

COUNCIL OF THE CITY OF PHILADELPHIA
COMMITTEE ON STREETS AND SERVICES

Room 400, City Hall
Philadelphia, Pennsylvania
Wednesday, December 4, 2013
10:25 a.m.

PRESENT:

COUNCILMAN WILLIAM K. GREENLEE, CHAIR
COUNCILWOMAN CINDY BASS
COUNCILWOMAN JANNIE BLACKWELL
COUNCILMAN CURTIS JONES, JR.
COUNCILMAN DAVID OH
COUNCILWOMAN MARIA D. QUINONES-SANCHEZ

BILLS 130578, 130765, 130771, 130772, 130773,
130774, 130806, 130807, and 130816

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COUNCILMAN GREENLEE: Good morning, everyone. This is the Committee on Streets and Services. I'm Bill Greenlee, pinch hitting for our Chairman, Councilman Squilla.

We have a quorum with Councilwoman Sanchez, Councilwoman Bass, and Councilman Jones.

Mr. McMonagle, will you please read the title of the first bill.

THE CLERK: An ordinance authorizing the installation of an all-way stop sign at the intersection of Bleigh Avenue and Claridge Street.

COUNCILMAN GREENLEE: That's Bill No. 130816.

(Witness approached witness table.)

COUNCILMAN GREENLEE: Good morning, Mr. Denny. How are you?

MR. DENNY: Good morning.

THE CLERK: Please identify yourself and proceed.

MR. DENNY: Good morning,

1 12/4/13 - STREETS - BILL 130578, etc.
2 Mr. Chairman, members of the Committee.
3 Thank you for the opportunity to appear
4 before you today. My name is Charles
5 Denny, Assistant Chief Traffic Engineer
6 for the Department of Streets. I am here
7 to offer testimony on Bill No. 130816.

8 The Pennsylvania Vehicle Code
9 required PennDOT to develop regulations
10 governing traffic control devices in
11 accordance with the Federal Highway
12 Administration's Manual on Uniform
13 Traffic Control Devices. These
14 regulations apply to all public highways
15 in Pennsylvania, and the City Solicitor
16 has ruled that the Streets Department is
17 legally obligated to comply with the
18 Vehicle Code and related PennDOT
19 regulations.

20 The federal and state criteria
21 require that an all-way stop control be
22 warranted by an engineering study of
23 traffic conditions - police crash
24 records, traffic volumes, speed, sight
25 distance. The study conducted as a

1 12/4/13 - STREETS - BILL 130578, etc.
2 result of the request of the ordinance
3 concluded that present-day conditions at
4 this location do not satisfy federal and
5 state warrants for an all-way stop
6 control. The warrants for an all-way
7 stop control were analyzed, and the
8 following is a description of the
9 analysis with respect to conditions at
10 Bleigh and Claridge Street:

11 Warrant I relates to locations
12 where a traffic signal is warranted but
13 for some reason cannot be immediately
14 installed. An all-way stop can be
15 established temporarily pending a traffic
16 signal installation. Conditions do not
17 satisfy the state's warrant for a traffic
18 signal here. Therefore, Warrant I is not
19 satisfied.

20 Warrant II relates to accident
21 experience. The police accident records
22 of five or more accidents within a
23 12-month period correctable by an all-way
24 stop installation satisfy Warrant II.
25 According to police accident records from

1 12/4/13 - STREETS - BILL 130578, etc.
2 2010 to -- January 2010 to December 2012,
3 there have been no such accidents at this
4 intersection. Therefore, Warrant II is
5 not satisfied.

6 Warrant III relates to vehicle
7 and pedestrian volumes. It requires that
8 the total volume entering the
9 intersection from the major street,
10 Bleigh Avenue, is at least 300 vehicles
11 per hour for any eight hours of the
12 average day. The combined vehicle and
13 pedestrian volume from the minor street,
14 Claridge Street, averages at least 200
15 vehicles or pedestrians per hour for the
16 same eight hours.

17 Actual traffic counts during
18 the morning peak hour averaged 190
19 vehicles entering from Bleigh. This is
20 only 63 percent of the minimum 300
21 required. Also during the same morning,
22 25 vehicles and 19 pedestrians entered
23 the intersection from Claridge. This is
24 only 22 percent of the minimum 200
25 vehicles and pedestrians required.

1 12/4/13 - STREETS - BILL 130578, etc.

2 Therefore, Warrant III is not satisfied.

3 At Bleigh Avenue and Claridge
4 Street we are not dealing with a
5 borderline situation, but one rather in
6 which the prevailing traffic conditions
7 fall far short of the minimum required by
8 the Federal Highway Manual and by the
9 Pennsylvania Vehicle Code for the
10 installation of an all-way stop control.

11 Thank you for the opportunity
12 to appear before you today. I'd be happy
13 to answer any questions.

14 COUNCILMAN GREENLEE: Thank
15 you, Mr. Denny. Just one question.
16 These state guidelines, have they changed
17 in any way or have they pretty much been
18 the same for --

19 MR. DENNY: They've been pretty
20 much the same for quite a while, yes.

21 COUNCILMAN GREENLEE: Okay.
22 Thank you.

23 Any questions?

24 (No response.)

25 COUNCILMAN GREENLEE: Seeing

1 12/4/13 - STREETS - BILL 130578, etc.
2 none, anyone else here to testify on Bill
3 No. 130816?

4 (No response.)

5 COUNCILMAN GREENLEE: Seeing
6 none, Mr. McMonagle, next bill, please.

7 THE CLERK: Bill No. 130578, an
8 ordinance amending Section 2 of an
9 ordinance (Bill No. 090120), approved
10 April 15, 2009, entitled "An ordinance
11 authorizing the revision of lines and
12 grades on a portion of City Plan Nos. 107
13 and 130 by striking from the City Plan
14 and vacating the legally open portions of
15 Forty-Seventh Street from Fairmount
16 Avenue to Brown Street; striking from the
17 City Plan and vacating Aspen Street from
18 Forty-Seventh Street to Markoe Street;
19 and reserving on the City Plan, and
20 authorizing City acceptance of,
21 rights-of-way for various purposes within
22 the lines of Forty-Seventh Street and
23 Aspen Street being stricken; all under
24 certain terms and conditions.

25 (Witnesses approached witness

1 12/4/13 - STREETS - BILL 130578, etc.
2 table.)

3 COUNCILMAN GREENLEE:

4 Mr. Morelli, Ms. Chiu, good morning.
5 Please proceed.

6 MR. MORELLI: Good morning,
7 Mr. Chairman and members of the
8 Committee. My name is Frank Morelli,
9 Survey Bureau Manager of the Department
10 of Streets, and the Departments of
11 Streets would like to offer the following
12 testimony on Bill No. 130578.

13 This is not an Administration
14 ordinance, but an ordinance requested by
15 Joy C. O'Brien of Ballard Spahr Andrews
16 and Ingersoll.

17 The purpose of this ordinance
18 is to further amend a previous ordinance
19 (Bill No. 090120), approved April 15th,
20 2009 and previously amended by an
21 ordinance (Bill No. 110550), approved
22 November 14th, 2011, which authorized the
23 striking from the City Plan and vacating
24 the legally open portions of 47th Street
25 from Fairmount Avenue to Brown Street and

1 12/4/13 - STREETS - BILL 130578, etc.
2 Aspen Street from 47th Street to Markoe
3 Street and the reserving and placing on
4 the City Plan of rights-of-way for
5 various utility purposes within the lines
6 of the streets being stricken. The
7 proposed amendment will extend the time
8 period for compliance with the terms and
9 conditions of the authorizing ordinance
10 for an additional two years. The purpose
11 of this action is to clear land for
12 development by the Philadelphia Housing
13 Authority and the Lucien E. Blackwell
14 Community Center and Park.

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

19 MS. CHIU: Good morning,
20 members of Streets and Services
21 Committee. I'm Sarah Chiu, City Planner
22 with the Philadelphia City Planning
23 Commission. I am here to testify on Bill
24 130578, which Councilmember Blackwell
25 introduced on September 12th, 2013.

1 12/4/13 - STREETS - BILL 130578, etc.

2 Bill No. 130578 amends Section
3 2 of an ordinance (Bill No. 090120) by
4 requesting additional time for compliance
5 with the terms and the conditions to
6 strike and vacate 47th Street from
7 Fairmount Avenue to Brown Street and
8 Aspen Street from 47th to Markoe Streets.

9 This action will create a campus-like
10 setting for the Sulzberger School, the
11 proposed Lucien Blackwell Community
12 Center, and the Mill Creek Playground.

13 The original Bill No. 090120 was
14 recommended for approval by the City
15 Planning Commission on March 16th, 2009.

16 At its meeting of October 15th,
17 2013, the City Planning Commission
18 recommended that Bill No. 130578 be
19 approved as an item in accord with
20 previous policy.

21 This concludes my testimony. I
22 appreciate the opportunity to testify
23 before you today and would be pleased to
24 answer any questions you may have.

25 COUNCILMAN GREENLEE: Thank you

1 12/4/13 - STREETS - BILL 130578, etc.
2 both.

3 The record will reflect
4 Councilman Oh, a member of the Committee,
5 is present, as is Councilwoman Blackwell,
6 and she's recognized.

7 COUNCILWOMAN BLACKWELL: Thank
8 you very much, Mr. Chairman, and good
9 morning to all members of the Committee.

10 COUNCILMAN GREENLEE: Good
11 morning.

12 COUNCILWOMAN BLACKWELL: I'm
13 hoping that we won't have to ask for
14 another extension. This is the projects
15 that have taken so long. I went by there
16 again this morning to verify the area, to
17 look again at it. And we've worked even
18 on the recreation center across the
19 street, Mill Creek Rec Center, and we're
20 striking the land so that the recreation
21 center and the community center are all
22 one. We wanted to do them together, but
23 the recreation center part is done and
24 ours isn't done.

25 So this really will help to

1 12/4/13 - STREETS - BILL 130578, etc.
2 make that area one big piece of land so
3 that children don't have to cross the
4 street but that it's all connected, and
5 we hope that the Committee will honor
6 this request.

7 COUNCILMAN GREENLEE:

8 Absolutely. Thank you, Councilwoman. We
9 look forward to it being all completed
10 there.

11 COUNCILWOMAN BLACKWELL: Thank
12 you. Thank you.

13 COUNCILMAN GREENLEE: Any other
14 questions?

15 (No response.)

16 COUNCILMAN GREENLEE: Anyone
17 else here to testify on Bill No. 130578?

18 (No response.)

19 COUNCILMAN GREENLEE: Seeing
20 none, Mr. McMonagle, next bill, please.

21 THE CLERK: Bill No. 130765, an
22 ordinance authorizing Chestlen
23 Development LP, owner and developer of
24 1441 Chestnut Street, to construct, own
25 and maintain various encroachments to be

1 12/4/13 - STREETS - BILL 130578, etc.
2 installed in conjunction with a mixed-use
3 development, all under certain terms and
4 conditions.

5 (Witnesses approached witness
6 table.)

7 COUNCILMAN GREENLEE:

8 Mr. O'Donnell, thank you. This must be
9 important. We got the Law Department
10 here.

11 MR. MONDLAK: No longer in the
12 Law Department.

13 COUNCILMAN GREENLEE: Oh, I'm
14 sorry. Okay. You said that very
15 quickly, like you're happy about that.

16 MR. MONDLAK: I tried to.

17 COUNCILMAN GREENLEE: Whoever
18 would like to go first, please.

19 MR. O'DONNELL: Good morning,
20 Councilman Greenlee and members of the
21 Streets and Services Committee. My name
22 is Patrick O'Donnell and I'm the Manager
23 for the Right of Way Unit with the
24 Department of Streets. I am here to
25 offer testimony on Bill No. 130765.

1 12/4/13 - STREETS - BILL 130578, etc.

2 This bill authorizes Chestlen
3 Development LP to construct, own and
4 maintain various encroachments within the
5 right-of-way at 1441 Chestnut Street as
6 indicated in Bill No. 130765.

7 The encroachments consist of a
8 series of three marquees and a light box
9 on the north side of Chestnut Street from
10 15th Street east approximately 210 feet
11 and a light box on the east side of 15th
12 Street from Chestnut Street north
13 approximately 30 feet.

14 The Streets Department has no
15 objections to these proposed
16 encroachments and supports the passage of
17 this bill.

18 Thank you for your time. This
19 concludes my testimony. I am pleased to
20 answer any questions you may have.

21 COUNCILMAN GREENLEE: Thank
22 you.

23 MR. MONDLAK: John Mondlak.
24 I'm with the Department of Commerce and
25 I'm here to propose an amendment to this

1 12/4/13 - STREETS - BILL 130578, etc.
2 bill to permit temporary tie-down rods in
3 the right-of-way underground that will be
4 used for sheeting and shoring in the
5 initial construction phase.

6 I brought amendments that have
7 not been seen yet, so I have multiple
8 copies, and unfortunately they were just
9 prepared this morning.

10 COUNCILMAN GREENLEE: Okay.

11 COUNCILWOMAN SANCHEZ: We have
12 them. We do have them.

13 MR. MONDLAK: These are
14 additional ones.

15 COUNCILMAN GREENLEE: So
16 they're replacing the ones we have?

17 MR. MONDLAK: No. They're in
18 addition to.

19 COUNCILMAN GREENLEE: In
20 addition to.

21 And just a question. I mean,
22 even though I introduced it, it's Council
23 President's Clarke district. Has his
24 office been spoken to on this? Is there
25 any reason to think that there's a

1 12/4/13 - STREETS - BILL 130578, etc.
2 problem?

3 MR. MONDLAK: I don't know for
4 sure. They were pretty close in the loop
5 on this.

6 COUNCILMAN GREENLEE: Okay.
7 I'm told that they are happy.

8 MR. MONDLAK: Thank you,
9 Councilman.

10 COUNCILMAN GREENLEE: Thank
11 you.

12 Ms. Chiu, do you have
13 something?

14 MS. CHIU: Good morning,
15 members of Streets and Services
16 Committee. I'm Sarah Chiu, City Planner
17 with the Philadelphia City Planning
18 Commission. I'm here to testify on Bill
19 No. 130765, which Councilmember Greenlee
20 introduced for Council President Clarke
21 on October 24th, 2013.

22 Bill No. 130765 allows three
23 marquees to be installed and to project
24 onto the northern sidewalk of 1441
25 Chestnut Street. These marquees are 11

1 12/4/13 - STREETS - BILL 130578, etc.
2 feet above the sidewalk level and will
3 have no impact on the pedestrian
4 environment.

5 At its meeting of November
6 19th, the City Planning Commission
7 recommended approval for Bill No. 130765
8 as an item in accord with previous
9 policy.

10 This concludes my testimony. I
11 appreciate the opportunity to testify
12 before you today and would be pleased to
13 answer any questions you may have.

14 COUNCILMAN GREENLEE: Thank
15 you, Ms. Chiu.

16 Any questions for any of the
17 witnesses?

18 (No response.)

19 COUNCILMAN GREENLEE: Seeing
20 none, anyone else here to testify on Bill
21 No. 130765?

22 (No response.)

23 COUNCILMAN GREENLEE: Seeing
24 none, Mr. McMonagle, next bill, please.

25 THE CLERK: Bill No. 130772, an

1 12/4/13 - STREETS - BILL 130578, etc.
2 ordinance authorizing Green Eggs Cafe to
3 construct, own and maintain an open-air
4 sidewalk cafe at 719 North 2nd Street,
5 Philadelphia, PA, under certain terms and
6 conditions.

7 COUNCILMAN GREENLEE: Please,
8 Mr. O'Donnell.

9 MR. O'DONNELL: Good morning,
10 Councilman Greenlee and members of the
11 Streets and Services Committee. My name
12 is Patrick O'Donnell and I am the
13 Right of Way Manager with the Department
14 of Streets. I am here to offer testimony
15 on Bill No. 130772.

16 This bill authorizes Green Eggs
17 Cafe to construct, own and maintain an
18 encroachment in the form of an open-air
19 cafe on the sidewalk located at 719 North
20 2nd Street. The cafe includes a total of
21 two tables and four chairs.

22 Two tables and four chairs will
23 be located adjacent to the building and
24 will encroach approximately 6 feet onto
25 the east footway of 2nd Street, leaving a

1 12/4/13 - STREETS - BILL 130578, etc.
2 minimum 8 feet of clear, unobstructed
3 footway. No rails will be used.

4 The Streets Department has no
5 objections to these proposed
6 encroachments and supports the passage of
7 this bill.

8 Thank you for your time. This
9 concludes my testimony. I am pleased to
10 answer any questions you may have.

11 COUNCILMAN GREENLEE: Thank
12 you.

13 Ms. Chiu.

14 MS. CHIU: Good morning,
15 members of Streets and Services
16 Committee. I am Sarah Chiu, City Planner
17 with the Philadelphia City Planning
18 Commission. I am here to testify on Bill
19 No. 130772, which Councilmember Squilla
20 introduced on October 24th, 2013.

21 Bill No. 130772 authorizes a
22 sidewalk encroachment for an open-air
23 cafe at 719 North 2nd Street consisting
24 of two tables and four chairs. This will
25 encroach approximately 6 feet onto the

1 12/4/13 - STREETS - BILL 130578, etc.
2 east footway of North 2nd Street, leaving
3 a minimum of 8 feet of clear and
4 unobstructed footway.

5 The City Planning Commission's
6 policy, through the adoption of the
7 Bicycle and Pedestrian Plan, requires a
8 minimum of 6 feet of clear and
9 unobstructed footway for pedestrians on
10 North 2nd Street. This encroachment will
11 leave a sufficient walking zone for the
12 pedestrians.

13 At its meeting of November
14 19th, 2013, the Planning Commission
15 recommended approval for Bill No. 130772
16 as an item in accord with previous
17 policy.

18 This concludes my testimony. I
19 appreciate the opportunity to testify
20 before you today and would be pleased to
21 answer any questions you may have.

22 COUNCILMAN GREENLEE: Thank you
23 both.

24 Any questions?

25 (No response.)

1 12/4/13 - STREETS - BILL 130578, etc.

2 COUNCILMAN GREENLEE: Seeing
3 none, anyone else here to testify on Bill
4 No. 130772?

5 (No response.)

6 COUNCILMAN GREENLEE: Seeing
7 none, Mr. McMonagle, please.

8 THE CLERK: Bill No. 130773, an
9 ordinance authorizing Global Crepes and
10 Shakes to construct, own and maintain an
11 open-air sidewalk cafe at 1309 South 9th
12 Street, Philadelphia, PA, under certain
13 terms and conditions.

14 COUNCILMAN GREENLEE: Mr.
15 O'Donnell.

16 MR. O'DONNELL: Good morning,
17 Councilman Greenlee and members of the
18 Streets and Services Committee. My name
19 is Patrick O'Donnell and I am the
20 Right of Way Manager with the Department
21 of Streets. I am here to offer testimony
22 on Bill No. 130773.

23 This bill authorizes Global
24 Crepes and Local Shakes to construct, own
25 and maintain various sidewalk

1 12/4/13 - STREETS - BILL 130578, etc.
2 encroachments in the form of an open-air
3 cafe on the sidewalk located at 1309
4 South 9th Street. The cafe includes a
5 total of four tables and seven chairs.

6 One table and two chairs will
7 be located adjacent to the building and
8 will encroach approximately 2 feet onto
9 the east footway of South 9th Street,
10 leaving a minimum 10 feet of clear,
11 unobstructed footway, and three tables
12 and five chairs will be located adjacent
13 to the building and will encroach
14 approximately 2 feet onto the north
15 footway of Sears Street, leaving a
16 minimum 7 feet of clear, unobstructed
17 footway. No rails will be used.

18 The Streets Department has no
19 objection to these proposed encroachments
20 and supports the passage of this bill.

21 Thank you for your time. This
22 concludes my testimony. I am pleased to
23 answer any questions you may have.

24 MS. CHIU: Good morning,
25 members of Streets and Services

1 12/4/13 - STREETS - BILL 130578, etc.
2 Committee. I'm Sarah Chiu, City Planner
3 with the Philadelphia City Planning
4 Commission. I am here to testify on Bill
5 No. 130773, which Councilmember Squilla
6 introduced on October 24th, 2013.

7 Bill No. 130773 authorizes a
8 sidewalk encroachment for an open-air
9 cafe at 1309 South 9th Street consisting
10 of one table and two chairs on South 9th
11 Street as well as three tables and five
12 chairs on Sears Street. This will
13 encroach approximately 2 feet onto the
14 east footway of South 9th Street and
15 Sears Street, leaving a minimum of 7 feet
16 of clear and unobstructed footway.

17 The Planning Commission's
18 policy, through the adoption of the
19 Bicycle and Pedestrian Plan, requires a
20 minimum 5 feet of clear and unobstructed
21 footway for pedestrians on these two
22 streets. This encroachment will leave
23 sufficient walking zone for pedestrians.

24 At its meeting of November
25 19th, 2013, the City Planning Commission

1 12/4/13 - STREETS - BILL 130578, etc.
2 recommended approval for Bill No. 130773
3 as an item in accord with previous
4 policy.

5 This concludes my testimony. I
6 appreciate the opportunity to testify
7 before you today and would be pleased to
8 answer any questions you may have.

9 COUNCILMAN GREENLEE: Thank you
10 both.

11 Any questions?

12 (No response.)

13 COUNCILMAN GREENLEE: Seeing
14 none, anyone else here to testify on Bill
15 No. 130773?

16 (No response.)

17 COUNCILMAN GREENLEE: Seeing
18 none, Mr. McMonagle, please.

19 THE CLERK: Bill No. 130774, an
20 ordinance authorizing Likmos, Inc.
21 trading as Dmitri's to construct, own and
22 maintain an open-air sidewalk cafe at 944
23 North 2nd Street, Philadelphia, PA, under
24 certain terms and conditions.

25 COUNCILMAN GREENLEE: Thank

1 12/4/13 - STREETS - BILL 130578, etc.
2 you.

3 Mr. O'Donnell.

4 MR. O'DONNELL: Good morning,
5 Councilman Greenlee and members of the
6 Streets and Services Committee. My name
7 is Patrick O'Donnell. I am the
8 Right of Way Manager with the Department
9 of Streets. I am here to offer testimony
10 on Bill No. 130774.

11 This bill authorizes Likmos,
12 Incorporated trading as Dmitri's to
13 construct, own and maintain various
14 sidewalk encroachments in the form of an
15 open-air cafe on the sidewalk located at
16 944 North 2nd Street. The cafe includes
17 a total of eight tables and 16 chairs.

18 Eight tables and 16 chairs will
19 be located adjacent to the building and
20 will encroach approximately 4 feet, 6
21 inches onto the north footway of Laurel
22 Street, leaving a minimum of 5 feet, 6
23 inches of clear, unobstructed footway.
24 No rails will be used.

25 The Streets Department has no

1 12/4/13 - STREETS - BILL 130578, etc.
2 objection to these proposed encroachments
3 and supports the passage of this bill.

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

7 MS. CHIU: Good morning,
8 members of Streets and Services
9 Committee. I'm Sarah Chiu, City Planner
10 with the Philadelphia City Planning
11 Commission. I am here to testify on Bill
12 No. 130774, which Councilmember Squilla
13 introduced on October 24th, 2013.

14 Bill No. 130774 authorizes a
15 sidewalk encroachment for an open-air
16 cafe at 944 North 2nd Street consisting
17 of eight tables and 16 chairs. This will
18 encroach approximately 4 feet, 6 inches
19 onto the north footway of Laurel Street,
20 leaving a minimum of 5 feet, 6 inches of
21 clear and unobstructed footway.

22 The City Planning Commission's
23 policy, through the adoption of the
24 Bicycle and Pedestrian Plan, requires a
25 minimum of 5 feet of clear and

1 12/4/13 - STREETS - BILL 130578, etc.
2 unobstructed footway for pedestrians on
3 Laurel Street. This encroachment will
4 leave sufficient walking zone for
5 pedestrians.

6 At its meeting of November
7 19th, 2013, the City Planning Commission
8 recommended approval for Bill No. 130774
9 as an item in accord with previous
10 policy.

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

15 COUNCILMAN GREENLEE: Thank you
16 both.

17 Any questions?

18 (No response.)

19 COUNCILMAN GREENLEE: Seeing
20 none, anyone else here to testify on Bill
21 No. 130774?

22 (No response.)

23 COUNCILMAN GREENLEE: Seeing
24 none, Mr. McMonagle, please.

25 THE CLERK: Bill No. 130806, an

1 12/4/13 - STREETS - BILL 130578, etc.
2 ordinance authorizing TELA Partners doing
3 business as Fairmount Coffee Company to
4 construct, own and maintain an open-air
5 sidewalk cafe at 888 North 26th Street,
6 Philadelphia, PA, under certain terms and
7 conditions.

8 MR. O'DONNELL: Good morning,
9 Councilman Greenlee and members of the
10 Streets and Services Committee. My name
11 is Patrick O'Donnell and I am the Right
12 of Way Manager with the Department of
13 Streets. I am here to offer testimony on
14 Bill No. 130806.

15 This bill authorizes TELA
16 Partners doing business as Fairmount
17 Coffee Company to construct, own and
18 maintain various sidewalk encroachments
19 in the form of an open-air cafe on the
20 sidewalk located at 888 North 26th
21 Street. The cafe includes a total of
22 five tables and 13 chairs.

23 One table and three chairs will
24 be located adjacent to the building and
25 will encroach approximately 4 feet, 6

1 12/4/13 - STREETS - BILL 130578, etc.
2 inches onto the west footway of North
3 26th Street, leaving a minimum 7 feet, 6
4 inches of clear, unobstructed footway,
5 and four tables and ten chairs will be
6 located adjacent to the building and will
7 encroach approximately 4 feet, 6 inches
8 onto the south footway of Poplar Street,
9 leaving a minimum 10 feet, 6 inches of
10 clear, unobstructed footway. No rails
11 will be used.

12 The Streets Department has no
13 objections to these proposed
14 encroachments and supports the passage of
15 this bill.

16 Thank you for your time. This
17 concludes my testimony. I am pleased to
18 answer any questions you may have.

19 MS. CHIU: Good morning,
20 members of Streets and Services
21 Committee. I am Sarah Chiu, City Planner
22 with the Philadelphia City Planning
23 Commission. I am here to testify on Bill
24 No. 130806, which Councilmember Greenlee
25 introduced for Council President Clarke

1 12/4/13 - STREETS - BILL 130578, etc.
2 on October 24th, 2013.

3 Bill No. 130806 authorizes a
4 sidewalk encroachment for an open-air
5 cafe at 888 North 26th Street consisting
6 of one table and three chairs on North
7 26th Street as well as four tables and
8 ten chairs on Poplar Street. This will
9 encroach approximately 4 feet, 6 inches
10 onto the footway of both streets, leaving
11 a minimum of 7 feet, 6 inches of clear
12 and unobstructed footway.

13 The City Planning Commission's
14 policy, through the adoption of the
15 Bicycle and Pedestrian Plan, requires a
16 minimum of 6 feet of clear and
17 unobstructed footway for pedestrians on
18 both streets. This encroachment will
19 leave sufficient walking zone for
20 pedestrians.

21 At its meeting of November
22 19th, 2013, the City Planning Commission
23 recommended approval for Bill No. 130806
24 as an item in accord with previous
25 policy.

1 12/4/13 - STREETS - BILL 130578, etc.

2 This concludes my testimony. I
3 appreciate the opportunity to testify
4 before you today and would be pleased to
5 answer any questions you may have.

6 COUNCILMAN GREENLEE: Thank you
7 both.

8 Any questions?

9 (No response.)

10 COUNCILMAN GREENLEE: Seeing
11 none, anyone else here to testify on Bill
12 130806?

13 (No response.)

14 COUNCILMAN GREENLEE: Seeing
15 none, Mr. McMonagle, please.

16 THE CLERK: Bill No. 130807, an
17 ordinance authorizing Lloyd's Whiskey Bar
18 to construct, own and maintain an
19 open-air sidewalk cafe at 529 East Girard
20 Avenue, Philadelphia, PA, under certain
21 terms and conditions.

22 MR. O'DONNELL: Good morning,
23 Councilman Greenlee and members of the
24 Streets and Services Committee. My name
25 is Patrick O'Donnell and I am the

1 12/4/13 - STREETS - BILL 130578, etc.
2 Right of Way Manager with the Department
3 of Streets. I am here to offer testimony
4 on Bill No. 130807.

5 This bill authorizes Lloyd's
6 Whiskey Bar to construct, own and
7 maintain various sidewalk encroachments
8 in the form of an open-air cafe on the
9 sidewalk located at 529 East Girard
10 Avenue. The cafe includes a total of six
11 tables and 12 chairs.

12 Six tables and 12 chairs will
13 be located adjacent to the building and
14 will encroach approximately 4 feet, 6
15 inches, and four tables and eight chairs
16 will be located adjacent to the curbline
17 and will encroach approximately 3 feet, 6
18 inches, leaving a minimum 8 foot of
19 clear, unobstructed footway. No rails
20 will be used.

21 The sidewalk cafe may operate
22 until 10:00 p.m. in accordance with City
23 Code Section 9-208(6)(1). The cafe
24 tables may only be placed adjacent to the
25 curb after 7:00 p.m.

1 12/4/13 - STREETS - BILL 130578, etc.

2 The Streets Department has no
3 objections to these proposed
4 encroachments and supports the passage of
5 this bill.

6 Thank you for your time. This
7 concludes my testimony. I am pleased to
8 answer any questions you may have.

9 MS. CHIU: Good morning,
10 members of Streets and Services
11 Committee. I am Sarah Chiu, City Planner
12 with the Philadelphia City Planning
13 Commission. I am here to testify on Bill
14 No. 130807, which Councilmember Greenlee
15 introduced for Council President Clarke
16 on October 24th, 2013.

17 Bill No. 130807 authorizes a
18 sidewalk encroachment for an open-air
19 cafe at 529 East Girard Avenue consisting
20 of six tables and 12 chairs adjacent to
21 the building as well as four tables and
22 eight chairs adjacent to the curbline on
23 Girard Avenue. This will encroach
24 approximately 4 feet, 6 inches onto the
25 footway of Girard Avenue, leaving a

1 12/4/13 - STREETS - BILL 130578, etc.
2 minimum of 8 feet of clear and
3 unobstructed footway.

4 The City Planning Commission's
5 policy, through the adoption of the
6 Bicycle and Pedestrian Plan, requires a
7 minimum of 6 feet of clear and
8 unobstructed footway for the pedestrians
9 on this street. These encroachments will
10 leave sufficient walking zone for
11 pedestrians.

12 At its meeting of November
13 19th, 2013, the Planning Commission
14 recommended approval for Bill No. 130807
15 as an item in accord with previous
16 policy.

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

21 COUNCILMAN GREENLEE: Thank you
22 both.

23 Any questions?

24 (No response.)

25 COUNCILMAN GREENLEE: Seeing

1 12/4/13 - STREETS - BILL 130578, etc.
2 none, anyone else here to testify on Bill
3 No. 130807?

4 (No response.)

5 COUNCILMAN GREENLEE: Seeing
6 none, Mr. McMonagle, our last bill today.

7 THE CLERK: Bill No. 130771, an
8 ordinance authorizing Green Eggs Cafe to
9 construct, own and maintain an open-air
10 sidewalk cafe at 1306 Dickinson Street,
11 Philadelphia, PA, under certain terms and
12 conditions.

13 MR. O'DONNELL: Good morning,
14 Councilman Greenlee and members of the
15 Streets and Services Committee. My name
16 is Patrick O'Donnell and I am the
17 Right of Way Manager with the Department
18 of Streets. I am here to offer testimony
19 on Bill No. 130771.

20 This bill authorizes Green Eggs
21 Cafe to construct, own and maintain an
22 encroachment in the form of an open-air
23 cafe on the sidewalk located at 1306
24 Dickinson Street. The cafe includes a
25 total of four tables and ten chairs.

1 12/4/13 - STREETS - BILL 130578, etc.

2 One table and four chairs will
3 be located adjacent to the building and
4 will encroach approximately 4 feet onto
5 the south footway of Dickinson Street,
6 leaving a minimum of 7 feet of clear,
7 unobstructed footway, and three tables
8 and six chairs will be located adjacent
9 to the building on Clarion Street and
10 will encroach approximately 2 feet, 4
11 inches onto the east footway of South
12 Clarion Street, leaving a minimum of 5
13 feet, 8 inches of clear, unobstructed
14 footway. No rails will be used.

15 The Streets Department has no
16 objections to these proposed
17 encroachments and supports the passage of
18 this bill, as amended.

19 Thank you for your time. This
20 concludes my testimony. I am pleased to
21 answer any questions you may have.

22 COUNCILMAN GREENLEE: Thank
23 you.

24 MS. CHIU: Good morning,
25 members of Streets and Services

1 12/4/13 - STREETS - BILL 130578, etc.
2 Committee. I'm Sarah Chiu, City Planner
3 with the Philadelphia City Planning
4 Commission. I'm here to testify on Bill
5 No. 130771, which Councilmember Squilla
6 introduced on October 24th, 2013.

7 The amended Bill No. 130771
8 authorizes a sidewalk encroachment for an
9 open-air cafe at 1306 Dickinson Street
10 consisting of four tables and ten chairs.
11 This will encroach approximately 4 feet
12 onto the south footway of Dickinson
13 Street, leaving a minimum of 7 feet of
14 clear and unobstructed footway. In
15 addition, there will be 2 feet, 4 inches
16 encroachment onto the east footway of
17 South Clarion Street, leaving a minimum
18 of 5 feet, 8 inches of clear and
19 unobstructed footway.

20 The City Planning Commission's
21 policy, through the adoption of the
22 Bicycle and Pedestrian Plan, requires a
23 minimum of 6 feet of clear and
24 unobstructed footway for pedestrians on
25 Dickinson Street and 5 feet of clear and

1 12/4/13 - STREETS - BILL 130578, etc.
2 unobstructed footway for Clarion Street.

3 At its meeting of November
4 19th, 2013, the Planning Commission
5 recommended approval for Bill No. 130771,
6 as amended.

7 This concludes my testimony. I
8 appreciate the opportunity to testify
9 before you today and would be pleased to
10 answer any questions you may have.

11 COUNCILMAN GREENLEE: Again,
12 thank you both.

13 Any questions?

14 (No response.)

15 COUNCILMAN GREENLEE: Seeing
16 none, anyone else here to testify on
17 130771?

18 (No response.)

19 COUNCILMAN GREENLEE: Seeing
20 none, that concludes our public hearing.
21 We will now go into the public meeting.

22 I recognize Councilwoman
23 Sanchez for amendments on the first bill.

24 COUNCILWOMAN SANCHEZ: Thank
25 you, Mr. Chair. I move that the

1 12/4/13 - STREETS - BILL 130578, etc.
2 amendments for Bill No. 130765 be
3 adopted.

4 (Duly seconded.)

5 COUNCILMAN GREENLEE: It's been
6 moved and seconded.

7 All in favor?

8 (Aye.)

9 COUNCILMAN GREENLEE: Opposed?
10 (No response.)

11 COUNCILMAN GREENLEE: Hearing
12 none, the amendments are approved.

13 Councilwoman Sanchez.

14 COUNCILWOMAN SANCHEZ:

15 Mr. Chair, I move that the amendments to
16 Bill No. 130 -- I move Bill 130765, as
17 amended, be moved out of committee with a
18 suspension of the rules to allow first
19 reading at our next public meeting.

20 (Duly seconded.)

21 COUNCILMAN GREENLEE: It's been
22 moved and seconded.

23 All in favor?

24 (Aye.)

25 COUNCILMAN GREENLEE: Opposed?

1 12/4/13 - STREETS - BILL 130578, etc.

2 (No response.)

3 COUNCILMAN GREENLEE: Hearing
4 none, Bill No. 130765, as amended,
5 reported out favorably with a rules
6 suspension.

7 Councilwoman Sanchez.

8 COUNCILWOMAN SANCHEZ: Yes.

9 Mr. Chair, I move that Bill 130771, the
10 amendments to this bill be adopted.

11 (Duly seconded.)

12 COUNCILMAN GREENLEE: It's been
13 moved and seconded.

14 All in favor?

15 (Aye.)

16 COUNCILMAN GREENLEE: Opposed?

17 (No response.)

18 COUNCILMAN GREENLEE: Hearing
19 none, the amendments are adopted.

20 Councilwoman.

21 COUNCILWOMAN SANCHEZ: I move
22 that Bill 130771, as amended, be moved
23 out of committee with a suspension of
24 rules to allow first reading at our next
25 Council session.

1 12/4/13 - STREETS - BILL 130578, etc.

2 (Duly seconded.)

3 COUNCILMAN GREENLEE: It's been
4 moved and seconded.

5 All in favor?

6 (Aye.)

7 COUNCILMAN GREENLEE: Opposed?

8 (No response.)

9 COUNCILMAN GREENLEE: Hearing
10 none, Bill No. 130771, as amended,
11 reported out favorably with a rules
12 suspension.

13 Councilwoman, the other bills
14 you can call all together.

15 COUNCILWOMAN SANCHEZ:

16 Mr. Chair, I move that Bill 130816, Bill
17 130578, Bill 130772, 130773, 130774,
18 130806, 130807 be moved out of committee
19 with a favorable recommendation and
20 further move that the rules of Council be
21 suspended to allow first reading at our
22 next public session.

23 (Duly seconded.)

24 COUNCILMAN GREENLEE: It's been
25 moved and seconded.

1 12/4/13 - STREETS - BILL 130578, etc.

2 All in favor?

3 (Aye.)

4 COUNCILMAN GREENLEE: Opposed?

5 (No response.)

6 COUNCILMAN GREENLEE: Hearing
7 none, the bills just read by Councilwoman
8 Sanchez reported out of this committee
9 favorably with a rules suspension.

10 Being no other business before
11 this committee after this robust debate,
12 that will conclude the public meeting of
13 the Streets and Services Committee.

14 Thank you all very much.

15 (Committee on Streets and
16 Services concluded at 10:55 a.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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of the same by any means, unless under the
direct control and/or supervision of the
certifying reporter.)

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