



BILL NO. 240430

Introduced May 9, 2024

Councilmember Driscoll for Council President Johnson

**Referred to the
Committee on Licenses and Inspections**

AN ORDINANCE

Amending various provisions of The Philadelphia Code to authorize revisions of various fees by regulation, including license and permit fees under Subcode "A" (The Philadelphia Administrative Code; license fees for food establishments under Title 6 (Health Code); license and permits under Title 9 (Regulation of Businesses, Trades and Professions); license under Section 10-722 (Use of Dumpsters); license under Section 11-610 (Construction Equipment); and license under Chapter 19-600 (Amusement Tax); all under certain terms and conditions.

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

TITLE 4. THE PHILADELPHIA BUILDING CONSTRUCTION AND OCCUPANCY CODE

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SUBCODE "A" (THE PHILADELPHIA ADMINISTRATIVE CODE)

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CHAPTER 9 FEES

SECTION A-901 GENERAL

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A-901.15 License and permit fee revisions: The Department, by regulations effective on or after July 1, 2018, is authorized to revise the fees established in Sections A-902 through A-907 of this Chapter, or adopt fees not otherwise provided for in such Sections, based upon the costs to administer and enforce the applicable programs and [services,] *services*; provided that no fee shall be increased to an amount higher than the fee as it existed on July 1, 2017, multiplied by

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the CPI Multiplier, as defined in Section 9-102 of the [Code.] Code; and further provided that for fees established in this Code after July 1, 2017, the fee shall not be increased to an amount higher than the fee on the date that it was established, multiplied by the CPI Multiplier, using as the base figure for purposes of determining the CPI Multiplier the most recently published CPI-U as of July 1 of the year the fee was established.

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SECTION 2. Title 6 of The Philadelphia Code is amended to read as follows:

TITLE 6. HEALTH CODE.

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CHAPTER 6-300 FOOD

§ 6-301. Food Establishments.

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(4) The license fee for the issuance of a single license for food establishments selling food is as follows:

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(f) The license fees set forth in this subsection 6-301(4) may be revised by regulations of the Department of Licenses and Inspections, to cover costs of program administration, that are effective on or after July 1, 2018, provided that no fee shall be increased to an amount higher than the fee as it existed on July 1, 2017, multiplied by the CPI Multiplier, as defined in Section 9-102 of the [Code.] Code and further provided that for fees established in this Code after July 1, 2017, the fee shall not be increased to an amount higher than the fee on the date that it was established, multiplied by the CPI Multiplier, using as the base figure for purposes of determining the CPI Multiplier the most recently published CPI-U as of July 1 of the year the fee was established.

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SECTION 3. Title 9 of The Philadelphia Code is amended to read as follows:

TITLE 9. REGULATION OF BUSINESSES, TRADES AND PROFESSIONS.

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CHAPTER 9-100. GENERAL PROVISIONS

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§ 9-102. Licenses and Permits.

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(10) The Department is authorized to revise by regulation any fee imposed in connection with the issuance of any license or permit required under this Title. Any such fee shall be set to cover the costs of program administration, provided that no fee shall be increased to an amount higher than the fee as it existed on July 1, 2017, multiplied by the CPI Multiplier. The CPI Multiplier shall be equal to the most recently published Consumer Price Index for all Urban Consumers (CPI-U) All Items Index, as of the effective date of the proposed fee increase, divided by the most recently published CPI-U as of July 1, [2017.] 2017; and further provided that for fees established in this Code after July 1, 2017, the fee shall not be increased to an amount higher than the fee on the date that it was established, multiplied by the CPI Multiplier, using as the base figure for purposes of determining the CPI Multiplier the most recently published CPI-U as of July 1 of the year the fee was established.

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SECTION 4. Title 10 of The Philadelphia Code is amended to read as follows:

TITLE 10. REGULATION OF INDIVIDUAL CONDUCT AND ACTIVITY

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CHAPTER 10-700. REFUSE AND LITTERING

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§ 10-722. Use of Dumpsters.

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(3) License Applications; Medallions.

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(d) License and Medallion Fees.

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(.4) *The Department of Licenses and Inspections may by regulation revise the license fee amounts of this subsection (3)(d) to cover costs of program administration, provided that no fee shall be increased to an amount higher than the fee as it existed on July 1, 2017, multiplied by the CPI Multiplier, as defined in Section 9-102 of the Code.*

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SECTION 5. Title 11 of The Philadelphia Code is amended to read as follows:

TITLE 11. STREETS

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CHAPTER 11-600. CONSTRUCTION, ENCROACHMENTS AND PROJECTIONS OVER, ON AND UNDER STREETS

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§ 11-610. Construction Equipment.

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(3) The owner of a construction dumpster shall obtain such a license by providing the Department of Licenses and Inspections with identifying information regarding the dumpster and any additional information required by the Department by regulation. The annual fee for such license is seventy-five dollars (\$75) per construction dumpster. The Department, upon issuing the license, shall also issue to the licensee a medallion that uses UHF radio frequency technology, or such other technology approved by the Department by regulation, to electronically transmit: (1) the license number; (2) the name and telephone number of the licensee; and (3) such other information as the Department requires. When the owner has obtained a "fleet license" pursuant to regulations established by the Department of Streets, the Department shall issue multiple medallions pursuant to the terms of the regulations, provided that the fee for a fleet license shall be seventy-five dollars (\$75).

(a) The Department of Licenses and Inspections may by regulation revise the license fee amounts of this subsection (3) to cover costs of program administration, provided that the fee shall not be increased to an amount higher than the fee as it existed on July 1, 2017, multiplied by the CPI Multiplier, as defined in Section 9-102 of the Code.

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SECTION 6. Chapter 19-600 of The Philadelphia Code is amended to read as follows:

TITLE 19. FINANCE, TAXES AND COLLECTIONS

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CHAPTER 19-600. AMUSEMENT TAX.

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§ 19-602. Licenses.

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(3) No amusement license required under § 19-602(1) shall be issued unless the applicant:

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(c) Pays an annual license fee of [~~\$50.~~] \$50, *or such other amount as may be established by regulations of the Department of Licenses and Inspections, to cover costs of program administration, provided that the fee shall not be increased to an amount higher than the fee as it existed on July 1, 2017, multiplied by the CPI Multiplier, as defined in Section 9-102 of the Code.*

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