# Legislation Details (With Text)

| | | | | | |
|---|---|---|---|---|---|
| **File #:** | 230579 | **Version:** 0 | **Name:** | | |
| **Type:** | Bill | | **Status:** | ENACTED | |
| **File created:** | 9/14/2023 | | **In control:** | Committee on Rules | |
| **On agenda:** | | | **Final action:** | 12/14/2023 | |

**Title:** Continuing the Aramingo Avenue Shopping District beyond its termination date, in an area that generally includes the east and west sides of Aramingo Avenue from 3300 Aramingo Avenue to 3995 Aramingo Avenue and certain blocks and streets that intersect that portion of Aramingo Avenue and for which Impact Community Development Corporation, a Pennsylvania nonprofit corporation, serves as the Neighborhood Improvement District Management Association; approving a final plan for the District, including a list of proposed improvements and their estimated cost, and providing for assessment fees to be levied on property owners within the District; authorizing the Director of Commerce, on behalf of the City, to execute an agreement with Impact Community Development Corporation, relating to the District; and authorizing Impact Community Development Corporation to assess property owners within the District a special property assessment fee to be used in accordance with the approved plan; all in accordance with the provisions of the Community and Economic Improvement Act, and under certain terms and conditions.

**Sponsors:** Councilmember Driscoll

**Indexes:** BUSINESS IMPROVEMENT DISTRICT

**Code sections:**

**Attachments:** 1. L230579 - Exhibit Set, As Introduced.pdf, 2. CertifiedCopy23057900.pdf

| Date | Ver. | Action By | Action | Result | Tally |
|---|---|---|---|---|---|
| 12/20/2023 | 0 | MAYOR | SIGNED | | |
| 12/14/2023 | 0 | CITY COUNCIL | READ AND PASSED | Pass | 15:0 |
| 10/26/2023 | 0 | CITY COUNCIL | SUSPEND THE RULES OF THE COUNCIL | | |
| 10/26/2023 | 0 | CITY COUNCIL | READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR | | |
| 10/26/2023 | 0 | CITY COUNCIL | ORDERED PLACED ON THIS DAY`S FIRST READING CALENDAR | | |
| 10/23/2023 | 0 | Committee on Rules | HEARING NOTICES SENT | | |
| 10/23/2023 | 0 | Committee on Rules | HEARING HELD | | |
| 10/23/2023 | 0 | Committee on Rules | REPORTED FAVORABLY, RULE SUSPENSION REQUESTED | | |
| 9/14/2023 | 0 | CITY COUNCIL | | | |

Continuing the Aramingo Avenue Shopping District beyond its termination date, in an area that generally includes the east and west sides of Aramingo Avenue from 3300 Aramingo Avenue to 3995 Aramingo Avenue and certain blocks and streets that intersect that portion of Aramingo Avenue and for which Impact Community Development Corporation, a Pennsylvania nonprofit corporation, serves as the Neighborhood Improvement District Management Association; approving a final plan for the District, including a list of proposed improvements and their estimated cost, and providing for assessment fees to be levied on property owners within the District; authorizing the Director of Commerce, on behalf of the City, to execute an agreement with Impact Community Development Corporation, relating to the District; and authorizing Impact Community

Development Corporation to assess property owners within the District a special property assessment fee to be used in accordance with the approved plan; all in accordance with the provisions of the Community and Economic Improvement Act, and under certain terms and conditions.

WHEREAS, Bill No. 080251 (approved September 24, 2008) established a business improvement district in the Aramingo business corridor, known as the Aramingo Avenue Shopping District ("District"); designated Impact Community Development Corporation, a Pennsylvania nonprofit corporation, as the neighborhood improvement district management association for the District; and approved a final plan for improvements within the District; and

WHEREAS, Bill No. 130143 (approved September 25, 2013) continued the term of the District until December 31, 2018; and

WHEREAS, Bill No. 180893 (approved January 24, 2019) continued the term of the District until December 31, 2023; and

WHEREAS, On December 31, 2023, the term of the District will automatically terminate; and

WHEREAS, Council is authorized by the Community and Economic Improvement Act, Act of December 21, 1998, P.L. 1307, No. 174, *as amended* (53 P.S. §18101 *et. seq*.) ("Act"), to continue, by ordinance, neighborhood improvement districts beyond the date of their termination by reenacting the municipal enabling ordinance creating the original neighborhood improvement district, following a review of the neighborhood improvement district and the neighborhood improvement district management association programs and services within the district; and

WHEREAS, The purpose of this ordinance is to continue the District beyond its termination date; and

WHEREAS, All procedures required by the Act for continuing the District beyond its termination date have been followed; in particular, more than forty-five (45) days have elapsed from the last public hearing required by the Act, and the Clerk of Council has not received objections filed by affected property owners representing the ownership of at least one-third (1/3) of the properties owned by affected property owners within the proposed District or from affected property owners, within the proposed District, the value of whose properties, as assessed for taxable purposes, amounts to at least one-third (1/3) of the total property valuation of property owned by affected property owners within the proposed boundaries of the District; now, therefore,

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

SECTION 1. In accordance with the provisions of the Community and Economic Improvement Act, Act of December 21, 1998, P.L. 1307, No. 174, *as amended* (53 P.S. §18101 *et. seq*.) ("Act"), Aramingo Avenue Shopping Disrict ("District") is hereby continued until December 31, 2028, within the boundaries set forth as Exhibit "A-1" attached hereto.

SECTION 2. Impact Community Development Corporation, a Pennsylvania nonprofit corporation, is hereby continued until December 31, 2028, as the Neighborhood Improvement District Management Association for the District.

SECTION 3. Council hereby approves as the final plan for the District the plan set forth in Exhibit "A" attached hereto. Impact Community Development Corporation is hereby authorized to assess property owners within the District a special property assessment fee in accordance with the provisions of the final plan and the

provisions of the Act. In the case of a delinquency in the payment of any installment of an assessment fee of 90 days or more after such installment has become due, the entire assessment fee, with accrued interest and penalties, shall become due and become a lien on the subject property from the date the installment was due, in accordance with the provisions of the Act.

SECTION 4. The Director of Commerce, on behalf of the City, is hereby authorized to enter into an agreement with Impact Community Development Corporation, in a form approved by the City Solicitor, which agreement shall include the following provisions:

(a) A detailed description of the respective duties and responsibilities of the City and of Impact Community Development Corporation with respect to the District as set forth in the final plan approved under Section 3;

(b) A requirement that the City will maintain within the District the same level of municipal programs and services that were provided within the District before its establishment;

(c) A "sunset provision" under which the agreement will terminate on December 31, 2028, and may not be renewed unless the District is continued beyond that date in accordance with the sunset provisions of Section 5 of this Ordinance; and

(d) Impact Community Development Corporation’s agreement to be responsible for the collection of all property assessment fees levied within the District and the City's agreement to file any necessary liens for nonpayment of property assessment fees as set forth in the Act at 53 P.S. §18107(a)(10).

SECTION 5. The District shall terminate December 31, 2028, in accordance with the provisions of the final plan approved under Section 3 of this Ordinance. The District may be continued beyond that date only if Council reenacts this ordinance following a review of the District and the programs and services provided by Impact Community Development Corporation within the District.

SECTION 6. The Chief Clerk shall keep on file the document referred to as Exhibit A in Section 3 of this Ordinance, and all accompanying documents referenced in Exhibit A, and shall make them available for inspection by the public during regular office hours.



powered by Legistar™