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COUNCIL OF THE CITY OF PHILADELPHIA
PUBLIC HEARING
COMMITTEE ON STREETS AND SERVICES

- - -

Room 401, City Hall
Philadelphia, Pennsylvania
Wednesday, March 8, 2000
9:45 a.m.

- - -

BILL NOS. 000016, 000017, 000018, 000019, 000024,
000026, 000087

- - -

PRESENT:
COUNCILMAN FRANK DI CICCIO, Chairman
COUNCILMAN DARRELL CLARKE
COUNCILMAN DAVID COHEN
COUNCILMAN W. WILSON GOODE, JR.
COUNCILMAN RICHARD T. MARIANO
COUNCILMAN FRANK RIZZO

- - -

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1 Bill No. 000016

2 COUNCILMAN DI CICC0: Good morning.

3 This is the public hearing on the Committee of the
4 Streets and Services. With me today are
5 Councilmembers Cohen, Rizzo, Miller and Darrell
6 Clarke. I'm the Chair, Councilman DiCicco. The
7 Clerk will call the first bill. As is standard in
8 this Committee, we will generally bring the witness
9 for the Parking authority or -- no parking today?
10 Okay.

11 THE CLERK: Bill No. 000016, an
12 ordinance establishing a no parking regulation on
13 both sides of the 4300 block of Belgrade Street from
14 100, from 100 feet south of Gillingham Street to
15 where Belgrade street dead-ends south of Gillingham
16 Street.

17 COUNCILMAN DI CICC0: Good morning.
18 Please identify yourself for the record.

19 MR. LORENZ: Good morning, Councilman
20 DiCicco, Honorable Members of City Council. My name
21 is Steve Lorenz, I'm with the Streets Department,
22 Traffic Engineering and I will be presenting Bill
23 No. 000016. Councilman DiCicco, with reference to
24 Bill No. 000016 proposing to establish a no parking
25 regulation on both sides of the 4300 block of

1 Bill No. 000017

2 Belgrade Street from 100 south of Gillingham Street
3 south to the end of the street, the following report
4 is submitted: Belgrade street is 26 feet wide,
5 two-way with parking on both sides. In June of 1998
6 traffic engineering posted on a trial no parking
7 from 6:00 p.m. to 6:00 a.m. on the east and west
8 sides of the 4300 block of Belgrade Street. This
9 was done in response to a request from Councilwoman
10 Krajewski on behalf of her constituents. This
11 regulation has been in event for several months
12 without any complaints, to our knowledge.
13 Therefore, the Streets Department has no objection
14 to this proposed ordinance.

15 COUNCILMAN DI CICC0: Thank you.

16 Any questions for this witness from this
17 Committee.

18 Anyone else here who wishes to testify
19 for or against the bill?

20 Hearing none, the Clerk will read the
21 title of the next bill.

22 THE CLERK: Bill 000017, an ordinance
23 authorizing Catherine Aviles, owner of the
24 properties 256-258 East Allegheny Avenue,
25 Philadelphia, Pennsylvania 19134, to construct and

1 Bill No. 000017

2 maintain a two-story building addition onto and over
3 the south footway of Allegheny Avenue adjacent to
4 the property 256 East Allegheny Avenue, all under
5 certain terms and conditions.

6 COUNCILMAN DI CICC0: Good morning.
7 Please identify yourself for the record.

8 MS. SEN: Good morning, Chairperson. My
9 name is Nancy Sen, I'm an engineering supervisor
10 with the Streets Department. I'm hear to introduce
11 Bill No. 000017, which is an ordinance authorizing
12 Catherine Aviles, owner of the properties 256-258
13 East Allegheny Avenue, Philadelphia, PA, to
14 construct and maintain a two-story building addition
15 onto and over the south footway of Allegheny Avenue
16 adjacent to the property 256 East Allegheny Avenue,
17 all under certain terms and conditions.

18 COUNCILMAN DI CICC0: Thank you.

19 Any questions from this witness from the
20 Committee?

21 Anyone else here who wishes to testify
22 for or against the bill?

23 Hearing none, the Clerk will read the
24 title of the next bill.

25 THE CLERK: Bill No. 000018, an

1 Bill No. 000018

2 ordinance establishing no truck parking regulation
3 on Arrott Street, both sides from Leiper Street to
4 Oakland Street.

5 COUNCILMAN DI CICC0: Good morning.

6 Please identify yourself for the record.

7 MR. WASHINGTON: Good morning, the
8 Honorable Frank DiCicco, Members of City Council,
9 ladies and gentlemen. My name is Mark Washington
10 Streets Department, Traffic Engineering. I'm the
11 district traffic engineer for the City's 4th Traffic
12 District.

13 Councilman DiCicco, with reference to
14 bill 000018 proposing to establish a no truck
15 parking regulation on the north and south sides of
16 Arrott Street in from Leiper Street to Oakland
17 Street the following report is submitted: Arrott
18 Street is approximately 26 feet wide one-way
19 westbound with parking on the north side only. The
20 Streets Department has no objection to this proposed
21 ordinance.

22 COUNCILMAN DI CICC0: Thank you.

23 Any questions for this witness from the
24 Committee?

25 Anyone else here wishes to testify for

1 Bill No. 000024

2 or against the bill?

3 Hearing none, the Clerk will 1read the
4 title of the next bill.

5 THE CLERK: Bill No. 000019 has been
6 withdrawn AT the request of the sponsor.

7 Bill No. 000024, an ordinance granting
8 permission to 6080 Ridge Avenue Corporation trading
9 as Coyle's Cafe located at 6080 Ridge Avenue,
10 Philadelphia, Pennsylvania 19128, to operate and
11 maintain an open air sidewalk cafe on the west
12 footway of Ridge Avenue and the south footway of
13 Conarroe Street adjacent to 6080 Ridge Avenue, under
14 certain terms and conditions.

15 COUNCILMAN DI CICC0: Please identify
16 yourself again for the record.

17 MS. SEN: Nancy Sen, Engineering
18 Supervisor with the Streets Department. I'm hear
19 with bill 000024, an ordinance granting permission
20 to 6080 Ridge Avenue Corporation trading as Coyle's
21 Cafe located at 6080 Ridge Avenue, Philadelphia, PA
22 19128, to operate and maintain an open air sidewalk
23 cafe on the west footway of Ridge Avenue and the
24 south footway of Conarroe Street adjacent to 6080
25 Ridge Avenue, under certain terms and conditions.

1 Bill No. 000087

2 And the Streets Department has no objection to the
3 passage of this ordinance.

4 COUNCILMAN DI CICC0: Thank you. Any
5 questions for this witness from the Committee?

6 Anyone else here who wishes to testify
7 for or against the bill?

8 Hearing none the Clerk will read the
9 title of the next bill.

10 Let the record Councilmembers Mariano
11 and Goode are now present.

12 THE CLERK: Bill No. 000087, an
13 ordinance amending Section 2 of an Ordinance (Bill
14 No. 970348) approved July 1, 1997, entitled an
15 ordinance authorizing and directing the revision of
16 lines and grades on a portion of City Plan No. 58 of
17 an area bounded by Poplar Street, 12th Street,
18 Parrish Street and Watts Street, by revising the
19 lines and grades of Odgen Street from Watts Street
20 to 13th Street and by striking from the City Plan
21 and vacating Myrtle Street to 12th Street to Watts
22 Street, all under certain terms and conditions,
23 including the dedication to the City of the unopened
24 portions of the widened portions of Odgen Street by
25 extending the period for compliance with the

1 Bill No. 000087

2 authorization conditions therein.

3 MR. LONIE: Good morning, Mr. Chairman,
4 Members of the Committee. My name is Paul Lonie,
5 Survey Bureau Manager of the Department of Streets.
6 The Department of Streets would like to offer the
7 following testimony on Bill No. 000087: This is not
8 an administration ordinance but an ordinance
9 requested by William McDowell, the Philadelphia
10 Redevelopment Authority. The purpose of this
11 ordinance is to extend the expiration date of an
12 ordinance approved July 1, 1997. The purpose of
13 that ordinance was to grant the authority to widen
14 Odgen Street and strike Myrtle Street as part of the
15 West Poplar Phase 2 development. This ordinance is
16 supported by the Department of streets and is
17 recommended to Committee for favorable action.

18 COUNCILMAN DI CICC0: Thank you.

19 Any questions for this witness from the
20 Committee?

21 Councilmember Clarke.

22 COUNCILMAN CLARKE: Thank you, Mr.
23 Chair. No questions, I'd just like to ask for the
24 suspension of the rules so we can report this out
25 immediately.

1 Bill No. 000026

2 COUNCILMAN DI CICC0: So noted.

3 Any other questions for this witness
4 from the Committee?

5 Anyone else here who wishes to testify?

6 Hearing none, the Clerk will read the
7 title of the next bill.

8 COUNCILMAN DI CICC0: Bill No. 000026,
9 an ordinance amending Section 14-1607 of the
10 Philadelphia Code, entitled "Special Controls for
11 the Center City Commercial Area" by providing that
12 nothing in that section shall prohibit the
13 maintenance of licensed sidewalk cafes along certain
14 portions of Chestnut Street and Walnut Street and
15 amending Section 9-208 of The Philadelphia Code
16 entitled "Sidewalk Cafes," by requiring the main
17 restaurant to use more than 25 percent of its
18 interior gross floor area for seating and that all
19 food be served on non-disposable containers.

20 COUNCILMAN DI CICC0: Good morning.
21 Please identify yourself for the record.

22 MR. HAGLER: Good day, Councilman
23 DiCicco, and Members of the Committee. I am Otis
24 Hagler, Jr., Legislative Regulatory Affairs Manager
25 for the Department of Licences and Inspections.

1 Bill No. 000026

2 Today I'm here to provide testimony on Bill 000026
3 amending Sections 14-1607 and 9-208 of the
4 Philadelphia Code to permit sidewalk cafes on
5 Chestnut and Walnut Streets between Broad and 18th
6 Streets. The Department of Licences and Inspections
7 offers no objections to the passage of this bill.

8 The bill as introduced by Councilman
9 Clarke is an extension of a previous administration
10 Bill No. 990726 which was passed by Council on
11 December 16, 1999 and signed by Former Mayor Rendell
12 on December 30, 1999. Bill 000026 if enacted will
13 not impact negatively on the Department's ability to
14 enforce the requirements of the bill.

15 This concludes my testimony, I will be
16 happy to answer any questions at this time. Thank
17 you.

18 COUNCILMAN DI CICC0: The Chair
19 recognizes Councilmember Clarke.

20 COUNCILMAN CLARKE: Thank you, Mr.
21 Chair. Mr. Chair, I'd like to offer an amendment to
22 this bill based on recommendations by the Law
23 Department.

24 What we'd like to do is on No. 19 on
25 Page 1 re-number that to No. 20. On Page 2, delete

1 Bill No. 000026

2 Section 2 in the italics and C.

3 COUNCILMAN DI CICC0: Delete C?

4 COUNCILMAN CLARKE: We want to delete 2
5 and delete the italics and C.

6 We're going to add Section A to under 5,
7 maintenance of sidewalk cafes. It will read as
8 "Licensee shall maintain the sidewalk cafe in
9 accordance with all City, State, and Federal laws,
10 as well as any rules and regulations which pertain
11 to the use of sidewalk cafe including but not
12 limited to any and all City Code rules and
13 regulations as may be required by the Department of
14 Fire, Police, Health, Streets, Licenses and
15 Inspections."

16 And under new Section B, it says all
17 food served from sidewalk calf and the following
18 locations shall be served on non-disposable
19 containers. And add "And no sidewalk cafes shall be
20 in the following locations unless such cafe is
21 directly abutting the restaurant with more than 25
22 percent of the interior gross floor area used for
23 seating."

24 That's it, Mr. Chair.

25 COUNCILMAN DI CICC0: Tom, are you

1 Bill No. 000026

2 testifying on this bill? Please identify yourself
3 for the record.

4 MR. CHAPMAN: Good morning, Mr. Chairman
5 and Members of the Committee. For the City Planning
6 Commission, my name is Thomas Chapman. The Planning
7 Commission has not consider this bill specifically.
8 However, the Planning Commission did consider Bill
9 No. 990726 on December 2, 1999. That bill contained
10 the same provisions that are in Bill No. 000026.
11 The Planning Commission had recommended that the
12 previous bill be approved. There were some -- we
13 became aware of some concerns of area residents.
14 It's my understanding that those concerns have been
15 addressed with the amendments that Councilman Clarke
16 included in 000026, and the Planning Commission's
17 recommendation was that the bill be approved.

18 COUNCILMAN DI CICC0: Just for my
19 clarification, Bill No. 000026 as amended, would
20 that -- that does not alter what was passed on
21 December 2, '99, does it?

22 MR. CHAPMAN: No.

23 COUNCILMAN DI CICC0: It's consistent
24 with that.

25 MR. CHAPMAN: Yes, it's consistent with

1 Bill No. 000026

2 that. It merely expands the area.

3 COUNCILMAN DI CICC0: Okay, I just
4 wanted to make sure that we were not having two sets
5 of sidewalk cafe bills basically for the same type
6 of environment which is Center City. I don't want
7 to have any confusion as the east side versus the
8 west side.

9 MR. CHAPMAN: Don't want to make things
10 more difficult than they already are.

11 COUNCILMAN DI CICC0: Thank you for your
12 testimony.

13 Anymore questions for these witnesses?

14 Anyone else here who wishes to testify
15 for or against the bill?

16 Hearing none, this concludes the public
17 hearing of the Committee on Streets and Services.

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COUNCIL OF THE CITY OF PHILADELPHIA
PUBLIC MEETING
COMMITTEE ON STREETS AND SERVICES

- - -

Wednesday, March 8, 2000

- - -

Public Meeting conducted by the
Committee on Streets and Services, held in Room 401,
City Hall, Philadelphia, Pennsylvania, on the above
date, to consider action on the following:

BILL NOS. 000016, 000017, 000018, 000019,
000024, 000026, 000087

- - -

PRESENT:

COUNCILMAN FRANK DI CICCIO, Chairman

COUNCILMAN DARRELL CLARKE
COUNCILMAN DAVID COHEN
COUNCILMAN W. WILSON GOODE, JR.
COUNCILMAN RICHARD T. MARIANO
COUNCILMAN FRANK RIZZO

- - -

1 Public Meeting

2 COUNCILMAN DI CICC0: We will now move
3 to the public meeting of the Streets and Services.

4 The Chair recognize is Councilmember
5 Cohen on the Bill No. 000016.

6 COUNCILMAN COHEN: Mr. Chairman, I move
7 that 000016 be reported out with a favorable
8 recommendation and with a request for suspension of
9 Rules.

10 (Duly seconded.)

11 COUNCILMAN DI CICC0: Properly moved and
12 seconded that Bill No. 000016 be reported out of
13 Committee with a favorable recommendation and that
14 the Rules of Council be suspended.

15 All those in favor of the bill signify
16 by saying aye.

17 Those opposed?

18 The ayes have it.

19 The chair recognizes Councilmember Cohen
20 for a motion on Bill No. 000017.

21 COUNCILMAN COHEN: Mr. Chairman, I move
22 that Bill No. 000017 be reported out with a
23 favorable recommendation and with a request for
24 suspension of Rules.

25 (Duly seconded.)

1 Public Meeting

2 COUNCILMAN DI CICC0: It's been properly
3 moved and seconded that Bill No. 000017 be reported
4 out of Committee with a favorable recommendation and
5 that the Rules of Council be suspended.

6 All those in favor of the bill signify
7 by saying aye.

8 Those opposed?

9 The ayes have it. The bill is passed.

10 COUNCILMAN DI CICC0: The Chair
11 recognizes Councilmember Cohen for a motion on Bill
12 No. 000018.

13 COUNCILMAN COHEN: Mr. Chairman, I move
14 that Bill No. 000018 be reported out with a
15 favorable recommendation and with a request for
16 suspension of Rules.

17 (Duly seconded.)

18 COUNCILMAN DI CICC0: It's been properly
19 moved and seconded that Bill No. 000018 be reported
20 out of Committee with a favorable recommendation and
21 that the Rules of Council be suspended.

22 All those in favor of the bill signify
23 by saying aye.

24 Those opposed say nay.

25 The ayes have it. The bill is approved.

1 Public Meeting

2 Bill No. 000019 has been withdrawn at
3 the request of the sponsor.

4 The chair recognizes Councilmember Cohen
5 for a motion on Bill No. 000024.

6 COUNCILMAN COHEN: Mr. Chairman, I move
7 that Bill No. 000024 be reported out with a
8 favorable recommendation and with a request for
9 suspension of rules to permit first reading as with
10 respect to all suspensions.

11 (Duly seconded.)

12 COUNCILMAN DI CICCIO: It's been properly
13 moved and seconded that Bill No. 000024 be reported
14 out of Committee with a favorable recommendation and
15 that the Rules of Council be suspended.

16 All those in favor of the bill signify
17 by saying aye.

18 Those opposed?

19 The ayes have it. The bill is approved.

20 The Chair recognize Councilmember Cohen
21 for a motion on the amendment 000026.

22 COUNCILMAN COHEN: Mr. Chairman, I move
23 that Bill No. 000026 be amended as read by
24 Councilman Clarke.

25 (Duly seconded.)

1 Public Meeting

2 COUNCILMAN DI CICC0: It's been properly
3 moved and seconded that Bill No. 000026 be amended.

4 All those in favor of the amendment
5 signify by saying aye.

6 Those opposed?

7 The bill is amended.

8 The Chair recognizes Councilmember Cohen
9 for a motion on bill 000026, as amended.

10 COUNCILMAN COHEN: Mr. Chairman, I move
11 that 000026, as amended, be reported out with a
12 favorable recommendation and with the request for
13 suspension of rules.

14 (Duly seconded.)

15 COUNCILMAN DI CICC0: It has been
16 properly moved and seconded that Bill No. 000026, as
17 amended, be reported out of Committee with a
18 favorable recommendation and that the Rules of
19 Council be suspended.

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

22 Those opposed?

23 The ayes have it. The bill is approved.

24 The Chair recognize is Councilmember
25 Cohen for a motion on Bill No. 000087.

1 Public Meeting

2 COUNCILMAN COHEN: Mr. Chairman, I move
3 that Bill No. 000087 be reported out with a
4 favorable recommendation and with the request for
5 suspension of rules.

6 (Duly seconded.)

7 COUNCILMAN DI CICC0: It has been
8 properly moved and seconded that Bill No. 000087 be
9 reported out of Committee with a favorable
10 recommends and that the Rules of Council be
11 suspended.

12 All those in favor signify by saying
13 aye.

14 Those opposed?

15 The bill is approved.

16 This concludes the public meeting on
17 the Committee of Streets and Services. Thank you.

18 (Adjourned at 10 o'clock a.m.)

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

I HEREBY CERTIFY that the foregoing
proceedings of the Council of the City of
Philadelphia of March 8, 2000, were reported fully
and accurately by me, and that this is a correct
transcript of the same.

RE: COMMITTEE ON STREETS AND SERVICES

Lisa C. Bradley, RPR
and Notary Public