



City of Philadelphia

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

BILL NO. 150275
(As Amended, 5/14/15)

Introduced April 9, 2015

Councilmember Jones
for
Council President Clarke

Referred to the
Committee on Licenses and Inspections

AN ORDINANCE

Amending Subcode "A" of Title 4 of The Philadelphia Code, entitled "The Philadelphia Administrative Code," by amending Chapter 3 entitled "Permits"; amending Chapter 6 entitled "Fines"; and amending Chapter 9 entitled "Fees"; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 4 of The Philadelphia Code is amended to read as follows:

TITLE 4. THE PHILADELPHIA BUILDING CONSTRUCTION AND
OCCUPANCY CODE

SUBCODE "A" (THE PHILADELPHIA ADMINISTRATIVE CODE)

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CHAPTER 3
PERMITS

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A-301.1 Permits required: An application shall be submitted to the department for the activities listed in Sections A-301.1.1 through A-301.1.[6]7 and these activities shall not

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commence without a permit being issued in accordance with Section A-302.0. Where the scope of work includes more than one lot, a separate permit shall be required for each lot.

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A-301.1.7 Excavation and Foundation Permit: *An excavation and foundation permit is required for any excavation, foundation, ground openings, sheeting/shoring, vaults and areaways where the activity requires a building permit. No permit shall be issued prior to the issuance of a zoning permit for the entire structure and provided that appropriate construction documents and required statements have been filed.*

A-301.1.7.1 Related work: *Issuance of an excavation and foundation permit for a structure shall be the basis for issuance of plumbing and electrical permits for such work below grade.*

A-301.1.7.2 Owner's risk: *The owner of a structure for which an excavation and foundation and related permits have been issued shall proceed at the owner's risk without assurance that a permit for the entire structure will be granted. Issuance of an excavation and foundation permit shall not be construed to establish vested rights to the building or related permits on the part of any party to the construction project.*

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[A-301.9 Waste material notification: Where the estimated cost of construction/alteration is in excess of \$10,000.00, the applicant for a building permit shall immediately notify the City of Philadelphia Recycling Office of every hauler who will be handling the waste material generated by such activity. The information required for compliance with this Section shall be determined by the City of Philadelphia Recycling Office and shall include Waste Collection and/or Recyclable Material License number(s). Failure to comply with this requirement shall result in the immediate revocation of the building permit.]

A-301.9 Waste collection plan: *Where the estimated cost of construction, demolition, or alteration is in excess of \$10,000.00, the applicant for a building permit must, within ten business days, submit to the City of Philadelphia Recycling Office a copy of the building permit application and, if applicable, a copy of the excavation and foundation permit, along with a waste collection plan detailing the project description, waste management goals, expected project waste material(s), method(s) of waste disposal, handling procedures, the name(s) of every waste removal company hired to remove and dispose of waste materials, and any other information required by the City of Philadelphia Recycling Office. A copy of the waste collection plan must be distributed to all*

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subcontractors working on the project. Failure to comply with this requirement shall result in the immediate revocation of the building permit.

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[A-302.6 Foundation permit: The code official is authorized to issue a permit for the construction of foundations before the construction documents for the entire structure have been submitted provided the zoning permit for the entire structure has been issued and provided that appropriate construction documents and required statements have been filed.

A-302.6.1 Related work: Issuance of a foundation permit for a structure shall be the basis for issuance of plumbing and electrical permits for such work below grade.

A-302.6.2 Owner's risk: The owner of a structure for which a foundation and related permits have been issued shall proceed at the owner's risk without assurance that a permit for the entire structure will be granted. Issuance of a foundation permit shall not be construed to establish vested rights to the building or related permits on the part of any party to the construction project.]

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CHAPTER 6 FINES

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A-601.3 Fines for Class III offenses: Notwithstanding subsection A-601.1, any person who violates any of the following provisions shall have committed a Class III offense and shall be subject to the fines set forth in subsection 1-109(3) of The Philadelphia Code:

1. A-301.1.5 (Zoning and Use Registration Permits);
- 1.1 [A-402.10.6 (Failure to provide for required demolition inspections);]A-301.1.9 (*Excavation and Foundation Permit*);
- 1.2 A-402.10.6 (*Failure to provide for required demolition inspections*);

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FEES

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A-902.2.4 [Foundation-only permits: A building permit fee of \$100.00 shall be paid prior to the issuance of a permit for the installation of foundations.] ***Excavation and Foundation permits:*** *The permit fee for an excavation and foundation permit shall be \$100 per lot.*

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SECTION 2. Effective date. This Ordinance shall take effect 60 days after its enactment.

Explanation:

[Brackets] indicate matter deleted.

Italics indicate new matter added.