

Legislation Text

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Amending Section 9-212 of The Philadelphia Code, entitled "Newsstands," by adding provisions related to removal and relocation, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 9-212 of The Philadelphia Code is amended to read as follows:

TITLE 9. REGULATION OF BUSINESSES, TRADES AND PROFESSIONS

* * *

CHAPTER 9-200. COMMERCIAL ACTIVITIES ON STREETS

* * *

§ 9-212. Newsstands.

* * *

(8) [Removal.] *Removal and Relocation.*

* * *

(a) Except where the Department or the Department of Streets determines that immediate removal is necessary to remediate a clear and present danger to the public health or safety, prior to removal of any newsstand pursuant to subsection 9-212(7), the Department shall first give ten (10) days notice by first class mail to the licensee at the address on file with the Department. Such notice shall direct the licensee to remove the newsstand or otherwise remediate the violation, and shall include:

* * *

(.6) A statement that the newsstand will be removed by the Department or its [designee at the owner's cost,] *designee*, if the cure is not made or an appeal is not noticed within the required time period.

* * *

(b) Upon removal by the Department or its designee, the Department shall:

* * *

(.2) Allow the licensee to retrieve the newsstand within thirty (30) days after notice was

[sent, upon the payment of a three hundred dollar (\$300) removal fee plus a fifteen dollar (\$15) per day storage fee, up to a maximum removal and storage fee amount of seven hundred fifty dollars (\$750).] *sent.*

* * *

(d) Where the Department or any other government entity determines that the removal and relocation of a newsstand from an approved location, it shall be the sole responsibility of the party requiring the removal and relocation of the newsstand to pay the full amount of the relocation.