

# City of Philadelphia



(Bill No. 250151)

## AN ORDINANCE

Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by revising Chapter 9-4400, entitled "Responsible Business Operations," to add the sale of tobacco in violation of 18 Pa. C.S. § 6305 to the list of nuisance behaviors, under certain terms and conditions.

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

### TITLE 9. REGULATION OF BUSINESSES, TRADES AND PROFESSIONS

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#### CHAPTER 9-4400. RESPONSIBLE BUSINESS OPERATIONS

§ 9-4401. Definitions.

\* \* \*

(3) Nuisance Behavior. Behavior that interferes with the health, safety or welfare of the community, including, but not limited to, the following:

(a) Illegal consumption or sale of alcoholic beverages;

(b) *Illegal sale of tobacco products in violation of state law.*

(c) [(b)] Illegal drug activity;

(d) [(c)] Unlawful street or sidewalk obstruction;

(e) [(d)] Gambling and illegal gaming activities;

(f) [(e)] Public urination or defecation;

(g) [(f)] Litter in the right-of-way, including the sidewalk or street;

(h) [(g)] Prostitution;

(i) [(h)] Owning, operating or conducting a vehicle chop shop in any building or structure, including a lot or curtilage, for the purpose of dealing in stolen vehicles or stolen vehicle parts or illegally obtaining and altering vehicles or vehicle identification numbers of vehicle parts;

# City of Philadelphia

BILL NO. 250151 *continued*

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(j) [(i)] Vehicles parked on the sidewalk;

(k) [(j)] Use of street parking spaces or sidewalk for open storage, sale, or rental of goods, or storage or repair of inoperable vehicles;

(l) [(k)] Unlicensed or unlawful firearms possession by a patron;

(m) [(l)] Short dumping;

(n) [(m)] Unlawful junk dealer operations;

(o) [(n)] Disorderly conduct and related behavior;

(p) [(o)] Conduct that violates the provisions of the Pennsylvania Liquor Code (47 P.S. §§ 1-101 et seq.) pertaining to unlawful acts relative to liquor and licensees (47 P.S. § 4-493);

(q) [(p)] Obstruction of an investigation of nuisance behavior;

(r) [(q)] Repeated or continuing violations of any other City ordinance and/or regulations;

(s) [(r)] Any other activity that constitutes a public nuisance under The Philadelphia Code.

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Explanation:

[Brackets] indicate matter to be deleted.

*Italics* indicate new matter added.

# City of Philadelphia

*BILL NO. 250151 continued*

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on May 8, 2025. The Bill was Signed by the Mayor on May 28, 2025.

A handwritten signature in black ink, reading "Elizabeth McCollum". The signature is fluid and cursive, with the first name "Elizabeth" and last name "McCollum" clearly distinguishable.

Elizabeth McCollum  
Chief Clerk of the City Council