

## Legislation Details (With Text)

|                       |  |                      |   |                                       |  |
|-----------------------|--|----------------------|---|---------------------------------------|--|
| <b>File #:</b>        | 070539-A   | <b>Version:</b>      | 2 | <b>Name:</b>                          |  |
| <b>Type:</b>          | Bill   | <b>Status:</b>       |   | ENACTED                               |  |
| <b>File created:</b>  | 7/6/2007   | <b>In control:</b>   |   | Committee on Licenses and Inspections |  |
| <b>On agenda:</b>     |  | <b>Final action:</b> |   | 12/6/2007                             |  |
| <b>Title:</b>         | Amending Section 9-627 of The Philadelphia Code, entitled "Commercial Establishments on Residential Blockfaces," to extend the scope of the ordinance to include certain establishments located on corner lots, to require certain establishments to display a poster indicating that the establishment is subject to the terms of this ordinance and to increase the penalties for violations of the ordinance, all under certain terms and conditions. |                      |   |                                       |  |
| <b>Sponsors:</b>      | Council President Verna, Councilmember Blackwell   |                      |   |                                       |  |
| <b>Indexes:</b>       |  |                      |   |                                       |  |
| <b>Code sections:</b> |  |                      |   |                                       |  |
| <b>Attachments:</b>   | 1. CertifiedCopy070539-A02.pdf   |                      |   |                                       |  |

| Date       | Ver. | Action By                                | Action   | Result | Tally |
|------------|------|--|--|--------|-------|
| 12/18/2007 | 2    | MAYOR                                    | SIGNED   |        |       |
| 12/6/2007  | 2    | CITY COUNCIL                             | READ   |        |       |
| 12/6/2007  | 2    | CITY COUNCIL                             | PASSED   | Pass   | 17:0  |
| 11/29/2007 | 0    | CITY COUNCIL                             | READ   |        |       |
| 11/29/2007 | 1    | CITY COUNCIL                             | RECONSIDERED   | Pass   | 16:0  |
| 11/29/2007 | 2    | CITY COUNCIL                             | AMENDED  |        |       |
| 11/29/2007 | 2    | CITY COUNCIL                             | ORDERED PLACED ON FINAL<br>PASSAGE CALENDAR FOR NEXT<br>MEETING. |        |       |
| 11/15/2007 | 1    | CITY COUNCIL                             | READ   |        |       |
| 11/15/2007 | 1    | CITY COUNCIL                             | PASSED   | Pass   | 15:0  |
| 10/25/2007 | 0    | CITY COUNCIL                             | ORDERED PLACED ON THIS DAY'S<br>FIRST READING CALENDAR           |        |       |
| 10/25/2007 | 0    | CITY COUNCIL                             | SUSPEND THE RULES OF THE<br>COUNCIL                              | Pass   |       |
| 10/25/2007 | 1    | CITY COUNCIL                             | ORDERED PLACED ON NEXT WEEK'S<br>SECOND READING CALENDAR         |        |       |
| 10/23/2007 | 0    | Committee on Licenses and<br>Inspections | HEARING NOTICES SENT   |        |       |
| 10/23/2007 | 1    | Committee on Licenses and<br>Inspections | REPORTED FAVORABLY, RULE<br>SUSPENSION REQUESTED                 |        |       |
| 10/23/2007 | 0    | Committee on Licenses and<br>Inspections | HEARING HELD   |        |       |
| 10/23/2007 | 0    | Committee on Licenses and<br>Inspections | AMENDED  |        |       |
| 6/7/2007   | 0    | CITY COUNCIL                             | Referred   |        |       |
| 6/7/2007   | 0    | CITY COUNCIL                             | Introduced   | Pass   |       |

Amending Section 9-627 of The Philadelphia Code, entitled “Commercial Establishments on Residential Blockfaces,” to extend the scope of the ordinance to include certain establishments located on corner lots, to require certain establishments to display a poster indicating that the establishment is subject to the terms of this ordinance and to increase the penalties for violations of the ordinance, all under certain terms and conditions.  
*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Section 9-627 of The Philadelphia Code, entitled “Commercial Establishments on Residential Blockfaces,” is hereby amended to read as follows:

§9-627. Commercial Establishments on Residential Blockfaces.

\* \* \*

(3) Definitions.

\* \* \*

*(d) Take-out Restaurant. A commercial establishment engaged in the preparation and retail sale of food and beverages where the serving of prepared food and/or beverages in disposable packaging and/or containers for consumption by patrons off the premises constitutes more than fifty (50) percent of the establishment’s gross revenues;*

(4) Prohibited Conduct. Notwithstanding any other provision of this Code, no commercial establishment located on a residential blockface shall be open to the public between 11 P.M. and 6 A.M. For purposes of this ordinance, the location of a commercial establishment shall be determined by the street address assigned by the Board of Revision of Taxes under Section 19-1304(2). *Where a take-out restaurant is located on a corner lot where two streets intersect, such establishment shall be considered to be located on a residential blockface if either of the streets which intersect at that corner meet the definition of residential blockface under this Section, notwithstanding the establishment’s assigned street address.*

*(5) Required Posting. Every commercial establishment located on a residential blockface must display a poster, supplied by the Department of Licenses and Inspections upon the payment by the establishment of a reasonable fee, which indicates that the establishment is subject to the terms of this Ordinance. The poster shall be prominently displayed in a conspicuous place which can be readily observed by passersby at or near the entrance to the establishment.*

~~[(5)]~~ (6) Penalties. [The penalty for violation of this Section shall be a fine of three hundred (300) dollars.] *A violation of this Section shall constitute a Class III offense.*

SECTION 2. Effective Date. This Ordinance shall take effect immediately upon final approval.

**Explanation:**

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