

COUNCIL OF THE CITY OF PHILADELPHIA
COMMITTEE ON STREETS AND SERVICES

Room 400, City Hall
Philadelphia, Pennsylvania
Tuesday, September 17, 2024
10:33 a.m.

PRESENT:

COUNCILMAN JEFFREY YOUNG, JR., CHAIR
COUNCILMAN MARK SQUILLA, VICE-CHAIR
COUNCILWOMAN NINA AHMAD
COUNCILWOMAN KENDRA BROOKS
COUNCILMAN JIM HARRITY

BILLS: 240532, 240578, 240583, 240611,
240654, 240658, 240659, 240667,
240668, 240669, 240670, 240673

1 - - -

2 COUNCILMAN YOUNG: Good
3 morning, everyone. Welcome to
4 Philadelphia City Council's
5 Committee on Streets and Services.
6 I note that the hour has come.

7 Mr. Pullin, would you
8 please call the roll.

9 THE CLERK: Councilmember
10 Ahmad.

11 COUNCILWOMAN AHMAD:
12 Present.

13 THE CLERK: Councilmember
14 Bass.

15 (No response.)

16 THE CLERK: Councilmember
17 Brooks.

18 COUNCILWOMAN BROOKS:
19 Present.

20 THE CLERK: Councilmember
21 Harrity.

22 COUNCILMAN HARRITY:
23 Present.

24 THE CLERK: Vice-Chair
25 Squilla.

1 (No response.)

2 THE CLERK: Chair Young.

3 COUNCILMAN YOUNG: Present.

4 Thank you, Mr. Pullin.

5 I note that a quorum of the

6 Committee is present and this

7 meeting will be called to order.

8 This is a public hearing of the

9 Committee on Streets and Services

10 considering testimony on Bill Nos.

11 240532, 240578, 240583, 240611,

12 240654, 240658, 240659, 240667,

13 240668, 240669, 240670, 240673.

14 The Chair recognizes

15 Councilmember Brooks for a motion

16 on Bill No. 240532.

17 COUNCILWOMAN BROOKS: Thank

18 you, Chair Young.

19 At the request of the

20 sponsor Councilmember Young, I move

21 that Bill No. 240532 be withdrawn.

22 (Duly seconded.)

23 COUNCILMAN YOUNG: Thank

24 you. It has been moved and

25 properly seconded that Bill No.

1 240532 be withdrawn.

2 All those in favor of the
3 motion will signify by saying aye.

4 (Aye.)

5 COUNCILMAN YOUNG: Those
6 opposed?

7 (No response.)

8 COUNCILMAN YOUNG: The ayes
9 have it. The motion carries and
10 Bill No. 240532 has been withdrawn.

11 The Chair recognizes
12 Councilmember Brooks for a motion
13 on Bill No. 240583.

14 COUNCILWOMAN BROOKS: Thank
15 you, Chair Young.

16 At the request of the
17 sponsor Councilmember O'Neill, I
18 move that Bill No. 240583 be
19 withdrawn.

20 (Duly seconded.)

21 COUNCILMAN YOUNG: Thank
22 you. It has been moved and
23 properly seconded that Bill No.
24 240583 be withdrawn.

25 All those in favor will

1 signify by saying aye.

2 (Aye.)

3 COUNCILMAN YOUNG: Those

4 opposed?

5 (No response.)

6 COUNCILMAN YOUNG: The ayes

7 have it. The motion carries and

8 that bill has been withdrawn.

9 Before we begin, do any of

10 my colleagues have any opening

11 remarks?

12 (No response.)

13 COUNCILMAN YOUNG: Seeing

14 none, Mr. Pullin, would you please

15 read the title of Bill No. 240654.

16 THE CLERK: Bill No. 240654

17 titled, Authorizing encroachments

18 in the nature of a sidewalk café in

19 the vicinity of 1320 Cottman

20 Avenue, Philadelphia, Pennsylvania

21 19111, under certain terms and

22 conditions.

23 COUNCILMAN YOUNG: Thank

24 you, Mr. Pullin. Can you please

25 call the witnesses to testify on

1 this bill.

2 THE CLERK: The first
3 witnesses to testify are Noelle
4 Marconi, Legislative Affairs
5 Director for the Department of
6 Streets and Ian Hegarty, Senior
7 Environmental Planner at the City
8 Planning Commission.

9 (Witnesses approached
10 Witness table.)

11 COUNCILMAN YOUNG: Thank
12 you. Good morning to the
13 witnesses. Could you please state
14 your name and proceed with your
15 testimony in any order.

16 MS. MARCONI: Good morning,
17 Chairperson Young and members of
18 the Streets and Services Committee.
19 My name is Noelle Marconi and I'm
20 the Director of Legislative Affairs
21 for the Department of Streets. I'm
22 here today to offer testimony on
23 Bill No. 240654 introduced by
24 Councilmember Phillips.

25 This bill authorizes

1 Dungan-Cottman LLC, the owner, to
2 install, own and maintain
3 encroachments in the nature of a
4 sidewalk café at Smegy's Pub Too
5 located at 1320 Cottman Avenue, all
6 under certain terms and conditions.

7 A total of 3 tables and 12 seats
8 for a sidewalk café will be located
9 along the property line of 1320
10 Cottman Avenue.

11 The Department of Streets
12 is not opposed to this proposed
13 sidewalk café as it will maintain 5
14 feet of passable sidewalk space as
15 listed in The Philadelphia Code,
16 Section 9-208(6)(B). This
17 concludes my testimony and I'm
18 pleased to answer any questions you
19 may have.

20 COUNCILMAN YOUNG: Thank
21 you, Ms. Marconi.

22 Mr. Hegarty, can you please
23 proceed with your testimony.

24 MR. HEGARTY: Yes. Good
25 morning, Chairmember Young and

1 members of the Committee of Streets
2 and Services. I'm Ian Hegarty.
3 I'm Senior Planner with the
4 Philadelphia City Planning
5 Commission. I'm here to testify on
6 Bill No. 240654 introduced by
7 Councilmember Phillips on September
8 5th.

9 The bill will allow the
10 installation of the sidewalk café
11 at 1320 Cottman Avenue. A minimum
12 of 5 feet of clear sidewalk space
13 will remain on Dungan Street after
14 installation. And so, this
15 proposed encroachment meets the
16 Complete Streets Policy. The City
17 Planning Commission is scheduled to
18 hear this bill at its meeting on
19 Thursday, September 19th. The
20 staff recommendation for this bill
21 is approval. I'm happy to answer
22 any questions at this time.

23 COUNCILMAN YOUNG: Thank
24 you for your testimony.

25 Are there any questions for

1 these witnesses?

2 (No response.)

3 COUNCILMAN YOUNG: Seeing

4 none, Mr. Pullin, could you please

5 read the title of the next bill.

6 THE CLERK: Bill No. 240659

7 titled, authorizing encroachments

8 in the nature of a sidewalk café in

9 the vicinity of 3200 Chestnut

10 Street, Philadelphia, Pennsylvania

11 19104, under certain terms and

12 conditions.

13 COUNCILMAN YOUNG: Thank

14 you, Mr. Pullin. Could you please

15 call the names of the next

16 witnesses.

17 The next witnesses to

18 testify are Noelle Marconi,

19 Legislative Affairs Director for

20 the Department of Streets, and Ian

21 Hegarty, Senior Environmental

22 Planner for the City Planning

23 Commission.

24 COUNCILMAN YOUNG: Thank

25 you.

1 Ms. Marconi, please proceed
2 with your testimony.

3 MS. MARCONI: Good morning,
4 Chairperson Young and members of
5 the Streets and Services Committee.
6 My name is Noelle Marconi and I'm
7 the Director of Legislative Affairs
8 for the Department of Streets. I'm
9 here today to offer testimony on
10 Bill No. 240659 introduced by
11 Councilmember Gauthier.

12 This bill authorizes Drexel
13 University, the owner, to install,
14 own and maintain encroachments in
15 the nature of a sidewalk café at
16 La Scala Fire located at 3200
17 Chestnut Street, all under certain
18 terms and conditions. A total of
19 10 tables, 40 seats and 4 planters
20 for a sidewalk café will be located
21 along the property line of 3200
22 Chestnut Street.

23 The Department of Streets
24 is not opposed to this proposed
25 sidewalk café as it will maintain 9

1 feet of unobstructed footway. This
2 concludes my testimony. I'm
3 pleased to answer any questions you
4 may have.

5 COUNCILMAN YOUNG: Thank
6 you, Ms. Marconi.

7 Mr. Hegarty, please proceed
8 with your testimony.

9 MR. HEGARTY: Thank you,
10 Chair. Good morning, Chair Young
11 and members of the Committee. I'm
12 Ian Hegarty, Senior Planner with
13 the Philadelphia City Planning
14 Commission. I'm here to testify on
15 Bill No. 24 -- sorry, 240659. This
16 bill will allow the installation of
17 a sidewalk café at 3200 Chestnut
18 Street. A minimum of 9 feet 0
19 inches of clear sidewalk space will
20 remain on Chestnut Street after
21 installation. And so, this
22 proposed encroachment meets the
23 Complete Streets Policy.
24 The City Planning
25 Commission is scheduled to hear

1 this bill at its meeting this
2 Thursday, September 19th with a
3 staff recommendation for approval.
4 I'm happy to answer any questions.
5 Thank you.

6 COUNCILMAN YOUNG: Thank
7 you.

8 Are there any questions for
9 these witnesses on Bill No. 240659?

10 (No response.)

11 COUNCILMAN YOUNG: Seeing
12 none, Mr. Pullin, can you please

13 read the title of Bill No. 240668.

14 THE CLERK: Bill No. 240668
15 titled, authorizing encroachments
16 in the nature of a sidewalk café in
17 the vicinity of 1601 South 10th
18 Street, Philadelphia, Pennsylvania
19 19148, under certain terms and
20 conditions.

21 COUNCILMAN YOUNG: Thank
22 you, Mr. Pullin.

23 Can you please call the
24 names of the next witnesses.

25 THE CLERK: The next

1 witnesses to testify are Noelle
2 Marconi, Legislative Affairs
3 Director for the Department of
4 Streets, and Ian Hegarty, Senior
5 Environmental Planner for the City
6 Planning Commission.

7 COUNCILMAN YOUNG: Thank
8 you, Mr. Pullin.

9 Ms. Marconi, can you please
10 proceed with your testimony.

11 MS. MARCONI: Good morning,
12 Chairperson Young and members of
13 the Streets and Services Committee.
14 My name is Noelle Marconi and I'm
15 the Director of Legislative Affairs
16 for the Department of Streets. I'm
17 here today to offer testimony on
18 Bill No. 240668 introduced by
19 Councilmember Squilla.

20 This bill authorizes
21 Anthony and Theresa Criniti, the
22 owners, to install, own and
23 maintain encroachments in the
24 nature of a sidewalk café at
25 Fountain Porter located at 1601

1 South 10th Street, all under
2 certain terms and conditions.
3 A total of 9 tables and 18
4 seats for a sidewalk café will be
5 located along the south sidewalk of
6 Tasker Street and the east sidewalk
7 of South 10th Street, along the
8 property line of 1601 South 10th
9 Street. 6 tables and 12 seats will
10 be located along the curbline of
11 1601 South 10th Street. Two tables
12 and four seats will be located
13 along the property line of 1601
14 South 10th Street. One table and
15 two seats will be located along the
16 property line of 1601 South 10th
17 Street and will encroach a distance
18 of 3 feet, 6 inches towards the
19 west along the east footway of
20 South 10th Street, starting from a
21 point of 23 feet, 9 inches south of
22 Tasker Street south curbline
23 leaving a minimum of 5 feet for
24 clear unobstructed footway.
25 The Department of Streets

1 is not opposed to this proposed
2 sidewalk café as it will maintain
3 the 5 feet of passable sidewalk
4 space as listed in The Philadelphia
5 Code, Section 9-208(6)(B). This
6 concludes my testimony. I'm
7 pleased to answer any questions you
8 may have.

9 COUNCILMAN YOUNG: Thank
10 you, Ms. Marconi.

11 Mr. Hegarty, can you please
12 proceed with your testimony on Bill
13 No. 240668.

14 MR. HEGARTY: Yes. Thank
15 you. Good morning, Chair Young and
16 members of the Committee on Streets
17 and Services. I'm Ian Hegarty,
18 Senior Planner with the
19 Philadelphia City Planning
20 Commission here to testify on Bill
21 No. 240668 introduced by
22 Councilmember Squilla.

23 This bill will allow the
24 installation of a sidewalk café at
25 1601 South 10th Street. A minimum

1 of 5 feet of clear sidewalk space
2 is to remain on Tasker and 10th
3 Streets after installation. The
4 City's Complete Streets Policy
5 recommends a walking zone equal to
6 at least half of the total sidewalk
7 widths. These sidewalks are 12
8 feet wide so the clear and
9 obstructed walking zones should be
10 6 feet.

11 And so, for these proposed
12 encroachments the proposed walking
13 zones are undersized relative to
14 the Complete Streets Policy. The
15 proposal does not meet the Complete
16 Streets Policy. The City Planning
17 Commission is scheduled to hear
18 this bill at its meeting on
19 September 19th. The staff
20 recommendation is not for approval.
21 I'm happy to answer any questions.

22 COUNCILMAN YOUNG: Thank
23 you, Mr. Hegarty.

24 Are there any questions of
25 these witnesses on Bill No. 240668?

1 (No response.)

2 COUNCILMAN YOUNG: Seeing

3 none, Mr. Pullin, please read the

4 title of Bill No. 240611.

5 THE CLERK: Bill No. 240611

6 titled, authorizing the

7 installation, ownership,

8 replacement and maintenance of

9 various encroachments of the

10 vicinity of 615 North Broad Street,

11 Philadelphia, Pennsylvania 19123,

12 under certain terms and conditions.

13 COUNCILMAN YOUNG: Thank

14 you, Mr. Pullin.

15 Could you please call the

16 next witnesses for this bill.

17 THE CLERK: The next

18 witnesses to testify are Noelle

19 Marconi, Legislative Affairs

20 Director for the Department of

21 Streets, and Ian Hegarty, Senior

22 Environmental Planner for the City

23 Planning Commission.

24 COUNCILMAN YOUNG: Thank

25 you.

1 Ms. Marconi, please proceed
2 with your testimony.

3 MS. MARCONI: Good morning,
4 Chairperson Young and members of
5 the Streets and Services Committee.
6 My name is Noelle Marconi and I'm
7 the Director of Legislative Affairs
8 for the Department of Streets. I'm
9 here today to offer testimony on
10 Bill No. 240611 introduced by
11 Chairperson Young.

12 This bill authorizes
13 Congregation Rodeph Shalom, owners,
14 to install, own and maintain and
15 replace certain encroachments in
16 the sidewalk in front of 615 North
17 Broad Street, the encroachments,
18 all under certain terms and
19 conditions.

20 Security bollards will be
21 located on the sidewalk in front of
22 the formal entrance doors at 615
23 North Broad Street. There will be
24 a total of 11 fixed bollards set in
25 a reinforced foundation, placed in

1 a three-sided trapezoidal array in
2 front of the Rodeph Shalom building
3 doors on Broad Street.

4 One side of the array,
5 parallel to Broad Street, will be
6 made up of seven bollards with a
7 centerline of at least 6 feet back
8 from the curb face. The other two
9 sides of the bollard array are
10 along lines at an angle from each
11 of the north and south corners of
12 the building steps and aligning
13 with, respectively, the
14 northernmost and southernmost
15 bollards of the row parallel to
16 Broad Street. Each of the angled
17 sides of the array has two
18 bollards.

19 The Department of Streets
20 is not opposed to this proposed
21 encroachment as it will maintain 60
22 inches, 5 feet, of clear passable
23 space between the bollards which
24 exceeds the requirements of the
25 Americans with Disabilities Act and

1 those of the City of Philadelphia.

2 This concludes my testimony. I'm

3 pleased to answer any questions.

4 COUNCILMAN YOUNG: Thank

5 you, Ms. Marconi.

6 Mr. Hegarty, can you please

7 proceed with your testimony on Bill

8 No. 240611.

9 MR. HEGARTY: Yes. Thank

10 you. Good morning, Chair Young and

11 members of the Committee on Streets

12 and Services. I'm Ian Hegarty,

13 Senior Planner for the Philadelphia

14 City Planning Commission. I'm here

15 to testify on Bill No. 240611 which

16 was introduced by Councilmember

17 Young on June 13th.

18 This bill will allow

19 installation of 11 security

20 bollards at 615 North Broad Street.

21 A minimum of 5 feet of clear

22 sidewalk space between bollards

23 will remain after installation.

24 The City Planning Commission has

25 not considered this bill at its

1 public meeting yet. It is
2 scheduled to be discussed at its
3 meeting on September 19, 2024 and
4 we have no staff recommendation at
5 this time. I'm happy to answer any
6 questions.

7 COUNCILMAN YOUNG: Thank
8 you, Mr. Hegarty. Yes, I have one
9 question. You said there's no
10 staff recommendation at this time?

11 MR. HEGARTY: Correct. And
12 is there -- so when there's no
13 staff recommendation, what is I
14 guess the procedure for advisement
15 by the Planning Commission to City
16 Council? Are we able to pass the
17 legislation without something from
18 the Planning Commission if there's
19 no recommendation?

20 MR. HEGARTY: To answer
21 your last question, I believe that
22 that is the case. If the City
23 Planning Commission does not submit
24 a recommendation within 30 days,
25 then it's presumed to be approved

1 by the City Planning Commission.

2 COUNCILMAN YOUNG: Thank

3 you. Thank you for the clarity.

4 Any questions by the

5 members of the Committee on Bill

6 No. 240611?

7 (No response.)

8 COUNCILMAN YOUNG: Thank

9 you.

10 With that, Mr. Pullin,

11 could you please read the title of

12 the next bill, 240673.

13 THE CLERK: Bill No. 240673

14 titled, amending Section 12-701 of

15 The Philadelphia Code, entitled

16 "Designation of Bicycle Lanes," to

17 add a bicycle lane on South 3rd

18 Street, all under certain terms and

19 conditions.

20 COUNCILMAN YOUNG: Thank

21 you. Mr. Pullin, could you please

22 call the witnesses for Bill No.

23 240673.

24 THE CLERK: The next

25 witnesses to testify are Noelle

1 Marconi, Legislative Affairs
2 Director for the Department of
3 Streets and Lydia Kenselaar,
4 Complete Streets District Manager
5 for the North, Northwest District
6 Team for the Office of
7 Transportation and Infrastructure
8 Systems.

9 (Witnesses approached
10 Witness table.)

11 COUNCILMAN YOUNG:
12 Mr. Pullin, could you please read
13 the correct title for Bill No.
14 240673.

15 THE CLERK: Got it. Bill
16 No. 240673 titled, establishing
17 parking regulations, one-way
18 regulations and the designation of
19 a bicycle lane in the vicinity of
20 Maplewood Avenue from Green Street
21 to Wayne Avenue, all under certain
22 terms and conditions.

23 COUNCILMAN YOUNG: Thank
24 you, Mr. Pullin. Could you please
25 call the witnesses for Bill No.

1 240673.

2 THE CLERK: The witnesses

3 to testify are Noelle Marconi,

4 Legislative Affairs Director for

5 the Department of Streets, and

6 Lydia Kenselaar, Complete Streets

7 District Manager for the North,

8 Northwest District Team for the

9 Office of Transportation

10 Infrastructure Systems.

11 COUNCILMAN YOUNG: Thank

12 you, Ms. Marconi. Could you please

13 proceed with your testimony.

14 MS. MARCONI: Good morning,

15 Chairperson Young and members of

16 the Streets and Services Committee.

17 My name is Noelle Marconi and I'm

18 the Director of Legislative Affairs

19 for the Department of Streets. I'm

20 here today to offer testimony on

21 Bill No. 240673 introduced by

22 Councilmember Bass.

23 This bill establishes a

24 one-way regulation on the 100 block

25 of Maplewood Avenue from Green

1 Street to Wayne Avenue westbound.
2 It also establishes public parking
3 on the north side of Maplewood
4 Avenue from Green Street to Wayne
5 Avenue. A no-stopping any time
6 tow-away zone will also be
7 established on the south side of
8 Maplewood Avenue from Green Street
9 to Wayne Avenue.

10 The Streets Department is
11 also authorized to designate a
12 buffered bicycle lane on the south
13 side of Maplewood Avenue from Green
14 Street to Wayne Avenue traveling
15 westbound. Maplewood neighbors
16 have been advocating to make
17 Maplewood Avenue between Wayne
18 Avenue and Green Street a one-way
19 street with a dedicated bike lane
20 and asphalt speed cushions.

21 A majority of residents on
22 the block have signed a letter of
23 support for this change. The
24 Department of Streets is not
25 opposed to these proposed safety

1 enhancements of Maplewood Avenue.
2 This concludes my testimony and I'm
3 pleased to answer any questions you
4 may have.

5 COUNCILMAN YOUNG: Thank
6 you, Ms. Marconi.

7 Ms. Kenselaar, can you
8 please proceed with your testimony.

9 MS. KENSELAAR: Good
10 morning, Chairperson Young and
11 members of the Streets and Services
12 Committee. Thank you for the
13 opportunity to appear before you
14 today. My name is Lydia Kenselaar.
15 I am the Complete Streets District
16 Manager for the North, Northwest
17 District at the Office of
18 Transportation and Infrastructure
19 Systems, OTIS.

20 I'm here today to offer my
21 testimony on Bill 240673 sponsored
22 by Councilmember Bass. The bill
23 permits the installation of a bike
24 lane along Maplewood Avenue from
25 Wayne Avenue to Green Street in the

1 8th City Council District.
2 Maplewood neighbors have been
3 advocating to make Maplewood Avenue
4 between Wayne Avenue and Green
5 Street a one-way street with a
6 dedicated bike lane and asphalt
7 speed cushions.

8 The majority of residents
9 on the block have signed a letter
10 of support for this change. OTIS
11 supports this improvement to
12 connect the planned future
13 neighborhood bike improvements in
14 Germantown. Thank you for the
15 opportunity to appear today. I'd
16 be happy to answer any questions.

17 COUNCILMAN YOUNG: Thank
18 you so much for your testimony.

19 Are there any questions for
20 these witnesses on Bill No. 240673?

21 (No response.)

22 COUNCILMAN YOUNG: Seeing
23 none, is there any other person
24 wishing to testify on Bill No.
25 240673?

1 (No response.)

2 COUNCILMAN YOUNG: Seeing

3 none, thank you for your testimony.

4 Mr. Pullin, could you

5 please read the title of Bill No.

6 240578.

7 THE CLERK: Bill No. 240578

8 titled, authorizing 5217 Whitby Mt.

9 Mariah, LLC or a subsequent owner

10 to install, own and maintain an

11 encroachment at 5217 to 5219 Whitby

12 Avenue, under certain terms and

13 conditions.

14 COUNCILMAN YOUNG: Thank

15 you, Mr. Pullin.

16 Would you please call the

17 witness to testify on this bill.

18 THE CLERK: The next

19 witness to testify is Noelle

20 Marconi, Legislative Affairs

21 Director for the Department of

22 Streets.

23 COUNCILMAN YOUNG: Thank

24 you, Ms. Marconi. Please proceed

25 with your testimony.

1 MS. MARCONI: Good morning,
2 Chairperson Young and members of
3 the Streets and Services Committee.
4 My name is Noelle Marconi and I'm
5 the Director of Legislative Affairs
6 for the Department of Streets. I'm
7 here today to offer testimony on
8 Bill No. 240578 introduced by
9 Councilmember Gauthier.

10 This bill authorizes 5217
11 Whitby Mt. Mariah, LLC or a
12 subsequent owner, the owner, to
13 install, own and maintain an
14 encroachment at 5217-5219 Whitby
15 Avenue encroachment, all under
16 certain terms and conditions. A
17 building access ramp will be
18 located adjacent to the building
19 line of 5217-5219 Whitby Avenue.

20 The Department of Streets
21 is not opposed to this proposed
22 encroachment as it will maintain 9
23 feet of clear passable sidewalk
24 space. This concludes my
25 testimony. I'm pleased to answer

1 any questions you may have.

2 COUNCILMAN YOUNG: Thank

3 you, Ms. Marconi.

4 Are there any questions for

5 this witness on Bill No. 240578?

6 (No response.)

7 COUNCILMAN YOUNG: Seeing

8 none, thank you, Mr. Pullin. Could

9 you please read the title of Bill

10 No. 240658.

11 THE CLERK: Bill No. 240658

12 titled, authorizing encroachments

13 in the nature of a sidewalk café in

14 the vicinity of 3527-31 Lancaster

15 Avenue, Philadelphia, Pennsylvania

16 19104, under certain terms and

17 conditions.

18 COUNCILMAN YOUNG:

19 Mr. Pullin, could you please call

20 the witnesses for this bill.

21 THE CLERK: The next

22 witness to testify is Noelle

23 Marconi, Legislative Affairs

24 Director for the Department of

25 Streets.

1 COUNCILMAN YOUNG:
2 Ms. Marconi, can you please proceed
3 with your testimony.

4 MS. MARCONI: Good morning,
5 Chairperson Young and members of
6 the Streets and Services Committee.
7 My name is Noelle Marconi and I'm
8 the Director of Legislative Affairs
9 for the Department of Streets. I'm
10 here today to offer testimony on
11 Bill No. 240658 introduced by
12 Councilmember Gauthier.

13 This bill authorizes Mattis
14 Madis Coffee One LLC, the owner, to
15 install, own, and maintain
16 encroachments in the nature of a
17 sidewalk café at Madis Coffee
18 Roasters located at 3527-31
19 Lancaster Avenue, all under certain
20 terms and conditions.

21 A total of 7 tables and 14
22 seats for a sidewalk café will be
23 located along the south sidewalk of
24 Race Street along the property line
25 of 3527-31 Lancaster Avenue. Three

1 tables and six seats will be
2 located adjacent to the building of
3 3527-31 Lancaster Avenue, and
4 another four tables and eight seats
5 will be located adjacent to the
6 building of 3527-31 Lancaster
7 Avenue.

8 The Department of Streets
9 is not opposed to this proposed
10 sidewalk café as it will maintain 8
11 feet of unobstructed footway. This
12 concludes my testimony. I'm
13 pleased to answer any questions you
14 may have.

15 COUNCILMAN YOUNG: Thank
16 you, Ms. Marconi.

17 I see, Mr. Hegarty, you
18 have testimony on this bill as
19 well?

20 MR. HEGARTY: I do. Yes,
21 Chair. Thank you.

22 COUNCILMAN YOUNG: Thank
23 you. Can you proceed with your
24 testimony.

25 MR. HEGARTY: I will.

1 Thank you, Chair. Good morning,
2 Chair Young and members of the
3 Committee on Streets and Services.
4 I'm Ian Hegarty, Senior Planner
5 with the Philadelphia City Planning
6 Commission. I'm here to testify on
7 Bill No. 240658 introduced by
8 Councilmember Gauthier on September
9 5th.

10 This bill will allow
11 installation of a sidewalk café at
12 3527-31 Lancaster Avenue. A
13 minimum of 8 feet of clear sidewalk
14 space is to remain on Race Street
15 after the installation. And so,
16 this proposed encroachment meets
17 the Complete Street's Policy.

18 The City Planning
19 Commission is scheduled to hear
20 this bill at its meeting this
21 Thursday, September 19th with a
22 staff recommendation for approval.
23 I'm happy to answer any questions
24 at this time.

25 COUNCILMAN YOUNG: Thank

1 you.

2 Are there any questions of
3 these witnesses on Bill No. 240658?

4 (No response.)

5 COUNCILMAN YOUNG: Seeing
6 none, is there anyone here wishing
7 to testify on Bill No. 240658?

8 (No response.)

9 COUNCILMAN YOUNG: Seeing
10 none, Mr. Pullin, could you please
11 read the title of Bill No. 240667.

12 THE CLERK: Bill No. 240667
13 titled, amending Chapter 12-2700 of
14 The Philadelphia Code, entitled
15 "Permit Parking Districts," by
16 amending the boundaries for certain
17 permit parking districts, all under
18 certain terms and conditions.

19 COUNCILMAN YOUNG: Thank
20 you, Mr. Pullin. Could you please
21 call the witnesses for this bill.

22 THE CLERK: The next
23 witness to testify is Noelle
24 Marconi, Legislative Affairs
25 Director for the Department of

1 Streets.

2 COUNCILMAN YOUNG: Thank
3 you, Ms. Marconi. Please proceed
4 with your testimony.

5 MS. MARCONI: Good morning,
6 Chairperson Young and members of
7 the Streets and Services Committee.
8 My name is Noelle Marconi and I'm
9 the Director of Legislative Affairs
10 for the Department of Streets. I'm
11 here today to offer testimony on
12 Bill No. 240667 introduced by
13 Councilmember O'Neill.

14 This bill establishes a new
15 permit parking district in Fox
16 Chase. The new permit district
17 will be District 40 which
18 encompasses the area bounded by
19 both sides of Elberon Avenue and
20 Rhawn Street to Solly Avenue. The
21 Streets Department has no
22 objections to this proposed bill.
23 The Parking Authority will be in
24 charge with enforcing this bill.
25 This concludes my testimony. I'm

1 pleased to answer any questions you

2 may have.

3 COUNCILMAN YOUNG: Thank

4 you, Ms. Marconi.

5 Are there any questions of

6 this witness on Bill No. 240667?

7 (No response.)

8 COUNCILMAN YOUNG: Seeing

9 none, Mr. Pullin, please read the

10 title of Bill No. 240669.

11 THE CLERK: Bill No. 240669

12 titled, authorizing encroachments

13 in the nature of a marquee canopy

14 in the vicinity of 2654 South Alder

15 Street, Philadelphia, Pennsylvania

16 19148, under certain terms and

17 conditions.

18 COUNCILMAN YOUNG: Thank

19 you, Mr. Pullin. Please call the

20 witness to testify on this bill.

21 THE CLERK: The next

22 witness to testify is Noelle

23 Marconi, Legislative Affairs

24 Director for the Department of

25 Streets.

1 COUNCILMAN YOUNG: Thank
2 you, Ms. Marconi. Please proceed
3 with your testimony.

4 MS. MARCONI: Good morning,
5 Chairperson Young and members of
6 the Streets and Services Committee.
7 My name is Noelle Marconi and I'm
8 the Director of Legislative Affairs
9 for the Department of Streets. I'm
10 here today to offer testimony on
11 Bill No. 240669 introduced by
12 Councilmember Squilla.

13 This bill authorizes Joyce
14 Wagner and Joyce Carroll, the
15 owners, to install, own and
16 maintain an encroachment in the
17 nature of a marquee canopy at
18 Tankie's Tavern located at 2654
19 Alder Street, all under certain
20 terms and conditions. A marquee
21 canopy made of permanent
22 construction and supported from the
23 ground will be located along the
24 property of 60 -- excuse me, 2654
25 South Alder Street.

1 The Department of Streets
2 is not opposed to this proposed
3 encroachment as it will maintain 9
4 feet of clear unobstructed footway.

5 This concludes my testimony. I'm
6 pleased to answer any questions you
7 may have.

8 COUNCILMAN YOUNG: Thank
9 you, Ms. Marconi.

10 Are there any questions of
11 this witness on Bill No. 240669?

12 (No response.)

13 COUNCILMAN YOUNG: Seeing
14 none, thank you, Ms. Marconi.

15 Mr. Pullin, could you
16 please read the title of Bill No.
17 240670.

18 THE CLERK: Bill No. 240670
19 titled, amending Section 12-701 of
20 The Philadelphia Code, entitled
21 "Designation of Bicycle Lanes," to
22 add a bicycle lane on South 3rd
23 Street, all under certain terms and
24 conditions.

25 COUNCILMAN YOUNG: Thank

1 you, Mr. Pullin.

2 Could you please call the
3 next witnesses to testify on this
4 bill.

5 THE CLERK: The next
6 witness to testify is Anna Kelly,
7 Senior Policy Advisor for Electric
8 Vehicles and Parking for the Office
9 of Transportation and
10 Infrastructure Systems.

11 (Witness approached Witness
12 table.)

13 COUNCILMAN YOUNG: Good
14 morning, Ms. Kelly. Please proceed
15 with your testimony.

16 MS. KELLY: Thank you.
17 Good morning, Chairperson Young and
18 members of the Streets and Services
19 Committee. Thank you for the
20 opportunity to appear before you
21 today. My name is Anna Kelly,
22 Senior Policy Adviser of EV and
23 Parking at the Office of
24 Transportation and Infrastructure
25 Systems, OTIS. I'm here today to

1 offer testimony on Bill 240670,
2 sponsored by Councilmember Squilla.

3 This bill permits the
4 removal of a vehicle travel lane
5 and installation of a bike lane
6 along South 3rd street from South
7 Street to Market Street in the 1st
8 City Council District. OTIS will
9 work closely with Councilmember
10 Squilla's office to plan the
11 analysis and community engagement
12 needed to implement a successful
13 project. We are confident that our
14 offices can work together to
15 install a bikeway that provides a
16 safe, sustainable, healthy
17 transportation option for people of
18 all ages and abilities.

19 We are respectfully
20 requesting that proposed amendments
21 that we have worked collaboratively
22 on with the sponsor will be adopted
23 today. Thank you for the
24 opportunity to appear before you
25 today. I'd be happy to answer any

1 questions you may have at this
2 time.

3 COUNCILMAN YOUNG: Thank
4 you, Ms. Kelly.

5 Are there any questions for
6 this witness?

7 Chair recognizes
8 Councilmember Squilla.

9 COUNCILMAN SQUILLA: Anna,
10 thank you. Thank you for your work
11 and the office's work on this. We
12 will be introducing the amendment
13 that OTIS had worked on and that'll
14 be passed out with the amendment.
15 So thank you for your help.

16 MS. KELLY: Fantastic.

17 COUNCILMAN YOUNG: Thank
18 you, Vice-Chair Squilla.

19 Are there any other
20 questions of this witness on Bill
21 No. 240670?

22 THE CLERK: We have a Job
23 Itzkowitz, Executive Director for
24 Old City District.

25 (Witness approached Witness

1 table.)

2 COUNCILMAN YOUNG: Thank
3 you. Please state your name for
4 the record and proceed with your
5 testimony.

6 MR. ITZKOWITZ: Good
7 morning, Chair Young, members of
8 the Committee. My name is Job
9 Itzkowitz. I'm the Executive
10 Director of the Old City District
11 here to testify in support of
12 240670 with the supported
13 amendments.

14 Thank you, Councilmember
15 Squilla, for introducing this bill.
16 The Old City District worked on a
17 vision plan 10 years ago called
18 Vision 2026, where we discovered
19 that Old City stakeholders want
20 more people in Old City and fewer
21 cars. So we've been working on
22 ways to get people to commute to
23 Old City in other modes.

24 In 2017 with Councilmember
25 Squilla's support, we conducted a

1 Market Street Transformation Study.
2 That project is about to kick off.
3 It adds two parking-protected bike
4 lanes to Market Street and that
5 construction is slated to start in
6 the next few weeks.

7 So with that, those
8 amendments are really helpful
9 because we're going to need some
10 space for loading zones to move
11 onto 3rd Street. But after that,
12 we really are excited about the
13 opportunity to have that northbound
14 lane and hopefully we can work
15 together in the future to figure
16 out a southbound lane as well.

17 That concludes my testimony. I'm
18 happy to answer any questions.

19 COUNCILMAN YOUNG: Thank
20 you.

21 Are there any questions of
22 this witness on Bill No. 240670?

23 Chair recognizes
24 Councilmember Squilla.

25 COUNCILMAN SQUILLA: Thank

1 you, Job, for testifying. It's
2 exciting to hear about the Market
3 Street plan and it really is
4 starting.

5 MR. ITZKOWITZ: I mean,
6 I'll defer to OTIS. That's what
7 we're bracing for, yeah.

8 COUNCILMAN SQUILLA: Okay.
9 No, that's great. I know we've
10 been waiting a long time for that.
11 That'll be a major transformation
12 with a little bit of disruption in
13 the meantime until it gets going
14 but looking forward to that
15 project. So thank you both.

16 MR. ITZKOWITZ: The goal is
17 to have it complete for 2026.

18 COUNCILMAN YOUNG: Thank
19 you.

20 Are there any other
21 questions of these witnesses?

22 (No response.)

23 COUNCILMAN YOUNG: Seeing
24 none, are there any other witnesses
25 for Bill No. 240670?

1 Thank you, sir. Please
2 come forward, state your name for
3 the record and begin with your
4 testimony.

5 (Witness approached Witness
6 table.)

7 MR. SCHEFFLER: Hi. My
8 name is Brion Scheffler. I live in
9 South Philly. I'm here for both
10 bike safety ordinances. As the
11 Mayor recently said, she wants the
12 city to not only be greener and
13 safer, but she wants that to be
14 accessible to everybody in the
15 city. So to see it expand,
16 includes more people in this
17 beautiful city, I'd love to see
18 that.

19 I frequently bicycle. When
20 I'm not in bike lanes, things get
21 even more dire for myself and
22 everybody else. I've had people
23 gun their engines directly behind
24 me to the degree where I'm almost
25 getting bumped and I know friends

1 who have had that happen, people
2 that speed, people have been
3 knocked off their bikes by angry
4 motorists.

5 To feel the heat of a car
6 that's two or three times surging
7 behind you and then have a water
8 bottle hit you from the same driver
9 is not a great feeling. It's
10 something that the police
11 definitely don't care about and
12 it's something no one should have
13 to deal with. But we should keep
14 in mind that a bike lane is Step 1
15 on making the city safer, greener
16 and more accessible to everybody.

17 We need concrete bike lanes
18 to make them truly safe. But Step
19 1 is at least a degree of progress.
20 We're decades behind in this so I
21 encourage everybody to please
22 consider that and let's go with it.
23 Thank you.

24 COUNCILMAN YOUNG: Thank
25 you for your testimony,

1 Mr. Scheffler.

2 Are there any questions of

3 this witness?

4 (No response.)

5 COUNCILMAN YOUNG: Seeing

6 none, thank you.

7 Okay. I note for the

8 record that a quorum of the

9 Committee is present.

10 The Chair recognizes

11 Councilmember Squilla for a motion

12 on the amendment to Bill No. 240670

13 to -- sorry. The Committee will

14 now enter a public meeting.

15 The Chair recognizes --

16 excuse me. Mr. Pullin, will you

17 please call attendance.

18 THE CLERK: Yes.

19 Councilmember Ahmad.

20 COUNCILWOMAN AHMAD: Sorry.

21 What --

22 COUNCILMAN YOUNG: Calling

23 the attendance.

24 COUNCILWOMAN AHMAD:

25 Present.

1 THE CLERK: Councilmember

2 Bass.

3 (No response.)

4 THE CLERK: Councilmember

5 Brooks.

6 COUNCILWOMAN BROOKS:

7 Present.

8 THE CLERK: Councilmember

9 Harrity.

10 COUNCILMAN HARRITY: Here.

11 THE CLERK: Vice-Chair

12 Squilla.

13 COUNCILMAN SQUILLA:

14 Present.

15 THE CLERK: Chair Young.

16 COUNCILMAN YOUNG: Present.

17 The Chair recognizes that a quorum

18 of the Committee is present.

19 And now the Chair

20 recognizes Councilmember Squilla

21 for a motion on amendment to Bill

22 No. 240670.

23 COUNCILMAN SQUILLA: Thank

24 you, Mr. Chair.

25 I offer an amendment to

1 Bill No. 240670. A copy of that
2 amendment has been circulated to
3 all members of the Committee. I
4 move that the amendment to Bill No.
5 240670 be adopted.

6 (Duly seconded.)

7 COUNCILMAN YOUNG: Thank
8 you. It has been moved and
9 properly seconded that the
10 amendment to Bill No. 240670 be
11 adopted.

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

14 (Aye.)

15 COUNCILMAN YOUNG: All
16 those opposed?

17 (No response.)

18 COUNCILMAN YOUNG: The ayes
19 have it. The amendment carries.
20 And the amendment to Bill No.
21 240670 has been adopted.

22 The Chair recognizes
23 Councilmember Squilla for a motion
24 on Bill Nos. 240578, 240654,
25 240658, 240659, 240667, 240668,

1 240669, 240670 as amended, 240673
2 and 240611.

3 COUNCILMAN SQUILLA: Thank
4 you, Mr. Chair.

5 I move that all bills just
6 entered into the record be reported
7 from this Committee with a
8 favorable recommendation and
9 further move that the rules of
10 Council be suspended to permit the
11 first reading of this bill at the
12 next session of Council.

13 (Duly seconded.)

14 COUNCILMAN YOUNG: Thank
15 you. It has been moved and
16 properly seconded that all bills
17 entered into the record be reported
18 from this Committee with a
19 favorable recommendation and
20 further move that the rules of
21 Council be suspended to permit
22 first reading of this bill at the
23 next session of Council.
24 All those in favor of the
25 motion will signify by saying aye.

1 (Aye.)

2 COUNCILMAN YOUNG: All

3 opposed?

4 (No response.)

5 COUNCILMAN YOUNG: The ayes

6 have it. The motion carries. Bill

7 Nos. 240578, 240654, 240658,

8 240659, 240667, 240668, 240669,

9 240670 as amended, 240673 and

10 240611 will be reported from this

11 Committee with a favorable

12 recommendation with a request that

13 the rules of Council be suspended

14 to permit the first reading at the

15 next session of Council.

16 This concludes the business

17 before the Committee on Streets and

18 Services. Thank you so much for

19 your attendance and you all have a

20 good day.

21 (Committee on Streets and

22 Services concluded at 11:00 a.m.)

23

24

25

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

2 I, hereby certify that the proceedings
3 and evidence noted are contained fully and
4 accurately in the stenographic notes taken by
5 me in the foregoing matter, and that this is a
6 correct transcript of the same.
7

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12 _____
 TANEHA CARROLL
 Court Reporter - Notary Public

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18 (The foregoing certification of this
19 transcript does not apply to any reproduction
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21 direct control and/or supervision of the
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City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

BILL NO. 240304

Introduced April 18, 2024

Councilmembers Young, Squilla and Harrity

**Referred to the
Committee on Licenses and Inspections**

AN ORDINANCE

Amending Subcode "A" (The Philadelphia Administrative Code) of Title 4 of The Philadelphia Code (The Building, Construction and Occupancy Code), to require proof of certain insurance certificates; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Subcode A of Title 4 of The Philadelphia Code is hereby amended to read as follows:

SUBCODE A. THE PHILADELPHIA ADMINISTRATIVE CODE

* * *

SECTION A-302. PERMITS

* * *

§ A-302.8.1 Insurance certificates: No permit for new construction or demolition shall be issued to any applicant unless such applicant, developer and/or contractor has agreed in writing to obtain and maintain in full force and effect, at the applicant's own expense, an insurance policy also naming the abutting property owner(s) as an additional insured and submits such certificate of insurance to the Department. The policy shall afford comprehensive general liability insurance in a minimum amount of five hundred thousand dollars (\$500,000) including products and completed operations coverage and contractual liability insurance covering any indemnification and hold harmless obligations.

The holder of any permit authorizing any construction activity shall maintain a true copy of the developer or contractor's certificate of insurance on the site of the operations open to

City of Philadelphia

BILL NO. 240304 continued

public inspection upon request during the entire time that the construction permit or notice of permits issued by the Department is to be posted[.] *and shall supply a copy of the certificate of insurance to the abutting property owner(s). The applicant, developer and/or contractor shall notify the abutting property owner(s) in writing upon the expiration of coverage for any reason within ten (10) days.*

* * *

SECTION 2. This Ordinance shall become effective January 1, 2025.

Explanation:

[Brackets] indicate matter deleted.
Italics indicate new matter added.



City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

BILL NO. 240471

Introduced May 16, 2024

Councilmembers Jones, Landau and Harrity

**Referred to the
Committee on Licenses and Inspections**

AN ORDINANCE

Amending Title 4 of the Philadelphia Code ("The Philadelphia Building Construction and Occupancy Code"), by revising Subcode PM ("The Philadelphia Property Maintenance Code") to clarify provisions related to the Necessary Urgent Repair Program and make technical changes, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 4 of the Philadelphia Code is hereby amended to read as follows:

TITLE 4. THE PHILADELPHIA BUILDING CONSTRUCTION AND OCCUPANCY CODE

* * *

SUBCODE "PM" (THE PHILADELPHIA PROPERTY MAINTENANCE CODE)

* * *

CHAPTER 9 ADDITIONAL SPECIAL REQUIREMENTS

* * *

SECTION PM-906. NECESSARY URGENT REPAIR PROGRAM.

City of Philadelphia

BILL NO. 240471 continued

(1) Definitions. For purposes of this Section, the following terms shall have the following meanings:

["Department." The Department of Licenses and Inspections.]

"Qualifying Multi-Family Building." A residential building that has a Household Living Use pursuant to Section 14-601(2)(a)(.3) of the Philadelphia Zoning Code and, in which, a public nuisance is present.

"Qualifying Vacant Single-Family Building." A residential building that has been unoccupied for one year or more, has a Household Living Use pursuant to Section 14-601(2)(a)(.1) of the Philadelphia Zoning Code and, in which, the presence of a public nuisance is significantly impacting a neighboring property.

* * *

(3) The Department of *Licenses and Inspections* may, by regulation, designate additional significant violations of the Philadelphia Property Maintenance Code that shall be considered public nuisances and have the same effect as significant violations listed in Section PM-906(2) of this Code.

* * *

(5) Failure to repair any such public nuisance within one (1) month of provision of reasonable notice of the existence of the public nuisance, including a summary of the repairs to be completed, shall authorize the Department of *Licenses and Inspections* or the Department of *Planning and Development* to cause the public nuisance to be repaired.

(a) If, at the time of the notice, the owner or authorized agent of the Qualifying Multi-Family Building or Qualifying Vacant Single-Family Building is engaged in a good-faith effort to repair the public nuisance at least as soon as it could be corrected by the Department of *Licenses and Inspections* or the Department of *Planning and Development* the Department or Departments shall not commence any repairs unless and until the owner or authorized agent interrupts or ceases the repairs or the Department or Departments determines that emergency repairs or temporary safeguards are required.

(6) The owner shall be responsible for, and shall be billed for, all expenses incurred by the Department or Departments pursuant this Section PM-906, which, after a period of non-payment of thirty (30) days, shall be filed as a lien against the property.

SECTION 2. This Ordinance shall take effect immediately.

Explanation:

City of Philadelphia

BILL NO. 240471 continued

[Brackets] indicate matter deleted.
Italics indicate matter added.

City of Philadelphia

BILL NO. 240471 continued



City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

BILL NO. 240674

Introduced September 5, 2024

Councilmember Ahmad

**Referred to the
Committee on Licenses and Inspections**

AN ORDINANCE

Rescinding Bill No. 240500 and amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions", by adding a new Chapter creating requirements related to the operation and maintenance of electric vehicle charging stations installed at certain commercial and residential parcels, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1: Bill No. 240500 approved by City Council on June 13, 2024, is hereby rescinded.

SECTION 2: Title 9 of the Philadelphia Code is hereby amended to read as follows:

TITLE 9. REGULATION OF BUSINESSES, TRADES AND PROFESSIONS

* * *

CHAPTER 9-6300. OPERATION AND MAINTENANCE OF ELECTRIC VEHICLE CHARGING STATIONS

§ 9-6301. Definitions.

In this Chapter, the following definitions apply:

(1) *Electric Vehicle.* A vehicle for on-road use primarily powered by an electric motor that draws current from an onboard battery charged through a building electrical service, electrical vehicle supply equipment, or another source of electric current.

(2) *Electric Vehicle Supply Equipment.* The apparatus installed specifically to transfer energy between the premises wiring and an Electric Vehicle.

City of Philadelphia

BILL NO. 240674 continued

(3) *Non-operational.* The state of an electric vehicle charging station failing to dispense electricity when properly connected to an electric vehicle, regardless of the cause for the failure.

(4) *Significant Upgrades.* Modifications to parking infrastructure that change its basic structure, integrity, functional use, or operation, including the addition of parking spaces.

§ 9-6302. Electric Supply Equipment.

The following provisions shall apply only to the installation of Electric Vehicle Supply Equipment at a property in the City of Philadelphia with ten or more parking spaces that is built or has Significant Upgrades after the effective date of this ordinance:

(1) The Department of Licenses and Inspections is authorized to promulgate regulations governing the installation and maintenance of Electric Vehicle Supply Equipment, designed to ensure that all such Electric Vehicle Supply Equipment will be:

(a) *structurally safe;*

(b) *consistent with public safety;*

(c) *in conformity with the general requirements of the Zoning Code, Housing Code, Building Code, Streets Department, Electrical Code and Fire Code; and*

(d) *properly installed and maintained and fully operational.*

(2) *Permits.* No contractor may install any Electric Vehicle Supply Equipment within the City of Philadelphia unless that contractor obtains a permit from the Department of Licenses and Inspections for such a period of time as the Department may deem necessary and reasonable.

(3) Duties and Obligations

(a) *A permittee shall, maintain and perform all necessary repairs to Electric Vehicle Supply Equipment to ensure its safe and continuous operation, ensuring that no component of the Electric Vehicle charger or Electric Vehicle Supply Equipment becomes non-operational.*

(b) *A permittee shall repair all damage resulting from the installation or following the installation of any Electric Vehicle Supply Equipment, including damage to the base course and all other existing appurtenances.*

(c) *A permittee shall be responsible for mitigating all vandalism to Electric Vehicle Supply Equipment.*

City of Philadelphia

BILL NO. 240674 continued

(d) All installation, maintenance, and upgrades to Electric Vehicle Supply Equipment requiring electrical work shall be conducted by an electrician possessing the Electric Vehicle Infrastructure Training Program certification or equivalent certification approved by the Department.

(4) Enforcement.

(a) If upon inspection, the Department of Licenses and Inspections determines the Electric Vehicle Supply Equipment is non-operational, it shall be punishable by a fine of \$300.

(b) Fines and Penalties. A violation of any of the provisions of this Chapter shall be designated as a "Class I" offense. The Department of Licenses and Inspections is authorized to issue a penalty for each such offense, as set forth in Section 1-109. Each day the violation continues shall constitute a separate offense.

* * *

SECTION 3. This Ordinance shall take effect on April 1, 2025, except for Section 1, which shall take effect immediately.

Explanation:

Italics indicate matter added.

City of Philadelphia

BILL NO. 240674 continued

**Testimony of Noelle Marconi
Department of Streets
Bill Number 240611**

**Streets & Services Committee
September 17, 2024**

Good morning, Chairperson Young and members of the Streets and Services Committee. My name is Noelle Marconi, and I am the Director of Legislative Affairs for the Department of Streets. I am here to offer testimony on Bill Number 240611 introduced by Chairperson Young.

This bill authorizes Congregation Rodeph Shalom ("Owners"), to install, own, and maintain, and replace certain encroachments in the sidewalk in front of 615 N. Broad Street (the "Encroachments") all under certain terms and conditions.

Security bollards will be located on the sidewalk in front of the formal entrance doors at 615 N. Broad Street.

There will be a total of eleven (11) fixed bollards set in a reinforced foundation, placed in a three-sided trapezoidal array in front of the Rodeph Shalom building doors on Broad Street. One side of the array, parallel to Broad Street, will be made up of seven (7) bollards, with a centerline of at least six feet (6') back from the curb face. The other two sides of the bollard array are along lines at an angle, from each of the north and south corners of the building steps and aligning with, respectively, the northern-most and southern-most bollards of the row parallel to Broad Street. Each of the angled sides of the array has two bollards.

The Department of Streets is not opposed to this proposed encroachment as it will maintain 60 inches (5'-0") of clear space between the bollards which exceeds requirements of the Americans with Disabilities Act (ADA) and those of the City of Philadelphia.

This concludes my testimony. I am pleased to answer any questions you may have. Thank you.

TESTIMONY OF
SARAH CHIU
PHILADELPHIA CITY PLANNING COMMISSION

BEFORE THE CITY COUNCIL
COMMITTEE ON STREETS AND SERVICES
BILL NUMBER 240611

September 17, 2024

Good morning, Chair member Young and members of the Committee on Streets and Services. I am Sarah Chiu, city planner manager with the Philadelphia City Planning Commission. I am here to testify on Bill Number 240611, which was introduced by Councilmember Young on June 13, 2024.

This Bill will allow the installation of eleven security bollards at 615 N. Broad Street. A minimum of five feet (5'-0") of clear sidewalk space between bollards will remain after installation.

The City Planning Commission has not considered this bill at its public meeting yet, however, it is scheduled to be discussed at its meeting on September 19, 2024.

I will be happy to answer any questions at this time.

**Testimony of Noelle Marconi
Department of Streets
Bill Number 240668**

**Streets & Services Committee
September 17, 2024**

Good morning, Chairperson Young and members of the Streets and Services Committee. My name is Noelle Marconi, and I am the Director of Legislative Affairs for the Department of Streets. I am here to offer testimony on Bill Number 240668 introduced by Councilmember Squilla.

This bill authorizes Anthony and Theresa Criniti (the "Owners"), to install, own, and maintain encroachments in the nature of a sidewalk cafe at Fountain Porter located at 1601 South 10th Street, all under certain terms and conditions.

A total of nine (9) tables and eighteen (18) seats for a sidewalk café will be located along the south sidewalk of Tasker Street and the east sidewalk of South 10th Street along the property of 1601 South 10th Street.

Six (6) tables and twelve (12) seats will be located along the curblane of 1601 South 10th Street; two (2) tables and four (4) seats will be located along the property line of 1601 South 10th Street.

One (1) table and two (2) seats will be located along the property line of 1601 South 10th Street and will encroach a distance of three feet, six inches (3', 6") towards the west along the east footway of South 10th Street starting from a point about twenty-three feet, nine inches (23'-9") south of the Tasker St. south curblane leaving a minimum five feet (5') for clear unobstructed footway.

The Department of Streets is not opposed to this proposed sidewalk cafe as it will maintain five feet (5') of passable sidewalk space as listed in the Philadelphia Code (Section 9-208(6)(B)).

This concludes my testimony. I am pleased to answer any questions you may have. Thank you.

TESTIMONY OF
SARAH CHIU
PHILADELPHIA CITY PLANNING COMMISSION

BEFORE THE CITY COUNCIL
COMMITTEE ON STREETS AND SERVICES
BILL NUMBER 240668

September 17, 2024

Good morning, Chair member Young and members of the Committee on Streets and Services. I am Sarah Chiu, city planner manager with the Philadelphia City Planning Commission. I am here to testify on Bill Number 240668 introduced by Councilmember Squilla on September 5, 2024.

This Bill will allow the installation of a sidewalk cafe at the 1601 South 10th Street property. A minimum of five feet (5'-0") of clear sidewalk space will remain on Tasker and 10th Streets after installation. The city's Complete Streets policy recommends a walking zone should be equal to, at least, half of the total sidewalk width. These sidewalks are twelve feet; as such the clear and unobstructed walking zones should be six feet. For these proposed encroachments, the proposed walking zones are undersized which can lead to pinch points and conflict. This proposal does not meet the Complete Streets Policy.

The City Planning Commission is scheduled to hear this bill at its meeting on September 19, 2024, with a staff recommendation not for approval.

I will be happy to answer any questions at this time.

**Testimony of
Lydia Kenselaar
Complete Streets District Manager for the North/Northwest District Team
Office of Transportation and Infrastructure Systems
Streets and Services Committee
September 17, 2024
Bill No. 240673**

Good Morning, Chairperson Young and Members of the Streets and Services Committee, thank you for the opportunity to appear before you today. My name is Lydia Kenselaar. I am the Complete Streets District Manager for the North/Northwest District at the Office of Transportation and Infrastructure Systems (OTIS). I am here today to offer testimony on Bill 240673 sponsored by Councilmember Bass.

This Bill permits the installation of a bike lane along Maplewood Avenue from Wayne Ave to Greene Street in the 8th City Council District.

Maplewood Neighbors have been advocating to make Maplewood Avenue (between Wayne Ave and Green St) a one-way street with a dedicated bike lane and add asphalt speed cushions.

A majority of residents on the block have signed a letter of support for this change. OTIS supports this improvement to connect to planned future neighborhood bikeway improvements in Germantown.

Thank you for the opportunity to appear before you today. I would be happy to answer any questions you may have at this time.

**Testimony of Noelle Marconi
Department of Streets
Bill Number 240673**

**Streets & Services Committee
September 17, 2024**

Good morning, Chairperson Young and members of the Streets and Services Committee. My name is Noelle Marconi, and I am the Director of Legislative Affairs for the Department of Streets. I am here to offer testimony on Bill Number 240673 introduced by Councilmember Bass.

This bill establishes a one-way regulation on the 100 block of Maplewood Avenue, from Greene Street to Wayne Avenue, Westbound. It also establishes public parking on the north side of Maplewood Avenue from Greene Street to Wayne Avenue. A no stopping anytime, tow away zone will also be established on the south side of Maplewood Avenue from Green Street to Wayne Avenue.

The Streets department is also authorized to designate a buffered bicycle lane on the south side of Maplewood Avenue from Green Street to Wayne Avenue, traveling westbound.

Maplewood Neighbors have been advocating to make Maplewood Avenue (between Wayne Ave and Green St) a one-way street with a dedicated bike lane and add asphalt speed cushions. A majority of residents on the block have signed a letter of support for this change.

The Streets Department is not opposed these proposed safety enhancements of Maplewood Avenue. This concludes my testimony. I am pleased to answer any questions you may have. Thank you.

TESTIMONY OF
SARAH CHIU
PHILADELPHIA CITY PLANNING COMMISSION

BEFORE THE CITY COUNCIL
COMMITTEE ON STREETS AND SERVICES
BILL NUMBER 240659

September 17, 2024

Good morning, Chair member Young and members of the Committee on Streets and Services. I am Sarah Chiu, city planner manager with the Philadelphia City Planning Commission. I am here to testify on Bill Number 240659 introduced by Councilmember Gauthier on September 5, 2024.

This Bill will allow the installation of a sidewalk cafe at the 3200 Chestnut Street property. A minimum of nine feet (9'-0") of clear sidewalk space will remain on Chestnut Street after installation. This proposed encroachment meets the Complete Streets Policy.

The City Planning Commission is scheduled to hear this bill at its meeting on September 19, 2024, with a staff recommendation for approval.

I will be happy to answer any questions at this time.

**Testimony of Noelle Marconi
Department of Streets
Bill Number 240659**

**Streets & Services Committee
September 17, 2024**

Good morning, Chairperson Young and members of the Streets and Services Committee. My name is Noelle Marconi, and I am the Director of Legislative Affairs for the Department of Streets. I am here to offer testimony on Bill Number 240659 introduced by Councilmember Gauthier.

This bill authorizes Drexel University (the "Owner") to install, own, and maintain encroachments in the nature of a sidewalk cafe at La Scala Fire located at 3200 Chestnut Street all under certain terms and conditions.

A total of ten (10) tables, forty (40) seats and four (4) planters for a sidewalk café will be located along the property line of 3200 Chestnut Street.

The Department of Streets is not opposed to this proposed sidewalk cafe as it will maintain nine feet (9'-0") unobstructed footway.

This concludes my testimony. I am pleased to answer any questions you may have. Thank you.

TESTIMONY OF
SARAH CHIU
PHILADELPHIA CITY PLANNING COMMISSION

BEFORE THE CITY COUNCIL
COMMITTEE ON STREETS AND SERVICES
BILL NUMBER 240654

September 17, 2024

Good morning, Chair member Young and members of the Committee on Streets and Services. I am Sarah Chiu, city planner manager with the Philadelphia City Planning Commission. I am here to testify on Bill Number 240654 introduced by Councilmember Phillips on September 5, 2024.

This Bill will allow the installation of a sidewalk cafe at 1320 Cottman Avenue property. A minimum of five feet (5'-0") of clear sidewalk space will remain on Dungan Street after installation. This proposed encroachment meets the Complete Streets Policy.

The City Planning Commission is scheduled to hear this bill at its meeting on September 19, 2024, with a staff recommendation for approval.

I will be happy to answer any questions at this time.

**Testimony of Noelle Marconi
Department of Streets
Bill Number 240654**

**Streets & Services Committee
September 17, 2024**

Good morning, Chairperson Young and members of the Streets and Services Committee. My name is Noelle Marconi, and I am the Director of Legislative Affairs for the Department of Streets. I am here to offer testimony on Bill Number 240654 introduced by Councilmember Phillips.

This bill authorizes Dungan-Cottman LLC (the "Owner"), to install, own, and maintain encroachments in the nature of a sidewalk cafe at Smegy's Pub Too located at 1320 Cottman Avenue, all under certain terms and conditions.

A total of three (3) tables and twelve (12) seats for a sidewalk café will be located along the property line of 1320 Cottman Avenue.

The Department of Streets is not opposed to this proposed sidewalk cafe as it will maintain five feet (5'-0") of passable sidewalk space as listed in the Philadelphia Code (Section 9-208(6)(B)).

This concludes my testimony. I am pleased to answer any questions you may have. Thank you.

**Testimony of
Anna Kelly
Senior Policy Advisor, EV and Parking
Office of Transportation and Infrastructure Systems
Streets and Services Committee
September 17, 2024
Bill No. 240670**

Good Morning, Chairperson Young and Members of the Streets and Services Committee, thank you for the opportunity to appear before you today. My name is Anna Kelly, Senior Policy Advisor of EV and Parking at the Office of Transportation and Infrastructure Systems (OTIS). I am here today to offer testimony on Bill 240670, sponsored by Councilmember Squilla.

This Bill permits the removal of a vehicle travel lane and installation of a bike lane along South 3rd Street from South Street to Market Street in the 1st City Council District. OTIS will work closely with Councilmember Squilla's office to plan the analysis and community engagement needed to implement a successful project. We are confident that our offices can work together to install a bikeway that provides a safe, sustainable, healthy transportation option for people of all ages and abilities.

We are respectfully requesting that proposed amendments that we have worked collaboratively on with the sponsor will be adopted, today.

Thank you for the opportunity to appear before you today. I would be happy to answer any questions you may have at this time.

Proposed Amendments to Bill No. 240670

Matter deleted by amendment is in ~~Strikethrough~~
Matter added by amendment is in **Bold**

AN ORDINANCE

Amending Section 12-701 of The Philadelphia Code, entitled "Designation of Bicycle Lanes," to add a bicycle lane on South 3rd street; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 12-701 of The Philadelphia Code is amended to read as follows:

§ 12-701. Designation of Bicycle Lanes.

* * *

(2) The Department is authorized to designate a bicycle lane upon the following streets and regulate the operation and use of vehicles and bicycles upon such streets in a manner consistent with Pennsylvania Department of Transportation (PennDOT) regulations:

* * *

(jj) South 3rd street from South street to Market street: a ~~two-way~~ bicycle lane, and the removal of a travel lane within the same limits.

* * *

SECTION 2. The following parking regulations shall be amended on South 3rd street, west side, from South street to Market street to:

NO STOPPING ANYTIME

SECTION 3. This Ordinance shall take effect as follows:

(a) Section 1: ~~Immediately~~ **July 31, 2025.**

(b) Section 2: Upon replacement of parking signage consistent with this Ordinance

**Testimony of Noelle Marconi
Department of Streets
Bill Number 240667**

**Streets & Services Committee
September 17, 2024**

Good morning, Chairperson Young and members of the Streets and Services Committee. My name is Noelle Marconi, and I am the Director of Legislative Affairs for the Department of Streets. I am here to offer testimony on Bill Number 240667 introduced by Councilmember O'Neill.

This bill establishes a new permit parking district in Fox Chase. The new district will be permit district 40, which encompasses the area bounded by both sides of Elberon Avenue from Rhawn Street to Solly Avenue.

The Streets Department has no objections to the proposed bill. The Philadelphia Parking Authority will be charged with enforcing this bill.

This concludes my testimony. I am pleased to answer any questions you may have. Thank you.

**Testimony of Noelle Marconi
Department of Streets
Bill Number 240669**

**Streets & Services Committee
September 17, 2024**

Good morning, Chairperson Young and members of the Streets and Services Committee. My name is Noelle Marconi, and I am the Director of Legislative Affairs for the Department of Streets. I am here to offer testimony on Bill Number 240669 introduced by Councilmember Squilla.

This bill authorizes Joyce Wagner and Joyce Carroll (the "Owners"), to install, own, maintain an encroachment in the nature of a marquee canopy at Tankie's Tavern located at 2654 Alder Street all under certain terms and conditions.

A marquee canopy made of permanent construction and supported from the ground will be located along the property of 2654 South Alder Street.

The Department of Streets is not opposed to this proposed encroachment as it will maintain nine feet (9'-0") of clear unobstructed footway.

This concludes my testimony. I am pleased to answer any questions you may have. Thank you.

**Testimony of Noelle Marconi
Department of Streets
Bill Number 240578**

**Streets & Services Committee
September 17, 2024**

Good morning, Chairperson Young and members of the Streets and Services Committee. My name is Noelle Marconi, and I am the Director of Legislative Affairs for the Department of Streets. I am here to offer testimony on Bill Number 240578 introduced by Councilmember Gauthier.

This bill authorizes 5217 Whitby Mt. Moriah, LLC. or a subsequent owner (the "Owner"), to install, own, and maintain an encroachment at 5217-5219 Whitby Avenue ("Encroachment") all under certain terms and conditions.

A building access ramp will be located adjacent to the building line of 5217-5219 Whitby Avenue.

The Department of Streets is not opposed to this proposed encroachment as it will maintain nine feet (9'-0") of clear passable sidewalk space.

This concludes my testimony. I am pleased to answer any questions you may have. Thank you.

**Testimony of Noelle Marconi
Department of Streets
Bill Number 240658**

**Streets & Services Committee
September 17, 2024**

Good morning, Chairperson Young and members of the Streets and Services Committee. My name is Noelle Marconi, and I am the Director of Legislative Affairs for the Department of Streets. I am here to offer testimony on Bill Number 240658 introduced by Councilmember Gauthier.

This bill authorizes Madis Coffee One LLC (the "Owner") to install, own, and maintain encroachments in the nature of a sidewalk cafe at Madis Coffee Roasters located at 3527-31 Lancaster Avenue, all under certain terms and conditions.

A total of seven (7) tables and fourteen (14) seats for a sidewalk café will be located along the south sidewalk of Race Street along the property line of 3527-31 Lancaster Avenue.

Three (3) tables and six (6) seats will be located adjacent to the building of 3527-31 Lancaster Avenue and another four (4) tables and eight (8) seats will also be located adjacent to the building of 3527-31 Lancaster Avenue.

The Department of Streets is not opposed to this proposed sidewalk cafe as it will maintain eight feet (8'-0") unobstructed footway.

This concludes my testimony. I am pleased to answer any questions you may have. Thank you.

Dear Councilman Young,

First off, I want to thank you for introducing the bill to strengthen legal protections for neighbors of building construction. I am unable to attend the hearing this morning, but I wish to share with you information about impacts to our condo building due to damaging construction practices and lack of oversight in an adjacent building.

Our problems with this issue began in February 2023. Several of our condo residents including myself began experiencing extremely loud, intense pounding on the party walls we share with the building next door. We were never notified in advance that the developer would be doing construction. As the pounding first started, I watched a crack forming on my wall plaster, so I asked the construction workers to stop. It also sounded like debris was falling inside the wall. We learned that the noise was from workers hammering plaster off the brick on their sides of the party walls. They would not stop the work. We then started to see a lot of masonry dust coming out from under our baseboards.

A few weeks later, they began using grinding tools on the walls in addition to the hammering. It is difficult to emphasize in writing how disturbing these noises and vibrations were to those of us on the opposite sides of the walls. We do have photos and videos, which help. It was so extreme, it was like they were inside our homes throughout each day. Some of us work from home, so it goes without saying it was difficult to do our own jobs while this work was going on.

One of our residents who works onsite at her job came home one day to what she thought was thick smoke in her apartment. Her smoke alarm was set off and she thought she had a fire. However, it was heavy brick dust caused by the grinding activity next door. Her smoke alarm was set off several times, and the Philadelphia Fire Department came out. We tracked down the developer, and notified him that this was going on. We also notified L&I. The Fire Department got fed up and also called L&I. But nothing changed. We also contacted Air Management. The L&I inspector would come out and report that there were no violations. I asked them to come into our building to see the dust and damage, but they said they weren't allowed to do that. With Councilman Squilla's help, we finally got Air Management to install a vibration meter in my unit, but we did not hear about results or consequences after it was removed.

In addition to the noise, vibrations, and dust experienced by some of our residents, our entire building was filled with fumes when the contractors used varnish to seal their exposed brick. In desperation, we called 911 hoping that the PPD would get them to stop use of the varnish. But the fumes had already leached into our building, causing residents nausea and headaches for several days. By this point we had engaged our condo association's attorney and issued a cease and desist to the developer and contractors. Nothing changed, however.

After the incident with the fumes, the contractors began some other type of work that sounded and felt like large objects being repeatedly dropped. It caused our apartments to shake and jolt. One day, something hit my hallway wall so hard, I thought they had broken through. We do not yet know if the brick is broken, but my drywall is severely cracked and separated from the brick. Because of that incident, the extreme dust, and wall cracks in several of the apartments, our condo association is having to pay engineers and attorneys thousands of dollars to assess and conduct destructive testing, to check for structural damage to our building.

After much effort, I was able to track down the responsible insurance company belonging to the subcontractor. I had initially attempted to contact the primary contractor's insurance listed on the L&I construction permit. Councilman Squilla's office had to get a copy of the permit for us. However, the insurance information listed by the applicant was wrong. When I did manage to reach the primary's insurance agent, he was surprisingly rude. He said they were not responsible for the damage and directed me to talk to the subcontractor's insurance company. The subcontractor was not listed on the permit, let alone their insurance information, so there was no way for me to know who to contact first.

Finally -- numerous times, the contractor blocked off our street with a large dump truck without obtaining ROW permits. Instead of using a chute, they threw construction trash out of the upper floor windows. The truck parked right next to the front door of our building, and lumber, splinters and other debris would bounce out of the truck bed and nearly hit our residents as they were coming and going. They also verbally harassed residents. We had to call 911 to get them to stop -- they were not cooperative and yelled at the responding officers. Reports were also made to L&I but they were never cited as far as we know.

Despite the disturbing, dangerous and expensive impacts to our building and residents, we learned that the developer's permit application was approved without a formal review, and never included in the Historical Commission's meeting agenda. I had signed up on the Historical Commission's email list for the reason of advance notification of projects. Initially, we learned that the permitted plans included cutting windows into one of our shared walls, which was very alarming. Our walls are 130-150 years old and we worried that cutting into them would cause collapse. Thankfully that part of the permit was eventually rescinded, after we frantically contacted Councilman Squilla, the Historical Commission, and L&I.

Over the year and a half that we lived with this, we reached out to Councilman Squilla's office, L&I, and Air Management numerous times. Councilman Squilla was very helpful getting L&I and Air Management to respond to us. But L&I never cited the developer or contractors, because they did not observe any violations. The developer would use the lack of citations as an excuse to brush off our concerns.

Our negative experience with this construction and even worse for so many others in our city should never be allowed to happen. Why is it okay for us to lose our hard-earned money, quality of life, and even our health and homes, just for the financial desires of wealthy developers -- why do they matter more than us?

By the way, this construction project converted a five-story commercial building into just two (2) very high-priced luxury apartments -- apartments that the developer has been unable to find renters for. Our residents lost a year and half of their lives to this now-vacant building, and our condo association is still paying the price.

Again, thank you for your efforts to protect us from damaging construction. I look forward to strengthened construction laws and L&I being more empowered to hold irresponsible developers and contractors accountable.

Sincerely,
Gina Giaccardo