

COUNCIL OF THE CITY OF PHILADELPHIA
COMMITTEE ON STREETS AND SERVICES

Room 400, City Hall
Philadelphia, Pennsylvania
Tuesday, October 29, 2013
2:30 p.m.

PRESENT:

COUNCILMAN MARK SQUILLA, CHAIR
COUNCILWOMAN CINDY BASS
COUNCILMAN WILLIAM K. GREENLEE
COUNCILMAN BOBBY HENON
COUNCILMAN KENYATTA JOHNSON
COUNCILMAN DAVID OH
COUNCILWOMAN MARIA D. QUINONES-SANCHEZ

BILLS 130384, 130579, 130697, 130700, 130719,
130720, and 130726

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COUNCILMAN SQUILLA: Good afternoon. I'm Mark Squilla, Chair of the Committee on Streets and Services. A quorum of the Committee is present. We'll now begin the hearings. To my left I'd like to recognize Councilman Greenlee, Councilman Henon. To my right, Councilman Oh and Councilwoman Sanchez.

I would now ask Mr. McMonagle to please read the title of the first bill.

THE CLERK: Bill No. 130697, an ordinance amending Section 9-203 of The Philadelphia Code, relating to Street Vendors, within the 52nd Ward in the Fourth District by permitting vending on both sides of 51st Street in the area bordered by and including Parkside Avenue and Columbia Avenue.

(Witness approached witness table.)

COUNCILMAN SQUILLA: Thank you.

Please state your name for the record and proceed with your testimony.

1 10/29/13 - STREETS - BILL 130384, etc.

2 MR. HAIGLER: Good afternoon,
3 Mr. Chairman and members of the
4 Committee. I am Otis Haigler, Jr.,
5 Director of Neighborhood and Emergency
6 Services for the Department of Licenses
7 and Inspections. Today I am here to
8 provide testimony on Bill 130697, which,
9 if enacted, will amend Section 9-203 of
10 The Philadelphia Code in order to permit
11 street vending on both sides of 51st
12 Street between Columbia and Parkside
13 Avenue.

14 The Department of Licenses and
15 Inspections offers no objections to the
16 enactment of this bill.

17 Thank you for the opportunity
18 to provide testimony, and I will be happy
19 to answer any questions.

20 COUNCILMAN SQUILLA: Thank you
21 for your testimony.

22 Any questions?

23 (No response.)

24 COUNCILMAN SQUILLA: Seeing
25 none, anyone else here to testify on Bill

1 10/29/13 - STREETS - BILL 130384, etc.
2 No. 130697?

3 (No response.)

4 COUNCILMAN SQUILLA: Seeing
5 none, Mr. McMonagle, please read the
6 title of the next bill.

7 THE CLERK: Bill No. 130700, an
8 ordinance amending Section 9-201 of The
9 Philadelphia Code, entitled "Curb
10 Markets," to provide for one or more
11 master license agreements for curb
12 markets on South 9th Street, and making
13 other changes applicable to all curb
14 markets, all under certain terms and
15 conditions.

16 COUNCILMAN SQUILLA: Please
17 proceed.

18 MR. HAIGLER: Good afternoon,
19 Mr. Chairman and members of the
20 Committee. I am Otis Haigler, Jr.,
21 Director of Neighborhood and Emergency
22 Services for the Department of Licenses
23 and Inspections. Today I am here to
24 provide testimony on Bill 130700, which,
25 if enacted, will amend Section 9-201 of

1 10/29/13 - STREETS - BILL 130384, etc.
2 The Philadelphia Code in order to extend
3 the boundaries for the operation of curb
4 markets on South 9th Street from the
5 current boundary Christian Street to
6 Passyunk Avenue to the new boundary
7 Christian to Federal Streets. This bill
8 also makes certain other deletions and
9 changes to curb market locations as
10 specified.

11 Finally, Bill 130700
12 establishes a new criteria for the
13 issuance of licenses to operate curb
14 markets in general with specific
15 provisions for the operation of curb
16 markets within the South 9th Street
17 approved area. It is understood that the
18 Curb Market Association within the area
19 will be responsible for obtaining a
20 single license to operate multiple
21 vending spaces and that the costs will be
22 calculated based on each space operated
23 under the single license. This format is
24 similar to how the Department currently
25 administers requirements of The

1 10/29/13 - STREETS - BILL 130384, etc.
2 Philadelphia Code governing Farmers'
3 Markets under Section 9-213.

4 The Department of Licenses and
5 Inspections, therefore, offers no
6 objections to the enactment of this bill.

7 Thank you for the opportunity
8 to provide testimony. I'd be happy to
9 answer any questions.

10 COUNCILMAN SQUILLA: Thank you.
11 Any questions?

12 (No response.)

13 COUNCILMAN SQUILLA: Seeing
14 none, anyone else here to testify on Bill
15 130700?

16 Please come up to the table.

17 I'd also like to recognize
18 Councilwoman Bass, who is present here.

19 Please state your name for the
20 record and proceed with your testimony.

21 (Witness approached witness
22 table.)

23 MS. GAMBINO: Michele Gambino.
24 Good afternoon, everyone. Thank you for
25 hearing my testimony. There's a few

1 10/29/13 - STREETS - BILL 130384, etc.
2 reasons why the United Merchants of the
3 South 9th Street Business Association
4 would like to be the managing body of the
5 curb market stands. One is to preserve
6 the tradition of the curb stands and
7 their future; preserve the ownership of
8 the stands; keep the stands actively
9 operating; populate the stands with
10 like-minded businesses for our compliance
11 with City license and permit regulations;
12 and improve the environmental conditions
13 of South 9th Street with a clean streets
14 initiative; improve the stand structures
15 by upholding the stand structure
16 guidelines; become more attractive for
17 shoppers, which will attract more
18 shoppers to our district; strengthen the
19 association through unified and common
20 goals; and become the administrative body
21 for communication purposes with the City
22 governing agencies, collecting and paying
23 funds and representing the interests of
24 the merchants.

25 Thank you.

1 10/29/13 - STREETS - BILL 130384, etc.

2 COUNCILMAN SQUILLA: Thank you.

3 Any questions?

4 (No response.)

5 COUNCILMAN SQUILLA: Thank you
6 for your testimony.

7 Seeing none, Mr. McMonagle,
8 please read the title of the next bill.

9 THE CLERK: Bill No. 130719, an
10 ordinance establishing a no truck parking
11 regulation on Champlost Avenue, from
12 Front Street to Hammond Avenue, both
13 sides.

14 (Witness approached witness
15 table.)

16 COUNCILMAN SQUILLA: Please
17 proceed.

18 MR. DENNY: Good afternoon,
19 Mr. Chairman, members of the Committee.
20 Thank you for the opportunity to appear
21 before you today. My name is Charles
22 Denny, Assistant Chief Traffic Engineer
23 for the Department of Streets. I am here
24 to offer testimony on Bill No. 130719.

25 The Department of Streets has

1 10/29/13 - STREETS - BILL 130384, etc.
2 no objections to the passage of this
3 bill. Appropriate "No Parking Any Time"
4 signs were installed on October 1st,
5 2013.

6 This concludes my testimony,
7 and I'm willing to answer any questions.

8 COUNCILMAN SQUILLA: Great.

9 Any questions?

10 (No response.)

11 COUNCILMAN SQUILLA: Seeing
12 none, anyone else here to testify on
13 130719?

14 (No response.)

15 COUNCILMAN SQUILLA: Sean,
16 please read the title of the next bill.

17 THE CLERK: Bill No. 130720, an
18 ordinance authorizing and directing the
19 changing of the name of Shelborne Street,
20 from Lardner Street to Cottman Avenue, to
21 Shelbourne Street.

22 MR. DENNY: Good afternoon,
23 Mr. Chairman, members of the Committee.
24 Thank you for the opportunity to appear
25 before you today. My name is Charles

1 10/29/13 - STREETS - BILL 130384, etc.
2 Denny, Assistant Chief Traffic Engineer
3 for the Department of Streets. I'm here
4 to offer testimony on Bill No. 130720.

5 The Department of Streets has
6 no objections to the passage of this
7 bill. Passage of the bill will allow for
8 consistency in the spelling of Shelbourne
9 Street throughout the City, thus avoiding
10 discrepancies in the proper street name.
11 The appropriate Shelbourne Street sign
12 was installed May 11th, 2013.

13 This concludes my testimony on
14 this bill. I'd be happy to answer any
15 questions.

16 COUNCILMAN SQUILLA: Thank you
17 for your testimony.

18 Any questions?

19 (No response.)

20 COUNCILMAN SQUILLA: Seeing
21 none, anyone else here to testify on Bill
22 No. 130720?

23 (No response.)

24 COUNCILMAN SQUILLA: Seeing
25 none, thank you for your testimony.

1 10/29/13 - STREETS - BILL 130384, etc.

2 Mr. McMonagle, please read the
3 title of the next bill.

4 THE CLERK: Bill No. 130726, an
5 ordinance authorizing the revision of
6 lines and grades on a portion of City
7 Plan Nos. 71 and 238 by striking from the
8 City Plan and vacating Swanson Street
9 from Catharine Street to its terminus
10 northwardly therefrom, striking from the
11 City Plan and vacating Fitzwater Street
12 from Christopher Columbus Boulevard to
13 its terminus westwardly therefrom,
14 reserving and placing on the City Plan a
15 right-of-way for sewer and drainage
16 purposes and water main purposes within
17 the lines of Swanson Street being
18 stricken, all under certain terms and
19 conditions.

20 (Witnesses approached witness
21 table.)

22 MR. MORELLI: Thank you. Good
23 afternoon, Mr. Chairman and members of
24 the Committee. My name is Frank Morelli,
25 Survey Bureau Manager of the Department

1 10/29/13 - STREETS - BILL 130384, etc.
2 of Streets, and the Department of Streets
3 would like to offer the following
4 testimony on Bill No. 130726.

5 This is not an Administration
6 ordinance, but an ordinance requested by
7 Mr. Hercules Grigos of Obermayer,
8 Rebmann, Maxwell and Hippel, LLP.

9 The purpose of this ordinance
10 is to authorize the striking from the
11 City Plan and vacating Swanson Street
12 from Catharine Street to its terminus
13 northwardly therefrom, striking and
14 vacating Fitzwater Street from
15 Christopher Columbus Boulevard to its
16 terminus westwardly therefrom, the
17 reserving and placing on the City Plan of
18 a right-of-way for sewer and drainage and
19 water main purposes within the lines of
20 Swanson Street being stricken, and the
21 placing on the City Plan of a
22 right-of-way for sewer and drainage and
23 public utility purposes extending from
24 the terminus of Catharine Street, west of
25 Swanson Street, to the easterly

1 10/29/13 - STREETS - BILL 130384, etc.
2 right-of-way line of the Delaware
3 Expressway. The streets proposed to be
4 stricken are not currently paved or in
5 use by the public traffic and the
6 Department of Streets is not desirous of
7 maintaining streets at these locations.
8 The purpose of this action is to assemble
9 land for the construction of a proposed
10 75-unit residential development, town
11 home development.

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

16 MS. CHIU: Thank you. Good
17 afternoon, Chairman Squilla and members
18 of Streets and Services Committee. I'm
19 Sarah Chiu, City Planner with the
20 Planning Commission. I am here to
21 testify on Bill No. 130726, which
22 Councilmember Squilla introduced on
23 October 10th, 2013.

24 The Bill No. 130726 strikes and
25 vacates Swanson Street from Catharine

1 10/29/13 - STREETS - BILL 130384, etc.
2 Street to its terminus and Fitzwater
3 Street from Columbus Boulevard to its
4 terminus. This action is to provide
5 additional land area for a proposed 75
6 residential townhouses development.
7 Swanson Street and Fitzwater Street at
8 this location are not physically improved
9 nor open to the public traffic.

10 The City Planning Commission is
11 scheduled to consider this bill on
12 November 19th of this year, with a staff
13 recommendation of approval.

14 This concludes my testimony. I
15 appreciate the opportunity to testify
16 before you today and would be pleased to
17 answer any questions you may have.

18 COUNCILMAN SQUILLA: Thank you
19 for your testimony.

20 Any questions?

21 (No response.)

22 COUNCILMAN SQUILLA: Seeing
23 none, anyone else here to testify on Bill
24 No. 130726?

25 (No response.)

1 10/29/13 - STREETS - BILL 130384, etc.

2 COUNCILMAN SQUILLA: Seeing
3 none, Mr. McMonagle, please read the
4 title of the next bill.

5 THE CLERK: Bill No. 130384, an
6 ordinance authorizing the termination of
7 parking regulations on Buist Avenue, from
8 69th Street to 68th Street, south side.

9 (Witness approached witness
10 table.)

11 MR. DLUGOSZ: Good morning, Mr.
12 Chairman and members of the Committee.
13 Thank you for the opportunity to appear
14 before you today. I'm David Dlugosz,
15 District Traffic Engineer for the
16 Department of Streets, and I am here to
17 offer testimony on Bill No. 130384.

18 The Streets Department has no
19 objections to the bill, and I believe
20 that the Philadelphia Parking Authority
21 has removed the regulations in February
22 or March of this year.

23 Thank you for the opportunity
24 to appear before you today. I'm happy to
25 take any questions.

1 10/29/13 - STREETS - BILL 130384, etc.

2 COUNCILMAN SQUILLA: Thank you
3 for your testimony.

4 Any questions?

5 (No response.)

6 COUNCILMAN SQUILLA: Seeing
7 none, anyone else here to testify on Bill
8 No. 130384?

9 (No response.)

10 COUNCILMAN SQUILLA: Seeing
11 none, I do want to recognize Councilman
12 Johnson who is here also present at the
13 meeting.

14 Mr. McMonagle, please read the
15 title of the last bill.

16 THE CLERK: Bill No. 130579, an
17 ordinance authorizing Pradeep Kuthiala,
18 owner and operator of the newsstand
19 located at 6000 North Broad Street, to
20 construct, own, use, and maintain
21 conduits in, under, and across 6000 North
22 Broad Street for the purpose of supplying
23 electrical service and telephone service
24 to the newsstand, under certain terms and
25 conditions.

1 10/29/13 - STREETS - BILL 130384, etc.

2 COUNCILMAN SQUILLA: Anyone
3 here to testify?

4 Please proceed to the table,
5 state your name, then proceed with your
6 testimony.

7 (Witness approached witness
8 table.)

9 MR. TORRENCE: Good afternoon,
10 Chairman Squilla and members of the
11 Streets and Services Committee. I am St.
12 Martin Torrence, Director of Legislative
13 Affairs with the Department of Streets.
14 I'm here to offer testimony on Bill No.
15 130579.

16 This bill authorizes Pradeep
17 Kuthiala, owner and operator of the
18 newsstand located at 6000 North Broad
19 Street, to construct, use, and maintain
20 conduits in, under, and across at 6000
21 North Broad Street for the purpose of
22 supplying electrical service and
23 telephone service to the newsstand.

24 The Streets Department has no
25 objections to this encroachment and

1 10/29/13 - STREETS - BILL 130384, etc.
2 supports the passage of this bill.

3 Thank you for your time. This
4 concludes my testimony. I am pleased to
5 answer any questions you may have.

6 COUNCILMAN SQUILLA: Thank you
7 very much.

8 Any questions?

9 (No response.)

10 COUNCILMAN SQUILLA: Seeing
11 none, anyone else here to testify on Bill
12 No. 130579?

13 (No response.)

14 COUNCILMAN SQUILLA: Seeing
15 none, thank you, and that concludes the
16 hearing on the Committee of Streets and
17 Services. We'll now go into a public
18 meeting.

19 The Chair recognizes Councilman
20 Greenlee.

21 COUNCILMAN GREENLEE: Thank
22 you, Mr. Chairman. I move that the
23 following bills be reported out of the
24 Committee with a favorable recommendation
25 with a rules suspension to allow for

1 10/29/13 - STREETS - BILL 130384, etc.
2 first reading at our next session of
3 Council --

4 (Duly seconded.)

5 COUNCILMAN GREENLEE: -- Bill
6 Nos. 130697, 130700, 130719, 130720,
7 130726, 130384, and 130579.

8 (Duly seconded.)

9 COUNCILMAN SQUILLA: All those
10 in favor?

11 (Aye.)

12 COUNCILMAN SQUILLA: Any
13 opposed?

14 (No response.)

15 COUNCILMAN SQUILLA: Seeing
16 none, all bills read into the record have
17 been approved with a suspension of the
18 rules and will be read at the next
19 session of Council.

20 Thank you for joining us. Have
21 a great night.

22 (Committee on Streets and
23 Services concluded at 2:45 p.m.)

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CERTIFICATE

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

MICHELE L. MURPHY
RPR-Notary Public

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