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Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by revising Chapter 9-4400, entitled "Responsible Business Operations," to add the sale of tobacco in violation of 18 Pa. C.S. § 6305 to the list of nuisance behaviors, under certain terms and conditions.

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

TITLE 9. REGULATION OF BUSINESSES, TRADES AND PROFESSIONS

* * *

CHAPTER 9-4400. RESPONSIBLE BUSINESS OPERATIONS

§ 9-4401. Definitions.

* * *

(3) Nuisance Behavior. Behavior that interferes with the health, safety or welfare of the community, including, but not limited to, the following:

(a) Illegal consumption or sale of alcoholic beverages;

(b) Illegal sale of tobacco products in violation of state law.

(c) [(b)] Illegal drug activity;

(d) [(c)] Unlawful street or sidewalk obstruction;

(e) [(d)] Gambling and illegal gaming activities;

(f) [(e)] Public urination or defecation;

(g) [(f)] Litter in the right-of-way, including the sidewalk or street;

(h) [(g)] Prostitution;

(i) [(h)] Owning, operating or conducting a vehicle chop shop in any building or structure, including a lot or curtilage, for the purpose of dealing in stolen vehicles or stolen vehicle parts or illegally obtaining and altering vehicles or vehicle identification numbers of vehicle parts;

(j) [(i)] Vehicles parked on the sidewalk;

(k) [(j)]Use of street parking spaces or sidewalk for open storage, sale, or rental of goods, or storage or

repair of inoperable vehicles;

(l) [(k)] Unlicensed or unlawful firearms possession by a patron;

(m) [(l)] Short dumping;

(n) [(m)] Unlawful junk dealer operations;

(o) [(n)] Disorderly conduct and related behavior;

(p) [(o)] Conduct that violates the provisions of the Pennsylvania Liquor Code (47 P.S. §§ 1-101 et seq.) pertaining to unlawful acts relative to liquor and licensees (47 P.S. § 4-493);

(q) [(p)] Obstruction of an investigation of nuisance behavior;

(r) [(q)] Repeated or continuing violations of any other City ordinance and/or regulations;

(s) [(r)] Any other activity that constitutes a public nuisance under The Philadelphia Code.

Explanation:
[Brackets] indicate matter to be deleted.
Italics indicate new matter added.