

City of Philadelphia



(Bill No. 230856)

AN ORDINANCE

Amending Chapter 9-200 of The Philadelphia Code, entitled “Commercial Activities on Streets,” by designating a neighborhood business district in the 6th Councilmanic District for authorized sidewalk vending and making technical changes, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 9-200 of The Philadelphia Code is hereby amended to read as follows:

TITLE 9. REGULATION OF BUSINESSES, TRADES AND PROFESSIONS

* * *

CHAPTER 9-200. COMMERCIAL ACTIVITIES ON STREETS

* * *

§ 9-205. Sidewalk Sales.

* * *

(8) Prohibited Conduct. No vendor or person shall:

* * *

(p) exhibit, display, offer for sale or sell any goods, wares, or merchandise or place or allow any stand to remain on the sidewalks of the following streets or any other location which the Council shall from time to time ordain:

* * *

[(.327) The Sixth Councilmanic District. This prohibition shall not apply to the following:

* * *

(.a) sidewalk vending of fresh fruit, vegetables or flowers by an owner or tenant of an abutting building, provided that: (i) such vending is accessory to a business conducted by such owner or tenant in the abutting building; and (ii) no merchandise display or other stand shall be placed on the sidewalk except within three feet of the abutting building, and

City of Philadelphia

BILL NO. 230856 continued

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in no event shall a stand be placed on the sidewalk if it reduces the unobstructed pedestrian right-of-way to less than six feet. Such permitted sidewalk vending shall be exempt from all other provisions of this Section 9-205, including, but not limited to, the license requirement of subsection 9-205(3);

(.b) the south side of Cottman avenue between Bustleton avenue and Bradford street, which may have up to three vendors;

(.c) the east side of Bustleton avenue between Cottman Avenue and Saint Vincent street, which may have up to three vendors;]

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§ 9-206. Sidewalk Vendors in Neighborhood Business Districts.

* * *

(10) Designated Neighborhood Business Districts.

* * *

(k) *Northeast District for Sidewalk Vending,*

(.1) *Boundaries. The Northeast District for Sidewalk Vending shall consist of the south side of Cottman avenue between Bustleton avenue and Bradford street and the east side of Bustleton avenue between Cottman avenue and Saint Vincent street.*

(.2) *Number and Location of Vendors. Within this district, a maximum of eight (8) sidewalk vending locations shall be permitted in the public right of way, with the number of sidewalk vendors along each blockface as follows:*

(.a) *Four (4) sidewalk vending locations on the south side of Cottman avenue between Bustleton avenue and Bradford street; and*

(.b) *Four (4) sidewalk vending locations on the east side of Bustleton avenue between Cottman avenue and Saint Vincent street.*

(.3) *Selection of Vendors. Applicants for vendor sites within this District shall be selected according to the number of years the applicant has conducted licensed vending operations within the District. The Department is authorized to promulgate regulations detailing a process to provide for a waiting list in order to select other vendors who desire to conduct vending activity in the District should an approved vending site become available. For the purpose of establishing whether a vendor currently conducts vending activity at one of the*

City of Philadelphia

BILL NO. 230856 *continued*

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approved locations, the applicant may offer as evidence any City-issued certificates, permits, or licenses related to its current sidewalk vending operation.

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Explanation:

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

City of Philadelphia

BILL NO. 230856 continued

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on December 14, 2023. The Bill was Signed by the Mayor on December 20, 2023.



Michael A. Decker
Chief Clerk of the City Council