City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

Legislation Details (With Text)

File #:	120960	**Version:**	1	**Name:**	
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File created:	11/29/2012			**In control:**	Committee on Law and Government
On agenda:				**Final action:**	2/21/2013

Title: Amending Chapter 21-1700 of The Philadelphia Code, entitled "Publication of Notices by City," by revising provisions concerning how and when certain required notices shall be published and advertised; all under certain terms and conditions.

Sponsors: Council President Clarke, Councilmember Jones

Indexes: PUBLICATION OF NOTICES BY CITY

Code sections: 21-1700 - PUBLICATION OF NOTICES BY CITY

Attachments: 1. CertifiedCopy12096001.pdf

Date	Ver.	Action By	Action	Result	Tally
3/5/2013	1	MAYOR	SIGNED		
2/21/2013	1	CITY COUNCIL	READ AND PASSED	Pass	17:0
2/14/2013	1	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
2/14/2013	1	CITY COUNCIL	ORDERED PLACED ON THIS DAY`S FIRST READING CALENDAR		
2/14/2013	1	CITY COUNCIL	ORDERED PLACED ON NEXT WEEK`S SECOND READING CALENDAR		
2/13/2013	0	Committee on Law and Government	HEARING NOTICES SENT		
2/13/2013	0	Committee on Law and Government	HEARING HELD		
2/13/2013	0	Committee on Law and Government	AMENDED		
2/13/2013	1	Committee on Law and Government	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
11/29/2012	0	CITY COUNCIL	Introduced and Referred	Pass	

Amending Chapter 21-1700 of The Philadelphia Code, entitled “Publication of Notices by City,” by revising provisions concerning how and when certain required notices shall be published and advertised; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 21 of The Philadelphia Code is hereby amended to read as follows:

TITLE 21. MISCELLANEOUS.

* * *

CHAPTER 21-1700. PUBLICATION OF NOTICES BY CITY.

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§ 21-1701. Notice of Public Hearings on Bills; Notice of Bills Reported from Committees of Council.

(1) This section, enacted pursuant to Section 2-201(5) of the Philadelphia Home Rule Charter ("Charter"), supersedes the notice requirements specified in that Section of the Charter.

(2) Notice of public hearings on bills introduced in Council and notice of bills reported from Council committees shall be given by advertising *as specified in subsections (3) through (5)* [in the three daily newspapers of the City having the largest paid circulation,] the title of the bill, and in the case of a public hearing, the time and place of the hearing, not less than five days before the public hearing or before the bill comes up for final consideration, as the case may be.

(3) Notice shall be given by advertising in the following two newspapers: the daily newspaper of the City having the largest paid circulation and the official legal newspaper issued in the City. For purposes of this Chapter, the term "daily newspaper" shall not include a legal newspaper.

(4) If one of the newspapers listed in subsection (3) is not publishing at the time notice is required to be advertised, notice shall be given in the newspaper that is publishing and in the daily newspaper of the City having the second largest paid circulation, if such newspaper exists and is then publishing, and on the City's or City Council's official website.

[(3)]*(5)* [If three daily newspapers of the City with a paid circulation are not publishing at the time notice is required to be advertised, notice shall be given in as many such newspapers as are then publishing. If no such newspaper is then publishing,] *If neither of the newspapers listed in subsection (3) is publishing at the time notice is required to be advertised,* notice shall be given *in the daily newspaper of the City having the second largest paid circulation, if such newspaper exists and is then publishing,* on the City's *or City Council's* official website, [or in such other manner as designated by Council by ordinance,] and in accordance with applicable law.

[(4)]*(6)* In addition, such other notice may be given as will bring public hearings or reported bills to the attention of interested citizens. There need be no advertisement of ordinances after their passage.

* * *

§ 21-1703. Notice of Regulations Proposed by Departments, Boards and Commissions.

(1) This section, enacted pursuant to Section 8-407(b) of the Philadelphia Home Rule Charter ("Charter"), supersedes the notice requirements specified in that Section of the Charter.

(2) The following notice requirement applies to any proposed regulation that must be filed with the Department of Records and made available for public inspection for thirty days pursuant to Section 8-407(a) of the Charter:

(a) The Department of Records shall give public notice of such filing by advertising [in the three daily newspapers of the City having the largest paid circulation] *as provided in subsections (b), (c) and (d)* the fact that regulations relating to a particular subject have been filed with it, and that any person affected thereby may request a hearing.

(b) [If three daily newspapers of the City with a paid circulation are not publishing at the

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time the Department seeks to provide the required public notice, notice shall be given in as many such newspapers as are then publishing. If no such newspaper is then publishing, notice shall be given on the City's official website, or in such other manner as designated by the Managing Director.] *Notice shall be given by advertising in the following two newspapers: the daily newspaper of the City having the largest paid circulation and the official legal newspaper issued in the City.*

(c) If one of the newspapers listed in subsection (b) is not publishing at the time notice is required to be advertised, notice shall be given in the newspaper that is publishing and in the daily newspaper of the City having the second largest paid circulation, if such newspaper exists and is then publishing, and on the City's official website.

(d) If neither of the newspapers listed in subsection (b) is publishing at the time notice is required to be advertised, notice shall be given in the daily newspaper of the City having the second largest paid circulation, if such newspaper exists and is then publishing, on the City's official website, and in accordance with applicable law.

[(c)] *(e)* In addition, such other notice may be given as will bring proposed regulations to the attention of interested citizens.

* * *

Explanation:

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

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