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COUNCIL OF THE CITY OF PHILADELPHIA

3

COMMITTEE ON STREETS AND SERVICES

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Room 400, City Hall
Philadelphia, Pennsylvania
Wednesday, December 3, 2008
2:25 p.m.

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PRESENT:

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COUNCILMAN FRANK DiCICCO, CHAIR

COUNCILMAN BILL GREEN

11

COUNCILMAN WILLIAM GREENLEE

COUNCILMAN JAMES F. KENNEY

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COUNCILWOMAN MARIA QUINONES-SANCHEZ

COUNCILMAN CURTIS JONES, JR.

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BILLS 080587, 080623, 080624, 080749, 080757,
080760, 080761, 080762, 080792, 080793,
080794, 080796, 080802, 080803, 080804,
080833, 080834, 080836, 080852, 080878,
080880, 080883, 080900, 080902, 080903, 080904
and 080905

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COUNCILMAN DiCICCO: Good

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afternoon, everyone. This is the public

4

hearing on the Committee of Streets and

5

Services.

6

We do have a quorum. To my

7

immediate right is Councilman Green. To

8

my immediate left is Councilman Greenlee.

9

And Councilwoman Sanchez is here. So we

10

do have a quorum.

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Bill No. 080587, Bill No.

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080749, Bill No. 080762, Bill No. 080792,

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Bill No. 080793 and Bill No. 080802 are

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being held. All other bills will be

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heard, unless we're told otherwise.

16

So I'll ask Mr. Abernathy to

17

read the title of the first bill, please.

18

THE CLERK: Bill No. 080760, an

19

ordinance authorizing and directing the

20

revision of lines and grades on a portion

21

of City Plan No. 307 by relocating the

22

westerly curb line and house line of 15th

23

Street between Arch Street and Cherry

24

Street, all under certain terms and

25

conditions.

1 12/3/08 - STREETS - BILL 080587, etc.

2 COUNCILMAN DiCICCO: Let the
3 record reflect that Councilman Jones, who
4 is a member of this Committee, is also
5 present.

6 (Witnesses approached witness
7 table.)

8 COUNCILMAN DiCICCO: Good
9 afternoon, gentlemen. Please proceed
10 with your testimony.

11 MR. MORELLI: Good afternoon,
12 Mr. Chairman and members of the
13 Committee. My name is Frank Morelli,
14 Survey Bureau Manger of the Department of
15 Streets, and the Department of Streets
16 would like to offer the following
17 testimony on Bill No. 080760.

18 This is not an administrative
19 ordinance, but an ordinance requested by
20 Mr. William G. Schwartz, Esquire, of
21 Obermayer, Rebmann, Maxwell and Hippel.

22 The purpose of this ordinance
23 is to widen 15th Street, which will
24 facilitate traffic moving in this area in
25 conjunction with the construction of the

1 12/3/08 - STREETS - BILL 080587, etc.
2 new Family Court Building.

3 This ordinance is supported by
4 the Department of Streets and is
5 recommended to your committee for
6 favorable action.

7 MR. SCHWARTZ: May it please
8 the Committee, as you know by now --

9 COUNCILMAN DiCICCO: For the
10 record, your name, please.

11 MR. SCHWARTZ: Oh, I'm sorry.
12 William G. Schwartz. I'm with the
13 Obermayer law firm. We're representing
14 the Family Court system.

15 As you probably know by now,
16 there is a multi-story, 15-story,
17 building proposed for 15th and Arch
18 Streets, which will house the Family
19 Court system, which is currently at 1801
20 Vine Street and also down at 34 South
21 11th Street and some other properties,
22 and they're all going to combine here in
23 one building. And this has been long in
24 coming. We finally have \$200 million
25 appropriated in the State's budget for

1 12/3/08 - STREETS - BILL 080587, etc.
2 this. In essence, the City is getting a
3 free courtroom building.

4 We're now at the point of
5 moving forward. We seem to have everyone
6 in agreement on this. The widening of
7 15th Street will be in consonance with
8 the widened portion opposite Municipal
9 Services Building and Love Fountain,
10 because that's already been widened. So
11 this will just allow for that to go
12 further north.

13 COUNCILMAN DiCICCO: Thank you.

14 Any questions for these
15 witnesses from the Committee?

16 (No response.)

17 COUNCILMAN DiCICCO: Anyone
18 else who wishes to testify for or against
19 this bill?

20 (No response.)

21 COUNCILMAN DiCICCO: Thank you.

22 Seeing none, Mr. Abernathy, the title of
23 the next bill.

24 MR. SCHWARTZ: Well, may it
25 please the Committee, I would ask if

1 12/3/08 - STREETS - BILL 080587, etc.
2 possible because a companion bill is
3 already on for final reading at
4 tomorrow's Council session, that if you
5 could suspend the rules and ask for the
6 first reading.

7 COUNCILMAN DiCICCO: That will
8 certainly be taken under consideration.
9 Thank you.

10 MR. SCHWARTZ: Thank you.

11 THE CLERK: Bill No. 080905, an
12 ordinance authorizing the Philadelphia
13 Regional Port Authority, the owner and
14 developer of 1901 South Christopher
15 Columbus Boulevard, and its successors
16 and assigns to construct, own and
17 maintain various encroachments to be
18 installed in conjunction with a warehouse
19 development, all under certain terms and
20 conditions.

21 (Witnesses approached witness
22 table.)

23 MR. ERICKSON: Good afternoon,
24 Chairman DiCicco and members of the
25 Streets and Services Committee. I am

1 12/3/08 - STREETS - BILL 080587, etc.
2 William Erickson, a City Planner with the
3 Development Planning Division of the
4 Philadelphia Planning Commission. I am
5 here to testify on Bill No. 080905
6 introduced by Councilman DiCicco on
7 November 20, 2008.

8 This street bill is authorizing
9 the Philadelphia Regional Port Authority,
10 the owners and developers of 1901 South
11 Christopher Columbus, to construct, own
12 and maintain various encroachments, a
13 railroad crossing, within the northbound
14 travel lanes and the easterly footway of
15 South Christopher Columbus Boulevard in
16 conjunction with a paper warehouse
17 development.

18 The Philadelphia Planning
19 Commission has scheduled this item at its
20 next meeting. Therefore, the staff of
21 the Planning Commission recommends that
22 Bill 080905 be held.

23 COUNCILMAN DiCICCO: Be held?

24 MR. ERICKSON: Well, it's
25 scheduled for our next Planning

1 12/3/08 - STREETS - BILL 080587, etc.
2 Commission meeting. It's scheduled for
3 the 16th.

4 COUNCILMAN DiCICCO: Thank you.

5 MR. BLACK: Good afternoon,
6 Chairman and members of the Committee.
7 My name is Robert Black. I'm a
8 construction engineer with the Streets
9 Department. I'm here to offer the
10 following testimony for Bill No. 080905.

11 Bill No. 080905, granting
12 permission to the Philadelphia Regional
13 Port Authority to construct, own and
14 maintain various encroachments at 1901
15 Christopher Columbus boulevard, as
16 follows:

17 Building rail track on
18 northbound lanes South Columbus Boulevard
19 and east footway rail track: The
20 proposed at-grade rail track will provide
21 rail service to the proposed warehouse
22 from the Beltline Railroad operated by
23 Conrail, which is located in the center
24 median of South Christopher Columbus
25 Boulevard across the northbound lanes of

1 12/3/08 - STREETS - BILL 080587, etc.
2 South Christopher Columbus Boulevard,
3 onto the east footway of South
4 Christopher Columbus Boulevard and into
5 the proposed warehouse.

6 Building encroachment under
7 Christopher Columbus Boulevard,
8 pile-supported structure: The proposed
9 pile-supported structure is approximately
10 30 feet long by 12 feet wide. The
11 pile-supported structure, located 20 feet
12 south of the intersection of Mifflin
13 Street with South Christopher Columbus
14 Boulevard, encroaching approximately 10
15 feet, 1 inch onto the east footway of
16 South Christopher Columbus Boulevard.
17 The western approach projects
18 approximately 14 feet, 8 inches onto the
19 east footway of South Christopher
20 Columbus Boulevard.

21 The Streets Department has
22 reviewed the preliminary construction
23 plans for this project and has no
24 objections to the passage of the bill.

25 COUNCILMAN DiCICCO: Thank you.

1 12/3/08 - STREETS - BILL 080587, etc.

2 Mr. Meehan, do you wish to
3 testify?

4 MR. MEEHAN: Just to offer --
5 my name is Michael Meehan. I represent
6 the Philadelphia Regional Port Authority.

7 The Port Authority has built a
8 \$26 million warehouse in order to attract
9 additional forest products being -- cargo
10 attracted to the Port of Philadelphia.
11 We request that this be passed at the
12 earliest possible date. We understand --
13 this is the first notice I've had about
14 the Planning Commission, and the only
15 request that I have is that if the
16 Council must defer until the Planning
17 Commission, that it be passed at the
18 earliest possible date once they've
19 completed their work.

20 COUNCILMAN DiCICCO: Thank you.

21 My understanding is that
22 there's the 45-day requirement?

23 MR. ERICKSON: Yes, there is.

24 COUNCILMAN DiCICCO: What will
25 next Thursday bring us to? Will we have

1 12/3/08 - STREETS - BILL 080587, etc.
2 met the 45-day requirement by next
3 Thursday?

4 MR. ERICKSON: Actually,
5 November 20th it was introduced.

6 COUNCILMAN DiCICCO: So we
7 would not have met the 45 days. So if we
8 vote it out favorably, even if we get the
9 rules suspension, it still, under the
10 Charter, has to wait 45. So when we come
11 back after the recess, on that first day,
12 it would be second and final reading.

13 MR. MEEHAN: Thank you.

14 COUNCILMAN DiCICCO: Thank you.

15 Any questions for these
16 witnesses from the Committee?

17 (No response.)

18 COUNCILMAN DiCICCO: Anyone
19 else who wishes to testify for or against
20 the bill?

21 (No response.)

22 COUNCILMAN DiCICCO: Seeing
23 none, Mr. Abernathy, the title of the
24 next bill.

25 THE CLERK: Bill No. 080623, an

1 12/3/08 - STREETS - BILL 080587, etc.
2 ordinance amending Section 11-611 of The
3 Philadelphia Code, entitled "Sidewalk and
4 Roadway Lane Closures," by amending the
5 provisions regulating the application for
6 and issuance of permits for the temporary
7 closure of a sidewalk and roadway lane,
8 including adding new conditions to such
9 permits, providing for building permit
10 revocation and stop work orders for
11 violations, by clarifying that such
12 permits are issued by the Streets
13 Department, and by making certain
14 technical amendments, all under certain
15 terms and conditions; and
16 Bill No. 080624, an ordinance
17 amending Title 4 of The Philadelphia
18 Code, entitled "The Philadelphia Building
19 Construction and Occupancy Code," by
20 amending Subcode B, "The Philadelphia
21 Building Code," by amending the
22 provisions of Chapter 33, "Safeguards
23 During Construction," including
24 provisions relating to the protection of
25 pedestrians, all under certain terms and

1 12/3/08 - STREETS - BILL 080587, etc.

2 conditions.

3 (Witness approached witness
4 table.)

5 COUNCILMAN DiCICCO: Thank you.

6 Councilman Kenney, I understand
7 you have some opening remarks.

8 COUNCILMAN KENNEY: Thank you,
9 Mr. Chairman, for the opportunity to
10 speak briefly before these two bills.

11 Over the past few years,
12 Philadelphia has seen the addition of the
13 tallest building in the City, the Comcast
14 Center, several new condominium
15 developments and the beginnings of the
16 expansion of the Pennsylvania Convention
17 Center. These and other projects promise
18 to boost the economy and business
19 environment of Philadelphia and attract
20 more residents. However, many of these
21 development projects have overlooked
22 another aspect of what makes our City
23 great: pedestrians.

24 Too often, contractors and
25 developers are given the green light to

1 12/3/08 - STREETS - BILL 080587, etc.
2 close sidewalks adjacent to construction
3 sites. Often sidewalks remain closed for
4 months when no work is being done on the
5 site, or simply for storage of equipment.
6 Pedestrians are forced to cross back and
7 forth across the street to get around
8 these closed sidewalks, and many people
9 cross mid-block or walk in the street,
10 greatly increasing the risk of injury.

11 Council has already passed
12 legislation limiting the length of
13 closures and prohibiting contractors from
14 parking their vehicles on sidewalks, and
15 we must continue to protect pedestrians
16 by increasing the number and safety of
17 covered walkways around construction
18 projects throughout the City.

19 Other cities have embraced
20 covered sidewalks. In the hearing last
21 spring, we heard from New York City
22 officials who testified that sidewalk
23 sheds are widely used there and are
24 effective at maintaining pedestrian flow
25 through construction sites while not

1 12/3/08 - STREETS - BILL 080587, etc.
2 interfering with the construction itself.
3 Sheds there have in several instances
4 prevented injuries by catching falling
5 debris.

6 Other cities and states,
7 including Washington, D.C.; Chicago;
8 Massachusetts; Connecticut and Minnesota,
9 require sidewalk sheds in certain
10 circumstances. It is time to add
11 Philadelphia to that list. As our city,
12 especially our downtown, continues its
13 revival, it is imperative to protect
14 pedestrians from both traffic and
15 construction debris, and covered walkways
16 are the more effective way to do both.

17 Bill 080623 would require that
18 before a sidewalk closure is granted, a
19 written determination that a covered
20 walkway is impractical must be issued.
21 This will ensure that covered walkways
22 must be fully considered for the site
23 before a closure is granted.

24 Bill No. 080624 would amend the
25 Building Code to increase the live load

1 12/3/08 - STREETS - BILL 080587, etc.
2 weight limit of covered walkways from 150
3 pounds per square foot to 300 pounds per
4 square foot. This change has been
5 approved by the Pennsylvania Department
6 of Labor and Industry and would ensure
7 greater protection for those using the
8 covered walkways.

9 I'd like to thank the Chairman
10 for his cooperation in getting us to this
11 point, and I would like to thank the
12 Building Construction Contractors
13 Association, Walter Palmer and Lisa
14 Godlewski, for being here today also.

15 Thank you, Mr. Chairman.

16 COUNCILMAN DiCICCO: Thank you,
17 Councilman Kenney.

18 Good afternoon, Ms. Cutler.
19 Would you please identify yourself for
20 the record and proceed with your
21 testimony.

22 DEPUTY MAYOR CUTLER: Yes.
23 Rina Cutler, Deputy Mayor for
24 Transportation and Utilities. Thank you
25 for allowing me to provide testimony for

1 12/3/08 - STREETS - BILL 080587, etc.

2 Bill No. 080623.

3 Philadelphia is proud of its
4 reputation as one of America's walkable
5 cities. This past summer, we earned
6 national attention when Philadelphia was
7 ranked the fifth most walkable city in
8 the United States. Safe, passable and
9 clean sidewalks are the foundation of an
10 enticing pedestrian environment. A city
11 that supports pedestrians encourages
12 residents, commuters and visitors to
13 choose to walk more and drive less. This
14 choice improves mobility and reduces the
15 safety hazards, air pollution and
16 personal frustration associated with
17 automobile congestion.

18 Over the past decade,
19 Philadelphia has experienced a
20 construction boom. Despite the recent
21 downturn in the economy, residential and
22 commercial construction continues
23 throughout the City. The sidewalk
24 closures associated with construction are
25 among the most common obstacles for

1 12/3/08 - STREETS - BILL 080587, etc.
2 Philadelphia's pedestrians. Construction
3 activity ranges from the erection of
4 skyscrapers to the rehab of row homes.
5 The range of impact to pedestrians is
6 just as great. Closing a sidewalk is
7 sometimes necessary to ensure the safety
8 of pedestrians. Covered walkways and
9 other measures are often able to provide
10 safe and comfortable passage for
11 pedestrians. These measures are not
12 without a cost to developers and
13 construction firms.

14 The City must carefully balance
15 pedestrian convenience with development
16 costs. The Streets Department is already
17 at work trying to get this balance right.
18 In September, the Streets Department
19 promulgated regulations under existing
20 law to incentivize limiting sidewalks,
21 parking lanes and travel lane closures to
22 only the time required for construction.
23 The new regulations charge a per-week fee
24 for each linear foot of closed sidewalk
25 or lane. Previously no per-week fee had

1 12/3/08 - STREETS - BILL 080587, etc.
2 been charged. The Department is
3 currently evaluating compliance with
4 these new regulations and working with
5 the General Building Contractors
6 Association to implement the regulations
7 for projects already underway.

8 We have requested and
9 Councilman Kenney has agreed to extend
10 from one day to one week the length of
11 closing that requires the opinion of a
12 licensed engineer. This modification
13 thoughtfully balances the interests of
14 both pedestrians and developers.

15 Thank you for allowing me to
16 testify before you today. I respectfully
17 request that this bill be favorably
18 reported out of Committee.

19 I will be happy to answer any
20 questions you may have.

21 COUNCILMAN DiCICCO: Thank you,
22 Ms. Cutler.

23 Any questions for this witness
24 from the Committee?

25 (No response.)

1 12/3/08 - STREETS - BILL 080587, etc.

2 COUNCILMAN DiCICCO: Anyone
3 else here who wishes to testify for or
4 against the bill?

5 (No response.)

6 COUNCILMAN DiCICCO: Seeing
7 none, good afternoon. Thank you.

8 And, Mr. Abernathy, please read
9 the title of the next bill.

10 Otis, that's right, you've got
11 testimony.

12 (Witness approached witness
13 table.)

14 MR. HAIGLER: Good afternoon.

15 COUNCILMAN DiCICCO: By no
16 means was my overlooking you any
17 indication of the value or the
18 significance of your testimony.

19 MR. HAIGLER: Not a problem
20 whatsoever.

21 I'm here to testify on Bill
22 080624. I believe that was also
23 mentioned.

24 Good afternoon, Chairman
25 DiCicco and members of the Committee. I

1 12/3/08 - STREETS - BILL 080587, etc.
2 am Otis Haigler, Jr., Director of
3 Legislative Affairs for the Department of
4 Licenses and Inspections. Today I'm here
5 to provide testimony on Bill 080624,
6 which, if enacted, will amend provisions
7 of the Philadelphia Building Code to
8 require that sidewalk shelter platforms
9 be constructed to support a live load of
10 300 pounds per square foot when either
11 the building is over 100 feet in height
12 or the platform is used to store
13 materials regardless of building height.

14 The Department of Licenses and
15 Inspections offers no objections to the
16 enactment of this bill because the bill
17 simply increases the load capacity from
18 150 pounds per square foot to 300 pounds
19 per square foot. Indirectly, L&I's role
20 as it relates to the protection of
21 pedestrians that transverse the public
22 right-of-way around construction sites is
23 centered on requirements of the Building
24 Code that is enforced for construction of
25 the shelter platform over the sidewalk if

1 12/3/08 - STREETS - BILL 080587, etc.
2 one is determined to be required by the
3 Department of Streets.

4 Currently, provisions of
5 Chapter 33 of the Building Code related
6 specifically to safety in and around
7 construction sites require that the
8 authority having jurisdiction for
9 pedestrian safety -- in this case it
10 would be the Streets Department --
11 determines that the shelter platform is
12 appropriate for the construction project
13 as opposed to closure of the street or
14 sidewalk. The shelter platform must be
15 constructed and maintained in accordance
16 with the requirements of this chapter.
17 Presently, those requirements allow for
18 the shelter platform to be designed and
19 constructed at a minimum to support a
20 live load of 150 pounds per square foot.
21 The provisions under consideration
22 increase the minimum live load
23 requirements for the shelter platform to
24 300 pounds per square foot and
25 specifically indicates that the Streets

1 12/3/08 - STREETS - BILL 080587, etc.
2 Department is responsible to determine
3 whether a shelter platform or street
4 closure is warranted for a construction
5 project based on its review and
6 information received concerning the
7 project.

8 Thank you for the opportunity
9 to provide the Department's testimony on
10 this bill, and I'll be happy to answer
11 any questions.

12 COUNCILMAN DiCICCO: Thank you,
13 Mr. Haigler.

14 Any questions for this witness
15 from the Committee?

16 (No response.)

17 COUNCILMAN DiCICCO: Anyone
18 else who wishes to testify for or against
19 the bill?

20 (No response.)

21 COUNCILMAN DiCICCO: Seeing
22 none, Mr. Abernathy, please read the
23 title of the next bill.

24 MR. HAIGLER: Oh, I'm sorry.

25 COUNCILMAN DiCICCO: This time

1 12/3/08 - STREETS - BILL 080587, etc.

2 it's your fault, not mine.

3 MR. HAIGLER: One additional
4 thing. I believe there were some
5 amendments that were prepared by the Law
6 Department and circulated, and we just
7 wanted to make sure that they were
8 included into the record.

9 COUNCILMAN DiCICCO: Thank you.

10 MR. HAIGLER: Thank you.

11 THE CLERK: Bill No. 080803, an
12 ordinance establishing a no truck parking
13 regulation on both sides of Whitten
14 Street between President Street and
15 Roosevelt Boulevard, both sides of
16 President Street between Whitten Street
17 and Conwell Avenue, and both sides of
18 Conwell Avenue between President Street
19 and Roosevelt Boulevard.

20 (Witness approached witness
21 table.)

22 MR. DLUGOSZ: Good afternoon,
23 Mr. Chairman, members of the Committee.
24 Thank you for the opportunity to appear
25 today. My name is David Dlugosz. I am a

1 12/3/08 - STREETS - BILL 080587, etc.
2 District Traffic Engineer with the
3 Department of Streets, and I'm here to
4 offer testimony on Bill 080803.

5 The Streets Department has no
6 objections to the bill. We will be
7 posting signs that say "No Truck Parking
8 Any Time" on these blocks under trial
9 ordinance, and the signs can be placed
10 within four weeks.

11 Thank you for the opportunity
12 to appear. I'd be happy to take any
13 questions.

14 COUNCILMAN DiCICCO: Thank you.

15 Any questions for this witness
16 from the --

17 MR. FINESTONE: Suspension of
18 rules.

19 COUNCILMAN DiCICCO: So noted.

20 Any questions for this witness
21 from the Committee?

22 (No response.)

23 COUNCILMAN DiCICCO: Anyone
24 else here who wishes to testify for or
25 against the bill?

1 12/3/08 - STREETS - BILL 080587, etc.

2 (No response.)

3 COUNCILMAN DiCICCO: Seeing
4 none, Mr. Abernathy, the title of the
5 next bill.

6 THE CLERK: Bill No. 080880, an
7 ordinance authorizing the installation of
8 all-way stop signs at the intersection of
9 22nd Street and Cherry Street.

10 COUNCILMAN DiCICCO: Mr. Denny
11 is not here. Is there anyone --

12 MR. DENNY: I just walked in.

13 COUNCILMAN DiCICCO: There you
14 go.

15 (Witness approached witness
16 table.)

17 MR. DENNY: Good afternoon, Mr.
18 Chairman and members of the Committee.
19 Thank you for the opportunity to appear
20 before you today. My name is Charles
21 Denny. I am the Acting Chief Traffic
22 Engineer for the Department of Streets
23 and I'm here to offer testimony on Bill
24 080880.

25 This bill authorizes the

1 12/3/08 - STREETS - BILL 080587, etc.
2 installation of an all-way stop sign at
3 the intersection of 22nd and Cherry
4 Streets. The Streets Department has
5 objections to this bill.

6 The Pennsylvania Vehicle Code
7 requires PennDOT to develop regulations
8 governing traffic control devices in
9 accordance with the Federal Highway
10 Administration's Manual on Uniform
11 Traffic Control Devices. These
12 regulations apply to all public streets
13 and highways in Pennsylvania, and the
14 City Solicitor has ruled that the Streets
15 Department is legally obligated to comply
16 with the Vehicle Code and related PennDOT
17 regulations.

18 This section of 22nd Street is
19 a major signalized arterial street in
20 Center City. All-way stop signs are
21 inappropriate traffic control devices on
22 such a street. Posting an all-way stop
23 sign on signalized arterial streets will
24 result in a high rate of rear-end
25 crashes. When installing additional

1 12/3/08 - STREETS - BILL 080587, etc.
2 traffic controls at any intersection, the
3 results should be a safer intersection.
4 However, installing all-way stop signs
5 against 22nd Street and Cherry Street
6 will not accomplish that goal, and lead
7 to a safety problem. The Streets
8 Department can, therefore, not comply
9 with the request for an all-way stop sign
10 at this location.

11 Since 2005, our Department has
12 completed safety-related improvements to
13 existing traffic control devices at this
14 intersection, including raising stop
15 signs on Cherry Street to the standard
16 height for better visibility and
17 installing "Cross Traffic Does Not Stop"
18 warning signs for Cherry Street
19 motorists.

20 (PHONE RINGING.)

21 MR. DENNY: Excuse me.

22 Turned it off. Sorry.

23 COUNCILMAN DiCICCO: We started
24 earlier than I thought, so no problem.

25 MR. DENNY: The "Cross Traffic

1 12/3/08 - STREETS - BILL 080587, etc.
2 Does Stop" signs are posted at this
3 intersection where motorists on the cross
4 streets, Cherry Street, may misinterpret
5 the intersection as being an all-way stop
6 intersection. These signs warn motorists
7 that the vehicle traffic on the major
8 street, 22nd Street, does not stop and
9 always have the right of way.

10 Our Department also installed
11 pavement markings and signs on the
12 southeast and southwest corners of 22nd
13 and Cherry Street in order to improve
14 visibility for Cherry Street motorists
15 and pedestrians who are entering the
16 intersection. We also installed
17 "Pedestrian Crossing" warning signs and
18 crosswalks across 22nd Street. Since
19 making these safety-related improvements,
20 crashes at this intersection have
21 decreased in the period in the last two
22 years.

23 Present-day conditions at 22nd
24 and Cherry Street satisfy federal and
25 State warrants for traffic signals.

1 12/3/08 - STREETS - BILL 080587, etc.
2 Pending available funding at an
3 undetermined future time period, signals
4 can be installed. The timing obtaining
5 the funds and the timing of installing
6 traffic signals are undetermined at this
7 time.

8 Thank you for the opportunity
9 to appear before you today, and I'd be
10 happy to answer any questions.

11 COUNCILMAN DiCICCO: Thank you.

12 Councilman Greenlee.

13 COUNCILMAN GREENLEE: Thank
14 you, Mr. Chairman.

15 Just quickly, and I understand.
16 We've heard many times about the State
17 regulations. I just want to comment on
18 this intersection, because I'm very
19 familiar with it. I have friends of mine
20 that live on the 2100 block at Cherry,
21 and I can certainly see why this bill was
22 put in. Cherry Street, where it might
23 not be a major street per se, is traveled
24 a lot. A lot of people do cut through
25 that street, and when that light is green

1 12/3/08 - STREETS - BILL 080587, etc.
2 going north on 22nd Street, those cars
3 are moving, and 22nd is fairly wide
4 there. I don't know how all this fits
5 into it, but you have to really get
6 across fast if you're going to get across
7 22nd Street from Cherry.

8 So maybe it doesn't meet the
9 total criteria, but to me, the
10 commonsense criteria it certainly meets.
11 And, again, I'm only commenting because
12 I'm really familiar with this area. And
13 there was a time I was wondering that at
14 some point somebody was going to put a
15 sign in. And I heard you say about the
16 further protections you got there. I
17 wasn't real clear on what they were, but
18 I know I've passed through that
19 intersection just recently and it still
20 seems to be pretty similar, and it seems
21 to me to be dangerous to have cars --
22 it's a pretty long stretch from Arch to
23 Race there, it seems to me, and it does
24 seem appropriate to have a stop sign
25 there. And that's --

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2 MR. DENNY: The signals at 22nd
3 and Arch do stop 22nd Street traffic and
4 create gaps for people crossing from
5 Cherry to either side of 22nd Street or
6 turning onto 22nd Street.

7 COUNCILMAN GREENLEE: But when
8 that light is green, they do travel a
9 pretty good rate of speed.

10 Like I said, just from
11 experience, I can understand why that
12 ordinance was proposed.

13 Thank you.

14 COUNCILMAN DiCICCO: Mr. Denny,
15 I have a question, because this comes up
16 for as long as I've been here and I guess
17 even before that. During the Rendell
18 Administration, I think his first term,
19 as part of a cost-savings effort, traffic
20 signal devices, red lights, traffic
21 lights, whatever, were removed at many
22 intersections throughout the City and
23 were replaced, correct me if I'm wrong,
24 in all cases or most cases by all-way
25 stop signs. So how were we able to do

1 12/3/08 - STREETS - BILL 080587, etc.
2 that, put all-way stop signs in in place
3 of traffic signal devices in the early
4 '90s? Did we not follow the law and we
5 just made it an arbitrary decision on our
6 own as a city to do that?

7 MR. DENNY: In this case, it's
8 a little different. In those cases, they
9 were mostly narrow streets. They weren't
10 on signalized corridors, so when we
11 converted them from signal to all-way, it
12 was in an area where there were already
13 all-ways and it wasn't a signalized
14 corridor.

15 Twenty-second Street is
16 signalized from South Street up to Spring
17 Garden Street and actually beyond Spring
18 Garden Street. It's fairly -- it's much
19 wider than the normal street. It's four
20 lanes, two parking lanes, two through
21 lanes. And then we actually installed a
22 bicycle lane not too long ago. So it's a
23 fairly wider street. The wider the
24 street, the harder it is to post stop
25 signs on it and get people to see them

1 12/3/08 - STREETS - BILL 080587, etc.

2 and obey.

3 But it's a signalized corridor,
4 so you're moving along with a progression
5 in the traffic signals. Throwing a stop
6 sign in there just leads to problems
7 with -- some people stop, a lot of people
8 roll through, so it leads to rear-end
9 crashes. So on a signalized corridor,
10 it's problematic installing a stop sign.

11 COUNCILMAN DiCICCO: I
12 understand. And, again, we've had this
13 conversation for a long time. People may
14 not stop at a stop sign. In South
15 Philadelphia it's called the South
16 Philadelphia slide. But people will not
17 stop, but they do have their foot either
18 on their brake or getting ready to hit it
19 in the event they have to stop, and it's
20 just the way people drive, unfortunately,
21 as opposed to when they see a light,
22 they're going to try to make that light,
23 and they have no sense of either getting
24 ready to hit the brake because they want
25 to make the light.

1 12/3/08 - STREETS - BILL 080587, etc.

2 Again, I'm not a traffic
3 engineer, but I think that's more or less
4 the common way people drive, even though
5 it's the wrong way, but that's normally
6 how they would drive. So we always have
7 this debate, as you know, with your
8 predecessor, Charlie Trainor, and others
9 about why don't we put more all-way stop
10 signs or stop signs in some cases, just a
11 stop sign at a specific location.

12 MR. DENNY: But when people are
13 leaving Arch Street where they have the
14 green signal and they see the signal up
15 at Race Street and that signal turns
16 green and they have to stop, some people
17 will slow down and stop; others will be
18 looking ahead to the next traffic light
19 and trying to make it through, and that's
20 where you run into a problem. So this is
21 a problem when you have an all-way stop
22 on a signalized corridor.

23 COUNCILMAN DiCICCO: We can
24 debate that forever, because the same
25 person who sees the light at Arch Street

1 12/3/08 - STREETS - BILL 080587, etc.

2 knows he's making it at Race, is going to
3 maybe move a lot more quickly to get to
4 that intersection to make that green
5 light. So it could play out both ways.

6 Any questions for these
7 witnesses?

8 Councilman Green.

9 COUNCILMAN GREEN: Thank you.
10 Thank you, Mr. Chairman.

11 So I just wanted to understand
12 your testimony clearly. If we pass this
13 ordinance authorizing the installation of
14 stop signs, you will not do it because
15 the City Solicitor has said it violates
16 State and federal law?

17 MR. DENNY: The basis is, we
18 believe it will cause more crashes
19 installing --

20 COUNCILMAN GREEN: That's not
21 my question. If we pass this ordinance,
22 you're telling us that you will not
23 install the stop sign; is that correct?

24 MR. DENNY: That is correct.

25 COUNCILMAN GREEN: Thank you.

1 12/3/08 - STREETS - BILL 080587, etc.

2 I mean, so it's kind of -- I just wanted
3 to make that clear for the record.

4 COUNCILMAN DiCICCO: Thank you.

5 Any other questions for this
6 witness?

7 (No response.)

8 COUNCILMAN DiCICCO: Anyone
9 else here to testify for or against the
10 bill?

11 (No response.)

12 COUNCILMAN DiCICCO: Seeing
13 none, Mr. Abernathy, the title of the
14 next bill.

15 THE CLERK: Bill No. 080904, an
16 ordinance amending Section 2-901 of The
17 Philadelphia Code, entitled "Stopping,
18 Standing or Parking Prohibited at Certain
19 Places," by permitting the overnight
20 parking of commercial vehicles on the 600
21 block of Cheswick Road.

22 MR. DLUGOSZ: Good afternoon,
23 Mr. Chairman and members of the
24 Committee. My name is David Dlugosz. I
25 am a District Traffic Engineer for the

1 12/3/08 - STREETS - BILL 080587, etc.

2 Department of Streets. I'm here today to
3 offer testimony on Bill 080904.

4 The Streets Department has no
5 objection to this bill. Signs
6 prohibiting truck parking was removed
7 from this block on October 1, 2008 on a
8 trial basis pending the passage of this
9 bill.

10 Thank you for the opportunity
11 to appear before you today, and I'd be
12 happy to take any questions.

13 COUNCILMAN DiCICCO: Thank you.

14 Any questions for this witness
15 from the Committee?

16 (No response.)

17 COUNCILMAN DiCICCO: Anyone
18 else here who wishes to testify for or
19 against the bill?

20 (No response.)

21 COUNCILMAN DiCICCO: Seeing
22 none, Mr. Abernathy, the title of the
23 next bill.

24 THE CLERK: Bill No. 080834, an
25 ordinance amending Section 9-205 of The

1 12/3/08 - STREETS - BILL 080587, etc.
2 Philadelphia Code, relating to Sidewalk
3 Sales, by prohibiting sidewalk sales
4 within Cheltenham Avenue within the Ninth
5 District.

6 COUNCILMAN DiCICCO:

7 Mr. Haigler, you're up.

8 (Witness approached witness
9 table.)

10 MR. HAIGLER: Good afternoon,
11 Councilman DiCicco, members of the
12 Committee. I am Otis Haigler, Jr.,
13 Director of Legislative Affairs for the
14 Department of Licenses and Inspections.
15 Today I'm here to provide testimony on
16 Bill 080834, which, if enacted, will
17 prohibit sidewalk and street vending in
18 the Ninth Council District on Cheltenham
19 Avenue between Broad Street and Ivy Hill
20 Road.

21 This bill was introduced on
22 October 30, 2008 by Councilwoman Tasco as
23 a replacement for Bill 080792 in order to
24 correct a technical error that was
25 discovered in that bill. As the location

1 12/3/08 - STREETS - BILL 080587, etc.
2 of the sidewalk and street vending
3 operations subject to the requirements of
4 Sections 9-203 and 9-205 of The
5 Philadelphia Code is within Council's
6 prerogative to amend from time to time,
7 the Department offers no objections to
8 the enactment of this bill.

9 We must, however, point out
10 that the provisions of Section 9-205,
11 Subsection (8), Subsection (p) related to
12 prohibitions on sidewalk and street
13 vending currently contains 378 locations
14 throughout the City where vending
15 operations are prohibited. Council
16 should be advised that continued
17 restrictions with regard to locations for
18 vending operations will severely limit
19 places where this operation can legally
20 be conducted in the City.

21 Thank you for the opportunity
22 to provide the Department's testimony and
23 I'll be happy to answer any questions.

24 COUNCILMAN DiCICCO: Thank you,
25 Mr. Haigler.

1 12/3/08 - STREETS - BILL 080587, etc.

2 Any questions for Mr. Haigler
3 from the Committee?

4 (No response.)

5 COUNCILMAN DiCICCO: Anyone
6 else here who wishes to testify for or
7 against the bill?

8 (No response.)

9 COUNCILMAN DiCICCO: Seeing
10 none, Mr. Abernathy, the title of the
11 next bill.

12 THE CLERK: Bill No. 080878, an
13 ordinance amending Chapter 10-700 of The
14 Philadelphia Code, entitled "Refuse and
15 Littering," by amending the provisions of
16 Section 10-723.2 to prohibit the
17 door-to-door distribution of handbills
18 unless they are handed directly to an
19 occupant; all under certain terms and
20 conditions.

21 MR. HAIGLER: Good afternoon,
22 Chairman DiCicco and members of the
23 Committee. I am Otis Haigler, Jr.,
24 Director of Legislative Affairs for the
25 Department of Licenses and Inspections.

1 12/3/08 - STREETS - BILL 080587, etc.

2 Today I am here to provide testimony on
3 Bill 080878, which, if enacted, will
4 place an outright ban on the door-to-door
5 distribution of handbills in the City of
6 Philadelphia unless given directly to the
7 occupant of the premises.

8 The Department of Licenses and
9 Inspections is the local regulatory
10 agency charged with the enforcement of
11 the requirements of Section 10-723
12 related to the distribution of commercial
13 handbills. Currently, the Department has
14 a record of 484 active licenses which
15 have been issued to distributors of this
16 type of printed material. Also, over a
17 two-year period, between 2006 to the
18 present, the Department has issued a
19 total of 1,268 tickets in the amount of
20 \$100 each for violations of the
21 provisions of this section of The
22 Philadelphia Code. All tickets that are
23 issued by the Department are processed by
24 the Bureau of Administrative
25 Adjudication.

1 12/3/08 - STREETS - BILL 080587, etc.

2 In light of information
3 received from the City Solicitor's Office
4 related to constitutional concerns
5 regarding the enforceability of the
6 proposed bill and on the advice of
7 counsel, the Administration will be
8 unable to support passage of this bill.

9 Thank you for the opportunity
10 to provide the Department's testimony.

11 COUNCILMAN DiCICCO: Thank you,
12 Mr. Haigler. I know Councilman Greenlee
13 has some questions.

14 Other municipalities are faced
15 with the same problems that we have in
16 terms of these handbills being left on
17 either steps or between storm doors and
18 the main door to a house or stuck in the
19 railing, whatever, and I understand the
20 Law Department's position on this. Do
21 you know what other municipalities are
22 doing or have any knowledge of what they
23 may be doing aside from enforcement?

24 MR. HAIGLER: I really have no
25 knowledge of it.

1 12/3/08 - STREETS - BILL 080587, etc.

2 COUNCILMAN DiCICCO: Because I
3 think you said 2,100 citations were
4 issued?

5 MR. HAIGLER: In a two-year
6 period, between 2006 and to the present,
7 we've issued 1,268.

8 COUNCILMAN DiCICCO: I'd
9 probably say during the course of the
10 year within the two blocks from where I
11 live, I can probably have more than that
12 issued on those two blocks. I mean,
13 there's not a day -- very rarely does a
14 day go by that I do not have a circular
15 stuck somewhere on my property. In many
16 cases, my neighbors' property, the same
17 thing, and they wind up either in the
18 street or they're in somebody's
19 windshield, you know, the car washes,
20 what-have-you.

21 I still can't figure out why
22 somebody who has got a pizza shop five
23 miles from where I live expects me to
24 order a pizza, but so be it.

25 Councilman Greenlee has some

1 12/3/08 - STREETS - BILL 080587, etc.

2 questions.

3 I'm just frustrated by this
4 whole thing, and I know it's not because
5 you personally don't want to see this
6 happen, but in order to get control of
7 the litter problems that we have in the
8 City, we really have to start doing
9 things. And the Law Department obviously
10 opens up the book and says, This is what
11 the law prohibits or doesn't prohibit.
12 I'd like somebody to challenge that. I'd
13 like for one of the pizza operators or
14 the fast-food operators challenge that
15 citation, put them through some hardship.
16 Let's put the burden on those folks who
17 don't care about our communities and the
18 appearance of our communities, because
19 there are so many other ways in which we
20 can advertise or they can advertise.

21 So I'm, for one, trying to
22 figure -- the question I always ask,
23 don't tell me how I can't do it, tell me
24 how to get it done. And I think, again,
25 if we put the burden on those folks,

1 12/3/08 - STREETS - BILL 080587, etc.
2 maybe some of them will look for other
3 means of advertising their product or
4 their business.

5 I'm just venting a little bit.
6 Councilman Greenlee.

7 COUNCILMAN GREENLEE: Thank
8 you, Mr. Chairman.

9 And just for the record, as you
10 said, you and I have spoken about this,
11 and I certainly share your concern, and I
12 know you've been working hard on this
13 whole littering problem for a long time.
14 I'll admit, I do have maybe some of the
15 same questions the Law Department does as
16 far as limiting people's right to get out
17 information. And I'm not really worried
18 as much about the pizza restaurant. And
19 I know what you mean. I get notices from
20 Broad and Allegheny in Fairmount and 38th
21 and Powelton, and we have about six pizza
22 places within walking distance to our
23 place.

24 So I understand all that. I
25 guess I'm worried, though, how far this

1 12/3/08 - STREETS - BILL 080587, etc.
2 could be taken. There are those of us,
3 all of us who are involved politically at
4 one time or another, maybe still do, give
5 out some notices in our community about
6 meetings, notices when elections are,
7 where we vote, that kind of thing. There
8 are notices given out in doors about
9 community meetings when it comes to
10 zoning in our community, that kind of
11 thing, and that's really my concern. And
12 I don't know how you say it's okay for
13 some and not others.

14 And, Mr. Haigler, I guess any
15 of this isn't a question for you, except
16 is there a way to maybe put some
17 regulations on people -- and this would
18 be a different bill -- that would give
19 them a certain amount of time? I think
20 when there's circulars handed out on the
21 corners, aren't you supposed to pick up
22 after them?

23 COUNCILMAN DiCICCO: My
24 understanding -- correct me if I'm wrong,
25 Mr. Haigler -- is where advertisements or

1 12/3/08 - STREETS - BILL 080587, etc.
2 whatever are placed on a doorstep or an
3 entrance to a building, within a certain
4 amount of hours after it has been
5 delivered, if it has not been picked up
6 by the occupant or occupants of that
7 building, then the distributor is
8 required to then remove it.

9 MR. HAIGLER: That may be in
10 our regulations, and I haven't reviewed
11 those regulations in a while, but I know
12 currently we do have provisions that
13 basically prohibit handbills to be
14 delivered to the property if the person
15 were to register with our Department. If
16 they register with L&I and we provide
17 them with a sticker that they place on
18 their property --

19 COUNCILMAN DiCICCO: I have it
20 on my property.

21 MR. HAIGLER: -- the
22 distributor is not supposed to deliver to
23 that particular property. If they do,
24 that's how we generate our tickets. If
25 they do, then that person can -- the

1 12/3/08 - STREETS - BILL 080587, etc.
2 property owner can submit that evidence
3 to the Department, and the Department
4 issues the distributor a ticket for
5 delivering to a property that's
6 registered with the City that should not
7 be receiving handbills.

8 COUNCILMAN DiCICCO: Which was
9 going to be my question. So the 1,200
10 violations or citations that were written
11 were written to businesses, or whomever,
12 who have left flyers or some sort of
13 advertisement on a property that had the
14 sticker?

15 MR. HAIGLER: That's correct.

16 COUNCILMAN GREENLEE:
17 Mr. Chairman, if I could ask, there's
18 also violations given for not cleaning up
19 your property, like if you leave whatever
20 kind of trash around. Now, that's
21 written by SWEEP, right, or the Streets
22 Department, right? It wouldn't be you
23 guys.

24 MR. HAIGLER: Well, generally,
25 we would cite the property owner if

1 12/3/08 - STREETS - BILL 080587, etc.

2 there's some condition on the property

3 that's a property maintenance issue.

4 COUNCILMAN DiCICCO: Not

5 necessarily. L&I wouldn't do it for

6 litter.

7 MR. HAIGLER: Well, we would

8 cite the property owner if there's litter

9 on the person's property.

10 COUNCILMAN GREENLEE: On the

11 step or whatever? I thought that was the

12 Streets Department that does that?

13 MR. HAIGLER: If we get a

14 complaint that there's trash or debris on

15 the property, there are requirements of

16 the Property Maintenance Code that

17 require certain maintenance issues to

18 take place at everybody's property, and

19 if we were to get a complaint that

20 there's trash, debris on someone's

21 property, we would have no knowledge of

22 where the debris came from, so we would

23 just cite the property owner for taking

24 care of that maintenance issue on their

25 property.

1 12/3/08 - STREETS - BILL 080587, etc.

2 COUNCILMAN GREENLEE: Again, I
3 understand the problem. I just have some
4 concerns that we're limiting information
5 that people -- might be the only way they
6 can get it out.

7 COUNCILMAN DiCICCO: And I
8 appreciate that, and it kind of goes back
9 to years ago when I was trying to do the
10 ban on posters, and I think we carved out
11 some exceptions for political posters or
12 something like that. So if we're talking
13 about door knockers, I guess we may have
14 to make exceptions for that. I don't use
15 door knockers, but anyway...

16 Councilwoman Sanchez.

17 COUNCILWOMAN SANCHEZ: I wanted
18 to echo Councilman Greenlee's concern
19 around people's right to get information
20 and grassroots groups who have limited
21 resources, and door is door is one of the
22 ways that they do it. What I think would
23 be important is if L&I industry's
24 department clarify for us, as Mr. Haigler
25 was mentioning, what they're allowed to

1 12/3/08 - STREETS - BILL 080587, etc.

2 cite for and they don't, because I think
3 part of what we need to look at as part
4 of our sanitation enforcement efforts, to
5 be more aggressive on that in a way
6 that's very deliberate.

7 But I am concerned about, one,
8 from an enforcement perspective even, and
9 then another, from people's
10 constitutional rights to just be able to
11 get out information.

12 So I just wanted to put that on
13 the record. But I think that I echo
14 Councilman DiCicco's concern around the
15 litter and the volume of it. And I guess
16 the question for Mr. Haigler that we need
17 to grapple with is, when these people
18 register with us, what is our enforcement
19 on this? I mean, I know you talked about
20 1,200 citations, but I guess walk us
21 through that process. Do we have
22 continuous violators and is there any
23 penalty, short-term, long-term penalties,
24 to limit their ability to keep operating
25 if we're citing?

1 12/3/08 - STREETS - BILL 080587, etc.

2 MR. HAIGLER: In general, we
3 issue those tickets whenever we get a
4 complaint if the complaint is founded.
5 What happens is, again, the property
6 owner that's registered with the
7 Department, they send in documentation to
8 us with the date when the information was
9 left on their property, information
10 related to who left the handbill on their
11 property. We cite that person, give them
12 the ticket. We send the tickets directly
13 out to them. The tickets are processed
14 by the BAA, the Bureau of Administrative
15 Adjudication.

16 Now, if the person is habitual,
17 the Department can take further steps, if
18 necessary, which means that we could do
19 something with -- if the person has their
20 business privilege license, they have a
21 license to distribute handbills, we could
22 take further steps to suspend --

23 COUNCILWOMAN SANCHEZ: Have we
24 ever used that hammer? Because it
25 appears to me having used this mechanism

1 12/3/08 - STREETS - BILL 080587, etc.
2 for information distribution, these
3 companies are divided throughout the
4 City, they have certain zones. So,
5 again, going back to Councilman DiCicco's
6 concern, the people that are doing this
7 in specific areas may be the same, and I
8 guess we're asking, have we ever used
9 that, and, if not, why not?

10 MR. HAIGLER: To my knowledge,
11 probably not, and I would have to look
12 into that issue.

13 COUNCILMAN DiCICCO: The other
14 thing I just wanted to point out, and
15 I've asked about this both, I think, of
16 L&I and the Streets Department in the
17 past, and now given the fact that there
18 will be little or no mechanical sweeping
19 of streets throughout the City, that just
20 leads me to believe we're going to have a
21 lot more litter on our streets than we
22 currently have going forward.

23 I was wondering if -- and I've
24 asked this, I think, of the Streets
25 Department and I'm not sure if I've asked

1 12/3/08 - STREETS - BILL 080587, etc.
2 of L&I in the past, so I'll ask you now,
3 if you can bring it back to your
4 Commissioner. I think we need a public
5 education program. I would suspect that
6 the vast majority of the citizens and
7 property owners in the City of
8 Philadelphia are not aware of that
9 sticker program, that they could just
10 either write or call L&I -- I forgot what
11 the process is -- to get a sticker, and
12 maybe that would be a proactive way, if
13 you will, of discouraging these
14 businesses and/or companies from leaving
15 leaflets at a property. But, again, I
16 would really venture to say I'd be
17 surprised if ten percent of the
18 population knows about it.

19 COUNCILWOMAN SANCHEZ: I didn't
20 know about it.

21 COUNCILMAN DiCICCO: Here I
22 have a Council colleague of mine who
23 didn't know about that.

24 And so I would ask that the
25 Department look at that. If there's

1 12/3/08 - STREETS - BILL 080587, etc.
2 anything we can do as members of Council
3 or members of this Committee, we'd
4 certainly be more than willing to help
5 out.

6 Councilman Green.

7 COUNCILMAN GREEN: Thank you.

8 Do you have an opinion from the
9 City Solicitor that you can ban political
10 speech, political handbilling by
11 ordinance; in other words, preventing
12 people from putting campaign information,
13 literature in people's doors?

14 MR. HAIGLER: I'm not aware of
15 no such opinion.

16 COUNCILMAN GREEN: Because I
17 don't see how that's constitutional under
18 the federal and State constitutions.

19 Thank you.

20 COUNCILMAN DiCICCO: Any other
21 questions for this witness from the
22 Committee?

23 (No response.)

24 COUNCILMAN DiCICCO: Anyone
25 else here who wishes to testify for or

1 12/3/08 - STREETS - BILL 080587, etc.

2 against the bill?

3 Please come forward, ma'am.

4 (Witness approached witness

5 table.)

6 MS. ROBINSON: Good afternoon.

7 COUNCILMAN DiCICCO: Good

8 afternoon. Please identify yourself for

9 the record and proceed with your

10 testimony.

11 MS. ROBINSON: Yes. My name is

12 Judith Robinson and I'm here representing

13 Susquehanna Clean Up/Pick Up. I just

14 want to testify on Bill 080878 and

15 encourage this Committee to move forward

16 and focus on this issue. It is a

17 problem.

18 I, like you, Councilman, am

19 happy to be here today to find out that

20 there's a program we could put a sticker

21 in your property and acknowledge to these

22 distributors of flyers that you do not

23 want this on your property.

24 Susquehanna Clean Up/Pick Up is

25 an environmental education, anti-litter

1 12/3/08 - STREETS - BILL 080587, etc.
2 agency, and we'd be very much interested
3 in spreading the word in our community.

4 As I look at this ordinance, I
5 see that you want, as it relates to this
6 bill before amendments, to have the
7 handbills delivered directly to an
8 occupant, and that might be a little
9 tough, especially when you consider all
10 the other type of marketing that goes on
11 in our community. We as a community
12 organizing group use flyers, but we try
13 to make sure that we at least put them
14 inside of a mailbox so they're going
15 inside of the property.

16 COUNCILMAN DiCICCO:
17 Technically, that's actually illegal, but
18 we won't --

19 MS. ROBINSON: To put them
20 inside the mailbox?

21 COUNCILMAN DiCICCO: Yeah,
22 technically. But continue to do it,
23 don't worry about it.

24 MS. ROBINSON: Well, we don't
25 want to do anything illegal. But we try

1 12/3/08 - STREETS - BILL 080587, etc.
2 to make sure that our flyers are not left
3 on the street and that they're not a
4 danger to folks coming out of their
5 property.

6 When these flyers that are
7 distributed by various agencies, or
8 businesses, I should say, are thrown on
9 our steps, sometimes you come out and
10 it's rainy, you step right on these
11 things and it could be dangerous. In
12 addition to the part that we're most
13 concerned about is the litter.

14 Please help me be lawful about
15 what we can do as a community agency so
16 that we're not out of order, but we kind
17 of err on the side of not littering our
18 community. When the wind blows, these
19 flyers, advertisements are all over the
20 community, and believe it or not, we're
21 trying to reduce litter in North
22 Philadelphia.

23 So we just would encourage you
24 to educate us so that we could do the
25 right thing, and we just encourage you to

1 12/3/08 - STREETS - BILL 080587, etc.
2 make sure when this bill is passed that
3 there is some enforcement that is
4 transparent that we all can be clear
5 about. So I'm just looking for more
6 information about all the programs that
7 are available to prevent litter, and to
8 encourage those that do not want the
9 flyers on their porches to be able to get
10 this information so they can be aware of
11 it.

12 Thank you very much.

13 COUNCILMAN DiCICCO: Thank you.
14 As the sponsor of this bill, I'm going to
15 be holding this bill for further
16 discussion as we move forward, but did I
17 understand you to say it's the first you
18 heard about this program as well?

19 MS. ROBINSON: Yes.

20 COUNCILMAN DiCICCO: You might
21 want to talk to Mr. Haigler. He'll let
22 you know how you could get a sticker, and
23 maybe you might want to put it in your
24 newsletter, your civic association or
25 your agency's newsletter, advising people

1 12/3/08 - STREETS - BILL 080587, etc.

2 how they can go online, I'm told by

3 Brian, and actually make application for

4 it. It's very simple.

5 Thank you. Thank you for your

6 testimony.

7 Any questions for this witness?

8 Yes, ma'am.

9 MS. ROBINSON: Just one other

10 thing. Could you please cite the law

11 that would make it illegal to put flyers

12 into a mailbox?

13 COUNCILMAN GREENLEE: It's a

14 federal law.

15 COUNCILMAN DiCICCO: It's a

16 federal law. I don't know the law off

17 the top of my head.

18 MS. ROBINSON: Federal?

19 COUNCILMAN DiCICCO: Other than

20 postal mail, my understanding is nothing

21 is allowed to be placed in a mail slot

22 other than --

23 MS. ROBINSON: Thank you. I'll

24 research.

25 COUNCILMAN DiCICCO: Thank you.

1 12/3/08 - STREETS - BILL 080587, etc.

2 Anyone else to testify on that
3 bill?

4 (No response.)

5 COUNCILMAN DiCICCO: Seeing
6 none, Mr. Abernathy, the title of the
7 next bills.

8 THE CLERK: Bill No. 080761, an
9 ordinance granting permission to Howard
10 Foreman, owner of the Island Caribbean
11 Restaurant, 1338 to 44 Rising Sun Avenue,
12 for a raised deck encroachment for
13 accessory seating for the restaurant,
14 under certain terms and conditions; and

15 Bill No. 080796, an ordinance
16 amending Bill No. 070443, approved by
17 Council on June 14, 2007 and signed by
18 the Mayor on July 3, 2007, entitled "An
19 ordinance authorizing the Archdiocese of
20 Philadelphia, Office for Community
21 Development, 222 North 17th Street, to
22 construct, own and maintain raised
23 planter clusters atop the sidewalks of
24 the 2400, 2500 and 2600 blocks of
25 Kensington Avenue, under certain terms

1 12/3/08 - STREETS - BILL 080587, etc.
2 and conditions," by authorizing an
3 extension in the time in which the
4 Archdiocese must perform its obligation
5 under the Ordinance, all under certain
6 terms and conditions; and

7 Bill No. 080804, an ordinance
8 authorizing Edward and Veronica Leonard,
9 their successors and assigns, to own,
10 operate and maintain a one-story garage
11 extension and entranceway steps on the
12 east sidewalk of North Pennock Street
13 adjacent to their property located at
14 2718 Brown Street, under certain terms
15 and conditions; and

16 Bill No. 080836, an ordinance
17 authorizing the Archdiocese of
18 Philadelphia to construct, own and
19 maintain a marquee canopy at the Saint
20 John the Evangelist House, 1211 to 13
21 Clover Street, under certain terms and
22 conditions; and

23 Bill No. 080852, an ordinance
24 authorizing Kevin Goodchild to construct,
25 own and maintain an open-air sidewalk

1 12/3/08 - STREETS - BILL 080587, etc.
2 cafe and planters at 9236 to 9242 North
3 Delaware Avenue, under certain terms and
4 conditions.

5 COUNCILMAN DiCICCO: Thank you.
6 (Witness approached witness
7 table.)

8 COUNCILMAN DiCICCO: Good
9 afternoon. Please identify yourself for
10 the record and proceed with your
11 testimony.

12 MR. BLACK: Good afternoon,
13 Chairman and members of the Committee.
14 My name is Robert Black. I'm a
15 construction engineer with the Streets
16 Department. I am here to offer the
17 following testimony for Bill No. 080761.

18 This bill grants permission to
19 Howard Foreman, owner of Caribbean Feast
20 Restaurant and the property 1338 to 1344
21 Rising Sun Avenue, for a raised deck
22 encroachment to an existing restaurant
23 along Rising Sun Avenue and Westmoreland
24 Street. The raised deck is 18 inches
25 high, beginning eight feet south of the

1 12/3/08 - STREETS - BILL 080587, etc.
2 south curb line of Rising Sun Avenue and
3 approximately 59 feet east of the
4 intersecting point of Westmoreland Street
5 and Rising Sun Avenue. The deck is
6 approximately 32 feet long by six feet
7 wide and continues on the footway of
8 Westmoreland Street for approximately 12
9 feet.

10 The Streets Department has
11 reviewed the encroachment and has no
12 objection to the passage of this bill.

13 COUNCILMAN DiCICCO: Thank you.

14 On the following bills, would
15 you just -- we can submit -- you have
16 everything in writing? We can submit
17 that for testimony?

18 MR. BLACK: Yes.

19 COUNCILMAN DiCICCO: Any
20 objections to that from the Committee?

21 (No.)

22 COUNCILMAN DiCICCO: Is there
23 anyone here who wishes to testify on any
24 of the bills that have just been read or
25 will be submitted into the record?

1 12/3/08 - STREETS - BILL 080587, etc.

2 (No response.)

3 COUNCILMAN DiCICCO: Thank you.

4 Mr. Abernathy, the title of the
5 next bill.

6 THE CLERK: Bill No. 080883, an
7 ordinance amending Sections of an
8 Ordinance, Bill No. 080383, approved June
9 5, 2008, entitled "An ordinance
10 authorizing Arch Street Hotel Partners,
11 LLC to construct, own and maintain
12 various encroachments at 1421 Arch
13 Street, all under certain terms and
14 conditions," by extending the period for
15 compliance and revising the extent of the
16 encroachment, all under certain terms and
17 conditions.

18 (Witnesses approached witness
19 table.)

20 MR. BLACK: My name is Robert
21 Black. I'm a construction engineer with
22 the Streets Department. I'm here to
23 offer the following testimony for Bill
24 No. 080883.

25 This bill will amend various

1 12/3/08 - STREETS - BILL 080587, etc.
2 sections of an Ordinance, Bill No.
3 080383. Section 1 will read that a
4 decorative canopy will project towards
5 the curb line at a distance not exceeding
6 16 feet onto the right-of-way.

7 Section 5 will have the time
8 period for compliance extended by one
9 year.

10 Section 6 will require that the
11 ordinance fee of \$200 be paid by February
12 27, 2009.

13 The Streets Department has
14 reviewed the preliminary construction
15 plans for this project and has no
16 objection to the passage of the bill.

17 MR. ERICKSON: Good afternoon,
18 Chairman DiCicco and members of the
19 Streets and Services Committee. I am
20 William Erickson, a city planner with the
21 Development Planning Division of the
22 Philadelphia City Planning Commission. I
23 am here to testify on Bill 080883, which
24 Councilman Clarke introduced on November
25 13, 2008.

1 12/3/08 - STREETS - BILL 080587, etc.

2 This streets bill will amend
3 Bill 080383 authorizing Arch Street Hotel
4 Partners, LLC to construct, own and
5 maintain various encroachments at 1421
6 Arch. This will allow a canopy up to 16
7 feet over the right-of-way and extend the
8 time period to two years.

9 The Philadelphia Planning
10 Commission has scheduled this item to be
11 heard at its next meeting. Therefore,
12 the Planning Commission recommended that
13 Bill 080883 be held.

14 This concludes my testimony.

15 COUNCILMAN DiCICCO: Be held,
16 you said?

17 MR. ERICKSON: Yes, be held.
18 It's been scheduled for our next meeting.
19 It was introduced on the 13th of
20 November.

21 COUNCILMAN DiCICCO: When is
22 the next hearing?

23 MR. ERICKSON: We're actually
24 scheduled for the 16th.

25 COUNCILMAN DiCICCO: December?

1 12/3/08 - STREETS - BILL 080587, etc.

2 MR. ERICKSON: Yes.

3 COUNCILMAN DiCICCO: Do you
4 know if this is time sensitive or
5 anything for the construction?

6 (Witness approached witness
7 table.)

8 MR. BEAUVAIS: Mr. Chairman,
9 good afternoon. Darwin Beauvais. I
10 represent the developer in this matter.

11 We actually did meet with the
12 Planning Commission. We met with the
13 Streets Department. And we were hoping
14 that this ordinance could at least be
15 voted out of Committee pending the City
16 Planning Commission meeting on the 16th.
17 We have no objection to that.

18 COUNCILMAN DiCICCO: That's
19 what I was asking. It's not time
20 sensitive. So if we vote it out today
21 favorably, we just wouldn't do the second
22 and final passage until we come back
23 after recess. That works?

24 MR. BEAUVAIS: That would be
25 fine.

1 12/3/08 - STREETS - BILL 080587, etc.

2 COUNCILMAN DiCICCO: Okay.

3 Fine.

4 Any other questions for these
5 witnesses?

6 (No response.)

7 COUNCILMAN DiCICCO: Anyone
8 else here who wishes to testify on this
9 bill?

10 (No response.)

11 COUNCILMAN DiCICCO: Seeing
12 none, Mr. Abernathy, the title of the
13 next bill.

14 THE CLERK: Bill No. 080757, an
15 ordinance amending Section 2 of an
16 Ordinance, Bill No. 060317, approved
17 September 28, 2006, entitled "An
18 ordinance authorizing and directing the
19 revision of lines and grades on a portion
20 of City Plan No. 275 by extending Parker
21 Avenue from its current terminus on the
22 northeasterly side of a 66 foot wide
23 right-of-way for railroad purposes,
24 approximately 66 feet southwestward to
25 the southwest side of said right-of-way,

1 12/3/08 - STREETS - BILL 080587, etc.
2 including the dedication to the City,
3 free and clear of all encumbrances except
4 for a right-of-way for railroad purposes,
5 of the bed of the extension of Parker
6 Avenue," by extending the period for
7 compliance with the terms and conditions
8 stated therein; and

9 Bill No. 080794, an ordinance
10 amending Section 2 of an Ordinance, Bill
11 No. 030681, approved December 18, 2003,
12 entitled "An ordinance authorizing the
13 revision of lines and grades on a portion
14 of City Plan No. 24-S by placing on the
15 City Plan a certain right-of-way for gas
16 main purposes within the lines of former
17 Morris Street from 30th Street to 31st
18 Street, under certain terms and
19 conditions," by deleting the requirement
20 that the terms and conditions stated
21 therein be complied with within a certain
22 time period; and

23 Bill No. 080833, an ordinance
24 authorizing the construction of
25 stormwater sewers and appurtenant work in

1 12/3/08 - STREETS - BILL 080587, etc.

2 Delaware Avenue from Lewis Street to

3 Orthodox Street; and

4 Bill No. 080900, an ordinance

5 authorizing the revision of lines and

6 grades on a portion of City Plan Nos. 314

7 and 356 by placing on the City Plan an

8 extension of Tinicum Boulevard from its

9 existing terminus at 86th Street to

10 Bartram Avenue, striking from the City

11 Plan and vacating the legally open

12 portions of Tinicum Avenue from 86th

13 Street northeastwardly to its terminus,

14 striking from the City Plan and vacating

15 86th Street from Bartram Avenue to

16 Tinicum Boulevard and from Tinicum

17 Boulevard to Tinicum Avenue, and placing

18 on the City Plan a right-of-way for

19 public utility purposes within a portion

20 of 86th Street being stricken; and

21 authorizing the opening of the extension

22 of Tinicum Boulevard through City

23 property; all under certain terms and

24 conditions; and

25 Bill No. 080902, an ordinance

1 12/3/08 - STREETS - BILL 080587, etc.
2 authorizing the revision of lines and
3 grades on a portion of City Plan No. 231
4 by striking from the City Plan certain
5 unopened portions of Umbria Street from
6 Leverington Avenue to Wright Street and
7 placing on the City Plan Old Umbria
8 Street and Hermitage Street within the
9 lines of the portion of Umbria Street
10 being stricken, all in order to conform
11 more closely to existing conditions; and

12 Bill No. 080903, an ordinance
13 authorizing the revision of lines and
14 grades on a portion of City Plan No. 297
15 by relocating, widening and extending
16 Keely Street from Henry Avenue
17 northwestwardly and placing on the City
18 Plan a cul-de-sac turnaround at the
19 proposed northwesterly terminus of said
20 Keely Street, authorizing dedication to
21 the City of the bed of the widened and
22 extended portions of Keely Street and the
23 cul-de-sac turnaround, and changing the
24 name of said Keely Street to Keely Court,
25 under certain terms and conditions.

1 12/3/08 - STREETS - BILL 080587, etc.

2 COUNCILMAN DiCICCO: Thank you,
3 Mr. Abernathy.

4 (Witnesses approached witness
5 table.)

6 COUNCILMAN DiCICCO: Gentlemen,
7 I believe you have written testimony that
8 you submitted for the record?

9 MR. MORELLI: Yes, Mr.
10 Chairman.

11 COUNCILMAN DiCICCO: Is there
12 anyone here who wishes to testify on any
13 of the bills that have just been read
14 into the record?

15 Darwin.

16 MR. BEAUVAIS: Mr. Chairman,
17 Darwin Beauvais. I represent several of
18 the developers here. I believe the
19 Planning Commission is also asking that
20 it be held until their December 16th
21 meeting.

22 Is that the case?

23 MR. ERICKSON: There are
24 several bills that are scheduled to be
25 held at the next Planning Commission

1 12/3/08 - STREETS - BILL 080587, etc.
2 meeting.

3 COUNCILMAN DiCICCO: The bills
4 that were just read?

5 MR. ERICKSON: Right. And I
6 have --

7 COUNCILMAN DiCICCO: Which
8 bills are you asking to be held?

9 MR. ERICKSON: We're asking for
10 757, that that be approved.

11 COUNCILMAN DiCICCO: Just give
12 me the ones you want held.

13 MR. ERICKSON: Okay. 902,
14 which is the Umbria Street, and 080903,
15 which is the Keely Street Court. We
16 already -- we testified on that one.

17 COUNCILMAN DiCICCO: We already
18 agreed on 883 to vote it out, but not for
19 second and final reading.

20 MR. BEAUVAIS: Correct.

21 MR. ERICKSON: And 900, which
22 is Tinicum Avenue, that that be held.

23 COUNCILMAN DiCICCO: 900?

24 MR. ERICKSON: Yes, 080900.

25 COUNCILMAN DiCICCO: Okay.

1 12/3/08 - STREETS - BILL 080587, etc.

2 MR. BEAUVAIS: Again, if they
3 could be voted out, no suspension.

4 COUNCILMAN DiCICCO: No
5 suspension, whatever. And then next
6 week, first reading and wait until we
7 return, right?

8 MR. BEAUVAIS: Exactly.

9 COUNCILMAN DiCICCO: Thank you.
10 We're going to take about a
11 two, three-minute recess, please.

12 Thank you.

13 (Short recess.)

14 COUNCILMAN DiCICCO: Thank you.

15 This concludes the public hearing on the
16 Committee on Streets and Services. We
17 will now go into the public meeting.

18 The Chair recognizes Councilman
19 Greenlee.

20 COUNCILMAN GREENLEE: Mr.
21 Chairman, I move the adoption of the
22 amendment to Bill No. 080623.

23 (Duly seconded.)

24 COUNCILMAN DiCICCO: It has
25 been properly moved and seconded that the

1 12/3/08 - STREETS - BILL 080587, etc.
2 amendment to Bill No. 080623 be approved.

3 All those in favor signify by
4 saying aye.

5 (Aye.)

6 COUNCILMAN DiCICCO: Those
7 opposed?

8 (No response.)

9 COUNCILMAN DiCICCO: The
10 amendment is approved.

11 Councilman Greenlee.

12 COUNCILMAN GREENLEE:

13 Mr. Chairman, I move that Bill No.
14 080623, as amended, be reported out of
15 this Committee with a favorable
16 recommendation and the rules of Council
17 be suspended to allow for first reading
18 at our next session of Council.

19 (Duly seconded.)

20 COUNCILMAN DiCICCO: It has
21 been properly moved and seconded that
22 Bill No. 080623, as amended, be reported
23 out of this Committee with a favorable
24 recommendation and a further
25 recommendation that the rules of Council

1 12/3/08 - STREETS - BILL 080587, etc.

2 be suspended.

3 All those in favor signify by
4 saying aye.

5 (Aye.)

6 COUNCILMAN DiCICCO: Those
7 opposed?

8 (No response.)

9 COUNCILMAN DiCICCO: The bill
10 is approved.

11 COUNCILMAN GREENLEE:

12 Mr. Chairman, I move that we pass the
13 amendment to Bill No. 080624.

14 (Duly seconded.)

15 COUNCILMAN DiCICCO: It's been
16 properly moved and seconded that the
17 amendment to Bill No. 080624 be approved.

18 All those in favor signify by
19 saying aye.

20 (Aye.)

21 COUNCILMAN DiCICCO: Those
22 opposed?

23 (No response.)

24 COUNCILMAN DiCICCO: The
25 amendment is approved.

1 12/3/08 - STREETS - BILL 080587, etc.

2 Councilman Greenlee.

3 COUNCILMAN GREENLEE:

4 Mr. Chairman, I move that Bill No.
5 080624, as amended, be reported out of
6 this Committee with a favorable
7 recommendation and rules of Council be
8 suspended to allow for first reading at
9 our next session of Council.

10 (Duly seconded.)

11 COUNCILMAN DiCICCO: It has
12 been properly moved and seconded that
13 Bill No. 080624, as amended, be reported
14 out of this Committee with a favorable
15 recommendation, that the rules of Council
16 be suspended.

17 All those in favor signify by
18 saying aye.

19 (Aye.)

20 COUNCILMAN DiCICCO: Those
21 opposed?

22 (No response.)

23 COUNCILMAN DiCICCO: The bill
24 is approved.

25 Councilman Greenlee.

1 12/3/08 - STREETS - BILL 080587, etc.

2 COUNCILMAN GREENLEE:

3 Mr. Chairman, I move the amendment to
4 Bill No. 080804.

5 (Duly seconded.)

6 COUNCILMAN DiCICCO: It's been
7 properly moved and seconded that the
8 amendment to Bill 080804 be approved.

9 All those in favor signify by
10 saying aye.

11 (Aye.)

12 COUNCILMAN DiCICCO: Those
13 opposed?

14 (No response.)

15 COUNCILMAN DiCICCO: The
16 amendment is approved.

17 Councilman Greenlee.

18 COUNCILMAN GREENLEE:

19 Mr. Chairman, I move that Bill No.
20 080804, as amended, be reported out of
21 this Committee with a favorable
22 recommendation and the rules of Council
23 be suspended to allow for first reading
24 at our next session of Council.

25 (Duly seconded.)

1 12/3/08 - STREETS - BILL 080587, etc.

2 COUNCILMAN DiCICCO: It has
3 been properly moved and seconded that
4 Bill No. 080804, as amended, be reported
5 out of this Committee with a favorable
6 recommendation, that the rules of Council
7 be suspended.

8 All those in favor signify by
9 saying aye.

10 (Aye.)

11 COUNCILMAN DiCICCO: Those
12 opposed?

13 (No response.)

14 COUNCILMAN DiCICCO: The bill
15 is approved.

16 COUNCILMAN GREENLEE:
17 Mr. Chairman, I move that Bill No. 080880
18 be reported out of this Committee with a
19 favorable recommendation, that the rules
20 of Council be suspended to allow for
21 first reading at our next session of
22 Council.

23 (Duly seconded.)

24 COUNCILMAN DiCICCO: It has
25 been properly moved and seconded that

1 12/3/08 - STREETS - BILL 080587, etc.

2 Bill No. --

3 COUNCILMAN GREEN: I'd like to
4 speak on this.

5 COUNCILMAN DiCICCO: Councilman
6 Green.

7 COUNCILMAN GREEN: Thank you.
8 I don't think that this body should be in
9 the position of questioning the judgment
10 of our professionals who work for the
11 City. Our traffic engineers know what
12 they're doing. I think we ought to
13 respect their opinions in matters like
14 this, and so I urge my colleagues to vote
15 no on this ordinance.

16 COUNCILMAN DiCICCO: Thank you.

17 There's been a motion on Bill
18 080880. It's been seconded.

19 All those in favor of the bill
20 signify by saying aye.

21 (Aye.)

22 COUNCILMAN DiCICCO: Those
23 opposed?

24 COUNCILMAN GREEN: No.

25 COUNCILMAN DiCICCO: The

1 12/3/08 - STREETS - BILL 080587, etc.
2 majority votes in favor. The bill is
3 approved.

4 Councilman Greenlee.

5 We're going to do the consent
6 starting at 760.

7 COUNCILWOMAN SANCHEZ: We're
8 trying to get through this as quickly as
9 possible.

10 So, Chairman, I'm requesting
11 that we move in a consent agenda Bill
12 080760; 080803, 080904, 080834, 080761,
13 080796, 080836, 080852, 080905, 080757,
14 080794, 080833. I move that we move all
15 of those bills in a consent agenda and
16 that the rules of Council be suspended to
17 allow first reading at our next public
18 session.

19 (Duly seconded.)

20 COUNCILMAN DiCICCO: It has
21 been properly moved and seconded that the
22 bills that have just been read into the
23 record be approved by this Committee and
24 that the rules of Council be suspended so
25 as to permit first reading of our next

1 12/3/08 - STREETS - BILL 080587, etc.

2 regular session of City Council.

3 All those in favor signify by
4 saying aye.

5 (Aye.)

6 COUNCILMAN DiCICCO: Those
7 opposed?

8 (No response.)

9 COUNCILMAN DiCICCO: The ayes
10 have it. All those bills have been
11 approved.

12 We will now move to those bills
13 that are being asked to be approved but
14 without suspension.

15 COUNCILWOMAN SANCHEZ: Yes.
16 Chairman, I move that Bill 080883, Bill
17 080900, Bill 080902, Bill 080903 be moved
18 out of Committee with a favorable
19 recommendation.

20 (Duly seconded.)

21 COUNCILMAN DiCICCO: It has
22 been properly moved and seconded that the
23 four bills that have just been read into
24 the record be reported out of this
25 Committee with a favorable

1 12/3/08 - STREETS - BILL 080587, etc.
2 recommendation.

3 All those in favor signify by
4 saying aye.

5 (Aye.)

6 COUNCILMAN DiCICCO: Those
7 opposed?

8 (No response.)

9 COUNCILMAN DiCICCO: This
10 concludes the public meeting on the
11 Committee of Streets and Services.

12 Thank you all, members of the
13 Committee and other folks, for attending.
14 Thank you.

15 (Committee on Streets and
16 Services adjourned at 3:30 p.m.)

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CERTIFICATE

I HEREBY CERTIFY that the
proceedings, evidence and objections are
contained fully and accurately in the
stenographic notes taken by me upon the
foregoing matter on December 3, 2008, and that
this is a true and correct transcript of same.

MICHELE L. MURPHY
RPR-Notary Public

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