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COUNCIL OF THE CITY OF PHILADELPHIA

3

PUBLIC HEARING

4

COMMITTEE ON LICENSES AND INSPECTIONS

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Room 696, City Hall
Philadelphia, Pennsylvania
Tuesday, April 15, 2003
10:22 a.m.

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10 BILL 020809 - An Ordinance amending Title 9 of the
11 Philadelphia Code, relating to regulation his
businesses and trades and professions by amending
Chapter 9-1300...

12 BILL 030141 - An Ordinance amending Chapter 9-700 of
13 the Philadelphia Code, entitled "Amusement
Businesses," by amending Section 9-703 to prohibit
14 the use of pyrotechnic devices, fireworks,
explosives, or similar materials within dance halls,
all under certain terms and conditions.

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17 PRESENT:

18 COUNCILMAN RICHARD MARIANO, Chair

19 COUNCILMAN DARRELL CLARKE

COUNCILMAN DAVID COHEN

COUNCILMAN FRANK DICICCO

COUNCILMAN JAMES KENNEY

COUNCILMAN ANGEL ORTIZ

COUNCILWOMAN BLONDELL REYNOLDS BROWN

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I N D E X

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BILL 030141 PAGE
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Home Inspectors 22

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MARYLOU BUFFUM, Greater Philadelphia
Association for Realtors 24

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JACK MALLOY, Philadelphia Board 25

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1 04/15/03 - LICENSES & INSPECTIONS - BILL 030141

2 COUNCILMAN MARIANO: This is the public
3 hearing of the Committee on Licenses and Inspections
4 to consider Bills 020809 and 030141. We have
5 Councilman Ortiz, Councilman DiCicco, Councilman
6 Clarke, Councilwoman Brown, Councilman Cohen, and
7 I'm Councilman Mariano.

8 Can the Clerk read the title of the Bill
9 030141?

10 THE CLERK: Bill 030141, an ordinance
11 amending Chapter 9-700 of the Philadelphia Code,
12 entitled "Amusement Businesses," by amending Section
13 9-703 to prohibit the use of pyrotechnic devices,
14 fireworks, explosives, or similar materials within
15 dance halls, all under certain terms and conditions.

16 COUNCILMAN MARIANO: Testimony, Mr.
17 Haigler, state your name for the record.

18 MR. HAIGLER: Good day, Councilman
19 Mariano and Members of the Committee. I am Otis
20 Haigler, Jr., Legislative and Regulatory Manager for
21 the Department of Licenses and Inspections. Today
22 I'm here to provide testimony on Bill 030141 which,
23 if enacted, will amend Section 9-703 of the
24 Philadelphia Code governing dance halls to prohibit
25 the use pyrotechnic devices.

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2 The recent tragedy involving the Station
3 Nightclub in Rhode Island left an indelible
4 impression on all of us who witnessed this event
5 unfold in the role pyrotechnics played in this
6 tragedy. We applaud Councilman Clarke for his
7 initiative to address this important issue related
8 to public safety. Also, as a Department who's
9 mission it is to enforce laws to protect the safety
10 of our residents and visitors, we offer no
11 disagreement that a review of all laws, regulations,
12 and policies are warranted in light of this recent
13 event.

14 To under score this, the Mayor has
15 directed that such a review take place under the
16 direction of the Managing Director's Office.
17 Additionally, the Managing Director has been
18 directed to submit a report to the Mayor by April
19 23, 2003, which will include recommendations for
20 amendments to all areas of Philadelphia Code
21 affecting public safety in this type of occupancy.
22 This will not only include Section 9-703 as
23 highlighted in Councilman Clarke's bill, but also
24 the safety requirements of the building and fire
25 prevention codes governing this type of public

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2 assembly occupancy.

3 In light of the work in progress by the
4 Managing Director's Office regarding the
5 aforementioned report to the Mayor, we respectfully
6 request that once this bill is passed out of
7 Committee today, Councilman Clarke hold his bill on
8 Council Legislative Calendar until such time as the
9 report is finalized and issued so that potential
10 amendments may be offered to address this common
11 public safety concern. It is our belief that the
12 amendments may make Councilman Clarke's bill even
13 more comprehensive and, thus, more thoroughly
14 address our common concerns regarding this issue.

15 It should also be pointed out that the
16 Fire Prevention Code has a specific chapter devoted
17 to the use fireworks, and any amendments to further
18 restrict its use should appropriately be placed
19 within the provisions of this Code which is
20 retroactively enforced on all occupancies, including
21 dance halls as regulated under Section 9-703.

22 Current provisions of the Fire
23 Prevention Code already prohibit the manufacture,
24 display, sale, possession, and discharge of
25 fireworks by the general public in the City of

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2 Philadelphia.

3 Thank you for the opportunity to provide
4 the Department's testimony on Bill 030141. I'll be
5 happy to answer any questions at this time.

6 COUNCILMAN MARIANO: Any questions from
7 the committee for Mr. Haigler?

8 Councilman Clarke.

9 COUNCILMAN CLARKE: Thank you, Mr.
10 Chairman. Mr. Haigler, I had a brief conversation
11 with you yesterday and you indicated there were some
12 things that this bill may cover that may not
13 necessarily cover the intent. One was the sparklers
14 that are frequently used. That's something that
15 would be prohibited under this bill?

16 MR. HAIGLER: The bill appears to be
17 very broad, and it could include certain things that
18 may not be within the intent of what you want to
19 cover like, for instance, the birthday sparklers
20 that are on birthday cakes.

21 COUNCILMAN CLARKE: I want people to be
22 able to do that.

23 MR. HAIGLER: So the bill is very broad.
24 And currently, we do have provisions in the Fire
25 Prevention Code. And as I indicated, it would

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2 probably be more appropriate to place any further
3 restrictions on fireworks or pyrotechnics under that
4 particular Code since that is a Code that's
5 retroactive on all occupancies in the City.

6 COUNCILMAN CLARKE: Okay. You will, as
7 you indicated in your testimony, be providing
8 whatever amendments will be required after the
9 report is done?

10 MR. HAIGLER: Correct. I can't really
11 speak for the Managing Director's Office or the
12 Mayor, but I'm sure that discussions will take place
13 based on any amendments that may be submitted in the
14 future based on the report that's going to be
15 submitted to the Mayor.

16 COUNCILMAN CLARKE: We have a sense of
17 the timeline associated with that?

18 MR. HAIGLER: The Mayor did direct the
19 Managing Director to submit a report to him by the
20 23rd of April.

21 COUNCILMAN CLARKE: Of April?

22 MR. HAIGLER: Of April.

23 COUNCILMAN CLARKE: That's soon. Okay,
24 thank you.

25 Thank you, Mr. Chairman.

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2 COUNCILMAN MARIANO: Any other questions
3 from the Committee?

4 Councilman DiCicco.

5 COUNCILMAN DICICCO: Thank you, Mr.
6 Chairman.

7 Good morning, Mr. Haigler. I'm just
8 going to go out on a limb a little bit, if you will.
9 Places like the First Union Center, Cruise Terminal
10 from time to time they have events that may -- part
11 of the activities that may occur at those events
12 could be dancing. It could be a fund-raising event,
13 something of that nature. Would they be prohibited
14 -- because I assume that the First Union Center
15 doesn't hold a dance hall license.

16 MR. HAIGLER: No, they don't.

17 COUNCILMAN DICICCO: It's an
18 entertainment center and there must be another title
19 in which they're allowed to do events. And I'm
20 supportive of the bill, I'm just wondering if this
21 would in any way, shape, or form preclude those
22 types of activities from occurring in places like
23 the Cruise Terminal and the First Union Center that
24 may have entertainment that would also -- the
25 entertainers would be using some sort of pyrotechnic

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2 enhancements to their show. And it may be a
3 stretch, but I'm just -- I don't want to see that
4 happen so...

5 MR. HAIGLER: I understand your
6 question, Councilman. Currently, the provisions of
7 the Fire Prevention Code prohibits the use of
8 fireworks, fireworks display, except in cases where
9 that type of fireworks display is approved by the
10 Fire Department in conjunction with a permit that's
11 issued by the Department of Licenses and
12 Inspections. The person who would be the one
13 responsible for the fireworks display has to be
14 somebody who is qualified and that has met the
15 approval of the Fire Department based on their
16 qualifications and in compliance with the
17 Philadelphia Fire Prevention Code as well as the
18 National Fire Protection Association standards
19 governing the use of fireworks and fireworks
20 displays.

21 COUNCILMAN DICICCO: Thank you.

22 COUNCILMAN MARIANO: Councilman Clarke.

23 COUNCILMAN CLARKE: Councilman DiCicco
24 seemed to be comfortable with the response. I'm not
25 quite clear.

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2 With respect to the types -- and I guess
3 I need more clarity. And I'm assuming you'll
4 indicate that in that report what can be designated
5 as fireworks. In the First Union -- and I agree
6 with Councilman DiCicco that we should not prohibit
7 the First Union, particular, one, because it's not
8 indicated as a dance hall; secondly, because it's a
9 facility that would obviously, I'm assuming, would
10 get the appropriate authorization from whatever
11 agency governs that.

12 MR. HAIGLER: Correct.

13 COUNCILMAN CLARKE: What specifically in
14 terms of the fireworks? Is there a clear
15 delineation as to what fireworks are.

16 MR. HAIGLER: Yes, sir. I have a copy
17 of that. I have a copy from Chapter 31 of the Fire
18 Prevention Code that I could read. I have copies of
19 this that I could provide to the Committee.

20 COUNCILMAN CLARKE: That will be very
21 helpful. Thank you.

22 Thank you, Mr. Chair.

23 COUNCILMAN MARIANO: Any other questions
24 from the committee?

25 Councilman Ortiz. Yes.

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2 COUNCILMAN MARIANO: Councilman Ortiz.

3 COUNCILMAN ORTIZ: Given the trend
4 nowadays in terms of acts actually, the rock and
5 roll acts, and all of these other individuals to
6 have their performance enhanced by background,
7 lighting, pyrotechnics, and so on, how should we as
8 a body weigh those things in terms of us being able
9 to attract these acts that come into the City for
10 nightclubs and so on and have these sort of
11 pyrotechnics within their performance?

12 MR. HAIGLER: I would say, Councilman,
13 that any act or person or group or whatever that
14 would come into this City to do this, they can't
15 unless they get approval as required under the Code
16 from the Fire Department. The Fire Department has
17 to approve any type of fireworks display. And by
18 their approval, that means that somebody from the
19 Fire Department is present on site during the time
20 that fireworks are being used. They have
21 fire-fighting equipment available to deal with any
22 emergencies. That's a part of the approval process.
23 Part of the approval process is that they have to
24 permit, and the permit assures an inspection, not
25 only by the Fire Department, but it ensures an

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2 inspection by our department, Licenses and
3 Inspections, our commercial industrial fire unit in
4 conjunction with the Fire Department. So that's --

5 COUNCILMAN ORTIZ: So there are
6 procedures in place.

7 MR. HAIGLER: There are procedures that
8 is part of the Code to require all these things.
9 And if somebody were to violate it and we were to
10 find out about it, then we would take whatever
11 necessary actions that we have to, to deal with that
12 situation.

13 COUNCILMAN ORTIZ: I just want to set
14 the record so that we have procedures in place so
15 that these acts such as Kiss and other artistic
16 performers that use these type of things are able to
17 -- not "Oh, we can't go to Philadelphia. They don't
18 allow this sort of thing."

19 MR. HAIGLER: Yes, sir. We do have
20 procedures, and our Code specifically details
21 exactly what can and can't be done and what the
22 process is in order to perform that type of activity
23 in Philadelphia.

24 COUNCILMAN ORTIZ: Thank you.

25 COUNCILMAN MARIANO: Any other questions

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2 from the Committee?

3 (No response.)

4 COUNCILMAN MARIANO: Seeing none, are
5 there any other witnesses on this bill?

6 (No response.)

7 COUNCILMAN MARIANO: The Clerk will read
8 the title of Bill 020809.

9 THE CLERK: Bill 020809, an ordinance
10 amending Title 9 of the Philadelphia Code, relating
11 to regulation his businesses and trades and
12 professions by amending Chapter 9-1300, entitled
13 "Home Inspection Business," by making certain
14 changes to the license requirements, the license
15 fee, the required conduct, and other provisions, all
16 under certain terms and conditions.

17 COUNCILMAN MARIANO: Anyone here to
18 testify on this bill?

19 State your name for the record.

20 MR. MILNE: My name is Jack Milne. I am
21 the President of the Pennsylvania Home Inspectors
22 Coalition.

23 Gentlemen, I do want to thank you for
24 the opportunity of letting me testify before the
25 Council concerning the exemption of architects and

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2 engineers from the Philadelphia licensing law. When
3 Act 114, which is the Home Inspection Law for the
4 State of Pennsylvania was originally drafted,
5 architects and engineers were not exempt from
6 conducting home inspections without a basic
7 knowledge of what our profession entails. It also
8 include membership of a National Home Inspection
9 Association so that the standards and practice and
10 code of ethics would be followed. A recognized
11 accredited exam would also need to be taken in order
12 to test the knowledge of the architect or the
13 engineer prior to holding themselves out as a home
14 inspector. Although they may conduct home
15 inspections, their findings could not be used for
16 negotiations purposes.

17 There have been many discussion between
18 the lobbyists of the engineers and architects as
19 well myself stating why they should be exempt. The
20 reasons include additional years of college and
21 tests that might be stricter or tougher than the
22 current home inspection exams that are currently
23 being held. Note that currently there are 32
24 different types of engineers that could call
25 themselves home inspectors. Granted 5 years, 10

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2 years, 20 years, 40 years ago the requirements for
3 becoming an engineer are far different from those
4 that are required today. Engineers and architects,
5 however, are not required to maintain continuing
6 educational requirements as the home inspectors are.
7 I feel that this is the one of the primary reasons
8 why they feel they should be exempt because of this
9 requirement. Construction technics, installation
10 standards, and manufactured building materials have
11 changed dramatically within the five years. How can
12 these individuals hold themselves above the law when
13 they may not be kept current as far as the latest
14 structural changes that have been going on within
15 our own homes?

16 As home inspectors, if we do see a
17 structural situation, per the law, it is our opinion
18 that these issues should be turned over to an
19 engineer of that specialty. Engineers and
20 architects are specialists. Home inspectors are
21 generalists. Just because you may consider yourself
22 a structural engineer, tell me what they may know in
23 relation to their expertise of furnaces, boilers,
24 heat pumps and electrical systems.

25 I've had many engineers as clients

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2 through my 20 years of doing home inspections who
3 are clueless in relation to how an electrical
4 distribution panel works or how an HVAC system
5 works. That's why they hired a home inspector.

6 Architects, on the other hand, are used
7 to drawing in one dimension, but until it becomes
8 three dimensional do they know if their designs in
9 fact work. Why should these individuals also be
10 exempt of the Home Inspection Law because they can
11 design or construct?

12 I can assure you that the house that I
13 built at the shore did not have the elevations
14 installed on the plan. Thus, when it came time to
15 cut the pilings, they were three feet too short.
16 The architect cost me at least 7,000 in additional
17 repairs before I could complete my structure.
18 Although this is only one example, I would not as a
19 consumer feel comfortable having an architect
20 conducting a home inspection on my behalf without
21 additional training that is involved.

22 Be careful how the word "home
23 inspection" is used. It must be an evaluation of
24 all structural, mechanical components, not just a
25 single component such as a roof, a boiler, or a

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2 structural issue. An engineer and architect may
3 perform an evaluation based on their level of
4 expertise, but this is not a home inspection.

5 Gentlemen and ladies, I would urge that
6 you follow the language of Act 114 of the Home
7 Inspection Law and not exempt the engineers and
8 architects from conducting home inspections unless
9 they want to follow the letter of the law and become
10 qualified home inspectors.

11 I do want to state that Jim Kenney has
12 helped the Home Inspectors in various ways. We
13 appreciate his efforts. The consumer may ultimately
14 go to the architects and the engineers boards to
15 file a complaint, however, my concern is are the
16 boards set up for engineers and architectural
17 standards or are they set up for the home inspection
18 standards?

19 I want to thank you for the opportunity
20 to be before you today.

21 COUNCILMAN MARIANO: Thank you. Any
22 questions for this witness?

23 Councilman Kenney.

24 COUNCILMAN KENNEY: Thank you, Mr.
25 Chairman. And I appreciate the fact that I am not a

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2 member of this Committee, allowing me to make just a
3 few comments.

4 As the witness knows, and I appreciate
5 the witness' kind comments about our efforts. It's
6 been a long process of kind of negotiating this back
7 and forth with L&I dealing with the issues relative
8 to the state, the realty associations interests,
9 home inspectors' interests, architects and engineers
10 interests. And I think in many ways almost
11 everybody's gotten something from the process. And
12 rather than continue to delay this, I would like it
13 to go forward as-is, even taking into consideration
14 the comments that have made, and I appreciate them.
15 I do believe that architects and engineers generally
16 have a larger level of education and licensing
17 requirements, plus the issue of them being members
18 of the AIA and continuing that credentialing, I
19 think, is important.

20 So at this point, what I would recommend
21 is rather than try to negotiate this over again that
22 we move forward with this bill and monitor it and
23 see if there are any problems as a result of not
24 including A and E in there. That would be my
25 recommendation.

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2 I do appreciate your position. I
3 respect it. I just think we've gone through this
4 long process and I'd like to kind of wrap it up and
5 get us moving in one direction. And then if we have
6 to come back and fix it, then I'd be happy to listen
7 to that concern and maybe offer something down the
8 road in a year or so from now.

9 MR. MILNE: I would appreciate that,
10 Councilman. We have gone to great lengths with L&I,
11 with yourself. The home inspectors are ready to
12 come on board.

13 COUNCILMAN KENNEY: Everybody's been
14 really cooperative and helpful. And I want to thank
15 Licenses and Inspections. They've really listened
16 and tried and made some adjustments, and everybody
17 really gotta work together.

18 I do recognize your concern that you are
19 expressing right now. I'd like to see how it goes
20 and maybe come back and revisit it in another year.

21 MR. MILNE: Yes. Just there is a Senate
22 Bill that I'm going to be talking to the Senator
23 next week on that would fully exempt architects and
24 engineers from the State Law. They do understand
25 that if they conduct an inspection at this point

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2 that their finding cannot be used for negotiating
3 purposes. So that's my only concern to the consumer
4 here in Philadelphia, that if the engineer is
5 conducting a home inspection that the consumer be
6 made aware that if there's failing wall, please
7 bring in the gentleman; we would be suggesting him
8 anyway, but they won't be able to use their findings
9 for their benefit.

10 COUNCILMAN KENNEY: I appreciate that.
11 Thank you very much.

12 MR. MILNE: Thank you very much, folks.

13 COUNCILMAN MARIANO: Any other questions
14 from the Committee for this witness?

15 (No response.)

16 COUNCILMAN MARIANO: Seeing none,
17 another witness out there?

18 State your name for the record, please.

19 MR. FALCONE: Hi, I'm Jules Falcone.
20 I've been an inspector for over 30 years. I don't
21 reiterate everything that Jack went through,
22 however, there are a few issues. And when I
23 started, I worked with Mr. Kenney back in the early
24 '90s on this with Andrew Cleman (ph) and Jay Lamont
25 and all. This thing came to light because it was a

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2 consumer complaint. Somebody bought a house in
3 Philadelphia had a problem with a home inspector who
4 didn't have any insurance. I was concerned that the
5 engineering insurance covers something they would do
6 on a home inspection because it is in fact not
7 engineering and if they would even be covered. And
8 if you're worried about the consumers of
9 Philadelphia, I think that goes to the core of the
10 issue.

11 The other thing is, being a member of a
12 national organization, you have testing. And I
13 understand engineering education and requirements,
14 but one of the other requirements besides testing is
15 a minimum number of home inspections. I don't think
16 that you would want an engineer who has never done a
17 home inspection do his tenth one in your daughter's
18 house. So there are more -- it's a little bit
19 deeper than it may appear, but being a member of a
20 national organization it is important for the
21 continuing education, but the insurance issue really
22 protects the consumers. I think you're letting the
23 consumer out with no protection. That's all.

24 COUNCILMAN MARIANO: Any questions for
25 this witness from the committee?

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2 (No response.)

3 COUNCILMAN MARIANO: Seeing none, any
4 other witnesses?

5 State your name for the record,
6 please, sir.

7 MR. SHULTZ: My name is Bill Shultz.
8 Last name is spelled S-H-U-L-T-Z. Vice president of
9 local chapter of NAHI which is the National
10 Association of Home Inspectors. Not to belabor some
11 of the other points that are made. My question to
12 the architects and engineers, is there a specific
13 part of their education and training which
14 specifically deals with the home inspection
15 industry? I understand that they know loads and
16 spans, they can probably calculated things that none
17 of us would even want to get into. It is my
18 information that there is no home inspection part of
19 their training specific. This is something that has
20 developed because of the lack pretty much of that
21 anywhere else.

22 It is also my understanding from talking
23 to some of the members of L&I that there are
24 specific licenses for plumbers and electricians and
25 HVAC people who have to pass a competency to perform

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2 that aspect of their job. For some reason,
3 architects and engineers don't feel that they need
4 to pass a competency test just to demonstrate their
5 level of proficiency. And I'm curious how that
6 comes into play with L&I.

7 Being a contractor for 18 years, a
8 comment that is very, very commonly made on any
9 architect drawings is field changes and variations,
10 as need. These people understand that things happen
11 in the real world that don't work on paper, and
12 these are the things that I think that just
13 experience will tell you, which again goes back to
14 that -- and please don't take this wrong, Councilman
15 Kenney, I think too often we try to get something
16 accomplished and it comes back to bite us down the
17 road. I'm very concerned that with all of the work
18 -- I feel that we're like we're 95 percent of the
19 way through this. If we just wrestle this through
20 and get this thing done right, we won't have to come
21 back and do this again. It's very difficult to undo
22 things. And again, no disrespect to anyone. I
23 applaud all the efforts that's done here. Thank
24 you.

25 COUNCILMAN MARIANO: Any questions for

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2 this witnesses?

3 (No response.)

4 COUNCILMAN MARIANO: Seeing none,
5 there's another witness out there?

6 State your name for the record, please.

7 MS. BUFFUM: Good morning. I'm MaryLou
8 Buffum, and I'm President of Greater Philadelphia
9 Association for Realtors. I want to thank
10 Councilman Kenney, first of all. This has been a
11 long time and a lot of work and all of you have
12 worked very hard and we understand the home
13 inspectors' concerns.

14 Our concern as an association is for the
15 consumer. We want to be sure that the consumer is
16 protected by whoever it is who does the inspections.
17 We concur with the bill, as amended, at this time
18 with the understanding that if there are issues,
19 they can be revisited at a later date. Thank you
20 very much.

21 COUNCILMAN MARIANO: Any questions for
22 this witness?

23 (No response.)

24 COUNCILMAN MARIANO: Seeing none, next
25 witness. State your name.

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2 MR. MALLOY: Jack Malloy, M-A-L-L-O-Y.

3 I'm Chairman of the Legislative Committee for the
4 Philadelphia Board. Good morning, Mr. Chairman,
5 fellow Committee Members. I'd like to thank you the
6 opportunity to continue this dialog with the City
7 and the Department of L&I regarding Code 9-1300
8 referred to as the Home Inspection Law. We're in
9 support of this law, as amended. Our main concern
10 is consumer protection. Our Association stands
11 behind the intent of this bill which affords the
12 consumer the opportunity to seek the services of
13 only qualified people to perform a home inspection.
14 Thank you.

15 COUNCILMAN MARIANO: Any questions for
16 this witness?

17 (No response.)

18 COUNCILMAN MARIANO: Seeing none, any
19 other witnesses?

20 (No response.)

21 COUNCILMAN MARIANO: This concludes the
22 public hearing.

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COUNCIL OF THE CITY OF PHILADELPHIA

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PUBLIC MEETING

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COMMITTEE ON LICENCES AND INSPECTIONS

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Tuesday, April 15, 2003

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Public Meeting conducted by the
Committee on Licenses and Inspections, held in Room
696, City Hall, Philadelphia, Pennsylvania, on the
above date, to consider action on the following:
BILLS 020809, 030141.

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PRESENT:

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COUNCILMAN RICHARD MARIANO, Chair

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COUNCILMAN DARRELL CLARKE

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COUNCILMAN DAVID COHEN

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COUNCILMAN FRANK DICICCO

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COUNCILMAN JAMES KENNEY

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COUNCILMAN ANGEL ORTIZ

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COUNCILWOMAN BLONDELL REYNOLDS BROWN

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1 04/15/03 - LICENSES & INSPECTIONS - PUBLIC MEETING

2 COUNCILMAN MARIANO: We will now go into
3 the public meeting.

4 The Chair recognizes Councilwoman Clarke
5 for a motion on Bill 030141.

6 COUNCILMAN CLARKE: Thank you, Mr.
7 Chairman. Mr. Chairman, I make the motion that Bill
8 No. 030141 be reported out of Committee with a
9 favorable representation.

10 (Duly seconded.)

11 COUNCILMAN MARIANO: The motion has been
12 made and seconded.

13 All those in favor?

14 (Aye.)

15 COUNCILMAN MARIANO: All those opposed?

16 (No response.)

17 COUNCILMAN MARIANO: The ayes have it.

18 COUNCILMAN MARIANO: Councilman DiCicco.

19 COUNCILMAN DICICCO: Thank you, Mr.

20 Chair. I offer an amendment to Bill No. 020809, a
21 copy of which has been circulated to all Members of
22 this Committee.

23 (Duly seconded.)

24 COUNCILMAN MARIANO: There's been an
25 amended offered and it's been seconded.

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2 All those in favor of the amendment say
3 aye.

4 (Aye.)

5 COUNCILMAN MARIANO: Opposed, nay.

6 (No response.)

7 COUNCILMAN MARIANO: The ayes have. The
8 amendment is passed.

9 And now, Councilman DiCicco, you have
10 another motion?

11 COUNCILMAN DICICCO: Thank you, Mr.
12 Chair. I move that Bill NO. 020809, as amended, be
13 reported out of this Committee with a favorable
14 recommendation, and a further recommendation for
15 suspension of Rules to allow first reading at our
16 next Session of City Council.

17 (Duly seconded.)

18 COUNCILMAN MARIANO: A motion has been
19 made and seconded.

20 All those in favor?

21 (Aye.)

22 COUNCILMAN MARIANO: Opposed?

23 (No response.)

24 COUNCILMAN MARIANO: Seeing none, the
25 ayes have it.

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2 That concludes the meeting of the
3 Committee on Licenses and Inspections. Thank you
4 very much.

5 (Council adjourned at 10:50 a.m.)

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C E R T I F I C A T I O N

I HEREBY CERTIFY that the foregoing
proceedings of the Council of the City of
Philadelphia of April 15, 2003, were reported fully
and accurately by me, and that this is a correct
transcript of the same.

RE: COMMITTEE ON LICENSES AND INSPECTIONS

Lisa C. Bradley, RPR
and Notary Public