



City of Philadelphia

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

BILL NO. 020463

Introduced September 12, 2002

Councilmember Blackwell

**Referred to the
Committee on Rules**

AN ORDINANCE

Amending Chapter 10-600 of The Philadelphia Code, entitled "Public Places - Prohibited Conduct," by amending Section 10-611, entitled "Sidewalk Behavior," by amending the enforcement and penalties provisions; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 10-600 of The Philadelphia Code is hereby amended to read as follows:

CHAPTER 10-600. PUBLIC PLACES - PROHIBITED CONDUCT.

* * *

§10-611. Sidewalk Behavior.

* * *

(7) Enforcement.

(a) *No law enforcement officer shall issue a notice of violation or take any coercive action against any person in violation of subsections (2)(g), (h), (l) or (m), relating to lying, sitting, obstructing, or leaving objects unattended, or (4)(b) or (c), relating to soliciting near a building entrance or bank. No law enforcement officer shall issue a notice of violation or take any coercive action against any person in violation of this Section, unless, prior to issuing such notice or taking such action, the officer or his or her designated representative:*

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[(.1) With respect to violations of subsections (2)(g), (h), (l) or (m), relating to lying, sitting, obstructing, or leaving objects unattended, or (4)(b) or (c), relating to soliciting near a building entrance or bank, first issues an oral warning to the person or persons in violation, and then, if the person or persons refuse to comply after receiving an oral warning, issues a written warning to the person or persons in violation. The written warning shall be printed in English and Spanish.]

* * *

(8) Penalties. A person found in violation of this Section shall be subject to penalty, as follows:

(a) [For a violation of subsections (2)(a), relating to parking a motorized vehicle on the sidewalk; (2)(b), relating to gambling on the sidewalk; (2)(g), relating to lying on the sidewalk; (2)(c), relating to riding a bicycle on the sidewalk; (2)(d), relating to riding a scooter, roller skates or skateboard on the sidewalk; (2)(h), relating to sitting on the sidewalk; (2)(l), relating to unreasonable obstructions on the sidewalk; and (2)(m), relating to unattended belongings on the sidewalk, of not to exceed twenty (20) dollars.]

(b) [For a violation of subsections (4)(a), (b) and (c), relating to aggressive solicitation, a fine of not more than one hundred (100) dollars.]

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SECTION 2. This Ordinance shall take effect immediately.

Explanation:

[Brackets] indicates matter deleted.
Italics indicate new matter added.