

Legislation Text

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Amending Chapter 9-600 of The Philadelphia Code, entitled "Service and Other Businesses," by repealing certain provisions related to refuse collection, 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:

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

CHAPTER 6-400. SERVICES AND OTHER BUSINESSES.

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§ 9-604. Refuse Collection.

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[(5) Private Garbage Collection.

(a) No person shall collect or transport garbage unless he has obtained from the Department of Licenses and Inspections a Garbage Collection License and, for each vehicle so used, a Collection Vehicle License, pursuant to Section 9-604(8).

(b) No Garbage Collection License shall be issued unless the applicant:

(.1) complies with the provisions of The Philadelphia Traffic Code, Title 12;

(.2) pays an annual license fee of five hundred dollars (\$500.00) for the Garbage Collection License;

(.3) obtains a Collection Vehicle License for each vehicle used for collecting of garbage, pursuant to Section 9-604(8).

(c) All licenses shall be conditioned upon continued compliance with Section 9-604(5)(b), Section 9-604(8), Section 10-722, Section 11-610, and the regulations of the Department.

(d) In addition to any other penalty or sanction as provided by this Title, the Department of Licenses and Inspections may, pursuant to Section 9-103, revoke the Garbage Collection License of a garbage collector who violates any condition of his license.

(6) Private Waste Collection.

(a) No person shall collect or transport Municipal or Residual Waste unless he has obtained from the Department of Licenses and Inspections a Waste Collection License and, for each vehicle so used, a Collection Vehicle License pursuant to Section 9-604(8).

(b) No Waste Collection License shall be issued unless the applicant:

(.1) agrees to comply with the regulations of the Streets Department;

(.2) complies with the provisions of The Philadelphia Traffic Code, Title 12;

(.3) pays an annual license fee of five hundred dollars (\$500.00) for the Waste Collection License;

(.4) obtains a Collection Vehicle License for each vehicle used for collecting of Municipal and/or Residual Waste, pursuant to Section 9-604(8);

(.5) supplies adequate assurances and guarantees that recyclable materials separated at curbside or other pick-up location as required by Section 10-717 will be disposed of in a manner that results in their recycling;

(.6) maintains a current list of all Regulated Premises served by the applicant. Such list shall be submitted to the Philadelphia Recycling Office pursuant to regulations of the Department and shall be available for inspection by the Department of Licenses and Inspections or the Department of Streets upon request during normal working hours.

(c) All licenses shall be conditioned upon continued compliance with Section 9-604(6)(b), Section 9-604(8), Section 10-722, Section 11-610, and the regulations of the Department.

(d) In addition to any fine or other sanction as provided by this Title, the Department of Licenses and Inspections may, pursuant to Section 9-103, revoke the Waste Collection License of a refuse collector who violates any condition of the license.

(7) Recyclable Material Collection.

(a) No person shall collect or transport Recyclable Material unless he has obtained from the Department of Licenses and Inspection a Recyclable Material Collection License. One Recyclable Material Collection License shall be valid for all vehicles leased or owned by any person or company issued said license. No Recyclable Material Collection License shall be required for an individual or company's (1) vehicles used to transport Source Separated Construction/Demolition Scrap Metal, or (2) vehicles with a gross vehicle weight of

less than six thousand (6,00|10