

City of Philadelphia



Council of the City of Philadelphia
Office of the Chief Clerk
Room 402, City Hall
Philadelphia

(Resolution No. 051029)

RESOLUTION

Authorizing City Council's Legislative Oversight Committee to hold public hearings for the purpose of investigating the presence of an overwhelming number of violations present in and around licensed liquor establishments.

WHEREAS, The Pennsylvania Liquor Control Board (PLCB) states that it is unlawful for any restaurant or eating place licensed establishment to remain in operation without continuously complying with the conditions under which it was originally licensed; and

WHEREAS, The PLCB states that these licensed operations must be reputable places where food is regularly and customarily prepared and sold, with a permanent seating requirement of at least thirty (30) chairs at tables; and

WHEREAS, The PLCB also states that it is unlawful to sell, furnish or give or to permit the sale, furnishing or giving of any liquor or malt or brewed beverages to minors, insane or visibly intoxicated persons, habitual drunkards or persons of known intemperate habits; and

WHEREAS, Furthermore, the PLCB states that is unlawful for any liquor licensee, or any retail dispenser, his servants, agents or employees to permit persons of ill repute, including prostitutes, to frequent the licensed premises or any premises operated in connection therewith; and

WHEREAS, Minors may frequent liquor licensed premises only if they are: with their parent(s); with their legal guardian(s); under proper supervision; attending a social gathering; or in an establishment whose sales of food and non-alcoholic beverages equal fifty percent (50%) or more of their sales of food and alcoholic beverages; and

WHEREAS, During every liquor license renewal period, a significant number of nuisance liquor licensed establishments with apparent violations are renewed; and

City of Philadelphia

RESOLUTION NO. 051029 continued

WHEREAS, Allowing these nuisance liquor license establishments to exist without intervention is destructive to our communities and disrespectful to the citizens of Philadelphia; now, therefore, be it

RESOLVED BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That authority be given to the Legislative Oversight Committee to hold public hearings for the purpose of investigating the presence of an overwhelming number of violations present in and around licensed liquor establishments.

FURTHER RESOLVED, That the Committee is authorized in furtherance of such investigation to issue subpoenas as may be necessary to compel the attendance of witnesses and the production of documents to the full extent authorized under Section 2-401 of the Home Rule Charter.

City of Philadelphia

RESOLUTION NO. 051029 continued

City of Philadelphia

RESOLUTION NO. 051029 continued

CERTIFICATION: This is a true and correct copy of the original Resolution, Adopted by the Council of the City of Philadelphia on the third of November, 2005.

Anna C. Verna
PRESIDENT OF THE COUNCIL

Patricia Rafferty
CHIEF CLERK OF THE COUNCIL

Introduced by: Councilmembers Kenney, Reynolds Brown and Nutter

Sponsored by: Councilmembers Kenney, Reynolds Brown, Nutter, DiCicco, Council President Verna, Councilmembers Goode, Clarke, Blackwell, Krajewski, Tasco, Rizzo, Kelly, Ramos, O'Neill and Miller