Legislation Details (With Text)

File #:	240331	**Version:** 1	**Name:**		
Type:	Bill		**Status:**	ENACTED	
File created:	4/25/2024		**In control:**	Committee on Streets and Services	
On agenda:			**Final action:**	5/23/2024	
Title:	Amending Section 9-215 of The Philadelphia Code, entitled “Streeteries,” modifying requirements related to the City’s revised standards and requirements associated with the use of portions of the Right-of-Way for outdoor dining.				
Sponsors:	Councilmember Landau, Councilmember Driscoll, Councilmember Young, Councilmember Squilla, Councilmember Jones, Councilmember Gauthier				
Indexes:	STREETERIES				
Code sections:	9-200 - Commercial Activities on Streets				
Attachments:	1. Bill No. 24033100, 2. Bill No. 24033101, As Amended, 3. CertifiedCopy24033101				

Date	Ver.	Action By	Action	Result	Tally
6/5/2024	1	MAYOR	SIGNED		
5/23/2024	1	CITY COUNCIL	READ AND PASSED	Pass	17:0
5/16/2024	1	CITY COUNCIL	SUSPEND THE RULES OF THE COUNCIL		
5/16/2024	1	CITY COUNCIL	ORDERED PLACED ON THIS DAY`S FIRST READING CALENDAR		
5/16/2024	1	CITY COUNCIL	READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR		
5/10/2024	0	Committee on Streets and Services	HEARING NOTICES SENT		
5/10/2024	0	Committee on Streets and Services	HEARING HELD		
5/10/2024	0	Committee on Streets and Services	AMENDED		
5/10/2024	0	Committee on Streets and Services	REPORTED FAVORABLY, RULE SUSPENSION REQUESTED		
4/25/2024	0	CITY COUNCIL	Introduced and Referred		

Amending Section 9-215 of The Philadelphia Code, entitled “Streeteries,” modifying requirements related to the City’s revised standards and requirements associated with the use of portions of the Right-of-Way for outdoor dining.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 9 of The Philadelphia Code is hereby amended to read as follows:

TITLE 9. REGULATION OF BUSINESSES, TRADES AND PROFESSIONS

* * *

CHAPTER 9-200. COMMERCIAL ACTIVITIES ON STREETS

* * *

§ 9-215. Streeteries.

* * *

(1) The Department of Licenses and Inspection and the Department of Streets are hereby authorized to establish, by regulations not inconsistent herewith, standards and procedures for the issuance and enforcement of licenses for use of portions of the Right-of-Way for outdoor dining, including closure of part or all of the street, such as on-street parking spaces.

(2) Occupancy of the Right-of-Way for the purposes of outdoor dining pursuant to such licenses are referred to in this section as "Streeteries," which term also refers to all furniture, structures, platforms or protective barriers associated with any Streetery.

(3) Such regulations shall provide for standards concerning license issuance and standards of operation that are designed to protect public safety and the orderly, safe and efficient use of the Right-of-Way by pedestrians and vehicles and shall include, at a minimum, the standards set forth in this Section 9-215.

* * *

(b) Streeteries shall be no wider than 6 feet and are only permissible in connection with eating establishments that primarily are engaged in the business of food preparation on the premises for sale to customers substantially for on-premises consumption and that maintain at least three tables for indoor dining on a regular basis.

(c) A Streetery shall only be operated for business between the hours of 7 a.m. and 10 p.m. Sunday through Thursday and 7 a.m. until 11 p.m. on Friday and Saturday.

(d) A Streetery shall not be located in a travel lane of any type, including a bicycle lane, unless located as part of a closure of an entire street.

(e) The number of Streetery dining seats may not exceed the total number of dining seats located in the interior dining locations of the restaurant.

(f) No Streetery is permissible without the written agreement of the property owner of the abutting *or adjacent* property or the property owner's designee.

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(g) A Streetery may only be located in the parking lane portion of the Right-of-Way directly abutting the restaurant in connection with which the license is obtained, *or in the parking lane portion of the Right-of-Way abutting a property adjacent to that restaurant, pursuant to standards established by regulation, including concerning required authorizations related to the adjacent property.*

* * *

SECTION 2. This Ordinance shall become effective immediately.

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