventy-five (275) feet east of the eastern side of 13th street for a distance of ninety (90) feet totaling no more than three (3) thirty (30) feet street vending locations numbered E1 through E3;*

(F) *the western side of 12th street from a point forty-five (45) feet south of the southern side of Norris street for a distance of two hundred forty (240) feet totaling no more than six (6) forty (40) feet street vending locations numbered F1 through F6. Vendors shall not encroach onto the entrance to the Biology – Life Sciences Building;*

(G) *the southern side of Montgomery avenue from a point 20 feet west of the western side of 12th street for a distance of 90 feet totaling no more than six (6) fifteen (15) feet sidewalk vending locations numbered G1 through G6;*

(H) *the southern side of Montgomery avenue from a point one hundred ninety (190) feet west of the western side of 12th street for a distance of one hundred seventy-five (175) feet totaling no more than five (5) thirty-five (35) feet street vending locations numbered H1 through H5;*

(I) *Not Used*

(J) *the southern side of Montgomery avenue from a point fifty (50) feet west of the western side of 13th street for a distance of one hundred seventy-five (175) feet totaling no more than five (5) thirty-five (35) feet street vending locations numbered J1 through J5;*

(K) *the southern side of Montgomery avenue from a point three hundred forty (340) feet west of the western side of 13th street for a distance of two hundred ten (210) feet totaling no more than six (6) thirty-five (35) feet street vending locations numbered K1 through K6;*

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(L) the western side of 13th street from a point twenty (20) feet south of the southern side of Montgomery avenue for a distance of seventy-five (75) feet totaling no more than five (5) fifteen (15) feet sidewalk vending locations numbered L1 through L5;

Vending locations on the permitted blockfaces shall be designated by the Department taking into account the following restrictions:

(.3) The following special provisions shall apply only within the Temple University District, and these provisions shall supersede any conflicting general provisions set forth in this Section 9-206 or elsewhere:

(A) Vendor trucks and carts shall be limited in size as follows: (Note: Any nonconforming street vendors trucks currently vending in this District may remain until such time as the trucks are replaced.

(i) Street Vendor trucks shall be limited in total length such that there shall be a minimum of five (5) feet between the end of the truck and the end of its assigned space; width shall be limited per Commonwealth of Pennsylvania Department of Transportation requirements.

(ii) Sidewalk Vendor carts shall conform to the restrictions of Section 9-206(8)(a)(.1).

(B) All vendor spaces within this district shall be controlled by the City of Philadelphia pursuant to this Section 9-206 and other applicable ordinances, and shall comply with applicable regulations of Temple University. Such spaces shall be non-assignable and non-transferable.

(C) All vendors shall procure and display a current Temple University District vending license.

(D) Vendors shall furnish and install permitted electric utility connections for required power. They shall be liable for all utility usage charges.

(E) Portable generators of any kind are prohibited.

(F) Potable water connections and sewer connections are prohibited.

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(G) Vendors shall remain in continuous operation; vendors may close for a period of up to one (1) month with written notification to the University and the City of Philadelphia Department of Licenses and Inspections Vendor Unit. Failure to make required notifications will result in removal (towing) of truck. All associated fees will be borne by the vendor.

(H) All vendors shall maintain their vehicles/carts as required by City ordinance. In addition all trucks and carts shall be road worthy at all times and vendors shall move their trucks or carts when required by City ordinance or by order of the Streets Department.

(I) All vendors shall be open a minimum of four (4) days per week year round.

(J) All vendors shall relocate at the request of the University or City of Philadelphia; this request may be for maintenance or other good cause for a City or University purpose. Efforts will be made to relocate vendors to a temporary or new permanent location within the District.

(K) Vendors shall provide receptacles and be responsible for removal of trash. No vendor shall use University trash receptacles or dumpsters.

(L) Vendors shall not park private vehicles between trucks; all vehicles must be parked in legal street locations or available parking lots.

(M) Vendor deliveries shall be between the hours of 6:00 am to 7:30 am and 6:30 pm to 8:30 pm. In no case shall deliveries block active city streets nor cause delays in traffic flow along said streets.

Street and sidewalk vending shall be prohibited on all other blockfaces contained within the Temple University District.

SECTION 2. Effective Date. This Ordinance shall take effect immediately upon becoming law.

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 June 18, 2015. The Bill was Signed by the Mayor on September 8, 2015.



Michael A. Decker
Chief Clerk of the City Council