

Legislation Details (With Text)

File #: 180521 **Version:** 0 **Name:**

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File created: 5/17/2018 **In control:** Committee on Licenses and Inspections

On agenda: **Final action:** 6/28/2018

Title: Amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending Sections A-503 (entitled "Prosecution") and A-601 (entitled "Fines") of The Philadelphia Administrative Code, to provide for assessment of an additional penalty in connection with repeated abatements of unlawful conditions on vacant and exterior properties; under certain terms and conditions.

Sponsors: Councilmember Parker

Indexes: CLIP

Code sections: A-503 - PROSECUTION, A-601 - FINES, Title 4 - THE PHILADELPHIA BUILDING CONSTRUCTION AND OCCUPANCY CODE

Attachments: 1. CertifiedCopy18052100.pdf

Date	Ver.	Action By	Action	Result	Tally
6/28/2018	0	MAYOR	SIGNED		
6/21/2018	0	CITY COUNCIL	READ AND PASSED	Pass	17:0
6/14/2018	0	CITY COUNCIL	ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR		
6/14/2018	0	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL	Pass	
6/14/2018	0	CITY COUNCIL	READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
6/11/2018	0	Committee on Licenses and Inspections	HEARING NOTICES SENT		
6/11/2018	0	Committee on Licenses and Inspections	HEARING HELD		
6/11/2018	0	Committee on Licenses and Inspections	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
5/17/2018	0	CITY COUNCIL	Introduced and Referred	Pass	

Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by amending Sections A-503 (entitled “Prosecution”) and A-601 (entitled “Fines”) of The Philadelphia Administrative Code, to provide for assessment of an additional penalty in connection with repeated abatements of unlawful conditions on vacant and exterior properties; under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 4 of The Philadelphia Code is hereby amended to read as follows:

TITLE 4. THE PHILADELPHIA BUILDING CONSTRUCTION AND OCCUPANCY CODE

* * *

SUBCODE "A" (THE PHILADELPHIA ADMINISTRATIVE CODE)

* * *

SECTION A-503 PROSECUTION

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A-503.2 Abatement of violation: Whenever any violation of this code or the technical codes or any order issued pursuant thereto is not corrected, the department, in addition to invoking any other sanction or penalty shall be authorized to, itself or by contract, correct the violation, charge the costs (including administrative costs) thereof to the violator, and with the approval of the Law Department collect the costs by lien or otherwise. *Repeat violations of the Property Maintenance Code, requiring more than one such abatement of violation on the same property in a twelve-month period, may be assessed an additional penalty pursuant to § A-601.1.1.*

SECTION A-601 FINES

A-601.1 Basic Fines: Any person who shall violate any provision of this code or the technical codes or regulations adopted thereunder; or who shall fail to comply with any order issued pursuant to any Section thereof, or who shall erect, construct, install, remove, alter or repair a structure, mechanical equipment or system in violation of the approved construction documents or directive of the code official or of a permit or certificate issued under the provisions of this code or the technical codes, shall be subject to a fine of not less than \$150.00 and not more than \$300.00 for each offense.

1. In addition to the Basic Fine, repeat violations of § PM-301 (“General”) or § PM 302 (“Exterior Property Areas”), requiring more than one abatement of the same property in a twelve-month period, shall be subject to a penalty of \$100 for each such repeat abatement action.

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Explanation:

Italics indicate matter added.