

City of Philadelphia



Philadelphia, November 18, 2021

CERTIFICATION: This is to certify that Bill No. 210205 was presented to the Mayor on the twenty eighth day of October, 2021, and was not returned to the Council with his signature at a meeting held November 18, 2021 (being more than ten days after it had been presented to him).

THEREFORE, Pursuant to the provisions of Section 2-202 of the Philadelphia Home Rule Charter, the ordinance becomes effective as if the Mayor had approved it.

A handwritten signature in cursive script that reads "Michael A. Decker".

Michael A. Decker
Chief Clerk of the City Council

(Bill No. 210205)

AN ORDINANCE

Amending Chapter 9 of Subcode PM (“The Philadelphia Property Maintenance Code”) of Title 4 of The Philadelphia Code, entitled “Additional Special Requirements,” to establish a program in which the City may perform certain urgent repairs and bill the property owner; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

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

TITLE 4. THE PHILADELPHIA BUILDING CONSTRUCTION AND OCCUPANCY CODE

* * *

SUBCODE “PM” (THE PHILADELPHIA PROPERTY MAINTENANCE CODE)

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CHAPTER 9 ADDITIONAL SPECIAL REQUIREMENTS

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SECTION PM-906. NECESSARY URGENT REPAIR PROGRAM.

(1) *Definitions. For purposes of this Section, the following terms shall have the following meanings:*

“Department.” The Department of Licenses and Inspections.

“Qualifying Multi-Family Building.” A residential building that has a Household Living Use pursuant to Section 14-601(2)(a)(.3) of the Philadelphia Zoning Code and, in which, a public nuisance is present.

“Qualifying Vacant Single-Family Building.” A residential building that has been unoccupied for one year or more, has a Household Living Use pursuant to Section 14-601(2)(a)(.1) of the Philadelphia Zoning Code and, in which, the presence of a public nuisance is significantly impacting a neighboring property.

(2) *A significant violation of one or more of the following sections of the Philadelphia Property Maintenance Code shall be considered a public nuisance:*

- (a) *PM15-504.3: Plumbing Systems-Hazards;*
- (b) *PM15-506.1: Plumbing Systems-Sanitary Drainage;*
- (c) *PM15-506.2: Plumbing Systems-Sanitary Maintenance;*
- (d) *PM15-602.2: Mechanical & Electrical-Heating Residential;*
- (e) *PM15-602.3: Mechanical-Heating Residential Temp;*
- (f) *PM15-603.1: Mechanical-Mechanical Equipment.*

(3) *The Department may, by regulation, designate additional significant violations of the Philadelphia Property Maintenance Code that shall be considered public nuisances and have the same effect as significant violations listed in Section PM-906(2) of this Code.*

(4) *Owners and authorized agents of Qualifying Multi-family Buildings and Qualifying Vacant Single-Family Buildings are required to immediately repair any public nuisance listed in*

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Section PM-906(2) of this Code, after being provided with service of reasonable notice of the public nuisance.

(5) Failure to repair any such public nuisance within one (1) month of provision of reasonable notice of the existence of the public nuisance, including a summary of the repairs to be completed, shall authorize the Department to cause the public nuisance to be repaired.

(a) If, at the time of the notice, the owner or authorized agent of the Qualifying Multi-Family Building or Qualifying Vacant Single-Family Building is engaged in a good-faith effort to repair the public nuisance at least as soon as it could be corrected by the Department, the Department shall not commence any repairs unless and until the owner or authorized agent interrupts or ceases the repairs or the Department determines that emergency repairs or temporary safeguards are required.

(6) The owner shall be responsible for, and shall be billed for, all expenses incurred by the Department pursuant this Section PM-906, which, after a period of non-payment of thirty (30) days, shall be filed as a lien against the property.

SECTION 2. This Ordinance shall take effect one year from the date it becomes law.

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