



Legislation Details (With Text)

**File #:** 060045      **Version:** 0      **Name:**

**Type:** Bill      **Status:** LAPSED

**File created:** 2/2/2006      **In control:** Committee on Licenses and Inspections

**On agenda:**      **Final action:**

**Title:** Amending Section 6-103 of The Philadelphia Code entitled "Penalties and Cease Operations Orders" to authorize the Department of Licenses and Inspection to suspend for up to 120 days the food license of any licensee that receives two or more cease operations orders in any twelve month period; all under certain terms and conditions.

**Sponsors:** Councilmember Blackwell

**Indexes:** FOOD ESTABLISHMENTS

**Code sections:** 6-103 - Penalties and Cease Operations Orders

**Attachments:** 1. Bill No. 06004500.pdf

Date	Ver.	Action By	Action	Result	Tally
2/2/2006	0	CITY COUNCIL	Referred		
2/2/2006	0	CITY COUNCIL	Introduced	Pass	

Amending Section 6-103 of The Philadelphia Code entitled "Penalties and Cease Operations Orders" to authorize the Department of Licenses and Inspection to suspend for up to 120 days the food license of any licensee that receives two or more cease operations orders in any twelve month period; all under certain terms and conditions.

**WHEREAS**, some business establishments are repeatedly cited for health code violations and issued cease operations orders; and

**WHEREAS**, these business establishments have developed the practice of correcting code violations long enough for the Department of Licenses and Inspections to conduct a re-inspection and to lift their cease operations orders; and

**WHEREAS**, these business establishments allow their facilities to become non-compliant with code requirements once a cease operations order is lifted; and

**WHEREAS**, the Department of Licenses and Inspections should be authorized to suspend for a period of time the license of those who repeatedly violate the code; now therefore,

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

SECTION 1. Section 6-103 of The Philadelphia Code is hereby amended as follows:

§6-103. Penalties and Cease Operations Orders.

(3) In addition, any person licensed under this Title who has not paid a fine and cost imposed pursuant to this Title within ten (10) days shall have said license suspended and shall cease operation until all fines

and costs are paid. Continuous violation of the same provision shall be a separate violation for each day. In order to enforce this provision, the Department of Licenses and Inspections may, without further notice, issue a Cease Operations Order setting forth the unpaid fines and/or Court costs and cause the premises to be vacated of all employees, patrons and occupants until all such charges are paid. *And any person licensed under this Title who receives two or more cease operation orders in any twelve month period shall be subject to license suspension for a period not to exceed 120 days.*

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**Explanation:**

*Italics* indicate new matter added.