Legislation Details (With Text)

File #:	130579	**Version:** 0	**Name:**		
Type:	Bill		**Status:**	ENACTED	
File created:	9/12/2013		**In control:**	Committee on Streets and Services	
On agenda:			**Final action:**	11/21/2013	
Title:	Authorizing Pradeep Kuthiala, owner and operator of the newsstand located at 6000 N. Broad Street, to construct, use, and maintain conduits in, under, and across 6000 N. Broad Street for the purpose of supplying electrical service and telephone service to the newsstand, under certain terms and conditions.				
Sponsors:	Councilmember Tasco				
Indexes:	NEWSSTAND				
Code sections:					
Attachments:	1. CertifiedCopy13057900.pdf				

Date	Ver.	Action By	Action	Result	Tally
12/4/2013	0	MAYOR	SIGNED		
11/21/2013	0	CITY COUNCIL	READ AND PASSED	Pass	17:0
10/31/2013	0	CITY COUNCIL	ORDERED PLACED ON THIS DAY`S FIRST READING CALENDAR		
10/31/2013	0	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
10/31/2013	0	CITY COUNCIL	ORDERED PLACED ON NEXT WEEK`S SECOND READING CALENDAR		
10/29/2013	0	Committee on Streets and Services	HEARING NOTICES SENT		
10/29/2013	0	Committee on Streets and Services	HEARING HELD		
10/29/2013	0	Committee on Streets and Services	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
9/12/2013	0	CITY COUNCIL	Introduced and Referred	Pass	

Authorizing Pradeep Kuthiala, owner and operator of the newsstand located at 6000 N. Broad Street, to construct, use, and maintain conduits in, under, and across 6000 N. Broad Street for the purpose of supplying electrical service and telephone service to the newsstand, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1 Permission is hereby granted to Pradeep Kuthiala, owner and operator of the newsstand located at 6000 N. Broad Street, to construct, use, and maintain conduits in and under 6000 N. Broad Street for the purpose of supplying electrical service and telephone service to the newsstand.

SECTION 2. Before exercising any rights or privileges under this Ordinance, Owner must first obtain or have its contractor(s) obtain all required permits, licenses, and approvals from all appropriate departments, boards, agencies, or commissions, including approval of the site plan. No such department, board, agency, or commission shall be required to issue any such permit, license, or approval solely because this Ordinance has

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been enacted, it being the express intent of this Ordinance not to supersede any other provision of law governing the issuance of such permits, licenses, or approvals. In addition, before exercising any rights and privileges under this Ordinance, Owner shall enter into an agreement ("Agreement") with the appropriate City department or departments, in a form satisfactory to the Law Department which shall:

(a) furnish the City with a bond with corporate surety in an amount required by the Streets Commissioner and in a form satisfactory to the Law Department to insure the compliance with all the terms and conditions of this Ordinance and the aforementioned agreement;

(b) protect, indemnify, and save harmless the City from all suits or claims for damages which may arise directly or indirectly as a result of the conduits in and under 6000 N. Broad Street for the purpose of supplying electric service and telephone service to the newsstand;

(c) comply with the provisions of The Philadelphia Code thereby securing all required permits, licenses, and approvals from all appropriate departments, boards, agencies, or commissions, as may be required;

(d) agree in writing that when, at the determination of the City of Philadelphia, relocation and/or removal of any underground structure at 6000 N. Broad Street either publicly or privately owned, is necessary, Pradeep Kuthiala will be responsible for all costs and expenses related to the removal of any and all conduits constructed pursuant to this Ordinance;

(e) insure that the conduits in and under 6000 N. Broad Street, for the purpose of supplying electrical service and telephone service to the newsstand are constructed according to plans approved by the Streets Department;

(f) insure that all construction contractors for the encroachments described in Section 1 carry public liability and property damage insurance, naming the City of Philadelphia as an insured party in such amounts as shall be reasonably satisfactory to the City Solicitor;

(g) carry public liability and property damage insurance, co-naming the City of Philadelphia as an insured party in such amounts as shall be satisfactory to the Law Department; and

(h) remove the conduits in and under 6000 N. Broad Street for the purpose of supplying electrical service and telephone service to the newsstand within one hundred and eighty (180) days upon service of lawful written notice from the Streets Department.

SECTION 3. The City Solicitor shall include in the Agreement such other terms and conditions as shall be deemed necessary to protect the interests of the City.

SECTION 4. The permission granted to Pradeep Kuthiala to construct, use, and maintain conduits in and under 6000 N. Broad Street for the purpose of supplying electrical service and telephone service to the newsstand described in Section 1 shall expire without any further action by the City of Philadelphia if Pradeep Kuthiala has not entered into an Agreement and satisfied all requirements of the Agreement that are listed in Section 2 and 3 of this Ordinance within one (1) year after this Ordinance becomes law.

SECTION 5. This Ordinance shall not become effective unless the sum of Two Hundred Dollars ($200.00), toward costs thereof, is paid into the City Treasury within sixty (60) days after the date this Ordinance becomes law.