

## Legislation Details (With Text)

**File #:** 020204      **Version:** 0      **Name:**

**Type:** Bill      **Status:** ENACTED

**File created:** 4/4/2002      **In control:** Committee on Streets and Services

**On agenda:**      **Final action:** 5/2/2002

**Title:** Authorizing Project H.O.M.E., 1515 Fairmount Avenue, Philadelphia, PA 19130, owner of the property 1922-1942 Judson Street, Philadelphia, PA 19121, to construct and maintain a metal marquee with electrified icon letter sign attached to the building and projecting over the west footway of Judson street, all under certain terms and conditions.

**Sponsors:** Councilmember Clarke

**Indexes:** ENCROACHMENT

**Code sections:**

**Attachments:** 1. CertifiedCopy02020400.pdf

Date	Ver.	Action By	Action	Result	Tally
5/15/2002	0	MAYOR	SIGNED		
5/2/2002	0	CITY COUNCIL	READ		
5/2/2002	0	CITY COUNCIL	PASSED	Pass	17:0
4/25/2002	0	CITY COUNCIL	ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR		
4/25/2002	0	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
4/25/2002	0	CITY COUNCIL	ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
4/24/2002	0	Committee on Streets and Services	HEARING HELD		
4/24/2002	0	Committee on Streets and Services	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
4/4/2002	0	CITY COUNCIL	Introduced	Pass	
4/4/2002	0	CITY COUNCIL	Referred		

Authorizing Project H.O.M.E., 1515 Fairmount Avenue, Philadelphia, PA 19130, owner of the property 1922-1942 Judson Street, Philadelphia, PA 19121, to construct and maintain a metal marquee with electrified icon letter sign attached to the building and projecting over the west footway of Judson street, all under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Permission is hereby granted to Project H.O.M.E., 1515 Fairmount Avenue, Philadelphia, PA 19130, owner of the property 1922-1942 Judson Street, Philadelphia, PA 19121 to construct and maintain a braced metal marquee structure, with attached electrified icon letter sign above, located as the face of the building and projecting a maximum of approximately five feet, eight inches (5'-8") over the west footway of Judson street with the lowest point being approximately eleven feet, five inches (11'-5") above the footway and the highest point being approximately eighteen feet (18') above the footway. The marquee structure extends for a maximum length approximately ninety-two feet, four inches (92'-4") along the Judson street facade with the

centerline of the structure located approximately one hundred and forty-seven feet (147') south of the south curb line of Norris street.

SECTION 2. Before exercising any rights or privileges under this Ordinance, Project H.O.M.E. must first obtain all required permits, licenses and approvals from all appropriate departments, boards, agencies or commissions. No such department, board, agency or commission shall be required to issue any such permit, license or approval solely because this Ordinance has been enacted, it being the express intent of this Ordinance not to supersede any other provision of law governing the issuance of such permits, licenses or approvals. In addition, before exercising any rights or privileges under this Ordinance, Project H.O.M.E. shall enter into an agreement ("Agreement") with the appropriate City department(s), in form satisfactory to the City Solicitor, to provide that Project H.O.M.E. shall, *inter alia*:

(a) furnish the City with a bond with corporate surety in the amount required by the Department of Streets and in a form satisfactory to the City Solicitor to insure compliance with all the terms and conditions of this Ordinance and the Agreement;

(b) protect, indemnify and save harmless the City from all suits or claims for damages which may arise directly or indirectly as a result of the erection and maintenance of the braced metal marquee structure with attached electrified icon letter sign;

(c) comply with the provisions of The Philadelphia Code, thereby securing all required permits, licenses and approvals from all appropriate departments, boards, agencies or commissions as may be required;

(d) insure that the braced metal marquee structure with attached electrified icon letter sign encroaches over the public right-of-way no more than the dimensions set forth in Section 1;

(e) carry public liability and property damage insurance co-naming the City of Philadelphia has an insured party in such amounts as shall be satisfactory to the City Solicitor;

(f) remove the braced metal marquee structure with attached electrified icon letter sign encroaching over the public right-of-way within sixty (60) days upon lawful service of notice from the City of Philadelphia.

SECTION 3. The City Solicitor shall include in the Agreement such other terms and conditions as shall be deemed necessary to protect the interests of the City.

SECTION 4. The permission granted to Project H.O.M.E. to construct and maintain a braced metal marquee structure with attached electrified icon letter sign over the west footway of Judson street attached to the property 1922-1942 Judson street shall expire without any further action by the City of Philadelphia if Project H.O.M.E. has not entered into the Agreement and satisfied all requirements of the Agreement that are listed in Section 2 within one (1) year after this Ordinance becomes law.

SECTION 5. This Ordinance shall not become effective unless the sum of two hundred dollars (\$200.00), toward the costs thereof, is paid into the City Treasury within sixty (60) days after this Ordinance becomes law.