

Legislation Details (With Text)

File #: 000772 **Version:** 0 **Name:**

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On agenda: **Final action:**

Title: Amending Title 4 of The Philadelphia Code, entitled ("The Philadelphia Building and Construction Occupancy Code") by providing additional methods by which the City may pay contractors the City hires to trim, prune or remove trees that overhang or encroach on adjacent property pursuant to orders to abate nuisances, and by providing a maximum amount that property owners that may be assessed for the costs of such work, all under certain terms and conditions.

Sponsors: Councilmember Clarke, Councilmember Mariano, Councilmember Goode, Councilmember Miller, Councilmember Reynolds Brown, Councilmember Blackwell

Indexes:

Code sections: PM-312.2.4 - Payment of Tree Removal, Pruning or Trimming

Attachments: 1. Bill No. 00077200.pdf

Date	Ver.	Action By	Action	Result	Tally
5/8/2001	0	Committee on Licenses and Inspections	HEARING NOTICES SENT		
5/8/2001	0	Committee on Licenses and Inspections	HEARING HELD		
5/8/2001	0	Committee on Licenses and Inspections	RECESSED		
12/7/2000	0	CITY COUNCIL	Referred		
12/7/2000	0	CITY COUNCIL	Introduced	Pass	

Amending Title 4 of The Philadelphia Code, entitled (“The Philadelphia Building and Construction Occupancy Code”) by providing additional methods by which the City may pay contractors the City hires to trim, prune or remove trees that overhang or encroach on adjacent property pursuant to orders to abate nuisances, and by providing a maximum amount that property owners that may be assessed for the costs of such work, 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

* * *

CHAPTER 4-200. TEXT OF SUBCODES

* * *

SUBCODE “PM” (THE PHILADELPHIA PROPERTY MAINTENANCE CODE)

* * *

§PM 312.2.4. Payment of Tree Removal, Pruning or Trimming

(1) Upon completion of the trimming, removal or pruning of any Overhanging or Encroaching Tree, as defined in Section PM-312.0 of The Philadelphia Code, pursuant to an order to abate a nuisance, the Department of Licenses and Inspections shall compute the cost thereof in accordance with the provisions of the contract.

(2) The Department of Licenses and Inspections shall assess the cost against the properties in which the Overhanging or Encroaching Tree exists, provided that such assessments shall not exceed five hundred dollars (\$500) for each tree that is trimmed, pruned or removed, and such bills shall be returned in duplicate to the Department of Licenses and Inspections.

(3) The bills may be endorsed by the Department of Licenses and Inspections in favor of the contractor and delivered to the contractor in lieu of cash, unless provided by ordinance.

(4) One copy of each bill shall be served upon the registered owner of the property in which the Overhanging or Encroaching Tree exists, or if the owner cannot be found it shall be left on the premises.

(5) If the bills is not paid within thirty (30) days from service upon the owner of the property, a lien for the amount of the bill together with a penalty of six percent (6%) may be filed in the proper court against the property and owner.

SECTION 2. Effective Date. This Ordinance shall take effect immediately.

Explanation:

Italics indicate new matter added.