City of Philadelphia

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

Legislation Details (With Text)

File #:	170798	**Version:**	0	**Name:**	
Type:	Bill			**Status:**	ENACTED
File created:	9/21/2017			**In control:**	Committee on Legislative Oversight
On agenda:				**Final action:**	12/14/2017
Title:	Amending Chapter 9-600 of The Philadelphia Code, entitled "Services and Other Businesses," by repealing Section 9-621 (relating to the sale of telephone activated pagers), all under certain terms and conditions.				
Sponsors:	Council President Clarke, Councilmember Green, Councilmember Taubenberger, Councilmember Johnson, Councilmember Henon, Councilmember Quiñones Sánchez				
Indexes:					
Code sections:	9-600 - Service Businesses				
Attachments:	1. CertifiedCopy17079800.pdf				

Date	Ver.	Action By	Action	Result	Tally
1/3/2018	0	MAYOR	SIGNED		
12/14/2017	0	CITY COUNCIL	READ AND PASSED	Pass	17:0
12/7/2017	0	CITY COUNCIL	ORDERED PLACED ON THIS DAY`S FIRST READING CALENDAR		
12/7/2017	0	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
12/7/2017	0	CITY COUNCIL	READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
12/4/2017	0	Legislative Oversight Committee	HEARING NOTICES SENT		
12/4/2017	0	Legislative Oversight Committee	HEARING HELD		
12/4/2017	0	Legislative Oversight Committee	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
9/21/2017	0	CITY COUNCIL	Introduced and Referred	Pass	

Amending Chapter 9-600 of The Philadelphia Code, entitled “Services and Other Businesses,” by repealing Section 9-621 (relating to the sale of telephone activated pagers), all under certain terms and conditions.

WHEREAS, On March 2, 2017, Philadelphia City Council adopted Resolution No. 170179, authorizing the creation of a “Special Committee on Regulatory Review and Reform” to identify archaic, superfluous, and confusing provisions in The Philadelphia Code and in departmental regulations; and to recommend revisions that streamline, clarify and enhance the City’s regulatory environment, for the purpose of accelerating the growth of well-paying jobs in Philadelphia while ensuring the safety and well-being of its residents; and

WHEREAS, The Special Committee on Regulatory Review and Reform has identified the provisions described in the title to this proposed Ordinance as non-essential and overdue for repeal; now, therefore

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

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SECTION 1. Chapter 9-600 of The Philadelphia Code is amended to read as follows:

CHAPTER 9-600. SERVICES AND OTHER BUSINESSES.

* * *

§ 9-621. [Sale of Telephone Activated Pagers.] *Reserved.*

[(1) Definitions. In this Section the following definitions shall apply:

(a) Telephone activated pager. Any pager or "beeper" that is used to receive telephone communications.

(b) Minor. Any person under the age of 18 years.

(c) Person. Any retail establishment, individual, firm, association, partnership or corporation engaged in the sale or transfer of telephone activated pagers.

(2) Prohibited Conduct.

(a) No person shall sell or otherwise transfer any telephone activated pager to a minor, unless said minor is accompanied by parent or legal guardian, who will purchase said pager at the time of purchase or transfer.

(b) No minor shall, at the time of purchase or transfer of a telephone activated pager, knowingly furnish fraudulent evidence of majority including, but not limited to, a motor vehicle operator's license, an identification card issued to a member of the Armed Forces, or any document issued by a federal, state, county or municipal government.

(3) Required Conduct.

(a) Any person who sells or transfers a telephone activated pager must require the purchaser to supply photo identification as proof of lawful age.

(b) Any person who sells or otherwise transfers a telephone activated pager must maintain a log of all purchases with the following information: name and address, of said purchaser and identification number of the telephone activated pager.

(4) Enforcement.

(a) The Department of Licenses and Inspections shall enforce the provisions of this Section.

(5) Penalties.

(a) Any person who violates the provisions of § 9-621(2)(a), § 9-621(3)(a), § 9-621(3)(b), or any minor who violates the provisions of § 9-621(2)(b), shall be subject to a fine or penalty of not less than one hundred (100) dollars nor more than three hundred (300) dollars.

(b) In addition to the penalties outlined in § 9-105, the Department of Licenses and

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Inspections may revoke the commercial activity license of any person violating the provisions of this Section on three (3) occasions.]

* * *

SECTION 2. This Ordinance shall be effective immediately.

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Explanation:

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

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