

1
2
3 COUNCIL OF THE CITY OF PHILADELPHIA
4 COMMITTEE ON STREETS AND SERVICES
5 Thursday, November 18, 2010, 1:22 p.m.

6 Bill 100464 - Striking from City Plan, vacating
7 portions of Olive Street and Hutchinson Street.
8 Bill 100544 - Farmers' Market on Germantown Ave.
9 Bill 100655 - Held at request of sponsor.
10 Bill 100675 - Farmers' Market on South 22nd.
11 Bill 100676 - Striking from City Plan, vacating
12 legally-open portions of Hartwell Lane.
13 Bill 100679 - Rev. of lines and grades, I-95.
14 Bill 100680 - Re Brandywine Realty encroachment.
15 Bill 100681 - Striking from City Plan, vacating
16 a portion of Ridge Avenue.
17 Bill 100682 - Granting to City a right-of-way at
18 northwest corner of 13th and Arch.
19 Bill 100683 - Striking from City Plan, vacating
20 a portion of Leithgow Street
21 Bill 100684 - Authorizing PAFA to construct,
22 own, and maintain various encroachments.
23 Bill 100711 - Authorizing BIBA Wine Bar to
24 legalize various existing encroachments.
25 Bill 100715 - Re Gray Lodge sidewalk café.
Bill 100716 - Authorize MAUSA to add benches.
Bill 100717 - Re Wishing Well to sidewalk café.
Bill 100718 - Re La Galosa to sidewalk café.
Bill 100719 - Re Francoluigi's sidewalk café.
Bill 100723 - Re newsstand NW 16th and Chestnut.
Bill 100752 - Re snow clearance on sidewalks.
Bill 100757 - Prohibiting vending on both sides
of Broad between Washington and Bainbridge.
Bill 100760 - Striking from City Plan, vacating
legally-open portions of Fifth Street.
COMMITTEE MEMBERS PRESENT: Frank DiCicco,
Chair; Curtis Jones, Jr.; Bill Green; Donna Reed
Miller; William K. Greenlee

1 11/18/10 - STREETS & SERVICES - 100752

2 COUNCILMAN DiCICCO: We
3 normally would wait for a quorum, but
4 with your permission, I think we can at
5 least begin to take the testimony, and
6 we'll have a quorum hopefully by the time
7 we go into the public meeting.

8 Currently, it's myself as the chair and
9 Councilman Greenlee and Councilwoman
10 Donna Reed Miller.

11 So I'll ask Mr. McGonagle to
12 read the title of the first bill.

13 And I know all you City guys
14 want to get back to work. You don't like
15 being here and wasting your time.

16 THE CLERK: Bill No. 100752, an
17 ordinance amending Chapter 10-700 of the
18 Philadelphia Code, entitled "Refuse and
19 Littering," by increasing the path of
20 snow to be cleared on sidewalks, all
21 under certain terms and conditions.

22 COUNCILMAN DiCICCO: Anyone
23 testifying on this bill? Mr. Buckley?

24 (Witness comes forward.)

25 COUNCILMAN DiCICCO: Sorry

1 11/18/10 - STREETS & SERVICES - 100752

2 about that. We now do have a quorum with
3 Councilman Curtis Jones.

4 Good afternoon, Mr. Buckley.

5 MR. BUCKLEY: Good afternoon,
6 Chairman DiCicco and members of the
7 committee. Thank you for the opportunity
8 to appear before you today. My name is
9 Steve Buckley, and I serve as Deputy
10 Commissioner for Transportation in the
11 Philadelphia Streets Department, and I'm
12 here today to offer testimony on Bill No.
13 100752.

14 This bill amends Chapter 10-700
15 of the Philadelphia Code, entitled
16 "Refuse and Littering," by amending
17 Section 10-720, "Snow Removal From
18 Sidewalks," to change the required width
19 for snow removal from 30 inches to 36
20 inches.

21 The Philadelphia Streets
22 Department is supportive of this proposed
23 legislation. The current requirement of
24 a 30-inch path to ensure clear passage on
25 sidewalks, curb ramps, and access to

1 11/18/10 - STREETS & SERVICES - 100752

2 crosswalks does not give enough width for
3 persons in wheelchairs to navigate
4 sidewalks during snow days.

5 Philadelphia prides itself on
6 being a walkable city, and the narrowness
7 of a 30-inch path also makes it difficult
8 for passage of those pedestrians,
9 particularly those who travel with
10 children in tow or who have strollers.

11 This request comes after a
12 winter with a record 78 inches of snow.
13 Thousands of people with disabilities
14 were stranded, often for days, because of
15 difficulties in navigating city walks.

16 The Streets Department fully
17 supports this change. Requiring a
18 36-inch clearance will not create a
19 significant burden for residents, and
20 will help ensure that Philadelphia
21 remains accessible to all citizens when
22 snow is on the ground.

23 Thank you for the opportunity
24 to appear before you today, and I will be
25 happy to answer any questions you may

1 11/18/10 - STREETS & SERVICES - 100752

2 have.

3 COUNCILMAN DiCICCO: Thank you,
4 Commissioner.

5 Any questions for this witness
6 from the committee?

7 COUNCILWOMAN MILLER: I just
8 want to make a comment.

9 COUNCILMAN DiCICCO:
10 Councilwoman Miller?

11 COUNCILWOMAN MILLER: Good
12 afternoon. I just want to thank you for
13 your support of this bill. And it will
14 make life much easier for those
15 individuals that have physical
16 disabilities and parents that are trying
17 to push their strollers. I mean,
18 everybody here is not able-bodied, and
19 not everybody here in Philadelphia does
20 have a car.

21 So thank you. Thank you for
22 your support.

23 Thank you.

24 MR. BUCKLEY: Thank you.

25 COUNCILMAN DiCICCO: Thank you.

1 11/18/20 STREETS & SERVICES - BILL 100544

2 Any other questions?

3 (No further questions.)

4 COUNCILMAN DiCICCO: Thank you,
5 Mr. Buckley.

6 MR. BUCKLEY: Thank you, sir.

7 COUNCILMAN DiCICCO: The clerk
8 will please read the title of the next
9 bill.

10 THE CLERK: Bill No. 100544, an
11 ordinance amending Section 9-213 of the
12 Philadelphia Code, entitled "Farmers'
13 Markets," by adding as a permissible
14 location the sidewalk of the east side of
15 Germantown Avenue from Allens Lane to 175
16 feet south, all under certain terms and
17 conditions.

18 (Witness comes forward.)

19 COUNCILMAN DiCICCO:
20 Mr. Haigler, how long you been around
21 here?

22 MR. HAIGLER: Oh, about thirty
23 years.

24 COUNCILMAN DiCICCO: Okay, just
25 curious.

1 11/18/20 STREETS & SERVICES - BILL 100544

2 MR. HAIGLER: Good day, good
3 afternoon, Chairman DiCicco and members
4 of the committee. I am Otis Haigler,
5 Jr., the Director of Legislative Affairs
6 for the Department of Licenses and
7 Inspections.

8 Today I'm here to provide
9 testimony on Bill 100544, which, if
10 enacted, will amend Section 9-213,
11 entitled "Farmers' Markets," to add the
12 sidewalk on the east side of Germantown
13 Avenue from Allens Lane to 175 feet south
14 to the list of permissible locations
15 where such activity may be conducted.

16 The Department of Licenses and
17 Inspections offers no objections to the
18 enactment of this bill, and we are happy
19 to answer any questions at this time.

20 COUNCILMAN DiCICCO: Thank you,
21 Mr. Haigler.

22 Any questions for this witness?

23 (No questions.)

24 COUNCILMAN DiCICCO: Is there
25 anyone else here wishes to testify for or

1 11/18/20 STREETS & SERVICES - BILL 100758

2 against this bill?

3 (No response.)

4 COUNCILMAN DiCICCO: Hearing
5 none, the clerk will please read the
6 title of the next bill.

7 I've just been informed that
8 Bill No. 100655 is being held at the
9 request of the sons sponsor, so we'll
10 move not to the other bill, where
11 Mr. Denny will be testifying. That way
12 you can get back to work, Charles.

13 Thank you, Mr. Haigler.

14 I just want to get this one and
15 then we'll move on.

16 THE CLERK: Bill No. 100758, an
17 ordinance establishing a two-way
18 regulation on Spruce Street from 38th
19 Parallel Place to Second Street.

20 COUNCILMAN DiCICCO: Mr. Denny.

21 MR. DENNY: Good afternoon,
22 Mr. Chair and members of the committee.
23 Thank you for the opportunity to appear
24 before you today. My name is Charles
25 Denny, Assistant Chief Traffic Engineer

1 11/18/10 - STREETS & SERVICES - BILL 100758

2 for the Department of Streets. I am here
3 today to offer testimony on Bill No.
4 100758.

5 The Streets Department supports
6 this bill. This block of Spruce Street
7 was changed to a two-way on September 24,
8 2010, pending the passage of City Council
9 ordinance. This block has been
10 operational for a year and has been
11 operating satisfactorily since the
12 conversion.

13 Thank you for the opportunity
14 to be before you today, and I'm happy to
15 answer any questions.

16 COUNCILMAN DiCICCO: Thank you.
17 And thank you for the support and help
18 with this over the last year or so.

19 Any questions for this witness?
20 Any comments?

21 (No questions or comments.)

22 COUNCILMAN DiCICCO: Is there
23 anyone else here wishes to testify for or
24 against this bill?

25 (No response.)

1
2 COUNCILMAN DiCICCO: Hearing
3 none, the clerk will please read the
4 title of the next bill.

5 Thanks, Charles.

6 MR. DENNY: Thank you.

7 THE CLERK: Bill No. 100655, an
8 ordinance amending Chapter 12-2700 of the
9 Philadelphia Code, entitled "Permit
10 Parking Districts," by creating a new
11 section providing for the -- I'm sorry
12 I'm reading the wrong bill.

13 COUNCILMAN DiCICCO: He's
14 reading the wrong bill.

15 THE CLERK: Bill No. 100675, an
16 ordinance amending Section 9-213 of the
17 Philadelphia Code, entitled "Farmers'
18 Markets," by adding as a permissible
19 location the sidewalk of the east side of
20 South 22nd Street between Cross Street
21 and Tasker Street and the sidewalk of the
22 south side of Wharton between Hollywood
23 Street and 29th Street, all under certain
24 terms and conditions.

25 MR. HAIGLER: Good afternoon,

1
2 Councilman DiCicco and members of the
3 committee. I am Otis Haigler, Jr.,
4 Director of Legislative Affairs for the
5 Department of Licenses and Inspections.

6 Today I'm here to provide
7 testimony on Bill 100675, which, if
8 enacted, will amend Section 9-213,
9 entitled "Farmers' Markets," to add the
10 sidewalk on the east side of South 22nd
11 Street between Cross Street and Tasker
12 Street and the sidewalk on the south side
13 of Wharton Street between Hollywood
14 Street and 29th Street to the list of
15 permissible locations where such activity
16 may be conducted.

17 The Department of Licenses and
18 Inspections offers no objections to the
19 enactment of this bill, and I will be
20 happy to answer any questions at this
21 time.

22 COUNCILMAN DiCICCO: Thank you,
23 Mr. Haigler.

24 Any questions of this witness
25 from the committee?

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

(No questions.)

COUNCILMAN DiCICCO: Is there anyone else here wishes to testify for or against this bill?

(No response.)

COUNCILMAN DiCICCO: Hearing none, the clerk will please read the title of the next bill.

THE CLERK: Bill No. 100757, an ordinance amending Section 9-205 of the Philadelphia Code, entitled "Sidewalk Sales," by prohibiting vending on both sides of Broad Street between Washington Avenue and Bainbridge Street, under certain terms and conditions.

MR. HAIGLER: Good afternoon, Chairman DiCicco and members of the committee. I am Otis Haigler, Jr., Director of Legislative Affairs for the Department of Licenses and Inspections.

Today I'm here to provide testimony on Bill 100757, which, if enacted, will prohibit sidewalk sales on both sides of Broad Street between

1
2 Washington Avenue and Bainbridge Street.

3 The Department of Licenses and
4 Inspections offers no objection to the
5 enactment of this bill, and I will be
6 happy to answer any questions at this
7 time.

8 COUNCILMAN DiCICCO: Thank you,
9 Mr. Haigler.

10 Any questions of this witness
11 from the committee?

12 (No questions.)

13 COUNCILMAN DiCICCO: Is there
14 anyone else here wishes to testify for or
15 against this bill?

16 (No response.)

17 COUNCILMAN DiCICCO: Hearing
18 none, the clerk will please read the
19 title of the next bill.

20 Thank you, Mr. Haigler.

21 MR. HAIGLER: Thank you.

22 COUNCILMAN DiCICCO: I look
23 forward to the next thirty years.

24 THE CLERK: Bill No. 100680, an
25 ordinance authorizing Brandywine Realty

1
2 Trust, 555 East Lancaster Avenue, Suite
3 100, Radnor, Pennsylvania, 19807, to
4 legalize various existing sidewalk
5 encroachments located on the east footway
6 of Juniper Street between Sansom Street
7 and Drury Street, the south footway of
8 Drury Street at the intersection of
9 Juniper Street and the north footway of
10 Sansom Street at the intersection of
11 Juniper Street, under certain terms and
12 conditions.

13 (Witness comes forward.)

14 MS. BRISBON: Good afternoon,
15 Chairman DiCicco and members of the
16 Streets and Services Committee. My name
17 is Michelle Brisbon, and I am a staff
18 engineer with the Department of Streets,
19 and I'm here to offer testimony on Bill
20 No. 100680.

21 This bill authorizes Brandywine
22 Realty Trust to maintain various
23 encroachments in the form of bollards in
24 the public right-of-way at the locations
25 as noted in Bill No. 100680.

1
2 The Streets Department has
3 reviewed the plans for this project and
4 supports the passage of the bill.

5 COUNCILMAN DiCICCO: Thank you.
6 Mr. Maile, do you have any
7 comments?

8 (No response.)

9 MR. TAKOUSHIAN: Yes. My name
10 is Steve Takoushian. I'm with Brandywine
11 Realty Trust. I'm the director of
12 construction.

13 COUNCILMAN DiCICCO: Any
14 comments, any statement? No?

15 MR. TAKOUSHIAN: If there's any
16 questions, I'd be happy to answer any
17 questions.

18 COUNCILMAN DiCICCO: All right.
19 There are none that I can think of.

20 Mr. Maile, we'll vote a
21 suspension on this, I assume, right? A
22 suspension of the rules?

23 Okay, all right. Is there
24 anyone else here to testify on this bill?

25 (No response.)

1
2 COUNCILMAN DiCICCO: Hearing
3 none, the clerk will read the title of
4 the next bill.

5 Thanks.

6 THE CLERK: Bill No. 100684, an
7 ordinance authorizing the Pennsylvania
8 Academy of the Fine Arts, located at 128
9 North Broad Street, to construct, own,
10 and maintain various encroachments in its
11 right-of-way on the west side of west
12 side of North Broad Street between Arch
13 and Race Streets, the east side of North
14 Carlisle Street between Cherry and Race
15 Streets, and the south side of Cherry
16 Street between North Carlisle and Burns
17 under certain terms and conditions.

18 COUNCILMAN DiCICCO: Good
19 afternoon again. Please identify
20 yourself for the record and proceed with
21 your testimony.

22 MS. BRISBON: Good afternoon,
23 Chairman DiCicco and members of the
24 Streets and Services Committee. My name
25 is Michelle Brisbon, and I am a staff

1
2 engineer with the Department of Streets,
3 and I'm here to offer testimony on Bill
4 No. 100684.

5 This bill authorizes the
6 Pennsylvania Academy of the Fine Arts to
7 own and maintain various encroachments in
8 the public right-of-way at the locations
9 as noted in Bill No. 100684.

10 The Streets Department has
11 reviewed the plans for this project and
12 supports the passage of the bill.

13 (Witness comes forward.)

14 COUNCILMAN DiCICCO: Good
15 afternoon.

16 MR. ERICKSON: Good afternoon,
17 Chairman DiCicco and members of the
18 Streets and Services Committee. I am
19 William Erickson, a city planner with the
20 Development Planning Division of the
21 Philadelphia City Planning Commission.
22 I'm here to testify on Bill 100684, which
23 was introduced into City Council by
24 Councilman Darrell Clarke on October 21,
25 2010. Street from Rø€! è€! @

1
2 COUNCILMAN DiCICCO: Hearing
3 none, the clerk will please read the
4 title of the next bill.

5 THE CLERK: Bill No. 100711, an
6 ordinance authorizing BIBA UC LLC, d/b/a
7 as BIBA Wine Bar, at 3131 Walnut Street,
8 Suite 1A, Philadelphia, Pennsylvania,
9 19104, to legalize various existing
10 encroachments and to construct, own, and
11 maintain additional encroachments in the
12 right-of-way located on the north footway
13 of Walnut Street, under certain terms and
14 conditions.

15 MS. BRISBON: Good afternoon,
16 Chairman DiCicco and members of the
17 Streets and Services Committee. My name
18 is Michelle Brisbon, and I am a staff
19 engineer with the Department of Streets,
20 and I'm here to offer testimony on Bill
21 No. 100711.

22 This bill authorizes BIBA Wine
23 Bar to maintain various encroachments in
24 the public right-of-way at the locations
25 as noted in Bill No. 100711.

1
2 The Streets Department has
3 reviewed the plans for this project and
4 supports the passage of the bill.

5 COUNCILMAN DiCICCO: Good
6 afternoon.

7 MR. MYEROW: Good afternoon.
8 My name is Jonathon Myerow. I'm the
9 owner of BIBA Wine Bar, and I'm here to
10 answer any questions that you might have
11 about the concept.

12 COUNCILMAN DiCICCO: Do you
13 have any other businesses in the City?

14 MR. MYEROW: I actually have
15 two other wine bars: Tria at --

16 COUNCILMAN DiCICCO: Tria.

17 MR. MYEROW: -- 18th and Sansom
18 and 12th and Spruce. And we have a wine
19 school at 16th and Walnut.

20 COUNCILMAN DiCICCO: And you're
21 looking to open a place at Passyunk and
22 Greenwich, if I'm not mistaken.

23 MR. MYEROW: Yes.

24 COUNCILMAN DiCICCO: We would
25 welcome you on Passyunk Avenue.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

MR. MYEROW: Thank you.

COUNCILMAN DiCICCO: If you
need any assistance in the future, let me
know, please.

MR. MYEROW: Thank you.

COUNCILMAN DiCICCO: Any
questions of this witness from the
committee?

(No questions.)

COUNCILMAN DiCICCO: Seeing
none, is there anyone else here wishes to
testify?

(No response.)

COUNCILMAN DiCICCO: The clerk
will please read the title of the next
bill.

Thank you.

MR. MYEROW: Thank you.

COUNCILMAN DiCICCO: And good
luck to you.

MR. MYEROW: Thank you.

THE CLERK: Bill No. 100715, an
ordinance authorizing Mike Scotese, owner
of Gray Lodge Pub, to construct, own, and

1
2 maintain an open-air sidewalk café at
3 6235 Frankford Avenue, under certain
4 terms and conditions.

5 MS. BRISBON: Good afternoon,
6 Chairman DiCicco and members of the
7 Streets and Services Committee. My name
8 is Michelle Brisbon, and I am a staff
9 engineer with the Department of Streets,
10 and I'm here to offer testimony on Bill
11 No. 100715.

12 This bill authorizes Mike
13 Scotese, owner of Gray Lodge Pub, to
14 construct, own, and maintain an
15 encroachment in the form of open-air café
16 on the sidewalk located 6235 Frankford
17 Avenue. The sidewalk café consists of
18 four tables and eight chairs encroaching
19 approximately nine feet onto the east
20 sidewalk of Frankford Avenue. This
21 encroachment leaves approximately nine
22 feet of clear, unobstructed footway for
23 pedestrian traffic.

24 The Streets Department has
25 reviewed the plans for this project and

1
2 supports the passage of the bill.

3 COUNCILMAN DiCICCO: Thank you.

4 Any questions of this witness
5 from the committee?

6 (No questions.)

7 COUNCILMAN DiCICCO: Is there
8 anyone else here wishes to testify for or
9 against this bill?

10 (No response.)

11 COUNCILMAN DiCICCO: Hearing
12 none, the clerk will please read the
13 title of the next bill.

14 THE CLERK: Bill No. 100716, an
15 ordinance authorizing Mt. Airy USA
16 (MAUSA) to install in the Mt. Airy
17 Business Improvement District (MABID) to
18 own and maintain four benches on the east
19 and west footway of Germantown Avenue
20 from Mt. Airy Avenue to east Phil-Ellena
21 Street, and two benches on the south
22 footway of the unit block of West Mt.
23 Pleasant Avenue, all under certain terms
24 and conditions.

25 MS. BRISBON: Good afternoon,

1
2 Chairman DiCicco and members of the
3 Streets and Services Committee. My name
4 is Michelle Brisbon, and I am a staff
5 engineer with the Department of Streets,
6 and I'm here to offer testimony on Bill
7 No. 100716.

8 This bill authorizes Mt. Airy
9 USA (MAUSA) to install in the Mt. Airy
10 Business Improvement District (MABID) to
11 own and maintain various encroachments in
12 the public right-of-way at the locations
13 as noted in Bill No. 100716.

14 The Streets Department has
15 reviewed the plans for this project and
16 supports the passage of this bill.

17 COUNCILMAN DiCICCO: Thank you.

18 Any questions of this witness
19 from the committee?

20 (No questions.)

21 COUNCILMAN DiCICCO: Is there
22 anyone else here wishes to testify for or
23 against this bill?

24 (No response.)

25 COUNCILMAN DiCICCO: Hearing

1
2 none, the clerk will please read the
3 title of the next bill.

4 THE CLERK: Bill No. 100717, an
5 ordinance authorizing CM123, LLC, trading
6 as The Wishing Well, to construct, own,
7 and maintain an open-air sidewalk café,
8 at 767 South Ninth Street, under certain
9 terms and conditions.

10 MS. BRISBON: Good afternoon,
11 Chairman DiCicco and members of the
12 Streets and Services Committee. My name
13 is Michelle Brisbon, and I am a staff
14 engineer with the Department of Streets,
15 and I'm here to offer testimony on Bill
16 No. 100717.

17 This bill authorizes CM123, LLC
18 The Wishing Well, to construct, own, and
19 maintain an encroachment in the form of
20 an open-air café on the sidewalk located
21 at 767 South Ninth Street.

22 The sidewalk café consists of
23 the following: One table and two chairs
24 encroaching approximately two feet onto
25 the east sidewalk of South Ninth Street,

1
2 leaving approximately seven-feet-eight-
3 inches of clear, unobstructed footway for
4 pedestrian traffic; and four tables and
5 eight chairs encroaching approximately
6 two feet onto the north sidewalk of
7 Catharine Street, leaving approximately
8 6-foot-4 inches of clear, unobstructed
9 the footway.

10 The Streets Department has
11 reviewed the plans for this project and
12 supports its passage of this bill.

13 COUNCILMAN DiCICCO: Thank you.

14 Mr. Chapman.

15 MR. CHAPMAN: Good afternoon.

16 Good afternoon, Mr. Chairman and members
17 of the committee. My name's Tom Chapman,
18 and I'm an attorney with Blank Rome here,
19 in Philadelphia, and we represent the
20 interested parties in the legislation
21 before you this afternoon,
22 Mr. Christopher Martino and Mr. Capello,
23 owners of The Wishing Well. With me here
24 today are Mr. Capello as well as Reed
25 Lyons, who's also an attorney at Blank

1
2 Rome.

3 I've handed up some documents
4 in that binder for your consideration.
5 There's some photographs of the property
6 in question as well as photographs of the
7 four corners at Ninth and Catherine
8 Street.

9 Included in the intercession
10 photos is a photo of the property at the
11 time when the business was known as
12 "Bombino's." I wanted you to see that
13 photograph because in the photo, you can
14 see many of what are characterized as
15 sidewalk encroachments -- the landings,
16 the exhaust vents, the overhang of the
17 building on the second floor. These
18 improvements were all done before they
19 purchased the business.

20 We've been required by the
21 Streets Department to rightfully include
22 these provisions in the legislation
23 that's before you.

24 So you could see from the
25 photographs, the area immediately

1
2 surrounding the properties is mixed,
3 although mostly residential in nature,
4 while the four corners are all commercial
5 properties.

6 I've also given you a copy of
7 the plan that was approved by the Streets
8 and the community and which is required
9 by the Streets Department as part of a
10 submission for a sidewalk café.

11 I'm also giving you a copy of a
12 letter of support Greg Pastore, who's the
13 co-chair of the Zoning Committee of the
14 Bella Vista Town Watch, and the binder
15 also contains a copy of our memorandum of
16 understanding with Bella Vista.

17 That document was executed by
18 my clients and by Greg Pastore on behalf
19 of the community. And as part of our
20 agreement with the community, we would
21 ask that Council include the memorandum
22 of understanding as an attachment to the
23 legislation.

24 As was previously stated, the
25 bill would authorize the owners to

1
2 operate a rather modest outdoor café at
3 767 South Ninth Street with just five
4 tables and ten chairs total. We're not
5 proposing any rails along either street
6 frontage. And even with the chairs and
7 tables in operation, there's still plenty
8 of clear sidewalk.

9 I was just going to ask --
10 Mr. Capello would like to say a few
11 words, and I was going to ask Mr. Capello
12 to come up and say his name for the
13 record.

14 Thank you for scheduling this
15 hearing, by the way. Thank you.

16 COUNCILMAN DiCICCO: Thank you.

17 MR. CAPELLO: My name is Carmen
18 Capello; I'm one of the co-owners of The
19 Wishing Well. And I just want to thank
20 you, Councilman DiCicco, for introducing
21 this ordinance for us.

22 COUNCILMAN DiCICCO: Thank you.
23 And good luck with your business.

24 MR. CAPELLO: Thank you.

25 COUNCILMAN DiCICCO: Thank you.

1
2 Thank you, Tom.

3 Any other questions for these
4 witnesses?

5 (No questions.)

6 COUNCILMAN DiCICCO: Seeing
7 none, the clerk will read the title of
8 the first bill.

9 THE CLERK: Bill No. 100718, an
10 ordinance to authorize Fabio Scarpelli,
11 owner of La Golosa, Inc., to construct,
12 own, and maintain an open-air sidewalk
13 café at 806 South Sixth Street, under
14 certain terms and conditions.

15 MS. BRISBON: Good afternoon,
16 Chairman DiCicco and members of the
17 Streets and Services Committee. My name
18 is Michelle Brisbon, and I am a staff
19 engineer with the Department of Streets,
20 and I'm here to offer testimony on Bill
21 100718.

22 This bill authorizes Fabio
23 Scarpelli, owner of La Galosa,
24 Incorporated, to construct, own, and
25 maintain an encroachment in the form of

1
2 an open-air café on the sidewalk located
3 at 806 South Sixth Street.

4 The sidewalk café consists of
5 two tables and four chairs encroaching
6 approximately 3-feet-6 inches onto the
7 west sidewalk of South Sixth Street,
8 leaving approximately five feet of clear,
9 unobstructed footway for pedestrian
10 traffic.

11 The Streets Department has
12 reviewed the plans for this project and
13 supports the passage of the bill.

14 COUNCILMAN DiCICCO: Thank you.

15 Any questions of this witness
16 from the committee?

17 (No questions.)

18 COUNCILMAN DiCICCO: Is there
19 anyone else here wishes to testify for or
20 against this bill?

21 (No response.)

22 COUNCILMAN DiCICCO: Hearing
23 none, the clerk will please read the
24 title of the next bill.

25 THE CLERK: Bill No. 100719, an

1
2 ordinance authorizing Frank Border, owner
3 of Francoluigi's Restaurant, to
4 construct, own, and maintain an open-air
5 sidewalk café at 1549 South 13th Street,
6 under certain terms and conditions.

7 MS. BRISBON: Good afternoon,
8 Chairman DiCicco and members of the
9 Streets and Services Committee. My name
10 is Michelle Brisbon, and I am a staff
11 engineer with the Department of Streets,
12 and I'm here to offer testimony on Bill
13 No. 100719.

14 This bill authorizes Frank
15 Borda, owner of Francoluigi's Restaurant,
16 to construct, own, and maintain an
17 encroachment in the form of an open-air
18 café on the sidewalk located at 1549
19 South 13th Street.

20 The sidewalk café consists of
21 the following: Six tables and twelve
22 chairs encroaching approximately two feet
23 onto the east sidewalk of South 13th
24 Street, leaving approximately seven feet
25 of clear, unobstructed footway for

1
2 pedestrian traffic; and eight tables and
3 sixteen chairs encroaching approximately
4 four feet onto the north sidewalk of
5 Tasker Street, leaving approximately
6 seven feet of clear, unobstructed footway
7 for pedestrian traffic.

8 The Streets Department has
9 reviewed the plans for this project and
10 supports the passage of the bill.

11 COUNCILMAN DiCICCO: Any
12 questions of this witness from the
13 committee?

14 (No questions.)

15 COUNCILMAN DiCICCO: Is there
16 anyone else here wishes to testify for or
17 against this bill?

18 (No response.)

19 COUNCILMAN DiCICCO: Hearing
20 none, the clerk will please read the
21 title of the next bill.

22 THE CLERK: Bill No. 100723, an
23 ordinance authorizing Rameshchandra
24 Patel, owner and operator of the
25 newsstand located on the northwest corner

1
2 of 16th Street and Chestnut Street, to
3 construct, use, and maintain conduits in,
4 under, and across the northwest corner of
5 16th Street and Chestnut Street for the
6 purpose of supplying electrical service
7 and telephone service to the newsstand,
8 under certain terms and conditions.

9 MS. BRISBON: Good afternoon,
10 Chairman DiCicco and members of the
11 Streets and Services Committee. My name
12 is Michelle Brisbon, and I am a staff
13 engineer with the Department of Streets,
14 and I'm here to offer testimony on Bill
15 100723.

16 This bill authorizes
17 Rameshchandra Patel, owner and operator
18 of the newsstand located on the northwest
19 corner of 16th Street and Chestnut
20 Street, to construct, use, and maintain
21 conduits in, under, and across the
22 northwest corner of 16th Street and
23 Chestnut Street for the purpose of
24 supplying electrical service and
25 telephone service to the newsstand.

1
2 The Streets Department has
3 reviewed the plans for this project and
4 supports the passage of this bill.

5 COUNCILMAN DiCICCO: Any
6 questions of this witness from the
7 committee?

8 (No questions.)

9 COUNCILMAN DiCICCO: Is there
10 anyone else here wishes to testify for or
11 against this bill?

12 (No response.)

13 COUNCILMAN DiCICCO: Thank you
14 Miss Brisbon?

15 MS. BRISBON: Yes.

16 COUNCILMAN DiCICCO: Did I
17 pronounce it right?

18 MS. BRISBON: Yes.

19 COUNCILMAN DiCICCO: And we'll
20 move to the next panel, Mr. Erickson and
21 Mr. Morelli.

22 (Witnesses come forward.)

23 COUNCILMAN DiCICCO: And the
24 clerk will please read the title of the
25 first bill.

1
2 THE CLERK: Bill No. 100464, an
3 ordinance authorizing the revision of
4 lines and grades on a portion of City
5 Plan No. 58 by striking from the City
6 Plan and vacating Olive Street from Tenth
7 Street to Hutchinson Street and
8 Hutchinson Street from Olive Street to
9 Brown Street, under certain terms and
10 conditions.

11 MR. MORELLI: Good afternoon,
12 Mr. Chairman and members of the
13 committee. My name is Frank Morelli,
14 Survey Bureau Manager of the Department
15 of Streets, and the Department of Streets
16 would like to offer the following
17 testimony on Bill No. 100464.

18 This is not an Administration
19 ordinance but an ordinance requested by
20 Mt. Yatsun Wen, President of Nature Soy,
21 Incorporated, 713 North Tenth Street,
22 Philadelphia, PA.

23 The purpose of this ordinance
24 is to authorize the striking from the
25 City Plan and vacating of Olive Street

1
2 from Tenth Street to Hutchinson Street,
3 and Hutchinson Street from Olive Street
4 to Brown Street.

5 This action will facilitate
6 plans by the abutting owner, a producer
7 and supplier of soy and vegetarian food
8 product, to expand their business at this
9 location.

10 The streets proposed to be
11 stricken are currently not physically
12 open, and the City is not desirous of
13 reopening them to public traffic.

14 This ordinance is supported by
15 the Department of Streets and is
16 recommended to your committee for
17 favorable action.

18 MR. ERICKSON: Good afternoon,
19 Chairman DiCicco and members of the
20 Streets and Services Committee. I am
21 William Erickson, a city planner with the
22 Development Planning Division of the
23 Philadelphia City Planning Commission. I
24 am here to testify on Bill 100464, which
25 was introduced by City Councilman Darrell

1
2 lines and grades on a portion of City
3 Plan No. 149 by striking from the City
4 Plan and vacating the legally-open
5 portions of Hartwell Lane from a point
6 approximately 277 feet southwest of
7 Seminole Street to a point approximately
8 64 feet further southwestwardly therefrom
9 and reserving and placing on the City
10 Plan right-of-way for water main purposes
11 and public utility purposes within the
12 lines of the portion of Hartwell Lane
13 being stricken, and authorizing
14 acceptance of the grant to the City of
15 said right-of-way, under certain terms
16 and conditions.

17 COUNCILMAN DiCICCO: Thank you.

18 MR. MORELLI: The Department of
19 Streets would like to offer the following
20 testimony on Bill No. 100676.

21 This is not an Administration
22 ordinance but an ordinance requested by
23 SEPTA, Francis M. Jones, 1234 Market
24 Street, Philadelphia, PA, 19107.

25 The purpose of this ordinance

1
2 is to authorize the striking from the
3 City Plan and vacating the legally-open
4 portions of Hartwell lane from a point
5 approximately 127 feet southwest of
6 Seminole Street to a point approximately
7 64 feet further southwesterly therefrom
8 within the lines of the SEPTA Chestnut
9 Hill West regional rail line; and the
10 reserving and placing on the City Plan of
11 a right-of-way for water main purposes
12 and public utility purposes within the
13 lines of the portion of Hartwell Lane
14 being stricken.

15 The portion of Hartwell Lane
16 proposed to be stricken is not currently
17 open to vehicular traffic. The striking
18 of this portion of Hartwell Lane has been
19 requested by SEPTA so that SEPTA may
20 permanently remove an existing foot
21 bridge at this location, which is
22 currently in a state of disrepair, and
23 better secure the area against loitering
24 and trespassing and other illicit
25 behavior.

1
2 This ordinance is supported by
3 the Department of Streets and is
4 recommended to your committee for
5 favorable action.

6 COUNCILMAN DiCICCO: Thank you.

7 Any questions of this witness
8 from the committee?

9 (No questions.)

10 COUNCILMAN DiCICCO: Is there
11 anyone else here wishes to testify for or
12 against this bill?

13 (No response.)

14 COUNCILMAN DiCICCO: Hearing
15 none -- oh, I'm sorry. I didn't get your
16 testimony, did I?

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 100676, which
24 was introduced by Councilmember Miller on
25 October 21, 2010.

1
2 This bill authorizes the
3 striking from the City Plan and vacating
4 the legally-open portions of Hartwell
5 Lane across the SEPTA railroad right-of-
6 way and placement of a right-of-way for
7 water, main, and public utility purposes.

8 The purpose of Bill No. 100676
9 is to strike Hartwell Lane over the SEPTA
10 railroad tracks to allow the removal of a
11 pedestrian bridge. This was at the
12 request of the community, after several
13 homes were broken into by persons
14 believed to be hanging out at the bridge.
15 Furthermore, the neighbors believe that
16 the bridge is a nuisance and that it is
17 in poor condition. The pedestrian bridge
18 has been removed but SEPTA.

19 The Planning Commission
20 reviewed this action at its meeting on
21 November 16, 2010, and recommends the
22 approval of this bill. Therefore, the
23 Planning Commission recommends that Bill
24 No. 100676 be approved.

25 This concludes my testimony.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

COUNCILMAN DiCICCO: Thank you.

Any questions of this witness
from the committee?

(No questions.)

COUNCILMAN DiCICCO: Is there
anyone else here wishes to testify for or
against this bill?

(No response.)

COUNCILMAN DiCICCO: Hearing
none, the clerk will please read the
title of the next bill.

THE CLERK: Bill No. 100679, an
ordinance, authorizing the revision of
lines and grades on portions of various
City Plans within the vicinity of the
Delaware Expressway (I-95) from the Vine
Street Expressway (I-676) to the
Philadelphia Bucks County line, by
placing on the City Plan, striking from
the City Plan, relocating, and revising
portions of the Delaware Expressway its
rights-of-way, interchanges, and land
connections, and placing on the City Plan
and striking from the City Plan,

1
2 vacating, abandoning, relocating, and
3 revising the lines and grades of
4 intersecting and adjacent streets, roads,
5 avenues, and rights-of-way affected
6 thereby, all in order to conform with the
7 lines and conditions established by the
8 Commonwealth of Pennsylvania.

9 MR. MORELLI: The Department of
10 Streets would like to offer the following
11 testimony on Bill No. 100679.

12 This is not an Administration
13 ordinance but an ordinance requested by
14 Mr. Ben Scurry, Office of Chief Counsel,
15 Commonwealth of Pennsylvania, Department
16 of Transportation, Harrisburg, PA.

17 The purpose of this ordinance
18 is to authorize revisions to the City
19 Plan made necessary by PennDOT's "95
20 Revive" project, which will reconstruct
21 and improve the Delaware Expressway
22 (I-95) from the Vine Street Expressway
23 (I-676) to the Philadelphia-Bucks County.
24 The work undertaken by PennDOT will widen
25 and relocate portions of the expressway

1
2 and its right-of-way interchanges and
3 reconfigure various interchanges and ramp
4 connections, and will also involve
5 widening, relocating, revising, and
6 eliminating various City streets and
7 rights-of-way.

8 This authorization will enable
9 the Streets Department to revise its
10 roads and rights-of-way records to
11 conform with the lines and conditions
12 established by PennDOT.

13 This ordinance is supported by
14 the Department of Streets and is
15 recommended to your committee for
16 favorable action.

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.
23 I'm here to testify on Bill 10069, which
24 was introduced by Councilmembers DiCicco
25 and Krajewski on October 21, 2010.

1
2 This ordinance authorizes the
3 revision of lines and grades on portions
4 of various City Plans within the vicinity
5 of the Delaware I-95 Expressway from the
6 Vine Street Expressway (I-676) to the
7 Philadelphia-Bucks County line by placing
8 on the City Plan... all in order to
9 conform to the lines and grades and
10 conditions established by the
11 Commonwealth of Pennsylvania.

12 The purpose of Bill No. 100676
13 is to authorize the Streets Department to
14 make revisions to certain City Plans to
15 conform to lines and grades after the
16 I-95 reconstruction project.

17 The Planning Commission
18 reviewed this action at its meeting on
19 November 16, 2010, and recommends
20 approval of this bill. Therefore, the
21 Planning Commission recommends that Bill
22 No. 100679 be approved.

23 This concludes my testimony.

24 COUNCILMAN DiCICCO: Thank you.

25 Any questions of this witness

1
2 from the committee?

3 (No questions.)

4 COUNCILMAN DiCICCO: Is there
5 anyone else here wishes to testify for or
6 against this bill?

7 (No response.)

8 COUNCILMAN DiCICCO: Hearing
9 none, the clerk will please read the
10 title of the next bill.

11 THE CLERK: Bill No. 100681, an
12 ordinance authorizing the revision of
13 lines on a portion of City Plan No. 307
14 by striking from the City Plan and
15 vacating Ridge Avenue from Vine Street to
16 the intersection of Eighth Street and
17 Race Streets, and reserving and placing
18 on the City Plan a right-of-way for
19 various purposes within the lines of
20 Ridge Avenue being stricken, and
21 authorizing the acceptance of the grant
22 to the City of the said right-of-way,
23 under certain terms and conditions.

24 MR. MORELLI: The Department of
25 Streets would like to offer the following

1
2 testimony on Bill No. 100681.

3 This is not an Administration
4 ordinance but an ordinance requested by
5 Mr. Robert M. LaBrum, a project manager,
6 at the Redevelopment Authority, 1234
7 Market Street, Philadelphia, PA.

8 The purpose of this ordinance
9 is to authorize the striking from the
10 City Plan and vacating of Ridge Avenue
11 from Vine Street to the intersection of
12 Eighth Street and Race Street, and the
13 reserving and placing on the City Plan of
14 a right-of-way for sewer and drainage
15 purposes, water main purposes, gas main
16 purposes, public utility purposes, and
17 subsurface public transportation purposes
18 within the lines of the portion of Ridge
19 Avenue being stricken.

20 The portion of Ridge Avenue
21 proposed to be stricken is currently not
22 physically open, and the City is not
23 desirous of opening it to public traffic.
24 This action will facilitate plans by the
25 Redevelopment Authority to assemble land

1
2 at this site for the development.

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

6 MR. ERICKSON: Good afternoon,
7 Chairman DiCicco and members of the
8 Streets and Services Committee. I am
9 William Erickson, a city planner with the
10 Development Planning Division of the
11 Philadelphia City Planning Commission. I
12 am here to testify on Bill 100681, which
13 was introduced by Councilmember DiCicco
14 on October 21, 2010.

15 Bill No. 100681 authorizes the
16 striking from the City Plan and the
17 vacating of Ridge Avenue from Vine Street
18 to the intersection of Eighth and Race.

19 The purpose of this bill is to
20 create a more redevelopable site in the
21 block bounded by Eighth Street, Ninth
22 Street, Race, and Vince Street by
23 removing this encumbrance. The
24 acquisition of the property at this
25 location was part of the Center City

1
2 Redevelopment Area -- Fourth Amended
3 Redevelopment Proposal. These properties
4 were to be acquired to create a
5 developable parcel.

6 The Planning Commission
7 approved this action at its meeting on
8 April 20, 2004. The Planning Commission
9 staff has determined that this action is
10 consistent with its previous action and
11 recommends approval of this bill.

12 Therefore, the Planning Commission
13 recommends that Bill No. 100681 be
14 approved.

15 This concludes my testimony.

16 COUNCILMAN DiCICCO: Thank you.

17 Any questions for these
18 witnesses?

19 (No questions.)

20 COUNCILMAN DiCICCO: Also let
21 the record reflect that Councilman Green,
22 who is a member of this committee, is in
23 attendance.

24 The clerk will please read the
25 title of the next bill.

1
2 THE CLERK: Bill No. 100682, an
3 ordinance authorizing the Streets
4 Commissioner, on behalf of the City, to
5 enter into an agreement with the
6 Commonwealth of Pennsylvania for the
7 grant to the City of the right-of-way for
8 sewer and drainage purposes extending
9 through a portion of a property located
10 at the northwest corner of 13th and Arch
11 Streets, and authorizing the plotting
12 upon City Plan No. 307 of the said
13 right-of-way.

14 MR. MORELLI: The Department of
15 Streets would like to offer the following
16 testimony on Bill No.

17 This is not an Administration
18 ordinance but -- excuse me. This is an
19 Administration ordinance requested by the
20 Commonwealth of Pennsylvania, Department
21 of General Counsel, Michael F. Eichert,
22 Chief Counsel, North Office Building, 500
23 North Street, Harrisburg, PA.

24 The purpose of this ordinance
25 is to authorize an agreement between the

1
2 City and the Commonwealth of Pennsylvania
3 for a grant to the City for a
4 right-of-way for sewer and drainage
5 purposes extending through a portion of
6 property located at 13th Street and Arch
7 Street.

8 The right-of-way being
9 established by this agreement will
10 encompass a 42-inch-in-diameter sewer,
11 which has been relocated at this area as
12 part of the construction of the expanded
13 Pennsylvania Convention Center.

14 This ordinance is supported by
15 the Department of Streets and is
16 recommended to your committee for
17 favorable recommendation.

18 MR. ERICKSON: Good afternoon,
19 Chairman DiCicco and members of the
20 Streets and Services Committee. I am
21 William Erickson, a city planner with the
22 Development Planning Division of the
23 Philadelphia City Planning Commission.
24 I'm here to testify on Bill 100682, which
25 was introduced by Councilmember DiCicco

1
2 on October 21, 2010.

3 This bill authorizes the
4 Streets Department, on behalf of the
5 City, to enter into an agreement with the
6 Commonwealth of Pennsylvania for the
7 granting to the City of a right-of-way
8 for sewage and drainage purposes
9 extending to a portion of the property
10 located at the northwest corner of 13th
11 and Arch Street. The purpose of Bill No.
12 100682 is to place a right-of-way over an
13 existing sewer at this location.

14 The Planning Commission
15 reviewed this action at its meeting on
16 November 16, 2010, and recommends
17 approval of this bill. Therefore, the
18 Planning Commission recommends that Bill
19 No. 100628 be approved.

20 This concludes my testimony.

21 COUNCILMAN DiCICCO: And this
22 is legalizing the right-of-way. Okay,
23 thanks.

24 Any questions of this witness
25 from the committee?

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

(No questions.)

COUNCILMAN DiCICCO: Is there
anyone else here wishes to testify for or
against this bill?

(No response.)

COUNCILMAN DiCICCO: Hearing
none, the clerk will please read the
title of the next bill.

THE CLERK: Bill No. 100683, an
ordinance amending Section 2 of an
ordinance, Bill No. 080434, approved July
2, 2008, entitled, "An ordinance
authorizing and directing the revision of
lines and grades on a portion of City
Plan No. 271 by striking from the City
Plan and vacating a portion of Leithgow
Street south of Reno Street, and for the
reserving and placing on the City Plan a
right-of-way for public utility purposes
within the lines of Leithgow Street being
stricken, all under certain terms and
conditions," by extending the period for
compliance with the terms and conditions
stated therein.

1
2 MR. MORELLI: The Department of
3 Streets would like to offer the following
4 testimony on Bill No.

5 This is not an Administration
6 ordinance but an ordinance requested by
7 Ronald J. Patterson of Klehr, Harrison,
8 Harvey, Branzburg & Ellers, 260 South
9 Broad Street, Philadelphia, PA.

10 The purpose of this ordinance
11 is to amend a previous ordinance, Bill
12 No. 080434, which authorizes the striking
13 and vacating of a dead-end portion of
14 Leithgow Street south of Reno Street, and
15 placing on the City Plan of a
16 right-of-way for public utility purposes
17 within the area being stricken.

18 The proposed amendment will
19 extend the time period for compliance
20 with the terms and conditions of the
21 authorizing ordinance for an additional
22 two years. This action will facilitate
23 the development of 25 market-rate
24 residential condominium units.

25 This ordinance is supported by

1
2 the Department of Streets and is
3 recommended to your committee for
4 favorable recommendation.

5 MR. ERICKSON: Good afternoon,
6 Chairman DiCicco and members of the
7 Streets and Services Committee. I am
8 William Erickson, a city planner with the
9 Development Planning Division of the
10 Philadelphia City Planning Commission.
11 I'm here to testify on Bill 100683, which
12 was introduced by Councilmember Clarke
13 October 21, 2010.

14 Bill No. 100683 grants a time
15 extension to Bill No. 080434, approved
16 July 2, 2008, entitled, "An ordinance
17 authorizing and striking from the City
18 Plan and vacating a portion of Leithgow
19 Street south of Reno Street."

20 The purpose of this Streets
21 ordinance is a time extension to allow
22 the striking and vacating of a 20-foot-
23 wide dead-end street to allow the owners
24 of Liberty Duck, LP to construct two
25 condominium buildings containing a total

1
2 of 25 dwelling units.

3 The Planning Commission
4 reviewed Streets Bill 080434 at its
5 meeting on May 20, 2008, and recommends
6 approval of this bill. Therefore, the
7 Planning Commission recommends that Bill
8 No. 100683 be approved.

9 This concludes my testimony.

10 COUNCILMAN DiCICCO: Thank you.

11 Any questions from the
12 committee?

13 (No questions.)

14 COUNCILMAN DiCICCO: Anyone
15 else here to testify for or against this
16 bill?

17 (No response.)

18 COUNCILMAN DiCICCO: Seeing
19 none, the clerk will read the title of
20 the next bill.

21 THE CLERK: Bill No. 100760, an
22 ordinance authorizing the revisions of
23 lines and grades on a portion of City
24 Plan No. 307 by striking from the City
25 Plan and vacating the legally-open

1
2 portions of Fifth Street from Race Street
3 to Vine Street, and reserving and placing
4 on the City Plan a right-of-way for
5 drainage and water main purposes within
6 the lines of Fifth Street being stricken,
7 relocating the lines and reducing the
8 width of Florist Street from Third Street
9 to Fourth Street, placing on the City
10 Plan Seventh Street from Race Street to
11 Franklin Street, and striking from the
12 City Plan the northerly 27-feet-wide
13 portion of Race Street from Franklin
14 Street to Eighth Street, authorizing the
15 conveyance of the City-owned portion of
16 the bed of Fifth Street being stricken to
17 the Delaware River Port Authority, and
18 authorizing the opening of the northerly
19 47-feet-wide portion of Race Street from
20 Sixth Street to Franklin Street, and the
21 opening of Seventh Street from Race
22 Street to Franklin Street.

23 MR. MORELLI: The Department of
24 Streets would like to offer the following
25 testimony on Bill No. 100760.

1
2 This is an Administration
3 ordinance requested by David J. Perry,
4 Chief Engineer of the Department of
5 Streets, 1401 JFK Boulevard,
6 Philadelphia, PA, in coordination with
7 the Delaware River Port Authority.

8 The purpose of this ordinance
9 is to authorize various revisions to the
10 City Plan in the vicinity of the Benjamin
11 Franklin Bridge approach. The purpose of
12 these actions is to amend the City Plan
13 to conform more closely with the existing
14 conditions and to better the ownership
15 and maintenance responsibilities of the
16 City and the Delaware River Port
17 Authority for the affected areas.

18 This ordinance is supported by
19 the Department of Streets and is
20 recommended to your committee for
21 favorable action.

22 MR. ERICKSON: Good afternoon,
23 Chairman DiCicco and members of the
24 Streets and Services Committee. I am
25 William Erickson, a city planner with the

1
2 Development Planning Division of the
3 Philadelphia City Planning Commission.

4 I'm here to testify on Bill 100760, which
5 was introduced by Councilmember DiCicco
6 on October 21, 2010.

7 Streets Bill 100780 strikes and
8 vacates Fifth Street from Race to Vine;
9 places a drainage right-of-way within the
10 lines of the stricken Fifth Street;
11 conveys the stricken Fifth Street to the
12 Delaware River Port Authority; it also
13 reduces the width of Florist Street from
14 Third Street to Fourth Street; places
15 Seventh Street from Race Street to
16 Franklin Street on the City's Plan;
17 strikes a portion of Race Street from
18 Franklin to Eighth Street; and opens a
19 portion of Eighth Street from Sixth to
20 Franklin; and opens Seventh Street from
21 Race to Franklin Street. This Streets
22 Bill will:

23 Strike and vacate Fifth Street
24 from the City Plan and place it under the
25 control of DRPA, who currently maintains

1
2 a tunnel under the bridge;

3 Relocate or narrow the lines of
4 Florist Street from Third Street to
5 Fourth Street to legalize the existing
6 condition;

7 Legalize the existing condition
8 at Seventh Street from Race Street to
9 Franklin Street;

10 Open the northerly 47-foot-wide
11 portion of Race Street from Sixth Street
12 to Franklin Street; and

13 Strike from the City Plan the
14 northwesterly 27-feet-wide portion of
15 Race Street from Franklin. This is a
16 grass area north of Race Street between
17 Franklin and Eighth.

18 The Planning Commission
19 reviewed Bill No. 100760 at its meeting
20 on November 16, 2010, and recommends
21 approval of this bill. Therefore, the
22 Planning Commission recommends Bill No.
23 100760 be approved.

24 This concludes my testimony.

25 COUNCILMAN DiCICCO: Thank you.

1
2 Any questions for these
3 witnesses?

4 (No questions.)

5 COUNCILMAN DiCICCO: Anyone
6 else to testify on this bill?)

7 (No response.)

8 COUNCILMAN DiCICCO: Hearing
9 none, this concludes the public hearing,
10 and we will now go into the public
11 meeting.

12 I will ask Councilman Greenlee
13 to make a motion on all of the bills we
14 heard, with the exception of Bill No.
15 100655, which is being held at the
16 request of the sponsor.

17 COUNCILMAN GREENLEE: Thank
18 you, Mr. Chair.

19 I move that the following
20 bills, 100446, 544, 675, 676, 679, 680,
21 681, 682, 683, 684, 711, 715, 716, 717,
22 718, 719, 723, 752, 757, 758, 760, that
23 all those bills be reported out of this
24 committee with a favorable
25 recommendation, and move further that the

1
2 rules of Council be suspended to allow
3 for first reading at our next session of
4 Council.

5 (Motion duly seconded.)

6 COUNCILMAN DiCICCO: It's been
7 properly moved and seconded that the
8 bills that have just read into the record
9 be reported out of this committee with a
10 favorable recommendation and that the
11 rules of Council be suspended.

12 All those in favor will signify
13 by saying aye.

14 These opposed?

15 (There are none opposed.)

16 COUNCILMAN DiCICCO: Thank you.

17 This concludes the public
18 meeting of the Committee on Streets and
19 Services.

20 Thank you for attending.

21 (Proceedings end at 3:08 p.m.)

22 * * *

23

24

25

C E R T I F I C A T E

I HEREBY CERTIFY that the
proceedings of the City of Philadelphia
Council Committee on Streets and Services are
contained fully and accurately in the
stenographic notes taken by me on Thursday,
November 18, 2010, and that this is a true and
correct statement of same.

JOSEPHINE CARDILLO

Registered Professional Reporter

(The foregoing certification of
this transcript does not apply to any
reproduction of the same by any means, unless
under the direct control and/or supervision of
the certifying reporter.)