# City of Philadelphia

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

## Legislation Details (With Text)

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| **File #:** | 180171 | **Version:** | 0 | **Name:** | |
| **Type:** | Bill | | | **Status:** | ENACTED |
| **File created:** | 3/1/2018 | | | **In control:** | Committee on Streets and Services |
| **On agenda:** | | | | **Final action:** | 5/24/2018 |
| **Title:** | Amending Section 9-208 of The Philadelphia Code, entitled "Sidewalk Cafes," by permitting sidewalk cafes to be maintained on Frankford Avenue, both sides, from Bleigh Avenue to Wellington Street; and Cottman Avenue, both sides, from Frankford Avenue to Leon Street, all under certain terms and conditions. | | | | |
| **Sponsors:** | Councilmember Henon | | | | |
| **Indexes:** | ENCROACHMENT, SIDEWALK CAFES | | | | |
| **Code sections:** | 9-208 - Sidewalk Cafes | | | | |
| **Attachments:** | 1. CertifiedCopy18017100.pdf | | | | |

| Date | Ver. | Action By | Action | Result | Tally |
|---|---|---|---|---|---|
| 6/6/2018 | 0 | MAYOR | SIGNED | | |
| 5/24/2018 | 0 | CITY COUNCIL | READ AND PASSED | Pass | 17:0 |
| 5/17/2018 | 0 | CITY COUNCIL | ORDERED PLACED ON THIS DAY`S FIRST READING CALENDAR | | |
| 5/17/2018 | 0 | CITY COUNCIL | SUSPEND THE RULES OF THE COUNCIL | Pass | |
| 5/17/2018 | 0 | CITY COUNCIL | READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR | | |
| 5/10/2018 | 0 | Committee on Streets and Services | HEARING NOTICES SENT | | |
| 5/10/2018 | 0 | Committee on Streets and Services | HEARING HELD | | |
| 5/10/2018 | 0 | Committee on Streets and Services | REPORTED FAVORABLY, RULE SUSPENSION REQUESTED | | |
| 3/1/2018 | 0 | CITY COUNCIL | Introduced and Referred | Pass | |

Amending Section 9-208 of The Philadelphia Code, entitled “Sidewalk Cafes,” by permitting sidewalk cafes to be maintained on Frankford Avenue, both sides, from Bleigh Avenue to Wellington Street; and Cottman Avenue, both sides, from Frankford Avenue to Leon Street, all under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Section 9-208 of The Philadelphia Code, entitled “Sidewalk Cafés,” is hereby amended to read as follows:

§9-208. Sidewalk Cafés.

(1) Definitions.



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(a) Establishment. Any place or premises, whether public or private, where any person conducting any enterprise, occupation, vocation or business, whether or not for profit and whether temporarily or permanently located.

(b) Food. Every substance intended for human consumption, whether in solid or liquid form, excluding any substance the sale of which is regulated by the Pennsylvania Liquor Control Board.

(c) Restaurant. Any establishment where food is handled or sold, provided that said establishment is located in a permanent structure.

(d) Sidewalk Café. An open-air space on the public sidewalk directly abutting, adjacent and contiguous to a restaurant or any premises licensed by the Pennsylvania Liquor Control Board, pursuant to regulations (40 Pa. Code Chapter 7, Subchapter B, Section 7.21) of the Board, to conduct business on the above-mentioned premises, where food is served at tables and chairs.

(2) Location. Notwithstanding any provision of Section 9-205, a sidewalk café may be maintained (i) within the area bounded by the Delaware River, the south houseline of South street, the center line of Third street, the south houseline of Bainbridge street, the Schuylkill River and the north houseline of Fairmount avenue; (ii) on Broad street, between Bainbridge street and the north houseline of Washington avenue; (iii) within the area bounded by the south side of Shurs lane to the north side of Green lane and the east side of Cresson street to the Schuylkill River; (iv) on East Passyunk avenue, both sides, between Broad street and Federal street; (v) on Ninth street, both sides, between Christian street and Federal street; (vi) on Germantown avenue, both sides, from Washington lane to Creshiem Valley road; (vii) on Germantown avenue, both sides, from Creshiem Valley road to Rex avenue; (viii) on Bethlehem pike, both sides, from Germantown avenue to Newtown street; [and] (ix) on Ridge avenue, both sides, from Rochelle avenue to Domino lane; *(x) Frankford Avenue, both sides, from Bleigh Avenue to Wellington Street; and (xi) Cottman Avenue, both sides, from Frankford Avenue to Leon Street;* provided that the conditions of this Section are complied with.

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**Explanation:**

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



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