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COUNCIL OF THE CITY OF PHILADELPHIA

3

COMMITTEE ON STREETS AND SERVICES

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Room 400, City Hall
Philadelphia, Pennsylvania
Thursday, March 27, 2008
1:20 p.m.

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PRESENT:

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COUNCILMAN FRANK DiCICCO, CHAIR

11

COUNCILMAN BILL GREEN

12

COUNCILMAN WILLIAM GREENLEE

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COUNCILMAN CURTIS JONES, JR.

14

COUNCILWOMAN MARIA QUINONES-SANCHEZ

15

COUNCILWOMAN DONNA REED MILLER

16

BILLS 080204, 080207, 080210, 080211, 080244,
080246, 080247, 080248, 080252, 080254,
080276, 080278, 080279, 080280, 080281, 080282
and 080264

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Litigation Support Services

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Eleven Penn Center

1835 Market Street, Suite 600
Philadelphia, Pennsylvania 19103

215.561.2220 215.567.2670

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COUNCILMAN DiCICCO: Good

3

afternoon, everyone. The Committee on

4

Streets and Services is now in its public

5

hearing.

6

We do have a quorum. To my far

7

right is Councilman Bill Green. Sitting

8

directly to my right is Councilman Curtis

9

Jones and to my far left is Councilman

10

William Greenlee.

11

Mr. Fenerty, I know you have

12

another appointment, so I would like to

13

get your testimony and hear your bills

14

before we move into the other parts of

15

the Calendar.

16

(Witness approached witness

17

table.)

18

COUNCILMAN DiCICCO: Good

19

afternoon, Mr. Fenerty.

20

I would ask Mr. McMonagle to

21

read the title of the first bill. Mr.

22

McMonagle is filling in for my

23

legislative assistant, who is on leave of

24

absence, so be kind to Mr. McMonagle,

25

please.

1 3/27/08 - STREETS - BILL 080204, etc.

2 THE CLERK: Bill No. 080204, an
3 ordinance amending Chapter 12-3000 of The
4 Philadelphia Code, entitled "Use of an
5 Automated Red Light Enforcement System to
6 Prevent Red Light Violations," by
7 authorizing the installation of red light
8 enforcement systems at the intersection
9 of 58th Street and Walnut Street, and by
10 reducing to 60 days the phase-in period
11 during which only warnings are issued,
12 all under certain terms and conditions.

13 COUNCILMAN DiCICCO: Good
14 afternoon, sir. Please identify yourself
15 for the record and proceed with your
16 testimony.

17 MR. FENERTY: Good afternoon,
18 Chairman DiCicco. My name is Vince
19 Fenerty and I'm the Executive Director of
20 the Parking Authority. I would like to
21 thank Chairman DiCicco and members of the
22 Committee for allowing me to testify
23 today. I am testifying in favor of Bills
24 080204 and 080211, which authorize the
25 installation of red light cameras at the

1 3/27/08 - STREETS - BILL 080204, etc.
2 following intersections: 58th Street and
3 Walnut and 9th Street and Roosevelt
4 Boulevard and Broad Street and Hunting
5 Park Avenue.

6 The red light camera program is
7 in its pilot stage and was recently
8 extended by the Pennsylvania Legislature
9 until the end of 2011. I would like to
10 thank the Committee for the unanimous
11 support Council has given this program in
12 the past, and its success and extension
13 has been, in large part, attributed to
14 the public support it has received.

15 Since the first cameras were
16 activated at Grant and Roosevelt
17 Boulevard on February 23, 2005, the
18 program has been successful in its main
19 goals: decreasing red light running,
20 accidents, injuries and fatalities.

21 I would like to update the
22 Committee on the recent progress of the
23 red light camera program since I last
24 testified before this Committee. There
25 are now 52 cameras at ten intersections.

1 3/27/08 - STREETS - BILL 080204, etc.

2 With the approval of these bills, the
3 number of cameras would increase to 64
4 cameras at 13 intersections. When the
5 program was extended, the Legislature
6 gave the Parking Authority the ability to
7 change from antiquated film technology to
8 digital cameras. The conversion allows
9 the Parking Authority to use the latest
10 technology, which will improve image
11 quality. The conversion of every
12 intersection was completed earlier this
13 month.

14 Additionally, all five new
15 intersections along Roosevelt Boulevard
16 have shown decreases in the number of red
17 light violations with dramatic reductions
18 at Mascher Street, Levick Street at
19 Roosevelt Boulevard. I have attached the
20 statistics for each intersection for your
21 review.

22 Also, a study was commissioned
23 by the Authority and completed by former
24 Police Inspector Thomas Nestel of Cottman
25 Avenue and the Boulevard, which is a red

1 3/27/08 - STREETS - BILL 080204, etc.
2 light-controlled intersection, and Tyson
3 and Roosevelt Boulevard, a non-red light
4 camera intersection. The study shows how
5 red light cameras can dramatically
6 improve the safety of an intersection,
7 especially when compared to a similar
8 nearby intersection that does not have a
9 red light camera. I have supplied each
10 member of the Committee a copy of that
11 report.

12 In conclusion, I feel that the
13 proven success of this program warrants
14 its continued expansion to other
15 dangerous intersections throughout the
16 City. I ask that the Committee give
17 Bills 080204 and 080211 a favorable
18 recommendation and request that the rules
19 be suspended to allow the first reading
20 at the next Council session.

21 Thank you again for the
22 opportunity to testify here this
23 afternoon, and I'm happy to answer any
24 questions.

25 COUNCILMAN DiCICCO: Thank you,

1 3/27/08 - STREETS - BILL 080204, etc.

2 Mr. Fenerty. Before I entertain
3 questions, since you combined the two
4 bills, I would ask Mr. McMonagle for the
5 purpose of the record to read the title
6 of Bill No. 080211.

7 THE CLERK: Bill No. 080211, an
8 ordinance amending Chapter 12-3000 of The
9 Philadelphia Code, entitled "Use of an
10 Automated Red Light Enforcement System to
11 Prevent Red Light Violations," by
12 authorizing the installation of red light
13 enforcement systems at the intersection
14 of 9th Street at Roosevelt Boulevard and
15 at the intersection of Hunting Park
16 Avenue at Broad Street, and by reducing
17 to 60 days the phase-in period during
18 which only warnings are issued, all under
19 certain terms and conditions.

20 COUNCILMAN DiCICCO: Thank you.

21 The Chair recognizes Councilman
22 Green.

23 COUNCILMAN GREEN: Good
24 afternoon, Mr. Fenerty.

25 MR. FENERTY: Councilman.

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN GREEN: Thanks for
3 coming in. I just have a couple of quick
4 questions related to the red light camera
5 program.

6 How much does it cost to
7 install a camera?

8 MR. FENERTY: The contracted
9 fee right now is 4,895 per month per
10 camera, and that includes everything.
11 That includes installation, everything
12 right down to the mailing of the notices.

13 COUNCILMAN GREEN: \$48.95?

14 MR. FENERTY: No; \$4,895 per
15 month per camera.

16 COUNCILMAN GREEN: So a
17 contractor does that?

18 MR. FENERTY: Yes.

19 COUNCILMAN GREEN: And then
20 other than that -- and then they mail out
21 the notices from --

22 MR. FENERTY: Yes.

23 COUNCILMAN GREEN: And other
24 than that, does the -- so the revenue
25 from all tickets comes to the Parking

1 3/27/08 - STREETS - BILL 080204, etc.

2 Authority?

3 MR. FENERTY: Revenue from the
4 tickets comes to the Parking Authority.
5 The Parking Authority takes the cost out,
6 which in this program are very limited.
7 It's the cost of each camera per month,
8 the reimbursement to the City of
9 Philadelphia for the police officers, who
10 validate the camera -- who validate the
11 violations, the reimbursement to the
12 Board of Review, which hears the hearings
13 for them, and any other costs, such as
14 printing, the study that we did at the
15 one intersection, and the remainder of
16 the funds are transferred to the
17 Pennsylvania Department of Transportation
18 to the Motor Vehicle Safety Fund.

19 COUNCILMAN GREEN: And then
20 that is split between the State and the
21 City under the normal --

22 MR. FENERTY: No. These are
23 de-criminalized violations. The
24 entire -- the net profit would go right
25 to PennDOT.

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN GREEN: Is there a
3 reason -- I mean, is that state law?

4 MR. FENERTY: That's a state
5 law.

6 COUNCILMAN GREEN: There's no
7 way the City can receive any revenue from
8 these?

9 MR. FENERTY: That was the way
10 the state law was written. In December,
11 there was a move by some of the
12 Philadelphia legislators to try to get
13 some of the money sent to the School
14 District, and that wasn't successful.

15 The reason it was sent -- when
16 the original legislation was written, the
17 intent was that the money would go to
18 PennDOT, so those individuals who were
19 not in favor of red light cameras and
20 were looking at them as a money-making
21 opportunity for a municipality or a
22 county, that red light cameras wouldn't
23 grow at intersections where they didn't
24 belong. So it was -- the theory was that
25 the money went to PennDOT to avoid any

1 3/27/08 - STREETS - BILL 080204, etc.
2 municipality -- and Philadelphia being
3 the first county to have red light
4 cameras -- so Philadelphia or other
5 counties which start to get red light
6 cameras wouldn't use them to fill the
7 shortfalls in their budgets. That's why
8 the money went to PennDOT.

9 COUNCILMAN GREEN: And there's
10 no requirement for PennDOT to spend the
11 money in Philadelphia?

12 MR. FENERTY: PennDOT is
13 supposed to spend the money along the
14 Roosevelt Boulevard corridor for
15 education and safety. So far, we have
16 sent them -- I don't have it right off
17 the top of my head -- I believe \$2.4
18 million. The most recent -- in the first
19 year -- excuse me. The first year we
20 sent \$752,000 to PennDOT, and under an
21 agreement which was worked with the
22 Legislature in Harrisburg, we make
23 quarterly payments now, which began on
24 March 1st. The first three quarters of
25 our fiscal year -- and our fiscal year is

1 3/27/08 - STREETS - BILL 080204, etc.
2 different than the City's. Our fiscal
3 year ends March 30th -- netted a profit
4 of just in excess of \$2 million. So on
5 March 1st, we sent to PennDOT \$2 million.

6 COUNCILMAN GREEN: Just so I
7 completely understand this, because of a
8 state law, there's no way the City can
9 have its own red light camera system,
10 right?

11 MR. FENERTY: It is the City's
12 red light camera system, operated by the
13 Parking Authority, but the money by
14 statute from Harrisburg goes to PennDOT.

15 COUNCILMAN GREEN: We can't
16 have a parking department have a red
17 light camera system. State law prohibits
18 the City of Philadelphia or the County of
19 Philadelphia from having red light
20 cameras, unless the money goes to the
21 state?

22 MR. FENERTY: That's correct.

23 COUNCILMAN GREEN: And other
24 counties that don't have a Parking
25 Authority, how do they do it?

1 3/27/08 - STREETS - BILL 080204, etc.

2 MR. FENERTY: In Pennsylvania,
3 so far Philadelphia is the only county
4 that has adopted the red light camera
5 program. I do know that somewhere in
6 Bucks County they are looking at sometime
7 in this session of possibly introducing
8 legislation in Harrisburg to allow it in
9 Bucks County.

10 COUNCILMAN GREEN: And that
11 money is also earmarked for PennDOT?

12 MR. FENERTY: That money would
13 also go to PennDOT.

14 COUNCILMAN GREEN: Thank you
15 very much.

16 MR. FENERTY: Thank you.

17 COUNCILMAN DiCICCO: Thank you.

18 Any other questions for this
19 witness from the Committee?

20 (No response.)

21 COUNCILMAN DiCICCO:

22 Mr. McMonagle, the title of the next
23 bill, please.

24 THE CLERK: Bill No. 080210, an
25 ordinance amending Chapter 12-2400 of The

1 3/27/08 - STREETS - BILL 080204, etc.
2 Philadelphia Code, entitled "Towing and
3 Immobilizing of Parked or Abandoned
4 Vehicles," by changing the weight
5 classification for certain boot, removal
6 and impoundment fees, and for the
7 addition of certain boot, removal and
8 impoundment fees, all under certain terms
9 and conditions. And also Bill No.
10 080244, an ordinance amending Chapter
11 12-2700 of The Philadelphia Code,
12 entitled "Permit Parking Districts," by
13 restoring the permit parking and renewal
14 fees, within certain permit parking
15 districts, to their pre-2007 levels.

16 MR. FENERTY: Mr. DiCicco,
17 which bill would you like me to testify
18 on first?

19 COUNCILMAN DiCICCO: 080210.
20 (Witnesses approached witness
21 table.)

22 MR. FENERTY: Okay. I would
23 like to thank you, Mr. DiCicco, and the
24 members of the Committee for allowing me
25 to testify today. I am testifying in

1 3/27/08 - STREETS - BILL 080204, etc.
2 favor of this bill, which would add a
3 third weight classification to the
4 towing, impounding and storage of
5 vehicles.

6 At this time, there are only
7 two weight classifications, one for
8 vehicles under 17,000 pounds and one for
9 those over 17,000 pounds. Most large
10 trucks are over 17,000 pounds, but the
11 current less than 17,000-pound
12 classification covers all passenger
13 vehicles, SUVs and pickup trucks and
14 mid-range trucks. Mid-range trucks, such
15 as delivery trucks and cargo vans,
16 package and parcel trucks, et cetera, the
17 weight on those vehicles is between
18 11,000 and 17,000 pounds, for which the
19 Parking Authority has to use its larger,
20 specialized equipment that is very
21 different from the equipment which is
22 required for passenger vehicles, which
23 the weight limitation is under 11,000
24 pounds.

25 It is cost prohibitive under

1 3/27/08 - STREETS - BILL 080204, etc.
2 the current rate structure to treat the
3 towing and impoundment and storage of a
4 mid-range truck the same as a passenger
5 vehicle. The addition of the third
6 weight classification would be a more
7 thorough rate structure and would
8 represent the vast array of tow requests
9 that the Parking Authority receives each
10 day regarding mid-range trucks.

11 I'm asking this Committee to
12 give Bill 080210 a favorable
13 recommendation and request the rules be
14 suspended to allow the first reading at
15 the next Council session.

16 I'd be happy to answer any
17 questions.

18 COUNCILMAN DiCICCO: Before we
19 begin, I just would like for the record
20 to reflect that the Vice-Chair of this
21 Committee, Councilwoman Quinones-Sanchez,
22 is here.

23 Any questions from the
24 Committee on this bill?

25 (No response.)

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN DiCICCO:

3 Mr. McMonagle, you already read the title
4 of the next bill? Did you read two of
5 them?

6 THE CLERK: Bill No. 080244 --
7 excuse me. I already read this.

8 COUNCILMAN DiCICCO: Did you
9 read that into the record? Okay.

10 Mr. Fenerty, you have testimony
11 on Bill No. 080244?

12 MR. FENERTY: Thank you,
13 Mr. DiCicco. Bill No. 080244
14 reestablishes the residential parking
15 permit fee for multiple vehicles in a
16 household at the same level in RPP
17 District 8 as paid by the rest of the
18 City.

19 When the bill was introduced to
20 increase the fee to \$100 for two or more
21 vehicles in a household last year, the
22 Parking Authority registered our
23 objection. We believe that a
24 comprehensive review of the fees is
25 appropriate, and that would be citywide.

1 3/27/08 - STREETS - BILL 080204, etc.

2 We do not believe that a
3 district-by-district approach is
4 appropriate, nor could it sustain a
5 challenge.

6 I commit that the Authority
7 will be representing a comprehensive
8 review of permit parking fees after
9 appropriate consultation with community
10 groups, neighborhood associations and the
11 Mayor's Office of Transportation. I
12 believe we can complete a review within
13 the next six months. Until that is
14 complete and Council has the opportunity
15 to review all of our recommendations, I
16 believe that the fee for the permits in
17 RPP District 8 should be restored to the
18 level paid by other permit holders.

19 And that would basically bring
20 everyone back down -- would bring those
21 people in Permit District 8 back down to
22 what everyone else has paid citywide. I
23 have never understood, Mr. DiCicco, why
24 it was raised in Councilman Jones'
25 district to \$100 by the former

1 3/27/08 - STREETS - BILL 080204, etc.
2 Councilperson, and I've met with
3 Councilman Jones right after he was sworn
4 in and explained what kind of a problem
5 this was going to cause in his district
6 when the fees went out, and I believe we
7 were all together on reducing them back
8 to where they properly belong.

9 COUNCILMAN DiCICCO: Thank you.
10 In your testimony when you
11 speak to the "sustain a challenge,"
12 you're speaking about uniformity, I
13 assume?

14 MR. FENERTY: Yes. It's not
15 uniform. It actually, to use a word,
16 it's discriminatory against the people in
17 District No. 8.

18 COUNCILMAN DiCICCO: Is this
19 the only area in the City where there's
20 that adjustment?

21 MR. FENERTY: Yes, sir.

22 COUNCILMAN DiCICCO: Any other
23 testimony from the witnesses before we
24 ask for questions?

25 MR. FENERTY: No. We're fine.

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN DiCICCO: Councilman
3 Jones.

4 COUNCILMAN JONES: I just want
5 to thank you for expeditiously supporting
6 this measure. I never understood the
7 rationale why a section of the City was
8 penalized financially on parking permits,
9 and maybe history will never tell us why,
10 but I'm glad that every now and then
11 government sees an inequity, reacts to it
12 and really tries to correct it. So I
13 appreciate your cooperation in this
14 regard.

15 MR. FENERTY: Thank you.

16 COUNCILMAN DiCICCO: Thank you.

17 Any other questions for the
18 witness from the Committee?

19 (No response.)

20 COUNCILMAN DiCICCO: Is there
21 anyone else here who wishes to testify
22 for or against these bills?

23 (No response.)

24 COUNCILMAN DiCICCO: Seeing
25 none, thank you, Mr. Fenerty.

1 3/27/08 - STREETS - BILL 080204, etc.

2 MR. FENERTY: Thank you,
3 Mr. Chairman.

4 COUNCILMAN DiCICCO:
5 Mr. McMonagle, please read the title of
6 the next bill.

7 THE CLERK: Bill No. 080246, an
8 ordinance authorizing the revision of
9 lines and grades on a portion of City
10 Plan Nos. 240 and 296 by placing on the
11 City Plan River Road from the existing
12 northwesterly terminus of Nixon Street to
13 a point approximately ten feet southeast
14 of the Philadelphia-Montgomery County
15 Line; by placing on the City Plan a
16 right-of-way for drainage purposes, water
17 main purposes, gas main purposes, public
18 utility purposes, and emergency access
19 purposes extending from the northwesterly
20 terminus of River Road to the
21 Philadelphia-Montgomery County Line; and
22 by placing on the City Plan a
23 right-of-way for drainage purposes and a
24 pumping station on the southwesterly side
25 of the proposed River Road approximately

1 3/27/08 - STREETS - BILL 080204, etc.
2 2,159 feet northwest of the existing
3 terminus of Nixon Street; authorizing the
4 opening of the unopened portions of the
5 proposed River Road and the vacating of
6 certain portions of the existing River
7 Road, also known as Nixon Street; and
8 authorizing the acquisition of the said
9 required rights-of-way by condemnation or
10 agreement; all under certain terms and
11 conditions.

12 COUNCILMAN DiCICCO: Thank you.

13 Good afternoon, Mr. Morelli.

14 MR. MORELLI: Good afternoon,
15 Mr. Chairman and members of the
16 Committee. My name is Frank Morelli,
17 Survey Bureau Manager of the Department
18 of Streets, and the Department of Streets
19 would like to offer the following
20 testimony on Bill No. 080246.

21 This is an administrative
22 ordinance requested by Mr. Paul McCloskey
23 of the Philadelphia Water Department,
24 1101 Market Street, Second Floor,
25 Philadelphia, PA 19107.

1 3/27/08 - STREETS - BILL 080204, etc.

2 The purpose of this ordinance
3 is to place River Road in its current
4 existing location on the City Plan and to
5 place two utility rights-of-way so that
6 the City can install a public sewer and
7 improve the existing roadway in order to
8 relieve unsanitary conditions.

9 This ordinance is supported by
10 the Department of Streets and is
11 recommended to your Committee for
12 favorable action.

13 COUNCILMAN DiCICCO: Good
14 afternoon.

15 MR. ERICKSON: Good afternoon,
16 Mr. Chairman and members of the Streets
17 and Services Committee. I am William
18 Erickson, City Planner from the
19 Development Planning Division of the
20 Philadelphia City Planning Commission. I
21 am here to testify on Bill No. 080246,
22 which was introduced by Councilmember
23 Jones on March 6, 2008.

24 This ordinance, No. 080246, is
25 to authorize the placement of River Road

1 3/27/08 - STREETS - BILL 080204, etc.
2 and certain rights-of-ways. The
3 companion bills along with this item are
4 Bill No. 080247, which is for sewer
5 construction, Bill No. 080248, which was
6 the streets paving, and Bill No. 080246,
7 which was revision of the Official Sewage
8 Plan. They address the issue of
9 properties on River Road from Montgomery
10 County Line to Nixon Street which are
11 being serviced by on-lot sewage disposal
12 systems. Since these treatment
13 facilities from time to time can cause
14 pollution of the Schuylkill River, the
15 Pennsylvania Department of Environmental
16 Protection has directed the City of
17 Philadelphia to investigate remedial
18 action.

19 The City has decided that the
20 best method to address this issue is to
21 construct a new sewer with pumping
22 stations in River Road and to institute
23 appropriate institutional controls to
24 address the conditions on River Road.

25 The Philadelphia City Planning

1 3/27/08 - STREETS - BILL 080204, etc.
2 Commission has worked with the Councilman
3 and communities to address these issues
4 and is scheduled to present this item to
5 the next Planning Commission meeting
6 scheduled for April 15, 2008.

7 This concludes my testimony on
8 this particular bill.

9 COUNCILMAN DiCICCO: Thank you.
10 Councilman Jones, anyone else,
11 any members of the Committee?

12 Councilman Green.

13 COUNCILMAN GREEN: I just had a
14 question about the -- I'm familiar with
15 River Road. Currently, there's a sort of
16 brown bar across the end of it where you
17 can't drive any further and it looks like
18 there used to be a road that continued.
19 It's not paved. There's nothing back
20 there. Are you talking about extending
21 the road past that point?

22 MR. MORELLI: No. The road
23 will physically stop ten feet before
24 Montgomery County Line and there will be
25 a small turn-around to prevent through

1 3/27/08 - STREETS - BILL 080204, etc.
2 traffic.

3 COUNCILMAN GREEN: So that
4 brown gate is the Montgomery County Line?

5 MR. MORELLI: It stops short of
6 Montgomery County Line right now.

7 COUNCILMAN GREEN: And so the
8 road won't go past where the brown gate
9 currently is?

10 MR. MORELLI: Correct.

11 COUNCILMAN GREEN: Thank you.

12 COUNCILMAN DiCICCO: Thank you.

13 Any other questions for these
14 witnesses?

15 (No response.)

16 COUNCILMAN DiCICCO: Anyone
17 else here who wishes to testify for or
18 against this bill?

19 (No response.)

20 COUNCILMAN DiCICCO: Do you
21 have any other bills? How many more
22 bills do you have?

23 MR. MORELLI: I have eight
24 other bills. I'm not sure which ones are
25 being heard today.

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN DiCICCO: My
3 understanding is we're actually going to
4 hear them all, contrary to what -- and
5 those bills or a portion of those bills
6 that were originally going to be held,
7 we're going to vote them out without a
8 suspension, because I think they just
9 want to keep this thing moving forward.
10 So Sean is not familiar with this, but
11 I'll just keep you there for all of your
12 bills.

13 MR. MORELLI: I'm prepared for
14 all the bills that were on the agenda.

15 COUNCILMAN DiCICCO: Okay.
16 Which bill do you want to do next?

17 MR. MORELLI: 247 would be the
18 next Water Department bill.

19 COUNCILMAN DiCICCO: 247?
20 Okay.

21 Sean.

22 THE CLERK: Bill No. 080247, an
23 ordinance authorizing the construction of
24 sanitary sewers and appurtenant work in
25 portions of River Road and Nixon Street.

1 3/27/08 - STREETS - BILL 080204, etc.

2 MS. GRACE: Good afternoon,
3 Chairman DiCicco and members of the
4 Committee on Streets and Services. I am
5 Trisha Grace. I'm Project Manager in the
6 Philadelphia Water Department. I'm
7 standing in for Arthur Holst today.

8 I am here to testify on Bill
9 080247, which authorizes the construction
10 of a sanitary sewer and appurtenant work
11 in portions of River Road and Nixon
12 Street. Councilman Jones introduced this
13 bill on March 6, 2008.

14 Bill No. 080247 authorizes the
15 construction of sanitary sewers and
16 appurtenant work in River Road from the
17 Montgomery County Line to Port Royal
18 Avenue and in Nixon Street from Port
19 Royal Avenue to approximately 800 feet
20 north of Shawmont Avenue. Residents of
21 this area currently have private
22 cesspools that are deteriorated and have
23 outlived their useful life. The
24 cesspools are polluting the Schuylkill
25 River, and current state and federal

1 3/27/08 - STREETS - BILL 080204, etc.
2 regulations does not allow for the
3 replacement of said cesspools.

4 Accordingly, the PA Department
5 of Environmental Protection has ordered
6 the City to take the corrective measures
7 to prevent water pollution and protect
8 public health. The City is determined
9 that the best way to remedy the situation
10 is to construct a public sanitary sewer
11 in River Road.

12 The residents affected by this
13 construction shall be assessed for the
14 new sewer in accordance with The
15 Philadelphia Code and shall be solely
16 responsible for the plumbing connections
17 to the new facilities.

18 The Water Department recommends
19 that this bill be reported favorably out
20 of Committee and that the rules of
21 Council be suspended to allow for first
22 reading of this bill at the next session
23 of City Council.

24 This concludes my testimony. I
25 appreciate the opportunity to appear

1 3/27/08 - STREETS - BILL 080204, etc.
2 before you today and would be happy to
3 answer any questions that you may have.

4 COUNCILMAN DiCICCO: Thank you.
5 You have testimony?

6 MR. ERICKSON: Yes. Good
7 afternoon, Chairman DiCicco and members
8 of the Streets and Services Committee. I
9 am William Erickson, City Planner for the
10 Development Planning Division of the
11 Philadelphia City Planning. I am here to
12 testify on Bill No. 080247, which was
13 introduced by Councilman Jones on March
14 6, 2008.

15 The purpose of this Bill 080247
16 is to authorize construction of a
17 sanitary sewer in River Road. The
18 companion bills along with this bill are
19 080246, street placement and acquisition,
20 Bill 080248, which is the streets paving
21 bill, and Bill No. 080264, revisions of
22 the Official Sewage Facility Plan.

23 They address the issues of
24 properties of River Road from Montgomery
25 County Line to Nixon Street which are

1 3/27/08 - STREETS - BILL 080204, etc.
2 being serviced by individual on-lot
3 sewage disposal systems. Since these
4 treatment facilities from time to time
5 can cause pollution of the Schuylkill
6 River, the Pennsylvania Department of
7 Environmental Protection has directed the
8 City to investigate the remedial action.

9 The City has decided that the
10 best method to address these issues is to
11 construct a sewer with a pumping station
12 in River Road and to institute
13 appropriate institutional controls to
14 address the conditions of River Road.

15 The Planning Commission staff
16 has worked with the Councilman and the
17 community to address these issues and is
18 scheduled to present this item at the
19 next Planning Commission meeting on April
20 15, 2008.

21 COUNCILMAN DiCICCO: Thank you.

22 Any questions from the
23 Committee for these witnesses?

24 (No response.)

25 COUNCILMAN DiCICCO:

1 3/27/08 - STREETS - BILL 080204, etc.

2 Mr. Morelli, we want to do 248 next?

3 MR. MORELLI: Okay.

4 COUNCILMAN DiCICCO:

5 Mr. McMonagle.

6 THE CLERK: Bill No. 080248, an
7 ordinance authorizing the paving of River
8 Road from the existing northwesterly
9 terminus of Nixon Street to a point
10 approximately ten feet southeast of the
11 Philadelphia-Montgomery County Line.

12 MR. MORELLI: Good afternoon,
13 Mr. Chairman and members of the
14 Committee. My name is Frank Morelli,
15 Survey Bureau Manager of the Department
16 of Streets, and the Department of Streets
17 would like to offer the following
18 testimony on Bill No. 080248.

19 This is an administrative
20 ordinance requested by Mr. Paul McCloskey
21 of the Philadelphia Water Department,
22 1101 Market Street, Second Floor,
23 Philadelphia, PA 19107.

24 The purpose of this ordinance
25 is to pave River Road in its current

1 3/27/08 - STREETS - BILL 080204, etc.
2 existing location as part of a project to
3 install a public sewer and improve the
4 existing roadway in order to relieve
5 unsanitary conditions.

6 This ordinance is supported by
7 the Department of Streets and is
8 recommended to your Committee for
9 favorable action.

10 COUNCILMAN DiCICCO: Any
11 questions from this Committee?

12 (No response.)

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

16 (No response.)

17 COUNCILMAN DiCICCO: Seeing
18 none, Mr. McMonagle, the title of the
19 next bill.

20 THE CLERK: Bill No. 080254, an
21 ordinance authorizing and directing the
22 revision of lines and grades on a portion
23 of City Plan No. 120 by striking from the
24 City Plan and vacating Harlan Street and
25 Sharswood Street, each from 19th Street

1 3/27/08 - STREETS - BILL 080204, etc.
2 to 20th Street, and placing on the City
3 Plan in a new location Harlan Street from
4 19th Street to 20th Street, all under
5 certain terms and conditions, including
6 the dedication to the City, free and
7 clear of all encumbrances, of the bed of
8 the relocated Harlan Street.

9 MR. MORELLI: Good afternoon,
10 Mr. Chairman and members of the
11 Committee. My name is Frank Morelli,
12 Survey Bureau Manager of the Department
13 of Streets, and the Department of Streets
14 would like to offer the following
15 testimony on Bill No. 080254.

16 This is not an administrative
17 ordinance, but an ordinance requested by
18 Mr. Christopher W. Jensen, Schoor
19 DePalma, Incorporated, 412 Creamery Way,
20 Suite 100, Exton, PA 19341.

21 The purpose of this ordinance
22 is to strike from the City Plan and
23 vacate Harlan and Sharswood Streets, each
24 from 19th Street to 20th Street, and to
25 place on the City Plan in a new location

1 3/27/08 - STREETS - BILL 080204, etc.
2 Harlan Street from 19th to 20th Street as
3 part of a project to develop an
4 affordable housing subdivision.

5 This ordinance is supported by
6 the Department of Streets and is
7 recommended to your Committee for
8 favorable action.

9 COUNCILMAN DiCICCO:
10 Mr. Erickson.

11 MR. ERICKSON: Good afternoon,
12 Chairman DiCicco and members of the
13 Streets and Services Committee. I am
14 William Erickson, City Planner for the
15 Development Planning Division of the
16 Philadelphia City Planning Commission. I
17 am here to testify on Bill No. 080254,
18 which was introduced by Councilmember
19 Clarke on March 6, 2008.

20 This ordinance authorizes and
21 directs the revision of lines and grades
22 on a portion of City Plan No. 120 by
23 striking from the City Plan and vacating
24 Harlan Street and Sharswood Street, each
25 from 19th Street to 20th Street, and the

1 3/27/08 - STREETS - BILL 080204, etc.
2 placing on the City Plan in a new
3 location Harlan Street from 19th Street
4 to 20th Street, all under certain terms
5 and conditions, including the dedication
6 to the City, free and clear of all
7 encumbrances, of the bed of the relocated
8 Harlan Street.

9 This action is to assist the
10 development of a 2.3-acre parcel of land
11 to allow for the construction of 32
12 semi-detached and two detached
13 single-family dwellings on existing and
14 proposed new City streets. The existing
15 zoning is C-2 Commercial and R-10
16 Residential, and it is presently vacant
17 land. This site is located in the
18 federally designated Cecil B. Moore
19 Homeownership Zone, which is a \$60
20 million, 296-unit mixed-income
21 residential development.

22 The Philadelphia Planning
23 Commission has approved the preliminary
24 plat at its meeting of February 19, 2008.
25 Therefore, the Philadelphia City Planning

1 3/27/08 - STREETS - BILL 080204, etc.
2 Commission recommends approval to Bill
3 No. 080254.

4 This concludes my testimony.

5 COUNCILMAN DiCICCO: Thank you,
6 Mr. Erickson.

7 Any questions for these
8 witnesses from the Committee?

9 (No response.)

10 COUNCILMAN DiCICCO: The Chair
11 recognizes that Councilwoman Donna Reed
12 Miller is also in attendance. She is a
13 member of this Committee as well.

14 We're going to go back. You
15 guys can just sit there, if you don't
16 mind. We're going to go back to Bill No.
17 080207.

18 Mr. McMonagle, would you please
19 read the title of that bill.

20 THE CLERK: Bill No. 080207, an
21 ordinance granting permission to ABEER,
22 LP, owner of the property Oak Lane Diner,
23 6528 North Broad Street, to legalize an
24 existing vestibule entrance and for the
25 operation and maintenance of a sidewalk

1 3/27/08 - STREETS - BILL 080204, etc.
2 cafe covered by a canvas tent on 66th
3 Avenue, under certain terms and
4 conditions.

5 (Witness approached witness
6 table.)

7 COUNCILMAN DiCICCO: Good
8 afternoon, sir. Please identify yourself
9 for the record and proceed with your
10 testimony.

11 MR. McKEOWN: Good morning,
12 Chairman and members of the Committee.
13 My name is Shawn McKeown. I'm a
14 Construction Engineer for the Streets
15 Department. I am here to offer the
16 following testimony for Bill 080207.

17 Bill No. 080207 grants
18 permission to ABEER, Limited Partnership,
19 owner of the property located at 6528
20 North Broad Street, also known as the Oak
21 Lane Diner, to legalize an existing
22 vestibule entrance and to operate and
23 maintain a sidewalk cafe covered with a
24 canvas tent on 66th Avenue.

25 The Streets Department has

1 3/27/08 - STREETS - BILL 080204, etc.

2 reviewed the construction plans for this
3 project and has no objection to the
4 passage of the bill.

5 COUNCILMAN DiCICCO: Thank you.

6 Any questions?

7 (No response.)

8 COUNCILMAN DiCICCO: Any
9 comments?

10 The Chair recognizes
11 Councilwoman Miller.

12 COUNCILWOMAN MILLER: Thank
13 you. Just a very quick comment, and,
14 that is, most people from the Northwest
15 are familiar with the Oak Lane Diner.
16 It's been there forever. It's a very
17 popular eatery, and this would just be a
18 welcomed addition for additional seating
19 and whatnot in nice weather. And I do
20 think the owners are here, if anybody
21 wants to --

22 COUNCILMAN DiCICCO: They are.
23 And I did have an opportunity a few weeks
24 ago, meeting with Mr. Winbush, to look at
25 the proposed plans. It looks like it's

1 3/27/08 - STREETS - BILL 080204, etc.
2 going to be a great expansion, and we
3 wish you luck.

4 What is the best dish, by the
5 way, if I ever happen to be up there?
6 Can you recommend anything?

7 COUNCILWOMAN MILLER: Their --

8 COUNCILMAN DiCICCO: And I want
9 to pay, by the way. I'm paying. Nothing
10 on the house.

11 COUNCILWOMAN MILLER: All of
12 the pastry --

13 COUNCILMAN DiCICCO: We have
14 done away with pay-to-play, so I want to
15 pay for my own meal.

16 COUNCILWOMAN MILLER: The baked
17 goods, Councilman DiCicco.

18 COUNCILMAN DiCICCO: The baked
19 goods? All right.

20 Any other questions from the
21 Committee for these witnesses?

22 (No response.)

23 COUNCILMAN DiCICCO: Thank you
24 and good luck to you. Thank you.

25 Before we read the title of the

1 3/27/08 - STREETS - BILL 080204, etc.
2 next bill, just for the purpose of the
3 record, Bill No. 080252 is being held, as
4 is Bill No. 080278.

5 Mr. McMonagle, the title of the
6 next bill, please.

7 THE CLERK: Bill No. 080276, an
8 ordinance amending Chapter 12-900 of The
9 Philadelphia Code, entitled "Parking
10 Regulations and Penalties," by regulating
11 on-street parking of boats, motor homes,
12 truck campers and vending carts, and
13 amending Section 12-2405, entitled
14 "Removal or Immobilization of Parked
15 Vehicles; Notice," and Section 12-2809,
16 entitled "Civil Penalties and Costs," to
17 provide for penalties and towing for
18 violations; all under certain terms and
19 conditions.

20 (Witness approached witness
21 table.)

22 COUNCILMAN DiCICCO: Good
23 afternoon, sir. Please identify yourself
24 for the record.

25 MR. WASHINGTON: Good

1 3/27/08 - STREETS - BILL 080204, etc.
2 afternoon, Mr. Chairman and members of
3 the Committee. Thank you for the
4 opportunity to appear before you today.
5 My name is Mark Washington and I am a
6 District Traffic Engineer for the
7 Department of Streets.

8 I am here today to offer
9 testimony on Bill No. 080276, a bill
10 amending Chapter 12-900 of The
11 Philadelphia Code, entitled "Parking
12 Regulations and Penalties," by regulating
13 the on-street parking of boats, motor
14 homes, truck campers and vending carts,
15 and amending Section 12-2405, entitled
16 "Removal or Immobilization of Parked
17 Vehicles; Notice," and Section 12-2809,
18 entitled "Civil Penalties and Costs," to
19 provide for penalties and towing for
20 violations; all under certain terms and
21 conditions.

22 The Streets Department has no
23 objections to this bill, providing that
24 the bill does not require the posting of
25 signs for enforcement. Having to post

1 3/27/08 - STREETS - BILL 080204, etc.
2 signs on thousands of City blocks will
3 add significantly to the Department's
4 workload.

5 Thank you for the opportunity
6 to appear before you today. I'll be
7 happy to answer any questions you may
8 have at this time.

9 COUNCILMAN DiCICCO: Thank you.
10 "Having to post signs on
11 thousands of City blocks would add
12 significantly to the Department's
13 workload." Would you explain that? I'm
14 not clear.

15 MR. WASHINGTON: The discussion
16 with the Chief Traffic Engineer, Charlie
17 Denny, it will require -- pretty much
18 require additional workload, which would
19 be dictated by current budget.
20 Currently, right now we have limited
21 resources as far as personnel and
22 equipment as far as posting these signs.
23 We would need additional resources.

24 COUNCILMAN DiCICCO: How much;
25 do you know?

1 3/27/08 - STREETS - BILL 080204, etc.

2 MR. WASHINGTON: Unfortunately,
3 I wouldn't know that.

4 COUNCILMAN DiCICCO: Well, it
5 does pose a problem in some
6 neighborhoods. I know there's been a
7 vendor who had a cart on the 800 block
8 of -- 700 block of Christian Street
9 probably over the last 15 years. He uses
10 the street pretty much as a garage, where
11 other vendors do have garages to store
12 their vending carts in.

13 You need to get back to us and
14 let us know what the cost involved is.

15 MR. WASHINGTON: Yes.

16 COUNCILMAN DiCICCO: Maybe
17 there might be an easier way. I'm not
18 sure. But we'd certainly like to work
19 along with you.

20 Any questions?

21 Councilman Greenlee.

22 COUNCILMAN GREENLEE: Thank
23 you, Mr. Chairman.

24 Sort of on the same lines, I
25 understand what you mean about the cost,

1 3/27/08 - STREETS - BILL 080204, etc.
2 but I know these kind of things are a
3 problem. I used to get them in my
4 previous life many times, motor homes,
5 whatever, that would just sit there. But
6 I guess if there's no signs -- I mean, I
7 don't know if you can answer this
8 question, Mark, but is there a legality
9 problem if we start citing these?
10 Obviously they can say, Well, geez, I
11 didn't know.

12 MR. WASHINGTON: One example is
13 the buses. There's regulations in the
14 Code regarding the parking of -- they
15 call them inter-City buses, the Greyhound
16 type buses, and technically you don't
17 need signs to enforce the parking of
18 buses. A bus is not allowed to be parked
19 anywhere other than a bus stop.

20 COUNCILMAN GREENLEE: Because
21 it's in the Code, you don't have to put a
22 sign anywhere because they're not allowed
23 anywhere. Is that basically what you're
24 saying, on residential streets?

25 MR. WASHINGTON: Well, in other

1 3/27/08 - STREETS - BILL 080204, etc.
2 words, with the buses, we technically
3 and, in my experience, we haven't posted
4 signs saying no bus parking. We just
5 say, look, it's in the Code. You're not
6 supposed to park a bus, and because of
7 this, it pretty much will work with the
8 motor homes and the trailers.

9 COUNCILMAN GREENLEE: So you
10 don't think it would be a problem if
11 these vehicles are cited without a sign;
12 is that what you're saying?

13 MR. WASHINGTON: Correct.

14 COUNCILMAN DiCICCO: And it's
15 my understanding, Councilman, having
16 spoken to Sarah from Councilman Kenney's,
17 the Parking Authority doesn't think it's
18 a problem. It would be pretty much
19 complaint driven, because it's not that
20 it's so all over the place. And I
21 suspect there could be some sort of a
22 notification warning to the owner of that
23 vehicle, it's against the law, you got so
24 many hours to move it. Again, like I'm
25 talking about the 700 block of Christian.

1 3/27/08 - STREETS - BILL 080204, etc.

2 The guys use the street literally as a
3 garage.

4 COUNCILMAN GREENLEE: Oh,
5 absolutely. I agree that it's certainly
6 a problem in a lot of areas. I was just
7 wondering is there a way for the offender
8 to get around it.

9 COUNCILMAN DiCICCO: I think we
10 can have that conversation with the
11 sponsor of the bill and the Parking
12 Authority.

13 COUNCILMAN GREENLEE: Sure.

14 COUNCILMAN DiCICCO: At least
15 give them some proper notification, and
16 then if they adhere, fine. If they
17 don't, then they're given full warning.

18 COUNCILMAN GREENLEE: Almost
19 like they do with abandoned cars,
20 something like that?

21 COUNCILMAN DiCICCO: Yeah.

22 COUNCILMAN GREENLEE: Okay.

23 Thank you. Thank you.

24 COUNCILWOMAN MILLER: I just
25 wanted to agree that they have been a

1 3/27/08 - STREETS - BILL 080204, etc.
2 nuisance. I've had several complaints
3 over the years. People just tend to
4 bring them, park them, leave them, and
5 they don't think that they have to move
6 them. So this is a good bill.

7 COUNCILMAN DiCICCO: And it
8 isn't fair that people who go for the
9 extra expense of renting or owning a
10 garage to store their equipment and
11 trailers and whatever else and to allow
12 others to stay on the street.

13 Thank you.

14 Any other questions or comments
15 for this witness?

16 Councilwoman Sanchez.

17 COUNCILWOMAN SANCHEZ: Yes.
18 Does this include the part that holds the
19 boats, the trailer part of it? Because
20 sometimes you have folks that -- for
21 instance, over the summer, I have a
22 neighbor down the street from me, he
23 takes the boat out, but then I have the
24 trailer sitting in front all summer.
25 Would that include the --

1 3/27/08 - STREETS - BILL 080204, etc.

2 MR. WASHINGTON: Yes.

3 COUNCILWOMAN SANCHEZ: Okay.

4 Thank you.

5 COUNCILMAN DiCICCO: Thank you.

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

8 (No response.)

9 COUNCILMAN DiCICCO: Do you
10 have any other bills?

11 MR. WASHINGTON: No, sir.

12 COUNCILMAN DiCICCO: Thank you.
13 Thank you for your testimony.

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

16 THE CLERK: Bill No. 080279, an
17 ordinance authorizing and directing the
18 revision of lines and grades on a portion
19 of City Plan Nos. 52-S and 53-S by
20 placing on the City Plan 26th Street from
21 Penrose Avenue southwardly approximately
22 1,832 feet to a dead end, and the
23 dedication to the City, free and clear of
24 all encumbrances, of the bed of said 26th
25 Street, all under certain terms and

1 3/27/08 - STREETS - BILL 080204, etc.
2 conditions.

3 MR. MORELLI: Good afternoon,
4 Mr. Chairman and members of the
5 Committee. My name is Frank Morelli,
6 Survey Bureau Manager of the Department
7 of Streets, and the Department of Streets
8 would like to offer the following
9 testimony on Bill No. 080279.

10 This is not an administrative
11 ordinance, but an ordinance requested by
12 Alma R. Plummer, Philadelphia Industrial
13 Development Corporation, the Navy Yard
14 Quarters, 1413 Langley Avenue,
15 Philadelphia, PA 19102.

16 The purpose of this ordinance
17 is to place 26th Street on the City Plan
18 to allow for improvements of the existing
19 roadway and installation of utilities to
20 facilitate commercial development at the
21 Navy Yard, including the relocation of
22 Tasty Baking Company, which will be
23 located at the southerly end of proposed
24 26th Street.

25 This ordinance is supported by

1 3/27/08 - STREETS - BILL 080204, etc.
2 the Department of Streets and is
3 recommended to your Committee for
4 favorable action.

5 COUNCILMAN DiCICCO:
6 Mr. Erickson.

7 MR. ERICKSON: Good afternoon,
8 Mr. Chairman and members of the Streets
9 and Services Committee. I am William
10 Erickson, City Planner for the
11 Development Planning Division of the
12 Philadelphia City Planning Commission. I
13 am here to testify on Bill 080279, which
14 was introduced by Councilmember Blackwell
15 on March 13th.

16 I don't think it was -- the
17 bill authorizes the placement of 26th
18 Street from Penrose Avenue to the Navy
19 Base. The purpose of this placement is
20 to assist the Philadelphia Industrial
21 Development Corporation, PIDC, to
22 physically improve the utilities and the
23 street access to the Navy Yard. This
24 action will help future redevelopment,
25 including the Tasty Baking Company's new

1 3/27/08 - STREETS - BILL 080204, etc.
2 35,000-square-foot facility.

3 The Philadelphia City Planning
4 Commission has scheduled Bill 080279 for
5 its next meeting on April 15, 2008.

6 That concludes my testimony.

7 COUNCILMAN DiCICCO: Thank you.

8 Any questions for these
9 witnesses from the Committee?
10 Councilman Green.

11 COUNCILMAN GREEN: This is the
12 road that if I were coming from the Navy
13 Yard out towards the Airport, I would
14 pass the new Tastykake facility on my
15 left? Or coming from the Airport, I'd
16 pass the new Tastykake facility on my
17 right before I head into the Navy Yard?

18 MR. ERICKSON: As you come
19 across the bridge, 26th Street would be
20 on your right. You'd go down 26th
21 Street. Tasty Baking would be on your
22 right-hand side. There's the railroad
23 track, would be on your left. You see
24 that drawbridge? It's prior to reaching
25 the drawbridge that's in the Navy Base.

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN GREEN: And how does
3 this assist with the PIDC providing
4 utilities?

5 MR. MORELLI: Currently, 26th
6 Street is a private road and it's not a
7 City street, and in order to put
8 utilities in the bed of the street, the
9 City is going to have to acquire that
10 street.

11 COUNCILMAN GREEN: And then who
12 will pay for those utilities?

13 MR. MORELLI: PIDC is going to
14 have to negotiate with D'Angelo Brothers
15 to have a dedication of the bed of the
16 street, and they're going to have to work
17 out the financing for the arrangements
18 for that.

19 COUNCILMAN GREEN: Who is
20 D'Angelo Brothers?

21 MR. MORELLI: Right now they
22 currently own the bed of that street.
23 That's not a City street.

24 COUNCILMAN GREEN: Okay. So
25 there's not an easement?

1 3/27/08 - STREETS - BILL 080204, etc.

2 MR. MORELLI: Currently, the
3 City has an easement for entrance to the
4 Navy Yard, but we don't have an easement
5 for utilities, which is necessary for all
6 the development that's going to be
7 required at the Navy Yard.

8 COUNCILMAN GREEN: So PIDC and
9 not the City would pay D'Angelo Brothers
10 for the bed of the street?

11 MR. MORELLI: Correct.

12 COUNCILMAN GREEN: What is a
13 bed of a street worth where you have an
14 easement?

15 MR. MORELLI: There will have
16 to be an appraisal done. I couldn't tell
17 you that.

18 COUNCILMAN GREEN: Okay. And
19 who is paying for the utilities into that
20 site? Will that be PIDC, the City or the
21 developer of that Tastykake property?

22 MR. MORELLI: I believe it's
23 going to be PIDC, is going to have to pay
24 for it. It wouldn't be the Streets
25 Department.

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN GREEN: Okay. Thank
3 you.

4 COUNCILMAN DiCICCO: Thank you.

5 Any other questions for these
6 witnesses?

7 (No response.)

8 COUNCILMAN DiCICCO: Anyone
9 else here who wishes to testify for or
10 against the bill?

11 (No response.)

12 COUNCILMAN DiCICCO: Seeing
13 none, Mr. McMonagle, the title of the
14 next bill.

15 THE CLERK: Bill No. 080280, an
16 ordinance authorizing and directing the
17 revision of lines and grades on a portion
18 of City Plan No. 367 by placing on the
19 City Plan a variable width right-of-way
20 for drainage purposes on the
21 southwesterly side of Welsh Road
22 approximately 247 feet northwest of Banes
23 Street and extending southeastwardly
24 approximately 439 feet in depth, under
25 certain terms and conditions.

1 3/27/08 - STREETS - BILL 080204, etc.

2 MR. MORELLI: Good afternoon,
3 Mr. Chairman and members of the
4 Committee. My name is Frank Morelli,
5 Survey Bureau Manager of the Department
6 of Streets, and the Department of Streets
7 would like to offer the following
8 testimony on Bill No. 080280.

9 This is not an administrative
10 ordinance, but an ordinance requested by
11 Joseph Mulvihill, PE, Vice-President of
12 Ambric Technologies, 100 Pine Street,
13 Colwyn, PA 19023.

14 The purpose of this ordinance
15 is to place on the City Plan a
16 right-of-way for drainage purposes
17 encompassing the existing drainage creek,
18 which traverses the site of the Creek
19 View Housing Development.

20 This ordinance is supported by
21 the Department of Streets and is
22 recommended to your Committee for
23 favorable action.

24 MR. ERICKSON: Good afternoon,
25 Chairman DiCicco and members of the

1 3/27/08 - STREETS - BILL 080204, etc.
2 Streets and Services Committee. I am
3 William Erickson, City Planner for the
4 Development Planning Division of the
5 Philadelphia City Planning Commission. I
6 am here to testify on Bill No. 080280,
7 which was introduced by Councilmember
8 Sanchez on March 13, 2008.

9 This bill, No. 080280,
10 authorizes the placement of a variable
11 width right-of-way for drainage purposes
12 from the northwesterly side of Welsh Road
13 to a depth of 439 feet southeasterly.
14 The purpose of this placement is to
15 assist a 60-unit condominium development
16 with 120 parking spaces and an accessory
17 clubhouse and pool.

18 The Philadelphia City Planning
19 Commission has scheduled this Bill No.
20 080280 for its next meeting on April 15,
21 2008.

22 COUNCILMAN DiCICCO: Thank you.

23 Any questions for these
24 witnesses from the Committee?

25 (No response.)

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN DiCICCO: Anyone
3 else here who wishes to testify for or
4 against these bills?

5 (No response.)

6 COUNCILMAN DiCICCO: Seeing
7 none, Mr. McMonagle, the title of the
8 next bill, please.

9 THE CLERK: Bill No. 080281, an
10 ordinance authorizing and directing the
11 revision of lines and grades on a portion
12 of City Plan No. 190 by striking from the
13 City Plan and vacating the northeasterly
14 two-foot-wide portion of Stout Road from
15 City Avenue to a point approximately 563
16 feet southeastwardly therefrom, under
17 certain terms and conditions.

18 MR. MORELLI: Good afternoon,
19 Mr. Chairman and members of the
20 Committee. My name is Frank Morelli,
21 Survey Bureau Manager of the Department
22 of Streets, and the Department of Streets
23 would like to offer the following
24 testimony on Bill No. 080281.

25 This is not an administrative

1 3/27/08 - STREETS - BILL 080204, etc.
2 ordinance, but an ordinance requested by
3 Ms. Jennifer L. Suplee, Powell,
4 Trachtman, Logan, Carrle and Lombardo,
5 475 Allendale Road, Suite 200, King of
6 Prussia, PA 19406, representing Alesker
7 and Dundon Architects, Incorporated.

8 The purpose of this ordinance
9 is to strike from the City Plan and
10 vacate the northeasterly two-feet-wide
11 portion of Stout Road from City Avenue to
12 a point approximately 563 feet
13 southeastwardly therefrom in order to
14 eliminate the encroachment of the
15 adjacent building into the public
16 right-of-way.

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

21 COUNCILMAN DiCICCO:

22 Mr. Erickson.

23 MR. ERICKSON: Good afternoon,
24 Mr. Chairman and members of the Streets
25 and Services Committee. My name is

1 3/27/08 - STREETS - BILL 080204, etc.

2 William Erickson from the Development
3 Planning Division of the Philadelphia
4 City Planning Commission. I am here to
5 testify on Bill No. 080281.

6 This bill allows a
7 two-foot-wide -- it strikes from the City
8 Plan two foot wide from Stout Road. The
9 purpose is to allow an encroachment that
10 was done on the Homewood Suites, which
11 sued their architectural firm for a
12 two-foot-wide encroachment within the
13 right-of-way.

14 The Planning Commission has
15 scheduled to hear this bill at its next
16 meeting on April 15, 2008.

17 COUNCILMAN DiCICCO: So this is
18 one of the bills we will vote out, but
19 not move on suspension, right?

20 MR. ERICKSON: Yes.

21 COUNCILMAN DiCICCO: Okay. Any
22 questions for these witnesses from the
23 Committee?

24 (No response.)

25 COUNCILMAN DiCICCO: Anyone

1 3/27/08 - STREETS - BILL 080204, etc.
2 else here who wishes to testify for or
3 against the bill?

4 (No response.)

5 COUNCILMAN DiCICCO: Seeing
6 none, Mr. McMonagle, the title of the
7 next bill.

8 THE CLERK: Bill No. 080282, an
9 ordinance amending Section 2 of Bill No.
10 050952, approved December 22, 2005,
11 entitled "An ordinance authorizing and
12 directing the revision of lines and
13 grades on a portion of City Plan No. 271
14 by placing on the City Plan Florist
15 Street from a point on 2nd Street
16 approximately 131 feet north of the north
17 side of Race Street to a point on 3rd
18 Street approximately 157 feet north of
19 the north side of Race Street, under
20 certain terms and conditions, including
21 the dedication to the City, free and
22 clear of all encumbrances, of the bed of
23 Florist Street," by revising the terms
24 and conditions stated therein and
25 extending the period for compliance.

1 3/27/08 - STREETS - BILL 080204, etc.

2 MR. MORELLI: Good afternoon,
3 Mr. Chairman and members of the
4 Committee. My name is Frank Morelli,
5 Survey Bureau Manager of the Department
6 of Streets, and the Department of Streets
7 would like to offer the following
8 testimony on Bill No. 080282.

9 This is not an administrative
10 ordinance, but an ordinance requested by
11 Mr. Daniel Reisman of Eckert, Seamans,
12 Cherin and Mellott, LLC, 1515 Market
13 Street, 9th Floor, Philadelphia, PA
14 19102.

15 The purpose of this ordinance
16 is to place Florist Street on the City
17 Plan to facilitate the development of a
18 new condominium complex.

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

23 MR. ERICKSON: Good afternoon,
24 Mr. Chairman and members of the Streets
25 and Services Committee. I am William

1 3/27/08 - STREETS - BILL 080204, etc.
2 Erickson, City Planner for the
3 Development Planning Division of the
4 Philadelphia Planning Commission. I am
5 here to testify on Bill No. 080282, which
6 was introduced by Councilmember DiCicco
7 March 13, 2008.

8 This ordinance, Bill No.
9 080282, authorizes the time extension to
10 Bill No. 050952 and authorizes the
11 revision of the lines and grades of the
12 portion of City Plan No. 271 by placing
13 on the City Plan Florist Street from a
14 point on 2nd Street approximately 157
15 feet north of the north side of Race
16 Street to a point on 3rd Street
17 approximately 157 feet north on the north
18 side of Race Street.

19 This action will transfer
20 ownership of a physically improved street
21 from the Delaware River Port Authority to
22 the City of Philadelphia.

23 The Philadelphia City Planning
24 Commission has scheduled to hear Bill No.
25 080282 at its next meeting on April 15,

1 3/27/08 - STREETS - BILL 080204, etc.
2 2008.

3 COUNCILMAN DiCICCO: Thank you.

4 Any questions for these
5 witnesses from the Committee?

6 (No response.)

7 COUNCILMAN DiCICCO: Anyone
8 else here who wishes to testify for or
9 against the bill?

10 (No response.)

11 COUNCILMAN DiCICCO: Seeing
12 none, Mr. McMonagle, the title of the
13 next bill.

14 THE CLERK: Bill No. 080264,
15 resolution approving submission of a
16 Sewage Facilities Planning Module to the
17 Pennsylvania Department of Environmental
18 Protection proposing a revision to the
19 Official Sewage Facilities Plan of the
20 City regarding disposal of sewage from
21 properties located along River Road.

22 MS. GRACE: Good afternoon,
23 Chairman DiCicco and members of the
24 Committee on Streets and Services. I am
25 Trisha Grace, Project Manager with the

1 3/27/08 - STREETS - BILL 080204, etc.
2 Philadelphia Water Department. I'm
3 standing in for Arthur Holst today.

4 I am here to testify on
5 Resolution No. 080264 approving
6 submission of a Sewage Facilities
7 Planning Module to the Pennsylvania
8 Department of Environmental Protection
9 proposing a revision to the Official
10 Sewage Facilities Plan of the City
11 regarding disposal of sewage from
12 properties along River Road, introduced
13 on March 6, 2008 by Councilman Jones.

14 Residents of the area along
15 River Road currently have private
16 cesspools that are deteriorated and have
17 outlived their useful life. The
18 cesspools are polluting the Schuylkill
19 River, and current state and federal
20 regulations do not allow for the
21 replacement of said cesspools.

22 Accordingly, the PA Department
23 of Environmental Protection has ordered
24 the City to take corrective measures.
25 After careful analysis, the City is

1 3/27/08 - STREETS - BILL 080204, etc.
2 determined that the best way to remedy
3 the situation is to construct a public
4 sanitary sewer in River Road. The public
5 sewer will be designed and constructed to
6 serve the existing residential density.
7 The City will also change the zoning
8 designation along River Road to keep the
9 existing residential character and
10 density. The extension of the sewer
11 requires a formal request to change the
12 Official Sewage Facilities Plan of the
13 City to the Pennsylvania Department of
14 Environmental Protection.

15 The Water Department recommends
16 that this resolution be reported
17 favorably out of Committee. We also
18 request a suspension of the rules of
19 Council to allow for passage of this
20 resolution at the next session of City
21 Council.

22 This concludes my testimony. I
23 appreciate the opportunity to appear
24 before you today and would be happy to
25 answer any questions that you may have.

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN DiCICCO: Thank you.

3 Any questions for this witness
4 from the Committee?

5 (No response.)

6 COUNCILMAN DiCICCO: Anyone
7 else here who wishes to testify for or
8 against the bill?

9 (No response.)

10 COUNCILMAN DiCICCO: Seeing
11 none, this concludes the public hearing
12 on the Committee of Streets and Services.

13 I want to take a one-minute
14 break, because I want to just
15 double-check on which bills were
16 suspended.

17 (Pause.)

18 COUNCILMAN DiCICCO: Thank you.
19 The Committee on Streets and Services is
20 now back in session.

21 The Chair recognizes
22 Councilwoman Sanchez for a motion on the
23 following bills.

24 COUNCILWOMAN SANCHEZ: Bill
25 080204, I move that we approve this and

1 3/27/08 - STREETS - BILL 080204, etc.
2 take approval out of Committee and
3 request that we suspend the rules to
4 allow for first reading at our next
5 session.

6 (Duly seconded.)

7 COUNCILMAN DiCICCO: It has
8 been properly moved and seconded that
9 Bill No. 080204 be reported out of this
10 Committee with a favorable recommendation
11 and that the rules of Council be
12 suspended.

13 All those in favor signify by
14 saying aye.

15 (Aye.)

16 COUNCILMAN DiCICCO: Those
17 opposed?

18 (No response.)

19 COUNCILMAN DiCICCO: The bill
20 is approved.

21 Councilwoman Sanchez.

22 COUNCILWOMAN SANCHEZ: I move
23 that Bill 080207 be voted out of
24 Committee with a favorable recommendation
25 and the rules be suspended to allow first

1 3/27/08 - STREETS - BILL 080204, etc.

2 reading at our next session.

3 (Duly seconded.)

4 COUNCILMAN DiCICCO: It has
5 been properly moved and seconded that
6 Bill No. 080207 be reported out of
7 Committee with a favorable recommendation
8 and a further recommendation that the
9 rules of Council be suspended.

10 All those in favor signify by
11 saying aye.

12 (Aye.)

13 COUNCILMAN DiCICCO: Those
14 opposed?

15 (No response.)

16 COUNCILMAN DiCICCO: The bill
17 is approved.

18 Councilwoman Sanchez.

19 COUNCILWOMAN SANCHEZ: Yes.
20 Bill 080210 be voted out of Committee
21 with a favorable recommendation and that
22 the rules be suspended to allow first
23 reading.

24 (Duly seconded.)

25 COUNCILMAN DiCICCO: It has

1 3/27/08 - STREETS - BILL 080204, etc.
2 been properly moved and seconded that
3 Bill No. 080210 be reported out of
4 Committee with a favorable recommendation
5 and that the rules of Council be
6 suspended.

7 All those in favor signify by
8 saying aye.

9 (Aye.)

10 COUNCILMAN DiCICCO: Those
11 opposed?

12 (No response.)

13 COUNCILMAN DiCICCO: The bill
14 is approved.

15 Councilwoman Sanchez.

16 COUNCILWOMAN SANCHEZ: I move
17 that we accept -- Bill 080211 be voted
18 out of Committee with a favorable
19 recommendation and that the rules be
20 suspended to allow first reading.

21 (Duly seconded.)

22 COUNCILMAN DiCICCO: It has
23 been properly moved and seconded that
24 Bill No. 080211 be reported out of this
25 Committee with a favorable recommendation

1 3/27/08 - STREETS - BILL 080204, etc.

2 and that the rules of Council be

3 suspended.

4 All those in favor signify by

5 saying aye.

6 (Aye.)

7 COUNCILMAN DiCICCO: Those

8 opposed?

9 (No response.)

10 COUNCILMAN DiCICCO: The bill

11 is approved.

12 Councilwoman Sanchez.

13 COUNCILWOMAN SANCHEZ: I move

14 that we accept Bill 080244, move out of

15 Committee with a favorable recommendation

16 and that the rules be suspended to allow

17 first reading.

18 (Duly seconded.)

19 COUNCILMAN DiCICCO: It has

20 been properly moved and seconded that

21 Bill No. 080244 be reported out of this

22 Committee with a favorable recommendation

23 and that the rules of Council be

24 suspended.

25 All those in favor signify by

1 3/27/08 - STREETS - BILL 080204, etc.

2 saying aye.

3 (Aye.)

4 COUNCILMAN DiCICCO: Those

5 opposed?

6 (No response.)

7 COUNCILMAN DiCICCO: The bill

8 is approved.

9 Councilwoman Sanchez.

10 COUNCILWOMAN SANCHEZ: I move

11 that Bill 080246 be voted out of

12 Committee with a favorable

13 recommendation.

14 COUNCILMAN DiCICCO: It has

15 been properly moved and seconded that

16 Bill No. 080246 be reported out of

17 Committee with a favorable

18 recommendation.

19 All those in favor signify by

20 saying aye.

21 (Aye.)

22 COUNCILMAN DiCICCO: Those

23 opposed?

24 (No response.)

25 COUNCILMAN DiCICCO: The bill

1 3/27/08 - STREETS - BILL 080204, etc.

2 is approved.

3 Councilwoman Sanchez.

4 COUNCILWOMAN SANCHEZ: I move

5 that Bill 080247 be voted out of

6 Committee with a favorable

7 recommendation.

8 (Duly seconded.)

9 COUNCILMAN DiCICCO: It has

10 been properly moved and seconded that

11 Bill No. 080247 be reported out of

12 Committee with a favorable recommendation

13 and that the rules of Council -- excuse

14 me. It has been properly moved and

15 seconded that Bill No. 080247 be reported

16 out of this Committee with a favorable

17 recommendation.

18 All those in favor signify by

19 saying aye.

20 (Aye.)

21 COUNCILMAN DiCICCO: Those

22 opposed?

23 (No response.)

24 COUNCILMAN DiCICCO: The bill

25 is approved.

1 3/27/08 - STREETS - BILL 080204, etc.

2 Councilwoman Sanchez.

3 COUNCILWOMAN SANCHEZ: I move

4 that Bill 080248 be voted out of

5 Committee with a favorable

6 recommendation.

7 (Duly seconded.)

8 COUNCILMAN DiCICCO: It has

9 been properly moved and seconded that

10 Bill No. 080248 be reported out of this

11 Committee with a favorable

12 recommendation.

13 All those in favor signify by

14 saying aye.

15 (Aye.)

16 COUNCILMAN DiCICCO: Those

17 opposed?

18 (No response.)

19 COUNCILMAN DiCICCO: The bill

20 is approved.

21 Bill No. 080252 is being held.

22 Councilwoman Sanchez, motion on the next

23 bill.

24 COUNCILWOMAN SANCHEZ: Motion

25 for Bill 080254 be voted out of Committee

1 3/27/08 - STREETS - BILL 080204, etc.

2 with a favorable recommendation and that
3 the rules be suspended to allow first
4 reading.

5 (Duly seconded.)

6 COUNCILMAN DiCICCO: It has
7 been properly moved and seconded that
8 Bill No. 080254 be reported out of this
9 Committee with a favorable recommendation
10 and that the rules of Council be
11 suspended.

12 All those in favor signify by
13 saying aye.

14 (Aye.)

15 COUNCILMAN DiCICCO: Those
16 opposed?

17 (No response.)

18 COUNCILMAN DiCICCO: The bill
19 is approved.

20 Councilwoman Sanchez.

21 COUNCILWOMAN SANCHEZ: I move
22 that Bill 080276 be voted out of
23 Committee with a favorable recommendation
24 and that the rules be suspended.

25 (Duly seconded.)

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN DiCICCO: It has
3 been properly moved and seconded that
4 Bill No. 080276 be reported out of this
5 Committee with a favorable recommendation
6 and that the rules of Council be
7 suspended.

8 All those in favor signify by
9 saying aye.

10 (Aye.)

11 COUNCILMAN DiCICCO: Those
12 opposed?

13 (No response.)

14 COUNCILMAN DiCICCO: The bill
15 is approved.

16 Bill No. 080278 is being held.
17 Councilwoman Sanchez on the next bill.

18 COUNCILWOMAN SANCHEZ: I move
19 that Bill 080279 be voted out of
20 Committee with a favorable recommendation
21 and that the rules be suspended.

22 (Duly seconded.)

23 COUNCILMAN DiCICCO: It has
24 been properly moved and seconded that
25 Bill No. 080279 be reported out of

1 3/27/08 - STREETS - BILL 080204, etc.

2 Committee with a favorable recommendation
3 and that the rules of Council be
4 suspended.

5 All those in favor signify by
6 saying aye.

7 (Aye.)

8 COUNCILMAN DiCICCO: Those
9 opposed?

10 (No response.)

11 COUNCILMAN DiCICCO: The bill
12 is approved.

13 Councilwoman Sanchez.

14 COUNCILWOMAN SANCHEZ: I move
15 that Bill 080280 be voted favorably out
16 of Committee and that the rules be
17 suspended.

18 (Duly seconded.)

19 COUNCILMAN DiCICCO: It has
20 been properly moved and seconded that
21 Bill No. 080280 be reported out of this
22 Committee with a favorable recommendation
23 and that the rules of Council be
24 suspended.

25 All those in favor signify by

1 3/27/08 - STREETS - BILL 080204, etc.

2 saying aye.

3 (Aye.)

4 COUNCILMAN DiCICCO: Those

5 opposed?

6 (No response.)

7 COUNCILMAN DiCICCO: The bill

8 is approved.

9 Councilwoman Sanchez.

10 COUNCILWOMAN SANCHEZ: I move

11 that we accept Bill 080281 with a

12 favorable recommendation.

13 COUNCILMAN DiCICCO: It has

14 been properly moved and seconded that

15 Bill No. 080281 be reported out of this

16 Committee with a favorable

17 recommendation.

18 All those in favor signify by

19 saying aye.

20 (Aye.)

21 COUNCILMAN DiCICCO: Those

22 opposed?

23 (No response.)

24 COUNCILMAN DiCICCO: The bill

25 is approved.

1 3/27/08 - STREETS - BILL 080204, etc.

2 Councilwoman Sanchez.

3 COUNCILWOMAN SANCHEZ: I move

4 that we accept Bill 080282 with a

5 favorable recommendation and that the

6 rules be suspended.

7 (Duly seconded.)

8 COUNCILMAN DiCICCO: It has

9 been properly moved and seconded that

10 Bill No. 080282 be reported out of this

11 Committee with a favorable recommendation

12 and that the rules of Council be

13 suspended.

14 All those in favor signify by

15 saying aye.

16 (Aye.)

17 COUNCILMAN DiCICCO: Those

18 opposed?

19 (No response.)

20 COUNCILMAN DiCICCO: The bill

21 is approved.

22 COUNCILWOMAN SANCHEZ: I move

23 that we accept Bill 080264 with a

24 favorable recommendation.

25 (Duly seconded.)

1 3/27/08 - STREETS - BILL 080204, etc.

2 COUNCILMAN DiCICCO: It has
3 been properly moved and seconded --
4 excuse me.

5 Did you ask for a suspension on
6 this resolution? No, right? I just want
7 to double-check.

8 MS. GRACE: Yes. We request
9 suspension of the rules of Council to
10 allow passage.

11 (Discussion between
12 Councilmembers.)

13 COUNCILMAN DiCICCO: It's been
14 properly moved and seconded that Bill No.
15 080264 be reported out of this Committee
16 with a favorable recommendation.

17 All those in favor signify by
18 saying aye.

19 (Aye.)

20 COUNCILMAN DiCICCO: Those
21 opposed?

22 (No response.)

23 COUNCILMAN DiCICCO: The bill
24 is approved.

25 We're going to take a

1 3/27/08 - STREETS - BILL 080204, etc.

2 two-minute recess.

3 (Pause.)

4 COUNCILMAN DiCICCO: For the
5 purpose of clarifying the record, we're
6 going to go back to Bill No. 080279.
7 We're just going to be asking that the
8 bill be reported out with a favorable
9 recommendation.

10 Do I have a second?

11 (Duly seconded.)

12 COUNCILMAN DiCICCO: All those
13 in favor signify by saying aye.

14 (Aye.)

15 COUNCILMAN DiCICCO: Those
16 opposed?

17 (No response.)

18 COUNCILMAN DiCICCO: The bill
19 is approved.

20 Going back to Bill No. 080280,
21 the recommendation is that the bill be
22 reported out with a favorable
23 recommendation only.

24 (Duly seconded.)

25 COUNCILMAN DiCICCO: It's been

1 3/27/08 - STREETS - BILL 080204, etc.
2 properly moved and seconded that Bill No.
3 080280 be reported out of this Committee
4 with a favorable recommendation.

5 All those in favor signify by
6 saying aye.

7 (Aye.)

8 COUNCILMAN DiCICCO: Those
9 opposed?

10 (No response.)

11 COUNCILMAN DiCICCO: The bill
12 is approved.

13 This concludes the public
14 meeting on the Committee of Streets and
15 Services. Thank the Committee members
16 for attending and thank all those in the
17 audience for participating as well.

18 Thank you.

19 (Committee on Streets and
20 Services adjourned at 2:20 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 on March 27, 2008, and that
this is a true and correct transcript of same.

MICHELE L. MURPHY
RPR-Notary Public

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