

Committee on Streets and Services
October 9, 2018

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COUNCIL OF THE CITY OF PHILADELPHIA
COMMITTEE ON STREETS AND SERVICES

Room 400, City Hall
Philadelphia, Pennsylvania
Tuesday, October 9, 2018
1:15 p.m.

PRESENT:

COUNCILMAN MARK SQUILLA, CHAIR
COUNCILWOMAN CINDY BASS
COUNCILMAN WILLIAM K. GREENLEE
COUNCILMAN DAVID OH
COUNCILMAN AL TAUBENBERGER

BILLS 160026, 171054, 180425, 180608, 180689,
180691, 180692, 180701, 180702, 180703,
180725, 180726, 180727, 180728, 180729,
180737, 180738, 180748, 180752, 180753,
180814, 180815, 180816, 180817, 180819,
180823, 180824, 180825, 180826, 180839,
180840, 180843, and 180845

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1 10/9/18 - STREETS - BILL 160026, ETC.

2 COUNCILMAN SQUILLA: Good
3 afternoon, everyone. Thank you for being
4 here. I would like to call to order the
5 Streets and Services Committee.

6 We do have a quorum. To my
7 left, Councilman Taubenberger, Councilman
8 Greenlee. To my right, Councilman Oh.

9 Mr. McMonagle, would you please
10 read the titles of the first bills.

11 THE CLERK: Bill No. 180725, an
12 ordinance establishing parking
13 regulations in the vicinity of: Locust
14 Street and 46th Street; 46th Street and
15 Larchwood Street; 57th Street and
16 Chestnut Street; and

17 Bill No. 180726, an ordinance
18 establishing a parking regulation on
19 Spring Garden Street, north side, 34th
20 Street to 33rd Street; and

21 Bill No. 180727, an ordinance
22 establishing a parking regulation on 33rd
23 Street, both sides, Haverford Avenue to
24 Wallace Street; and

25 Bill No. 180738, an ordinance

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2 establishing parking regulations in the
3 vicinity of: Penn Street and Kennedy
4 Street; Mascher Street and Norris Street;
5 and

6 Bill No. 180752, an ordinance
7 establishing parking regulations in the
8 vicinity of: Mentor Street at Old York
9 Road; Carlisle Street at Loudon Street;
10 19th Street at Olney Avenue; and

11 Bill No. 180815, an ordinance
12 establishing parking regulations in the
13 vicinity of: 20th Street and Brown
14 Street; Bouvier Street and Montgomery
15 Avenue; 28th Street and Cecil B. Moore
16 Avenue; 23rd Street and Parrish Street;
17 Mount Vernon Street and 11th Street;
18 Harper Street and 29th Street; Brown
19 Street and 23rd Street; and

20 Bill No. 180816, an ordinance
21 establishing parking regulations in the
22 vicinity of: Thompson Street and Crease
23 Street; Crease Street and Girard Avenue;
24 Hancock Street and Girard Avenue;
25 Marlborough Street and Wildey Street;

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2 Belgrade Street and Crease Street; Girard
3 Avenue and Frankford Avenue; Day Street
4 and Thompson Street; and

5 Bill No. 180817, an ordinance
6 establishing parking regulations in the
7 vicinity of: 16th Street and Oxford
8 Street; Aspen Street and 25th Street;
9 Aspen Street and 23rd Street; Aspen
10 Street and 24th Street; and

11 Bill No. 180839, an ordinance
12 establishing parking regulations in the
13 vicinity of: Capitol Street, east side,
14 Brown Street to Parrish Street; North
15 Street, north side, 17th Street to 18th
16 Street; 29th Street, both sides, Master
17 Street to Thompson Street; Tioga Street,
18 both sides, Germantown Avenue to Old York
19 Road; 4th Street, both sides, Fairmount
20 Avenue to Green Street.

21 (Witness approached witness
22 table.)

23 COUNCILMAN SQUILLA: Thank you.

24 Ms. Bracley, if you'd like to
25 proceed with your testimony. State your

1 10/9/18 - STREETS - BILL 160026, ETC.
2 name for the record and then you can just
3 testify on all bills read into the
4 record.

5 MS. BRACLEY: My name is Dionne
6 Bracley, Deputy Manager for the
7 Philadelphia Parking Authority. Thank
8 you for allowing me to testify before
9 Council regarding Ordinances 180725,
10 180726, 180727, 180738, 180752, 180815,
11 180816, 180817, and 180839 establishing
12 parking regulations.

13 The Philadelphia Parking
14 Authority has no objection to the
15 ordinances previously read before Council
16 and recommends favorable consideration.

17 Thank you again.

18 COUNCILMAN SQUILLA: Thank you
19 so much. Great job.

20 Is there anybody else here to
21 testify on Bill Nos. 180725, 726, 727,
22 738, 752, 815, 816, 817 or 839?

23 (No response.)

24 COUNCILMAN SQUILLA: Seeing
25 none, are there any questions?

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2 (No response.)

3 COUNCILMAN SQUILLA: Thank you
4 for your testimony.

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

7 THE CLERK: Bill No. 180425, an
8 ordinance establishing a no truck parking
9 regulation on both sides of Elmwood
10 Avenue from South 68th Street to South
11 70th Street.

12 (Witness approached witness
13 table.)

14 COUNCILMAN SQUILLA: Please
15 proceed.

16 MR. TORRENCE: Good afternoon,
17 Chairman Squilla and members of the
18 Streets and Services Committee. My name
19 is St. Martin Torrence. I'm the Director
20 of Legislative Affairs for the Department
21 of Streets. I'm here to offer testimony
22 on Bill No. 180425.

23 This regulation will be posted
24 in the next 30 days on a trial basis. If
25 we do not receive any major complaints or

1 10/9/18 - STREETS - BILL 160026, ETC.
2 concerns from the residents, it will
3 become a permanent City Council
4 ordinance. As such, the Department of
5 Streets has no objections to this bill.

6 Thank you for your time. This
7 concludes my testimony.

8 COUNCILMAN SQUILLA: Thank you
9 for your testimony.

10 Is there anyone else here to
11 testify on Bill No. 180425?

12 (No response.)

13 COUNCILMAN SQUILLA: Seeing
14 none, are there any questions?

15 (No response.)

16 COUNCILMAN SQUILLA: Seeing
17 none, thank you for your testimony.

18 Mr. McMonagle, please read the
19 title of the next bill.

20 THE CLERK: Bill No. 180608, an
21 ordinance establishing a no truck parking
22 regulation on Weikel Street between East
23 Tioga Street and East Ontario Street.

24 MR. TORRENCE: Good afternoon,
25 Chairman Squilla and members of the

1 10/9/18 - STREETS - BILL 160026, ETC.
2 Streets and Services Committee. My name
3 is St. Martin Torrence. I'm the Director
4 of Legislative Affairs for the Department
5 of Streets. I'm here to offer testimony
6 on Bill No. 180608.

7 This regulation will be posted
8 in the next 30 days on a trial basis. If
9 we do not receive any major complaints or
10 concerns from the residents, it will
11 become a permanent ordinance. As such,
12 the Department of Streets has no
13 objections to this bill.

14 Thank you for your time. This
15 concludes my testimony.

16 COUNCILMAN SQUILLA: Thank you.

17 Are there any questions?

18 (No response.)

19 COUNCILMAN SQUILLA: Seeing
20 none, anyone else here to testify on Bill
21 No. 180608?

22 (No response.)

23 COUNCILMAN SQUILLA: Mr.
24 McMonagle, please read the title of the
25 next bill.

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2 THE CLERK: Bill No. 180748, an
3 ordinance amending Section 10-704 of The
4 Philadelphia Code, entitled "Litter on
5 Sidewalks," to authorize agreements with
6 the Department of Streets for the
7 placement of privately-owned waste and
8 recycling receptacles in the
9 right-of-way; all under certain terms and
10 conditions.

11 (Witness approached witness
12 table.)

13 COUNCILMAN SQUILLA: Thank you.
14 Nic, please state your name for
15 the record and proceed with your
16 testimony.

17 MR. ESPOSITO: Sure. My name
18 is Nic Esposito and I am the Zero Waste
19 and Litter Director from the Managing
20 Director's Office.

21 So good afternoon, Chairman
22 Squilla and members of the Committee. My
23 name is Nic Esposito. I'm the Director
24 of the Zero Waste and Litter Cabinet in
25 the Managing Director's Office. I'm here

1 10/9/18 - STREETS - BILL 160026, ETC.
2 to offer testimony for Bill No. 180748
3 amending Chapter 10-704 of The
4 Philadelphia Code, entitled "Litter on
5 Sidewalks," to authorize agreements with
6 the Streets Department for the placement
7 of privately-owned waste and recycling
8 receptacles in the right-of-way; all
9 under certain terms and conditions.

10 This bill is a critical step
11 forward to increase the number of
12 publicly accessible waste receptacles in
13 Philadelphia. Stemming from the
14 Cabinet's 2017 Behavioral Study, in
15 coordination with GovLabPHL in the
16 Mayor's Office, we conducted a randomized
17 control trial to determine the effects of
18 drastically reducing and adding waste
19 receptacles in public spaces. The
20 results showed that when waste
21 receptacles were removed in public
22 spaces, litter increased, as did staff
23 time picking up that litter. While this
24 may be obvious to some people, the actual
25 science and litter index data collected

1 10/9/18 - STREETS - BILL 160026, ETC.
2 through this experiment showed that while
3 illegal dumping around trash cans may be
4 a problem, the answer is not to take away
5 public waste receptacles, but rather find
6 better solutions for managing these
7 public waste receptacles.

8 The Cabinet recognizes the
9 City's responsibility to manage public
10 waste receptacles in the City, but
11 through our study and analysis, we
12 determined that community participation
13 in the monitoring and maintenance of
14 privately owned waste receptacles is
15 critical. And with the amount of
16 community groups that have already
17 expressed willingness to install their
18 own privately managed public waste
19 receptacles that complement the
20 neighborhood and add to the cleanliness
21 of the street or commercial corridor, we
22 are confident that we can work together
23 to increase trash can coverage and
24 improve litter conditions in
25 Philadelphia.

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2 On behalf of the Zero Waste and
3 Litter Cabinet, we thank you for
4 introducing this legislation and creating
5 the conditions to allow the Streets
6 Department to work with community
7 organizations to increase public trash
8 cans in Philadelphia.

9 I will be happy to respond to
10 any questions.

11 COUNCILMAN SQUILLA: Thank you.
12 Councilman Greenlee.

13 COUNCILMAN GREENLEE: Thank
14 you, Mr. Chairman.

15 Mr. Esposito, just so I'm clear
16 on this, now the community group would be
17 responsible for this trash receptacle in
18 their neighborhood? Who would be
19 responsible for emptying it, maintaining
20 it?

21 MR. ESPOSITO: So what would
22 accompany this kind of authorization
23 would allow the Streets Department to
24 enter into basically MOUs with these
25 neighborhood associations or CDCs, the

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2 entity that would be able to maintain.
3 So through that process, there would be
4 certain conditions that they would have
5 to meet to maintain them. So basically
6 emptying them, managing the trash, making
7 sure they're not vandalized, making sure
8 they're kept in good working condition.

9 COUNCILMAN GREENLEE: Because I
10 know sometimes people, like block
11 captains over the years, have done these,
12 and oftentimes I saw in my
13 neighborhood -- I know what you're saying
14 here, that if you take it away, it
15 collects more trash, but I had, most of
16 the time, people wanted it taken away
17 after a while, because they didn't
18 realize the work it would take to
19 maintain it, especially if it was like in
20 a public transportation area, that kind
21 of thing, that they found people did put
22 their own trash in there, put their dog
23 waste in there, all that stuff.

24 Would the City empty the trash
25 cans at all or would it be simply up --

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2 or has that not been all worked out yet?

3 MR. ESPOSITO: So they would be
4 responsible for emptying them and
5 managing the bags, but we would work
6 together to -- they would be able to put
7 this out with their trash collected
8 through the week if they're a business
9 that's monitoring this, again, working
10 with the CDC to monitor where it goes.
11 We've also talked about expanding access
12 to the sanitation convenience centers for
13 like the CDCs to be able to use that as
14 well. So those are some ideas that we've
15 had. But, yes, we had that.

16 This is modeled a lot after
17 that block captain thing and also taking
18 into consideration when people beg us for
19 a trash can and then a month later can
20 beg to take it away.

21 COUNCILMAN GREENLEE: Say
22 please take it away. That's what we
23 heard a lot of or I heard a lot of in my
24 area. And just recently there was a VFW
25 that thought they were doing it, then

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2 after a while, just couldn't take it
3 anymore. It just became too much.

4 So are people being warned
5 about this so they understand that that
6 could be an issue?

7 MR. ESPOSITO: That's where the
8 thinking behind this comes. If we can
9 work together to actually sit down and
10 talk about from all the data we've
11 collected from the behavioral studies
12 what to expect, that we can work together
13 to kind of, in a continuous way, that
14 it's the City and the community working
15 together. We have shown research that
16 when there are -- people feel that
17 there's eyes on these cans, when there's
18 consistent branding that goes among them,
19 it feels like it's all part of the same
20 project, they are self-policed on these
21 corridors a lot better than they are now.
22 So kind of the anonymous trash can on the
23 corner that anybody can use, no one knows
24 who it belongs to, we see problems that
25 come with that. So we would make people

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2 aware of what to expect and working
3 together.

4 COUNCILMAN GREENLEE: Would
5 this have signs on it or something?

6 MR. ESPOSITO: There would be
7 signage, yeah. Sometimes other
8 communities have shown like signage that
9 can connect back to maybe the business
10 it's in front of. There's already the
11 ordinance on the books that if you're
12 selling prepared or packaged food, that
13 you need to have a trash can out front of
14 your establishment. So that would be
15 able to tie into this network. And,
16 again, it's not just everyone trying to
17 figure this out on their own. It's
18 working together with the community group
19 structure and the CDC structure to be
20 able to do that.

21 COUNCILMAN GREENLEE: Okay.
22 Good luck.

23 MR. ESPOSITO: Thank you,
24 Councilman.

25 COUNCILMAN GREENLEE: Thank

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2 you.

3 COUNCILMAN SQUILLA: Thank you.

4 I'd also like to recognize
5 Councilwoman Bass is present for the
6 hearing.

7 I have a question obviously off
8 of what Councilman Greenlee had said.
9 Are we looking also -- and I notice some
10 problems that we've had with trash cans
11 being placed out, but maybe putting
12 signage up and enforcement of people who
13 dump household trash into these cans,
14 because the problem is if they do put
15 these bags and sometimes you see the Shop
16 Rite bags, Acme bags, whatever, fill them
17 up and throw them up in these cans and
18 next thing you know they're filled to the
19 top. Is there a way to work with the
20 community groups when the eyes are out
21 there to be able to then enforce people
22 who do that behavior, so therefore we can
23 curtail it and then hopefully help these
24 cans from overflowing?

25 MR. ESPOSITO: Yes. That's the

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2 the intent for this, that we would again
3 have better communication and know where
4 the problem spot are before they get out
5 of control, too much dumping is
6 happening. This would also tie into
7 better mapping of where we see all of our
8 trash cans in the City, the ones that we
9 put out as a city and the ones that are
10 put out through a program such as this.

11 COUNCILMAN SQUILLA: Maybe we
12 can think of maybe a sign or coming up
13 with a slogan or something, no house
14 trash, street trash only, or something
15 that would get people to realize please
16 don't dump in these cans.

17 MR. ESPOSITO: We love a good
18 slogan on the Cabinet.

19 COUNCILMAN SQUILLA: It doesn't
20 allow every neighbor just to keep their
21 trash cans out in front of their homes
22 also, does it?

23 MR. ESPOSITO: Not in this
24 particular legislation. This is entering
25 like MOUs with different larger groups

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2 that would then manage the cans within
3 the corridor.

4 COUNCILMAN SQUILLA: Thank you
5 very much.

6 Councilman Taubenberger.

7 COUNCILMAN TAUBENBERGER: I'm
8 intrigued by all this. I think you're on
9 the right track, no question about it.
10 But just to go over again to make sure I
11 got this right, who is responsible to
12 actually empty the can?

13 MR. ESPOSITO: Thank you,
14 Councilman. So it would be the community
15 group or whatever organization that signs
16 up to that. They would kind of monitor
17 the larger system, but most times what
18 we've seen is the actual business that
19 maybe takes the can out front, they would
20 work something out.

21 COUNCILMAN TAUBENBERGER: And
22 what do they do with it?

23 MR. ESPOSITO: So they can keep
24 it in their own trash storage until
25 collection days or, like we said, we

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2 would want open access for them to be
3 able to make runs to our sanitation
4 convenience centers.

5 COUNCILMAN TAUBENBERGER: They
6 can put it out on trash day.

7 MR. ESPOSITO: What's that?

8 COUNCILMAN TAUBENBERGER: I
9 said they then can put it out on trash
10 day.

11 MR. ESPOSITO: Yes.

12 COUNCILMAN TAUBENBERGER: At
13 that site or --

14 MR. ESPOSITO: Depending on
15 what their trash collection system is,
16 they would -- if they do put stuff out
17 curbside or if they do put -- most have
18 private collection. They would put it
19 with their private collection that gets
20 picked up.

21 COUNCILMAN TAUBENBERGER:
22 That's interesting.

23 The other thing, household
24 trash, is there an actual ordinance
25 against that, you putting household

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2 trash?

3 MR. ESPOSITO: Yes. There is a
4 fine associated with the dumping of
5 household trash.

6 COUNCILMAN TAUBENBERGER: Do
7 you know what that fine is, by chance?

8 MR. ESPOSITO: I believe it's a
9 \$150 fine.

10 COUNCILMAN TAUBENBERGER: Okay.
11 I think that's -- thank you very much for
12 your passion and your work that you do.
13 Thank you.

14 MR. ESPOSITO: Thank you, sir.

15 COUNCILMAN SQUILLA: And, Nic,
16 thank you and the Litter Cabinet's work
17 on this and zero waste initiative.

18 Any other questions?

19 (No response.)

20 COUNCILMAN SQUILLA: Seeing
21 none, is there anyone else here to
22 testify on Bill No. 180748?

23 (No response.)

24 COUNCILMAN SQUILLA: Seeing
25 none, thank you.

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

4 THE CLERK: Bill No. 180728, an
5 ordinance amending Section 9-212 of The
6 Philadelphia Code by prohibiting
7 newsstands on the north side of Arch
8 Street, between 18th Street and 19th
9 Street; all under certain terms and
10 conditions.

11 (Witness approached witness
12 table.)

13 COUNCILMAN SQUILLA: Thank you.
14 Rebecca, just state your name
15 for the record and then proceed with your
16 testimony.

17 MS. SWANSON: Good afternoon,
18 Chairman Squilla and members of the
19 Committee on Streets and Services. My
20 name is Rebecca Swanson. I'm the
21 Director of Planning for the Department
22 of Licenses and Inspections. I am here
23 to provide testimony on Bill No. 180728,
24 which will amend Section 9-212 of The
25 Philadelphia Code, entitled "Newsstands."

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2 The bill prohibits newsstands
3 on the north side of Arch Street, between
4 18th Street and 19th Street. The
5 Department has no objection to this bill
6 and is prepared to enforce its provisions
7 should it become law.

8 Thank you for the opportunity
9 to provide the Department's testimony.

10 COUNCILMAN SQUILLA: Councilman
11 Greenlee.

12 COUNCILMAN GREENLEE: Thank
13 you, Mr. Chairman.

14 Ms. Swanson, you may not know
15 the answer to this. I know there was a
16 newsstand on that side of the street. Do
17 you know what happened? Are they leaving
18 or do you have any idea, or by passing
19 it, they would have to leave?

20 MS. SWANSON: If they were
21 already there, this could not kick them
22 out.

23 COUNCILMAN GREENLEE: It would
24 not, okay.

25 MS. SWANSON: I'm assuming they

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2 probably relocated during the
3 construction. This is the block of the
4 new Comcast Tower.

5 COUNCILMAN GREENLEE: I know.

6 MS. SWANSON: I presume they
7 were already relocated, because all four
8 of those sidewalks have been shut down
9 for over a year.

10 COUNCILMAN GREENLEE: Well, was
11 the north side? The north side I don't
12 think was.

13 MS. SWANSON: I thought all
14 four were.

15 COUNCILMAN GREENLEE: I'm not
16 sure. I'm not sure. But I know there
17 was one. I was just wondering if you
18 knew.

19 MS. SWANSON: No. This would
20 not kick them out. They must have
21 already relocated.

22 COUNCILMAN GREENLEE: Okay.
23 Thank you.

24 Thank you.

25 COUNCILMAN SQUILLA: Thank you.

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2 Any other questions?

3 (No response.)

4 COUNCILMAN SQUILLA: Seeing

5 none, is there anyone else here to

6 testify on Bill No. 180728?

7 (No response.)

8 COUNCILMAN SQUILLA: Seeing

9 none, Mr. McMonagle, please read the

10 title of the next bill.

11 THE CLERK: Bill No. 180753, an

12 ordinance amending Section 9-213 of The

13 Philadelphia Code, entitled "Farmers'

14 Markets," by adding a permissible

15 location on Germantown Avenue, all under

16 certain terms and conditions.

17 COUNCILMAN SQUILLA: Please

18 proceed.

19 MS. SWANSON: Good afternoon,

20 Chairman Squilla and members of the

21 Committee on Streets and Services. My

22 name is Rebecca Swanson, Director of

23 Planning for the Department of Licenses

24 and Inspections. I am here to provide

25 testimony on Bill No. 180753, which, if

1 10/9/18 - STREETS - BILL 160026, ETC.

2 enacted, will amend Section 9-213 of The
3 Philadelphia Code, entitled "Farmers'
4 Markets."

5 The bill adds as a permissible
6 farmers' market location the sidewalk and
7 curb lane of the east side of Germantown
8 Avenue between East Church Lane and East
9 School House Lane.

10 The Department has no
11 objections to this bill and is prepared
12 to enforce its provisions should it
13 become law.

14 Thank you for the opportunity
15 to provide the Department's testimony.

16 COUNCILMAN SQUILLA:
17 Councilwoman Bass.

18 COUNCILWOMAN BASS: Thank you,
19 Mr. Chairman.

20 I just really wanted to thank
21 the Department for working with us to
22 make sure that this happens. As you
23 know, that we have a food desert in many
24 of our neighborhoods, and providing fresh
25 fruits and vegetables and other goods and

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2 items is critically important to make
3 sure that we have a healthy population in
4 the City. So I just really wanted to
5 thank you all for your work.

6 COUNCILMAN SQUILLA: Great.
7 Thank you very much.

8 Any other questions?

9 (No response.)

10 COUNCILMAN SQUILLA: Seeing
11 none, anyone else here to testify on Bill
12 No. 180753?

13 (No response.)

14 COUNCILMAN SQUILLA: Seeing
15 none, Mr. McMonagle, please read the
16 title of the next bill.

17 THE CLERK: Bill No. 180814, an
18 ordinance amending Section 9-206 of The
19 Philadelphia Code, entitled "Sidewalk
20 Vendors in Neighborhood Business
21 Districts," by adding a designated vendor
22 location in the University City District;
23 all under certain terms and conditions.

24 COUNCILMAN SQUILLA: Please
25 proceed.

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2 MS. SWANSON: Good afternoon,
3 Chairman Squilla and members of the
4 Committee on Streets and Services. My
5 name is Rebecca Swanson, Director of
6 Planning for the Department of Licenses
7 Inspections. I am here to provide
8 testimony on Bill No. 180814, which, if
9 enacted, will amend Section 9-206 of The
10 Philadelphia Code, entitled "Sidewalk
11 Vendors in Neighborhood Business
12 Districts."

13 The bill adds one permissible
14 vending location to the western side of
15 36th Street between Market Street and
16 Chestnut Street.

17 The Department has no objection
18 to this bill and is prepared to enforce
19 its provisions should it become law.

20 Thank you for the opportunity
21 to provide the Department's testimony.

22 COUNCILMAN SQUILLA: Thank you.

23 Any questions?

24 (No response.)

25 COUNCILMAN SQUILLA: Seeing

1 10/9/18 - STREETS - BILL 160026, ETC.

2 none, anyone else here to testify on Bill
3 No. 180814?

4 (No response.)

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

8 THE CLERK: Bill No. 171054, an
9 ordinance authorizing the revision of
10 lines and grades on a portion of City
11 Plan No. 295 by striking from the City
12 Plan Harner Street from Spring Lane to
13 Manatawna Avenue and reserving and
14 placing on the City Plan a right-of-way
15 for sewer and drainage purposes within
16 the lines of Harner Street being stricken
17 and authorizing acceptance of the grant
18 to the City of the said right-of-way,
19 under certain terms and conditions.

20 (Witnesses approached witness
21 table.)

22 COUNCILMAN SQUILLA: Thank you.
23 Please proceed with your -- state your
24 name for the record, then proceed with
25 your testimony.

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2 MR. MORELLI: Good afternoon,
3 Chairman Squilla and members of the
4 Committee. My name is Frank Morelli,
5 Survey Bureau Manager for the Department
6 of Streets, and I would like to offer the
7 following testimony on Bill No. 171054.

8 This is not an Administration
9 ordinance, but an ordinance requested by
10 Mr. Brett Peanasky of Klehr Harrison
11 Harvey Branzburg LLP on behalf of
12 Mr. Steven Koltes.

13 The purpose of this proposed
14 ordinance is to have the street be
15 stricken as part of the planned
16 improvement at 530 Spring Lane. Harner
17 Street has never been constructed or
18 improved. The party-of-interest owns all
19 property fronting Harner Street, which
20 runs through the parcel known as 530
21 Spring Lane.

22 I would be happy to respond to
23 any questions.

24 COUNCILMAN SQUILLA: Sarah,
25 please proceed.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 MS. CHIU: Good afternoon,
3 Chairman Squilla and members of Streets
4 and Services Committee. I'm Sarah Chiu,
5 City Planner with the Philadelphia City
6 Planning Commission. I'm here to testify
7 on Bill No. 171054, which was introduced
8 by Councilmember Jones on November 30th,
9 2017.

10 Bill No. 171054 will strike
11 Harner Street from Spring Lane to
12 Manatawna Avenue and reserve a drainage
13 right-of-way at this location. Harner
14 Street is not physically paved or legally
15 open for public traffic. This
16 legislation is to help the property owner
17 to implement an open space ecological
18 restoration and building improvement plan
19 on the historical farm property.

20 At its meeting on September
21 18th, 2018, the Planning Commission
22 recommended Bill 171054 be approved.

23 This concludes my testimony.

24 COUNCILMAN SQUILLA: Thank you.

25 Are there any questions?

1 10/9/18 - STREETS - BILL 160026, ETC.

2 (No response.)

3 COUNCILMAN SQUILLA: Seeing
4 none, is there anyone else here to
5 testify on Bill 171054?

6 (No response.)

7 COUNCILMAN SQUILLA: Seeing
8 none, Mr. McMonagle, please read the
9 title of the next bill.

10 THE CLERK: Bill No. 180840, an
11 ordinance authorizing the striking from
12 City Plan No. 119 and abandonment of a
13 certain right-of-way reserved for
14 drainage purposes, located along the
15 westerly side of Tenth Street, north of
16 Poplar Street, and extending westwardly
17 therefrom, under certain terms and
18 conditions.

19 MR. MORELLI: Good afternoon,
20 Chairman Squilla and members of the
21 Committee. My name is Frank Morelli,
22 Survey Bureau Manager for the Department
23 of Streets, and I would like to offer the
24 following testimony on Bill No. 180840.

25 The bill seeks to authorize the

1 10/9/18 - STREETS - BILL 160026, ETC.
2 striking from the City Plan and
3 abandonment of a certain right-of-way
4 reserved for drainage purposes, located
5 along the westerly side of 10th Street,
6 north of Poplar Street, and extending
7 westwardly therefrom.

8 This is not an Administration
9 ordinance, but an ordinance requested by
10 Mr. Matthew E. Shinton, P.E. of Gilmore
11 Associates on behalf of Frankie's World
12 Foundation.

13 The purpose of this proposed
14 ordinance is to remove the right-of-way
15 reserved for drainage purposes since it
16 is no longer needed and to allow for
17 future development.

18 I will be happy to respond to
19 any questions.

20 MS. CHIU: Good afternoon,
21 Chairman Squilla and members of Streets
22 and Services Committee. I'm Sarah Chiu,
23 City Planner with the Philadelphia City
24 Planning Commission. I'm here to testify
25 on Bill No. 180840, which was introduced

1 10/9/18 - STREETS - BILL 160026, ETC.

2 by Councilmember Greenlee for Council

3 President Clarke on September 27th, 2018.

4 Bill No. 180840 will strike and

5 abandon a drainage right-of-way west of

6 10th Street. This action is to help the

7 current property user, Frankie's World

8 Foundation, a day care center for

9 children with special healthcare needs,

10 to utilize the space and construct an

11 outdoor play area with an 8 feet high

12 fence surrounding it.

13 The Planning Commission is

14 scheduled to consider this bill on

15 October 16th with a staff recommendation

16 for approval.

17 This concludes my testimony.

18 COUNCILMAN SQUILLA: Thank you.

19 Any questions?

20 (No response.)

21 COUNCILMAN SQUILLA: Seeing

22 none, anyone else here to testify on Bill

23 No. 180840?

24 (No response.)

25 COUNCILMAN SQUILLA: Seeing

1 10/9/18 - STREETS - BILL 160026, ETC.
2 none, Mr. McMonagle, please read the
3 title of the next bill.

4 THE CLERK: Bill No. 180843, an
5 ordinance authorizing the revision of
6 lines and grades on a portion of City
7 Plan No. 195 by striking from the City
8 Plan Amber Street from Lehigh Avenue to a
9 point northeastwardly therefrom, under
10 certain terms and conditions.

11 MR. MORELLI: Good afternoon,
12 Chairman Squilla and members of the
13 Committee. My name is Frank Morelli,
14 Survey Bureau Manager for the Department
15 of Streets, and I'd like to offer the
16 following testimony on Bill No. 180843.

17 This is not an Administration
18 ordinance, but an ordinance requested by
19 Mr. Kyle Dowdy of Ruggiero Plante Land
20 Design LLC on behalf of Riverwards Group.

21 The purpose of this proposed
22 ordinance is to strike Amber Street from
23 Lehigh Avenue to a point northeastwardly
24 to clear land area for a proposed
25 residential development.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 I will be happy to respond to
3 any questions.

4 MS. CHIU: Good afternoon,
5 Chairman Squilla and members of Streets
6 and Services Committee. I'm Sarah Chiu,
7 City Planner with the Philadelphia City
8 Planning Commission. I'm here to testify
9 on Bill No. 180843, which was introduced
10 by Councilmember Squilla on September
11 27th, 2018.

12 Bill No. 180843 will strike
13 Amber Street from Lehigh Avenue to the
14 existing CSX railroad right-of-way. This
15 action is to facilitate a proposed
16 155-unit residential development on the
17 four-acre site. The proposal also
18 includes about 9,500 square feet of
19 commercial space at the ground floor of
20 four separate buildings and 154 surface
21 parking spaces.

22 The Planning Commission has
23 serious concerns for this development.
24 At its meeting on February 20th, 2018,
25 the Commission recommended that the

1 10/9/18 - STREETS - BILL 160026, ETC.
2 variance not be approved and requested
3 that the applicant continue refining the
4 application to reflect the concerns
5 regarding rail adjacency to the
6 residential units, inclusion of more
7 commercial or non-residential spaces, and
8 other issues raised at the Civic Design
9 Review meetings.

10 The Planning Commission
11 scheduled this Streets bill on October
12 16th to make their decision.

13 This concludes my testimony.

14 COUNCILMAN SQUILLA: Thank you.

15 Any questions?

16 (No response.)

17 COUNCILMAN SQUILLA: Seeing
18 none, is there anyone else here to
19 testify on Bill No. 180843?

20 (No response.)

21 COUNCILMAN SQUILLA: Seeing
22 none, Mr. McMonagle, please read the
23 title of the next bill.

24 CHIEF CLERK: Bill No. 180845,
25 an ordinance authorizing the revision of

1 10/9/18 - STREETS - BILL 160026, ETC.
2 lines and grades on a portion of City
3 Plan No. 196 by striking from the City
4 Plan Trenton Avenue from Clearfield
5 Street to Allegheny Avenue, under certain
6 terms and conditions.

7 MR. MORELLI: Good afternoon,
8 Councilman Squilla and members of the
9 Committee. My name is Frank Morelli,
10 Survey Bureau Manager of the Department
11 of Streets, and I'd like to offer the
12 following testimony on Bill No. 180845.

13 This bill seeks to strike from
14 the City Plan Trenton Avenue from
15 Clearfield Street to Allegheny Avenue.
16 This is not an Administration ordinance,
17 but an ordinance requested by Mr. Jiting
18 Deng of Ruggiero Plante on behalf of
19 2204-2214 East Allegheny Avenue LLC.

20 The purpose of this proposed
21 ordinance is to strike these streets to
22 remove a paper street as an encumbrance
23 on private property and clear land for an
24 approximate 18-foot-wide private driveway
25 serving a proposed residential

1 10/9/18 - STREETS - BILL 160026, ETC.
2 development.

3 I will be happy to respond to
4 any questions.

5 MS. CHIU: Good afternoon,
6 Chairman Squilla and members of Streets
7 and Services Committee. I'm Sarah Chiu,
8 City Planner with the Philadelphia City
9 Planning Commission. I'm here to testify
10 on Bill No. 180845, which was introduced
11 by Councilmember Squilla on September
12 27th, 2018.

13 Bill No. 180845 will strike
14 Trenton Avenue from Clearfield Street to
15 Allegheny Avenue. This action is to help
16 facilitate a proposed residential
17 development on the site. The developer
18 proposed to construct a driveway on the
19 bed of Trenton Avenue to avoid traffic on
20 existing City streets. Trenton Avenue
21 becomes a dead-end at Cambria Street,
22 which is two blocks west of Clearfield
23 Street. Striking the paper street will
24 not impact the street grid or impact the
25 existing traffic pattern in the area.

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1 10/9/18 - STREETS - BILL 160026, ETC.

2 The Planning Commission is
3 scheduled to consider this bill on
4 October 16th with a staff recommendation
5 for approval.

6 This concludes my testimony.

7 COUNCILMAN SQUILLA: Thank you.

8 Any questions?

9 (No response.)

10 COUNCILMAN SQUILLA: Seeing
11 none, is there anyone else here to
12 testify on Bill No. 180845?

13 (No response.)

14 COUNCILMAN SQUILLA: Seeing
15 none, thank you so much for your
16 testimony.

17 Mr. McMonagle, if you want to
18 go back up to 180689.

19 THE CLERK: Bill No. 180689, an
20 ordinance authorizing the construction of
21 a sewer and appurtenant work, required to
22 provide public sewer service, in a
23 portion of the 4800 block of Trinity
24 Street.

25 (Witness approached witness

1 10/9/18 - STREETS - BILL 160026, ETC.
2 table.)

3 COUNCILMAN SQUILLA: Please
4 state your name for the record and
5 proceed with your testimony.

6 MR. MOHL: Good afternoon,
7 Councilman Squilla and members of the
8 Committee. My name is Brian Mohl,
9 Assistant Engineering Division Manager of
10 the Water Department. I am here to
11 testify regarding two bills. The first
12 Bill No. 180689, entitled "An ordinance
13 authorizing the construction of a sewer
14 and appurtenant work, required to provide
15 public sewer service, in a portion of the
16 4800 block of Trinity Street," was
17 introduced by Councilmember Blackwell on
18 June 21st, 2018.

19 The second Bill No. 180703,
20 entitled "An ordinance authorizing the
21 construction of a sewer and appurtenant
22 work, required to provide public sewer
23 service, in a portion of the 5800 block
24 of Knox Street," was introduced by
25 Councilmember Bass on June 21st, 2018.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 The impacted properties on
3 these blocks indicated in each of these
4 two bills are currently served by private
5 sewers, each of which has deteriorated
6 past its useful life and each of which
7 requires replacement as soon as possible.

8 Over time these two private
9 sewers have suffered many structural
10 defects, and at this point any additional
11 repairs, cleaning or internal linings are
12 not recommended first without installing
13 replacement sewers.

14 The newly constructed Water
15 Department sewers will be public sewers,
16 taking the place of deteriorated private
17 sewers currently serving these blocks.
18 Each of the new sewers will be
19 constructed to PWD's high standards and
20 in a manner that will better facilitate
21 customers' ability to maintain the proper
22 function of their laterals and reduce the
23 need for costly repairs.

24 In accordance with The
25 Philadelphia Code, impacted residents on

1 10/9/18 - STREETS - BILL 160026, ETC.
2 the blocks of 5800 Knox Street and 4800
3 block of Trinity Street will be assessed
4 for their installation of the new sewers.
5 These charges will be billed to their
6 individual property owners' existing
7 water sewer and stormwater accounts.

8 PWD respectfully requests that
9 these bills be reported favorably out of
10 Committee and that the rules of Council
11 be suspended to allow for the first
12 reading of these bills at the next
13 session of City Council.

14 This concludes my testimony on
15 these two bills. I'll be happy to answer
16 any questions.

17 COUNCILMAN SQUILLA: Thank you.

18 Any questions?

19 (No response.)

20 COUNCILMAN SQUILLA: Seeing
21 none, is there anyone else here to
22 testify on Bill No. 180689 and 180703?

23 (No response.)

24 COUNCILMAN SQUILLA: Seeing
25 none, Mr. McMonagle, you want to read the

1 10/9/18 - STREETS - BILL 160026, ETC.
2 title of the next bill.

3 THE CLERK: Bill No. 180691, an
4 ordinance authorizing Shift Capital LLC
5 to install, own and maintain proposed
6 access vault encroachments at 3701-07
7 North Broad Street, Philadelphia, PA
8 19140, all under certain terms and
9 conditions.

10 (Witnesses approached witness
11 table.)

12 COUNCILMAN SQUILLA: Please
13 proceed.

14 MR. TORRENCE: Good afternoon,
15 Chairman Squilla and members of the
16 Streets and Services Committee. My name
17 is St. Martin Torrence. I'm the Director
18 of Legislative Affairs for the Department
19 of Streets. I'm here to offer testimony
20 on Bill No. 180691.

21 This bill authorizes Shift
22 Capital LLC to install, own and maintain
23 proposed access vault encroachments at
24 3701-07 North Broad Street, under certain
25 terms and conditions.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 The Department of Streets does
3 not oppose this ordinance.

4 Thank you for your time. This
5 concludes my testimony.

6 COUNCILMAN SQUILLA: Thank you.

7 He's good, I'll tell you.

8 Are you going to testify on --

9 MR. TORRENCE: He's with the
10 Streets Department as well.

11 MR. RENFRO: Just providing
12 support.

13 COUNCILMAN SQUILLA: Are there
14 any questions?

15 (No response.)

16 COUNCILMAN SQUILLA: Seeing
17 none, is there anyone else here to
18 testify on Bill No. 180691?

19 (No response.)

20 COUNCILMAN SQUILLA: Seeing
21 none, thank you very much.

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

24 THE CLERK: Bill No. 180692, an
25 ordinance legalizing an existing wood

1 10/9/18 - STREETS - BILL 160026, ETC.
2 deck and ramp encroachment at 1338-1344
3 Rising Sun Avenue, Philadelphia, PA
4 19140, all under certain terms and
5 conditions.

6 MR. TORRENCE: Good afternoon,
7 Chairman Squilla and members of the
8 Streets and Services Committee. My name
9 is St. Martin Torrence. I'm the Director
10 of Legislative Affairs for the Department
11 of Streets. I'm here to offer testimony
12 on Bill No. 180692, as amended.

13 This bill legalizes an existing
14 wood deck and ramp encroachment at 1338
15 to 1344 Rising Sun Avenue, under certain
16 terms and conditions.

17 The Department of Streets does
18 not oppose this ordinance.

19 Thank you for your time. This
20 concludes my testimony.

21 MS. CHIU: Good afternoon,
22 Chairman Squilla and members of Streets
23 and Services Committee. I'm Sarah Chiu,
24 City Planner with the Philadelphia City
25 Planning Commission. I'm here to testify

1 10/9/18 - STREETS - BILL 160026, ETC.
2 on Bill No. 180692, which was introduced
3 by Councilmember Greenlee for Council
4 President Clarke on June 21st, 2018.

5 Bill No. 180692 will legalize
6 an existing wood deck and ramp
7 encroachment at 1338-44 Rising Sun
8 Avenue. The deck encroaches 6 feet onto
9 the north footway of Rising Sun Avenue,
10 leaving 6 feet 3 inches of clear and
11 unobstructed walking zone space. The
12 ramp encroaches 7 feet 4 inches on the
13 north footway of Rising Sun Avenue,
14 leaving 5 feet 6 inches walking zone
15 space.

16 The City's Complete Street
17 Policy requires a minimum of 7 feet of
18 clear and unobstructed walking zone space
19 on Rising Sun Avenue. This proposal
20 doesn't meet the minimum requirement.

21 At its meeting on July 17th,
22 2018, the Planning Commission recommended
23 Bill No. 180692 not be approved.

24 This concludes my testimony.

25 COUNCILMAN SQUILLA: Thank you.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 Are there any questions?

3 (No response.)

4 COUNCILMAN SQUILLA: Seeing
5 none, Howard, did you want to testify on
6 this bill? Just state your name for the
7 record and then proceed.

8 MR. FOREMAN: My name is Howard
9 Foreman and I'm the owner of the
10 Caribbean Feast Restaurant located at
11 1338 Rising Sun Avenue. We have been
12 there for 15 years. We have been hiring
13 the people from the community over this
14 period of time to work there. We take
15 part in the different necessity to uplift
16 the neighborhood, and we believe that our
17 deck there for customers and patrons to
18 sit on has been requested many times by
19 the customers. The deck does not in any
20 way, shape or form prevent or cause any
21 obstacle to pedestrians, and this will
22 definitely be a great thing for the
23 community, as I'm also an awardee for
24 money from the City to -- well, I'm one
25 of the awardees for the storefront

1 10/9/18 - STREETS - BILL 160026, ETC.
2 revitalization program in the Broad
3 Street and Erie Avenue and I'm just
4 waiting for the permit to complete this.

5 COUNCILMAN SQUILLA: Thank you.
6 Thank you for your testimony.
7 Councilman Greenlee.

8 COUNCILMAN GREENLEE: Thank
9 you.

10 Sir, have you ever received any
11 complaints from the community about this?

12 MR. FOREMAN: No, sir.

13 COUNCILMAN GREENLEE: Okay.
14 All right.

15 And, Ms. Chiu, if I could just
16 ask you, I know this happens sometimes.
17 Obviously the Streets Department's policy
18 seems to say this is okay, correct?

19 MR. FOREMAN: Yes. I got an
20 okay from anybody.

21 COUNCILMAN GREENLEE: No. I'm
22 asking her. I'm sorry.

23 Am I correct?

24 MS. CHIU: Yes.

25 COUNCILMAN GREENLEE: Have the

1 10/9/18 - STREETS - BILL 160026, ETC.
2 two departments -- first of all, let me
3 just say doesn't the Streets Department
4 usually like regulate right-of-way, that
5 kind of thing? Isn't that what we do,
6 what they do? Because really isn't this
7 kind of a right-of-way issue, I would
8 assume?

9 MR. RENFRO: Yes. That is
10 correct. The Streets Department --

11 COUNCILMAN SQUILLA: State your
12 name for the record.

13 MR. RENFRO: I'm sorry. My
14 name is Christopher Renfro. I'm the
15 Engineering Supervisor with the
16 Philadelphia Streets Department
17 Right-of-Way Unit.

18 COUNCILMAN GREENLEE: And what
19 I said is correct? Isn't the
20 right-of-way kind of under your folks,
21 right?

22 MR. RENFRO: Generally, yes.

23 COUNCILMAN GREENLEE: So,
24 Ms. Chiu, I'm not trying to -- I know
25 you're doing what you have to do here,

1 10/9/18 - STREETS - BILL 160026, ETC.
2 but I'm just trying to figure is there
3 any -- do you guys ever sit down and talk
4 about this, why you have different
5 regulations like that?

6 MS. CHIU: I think when we
7 review the encroachment item, we look at
8 under the Complete Street Policy
9 guidelines, and usually the Complete
10 Street guideline says half of the
11 sidewalk has to be clear. That's what we
12 ask for.

13 COUNCILMAN GREENLEE: All
14 right. I'm not going to belabor it, but
15 you say Complete Streets. That's the
16 Streets Department. They're okay with
17 it. There's no opposition from the
18 community. I'll leave it at that.

19 Thank you, Mr. Chairman.

20 COUNCILMAN SQUILLA: Councilman
21 Taubenberger.

22 COUNCILMAN TAUBENBERGER:
23 Mr. Chairman, I have no questions for the
24 panel, other than to announce I do have
25 some other City business outside these

1 10/9/18 - STREETS - BILL 160026, ETC.

2 Chambers and I'd like to be recorded as
3 voting aye on all bills.

4 COUNCILMAN SQUILLA: Thank you.

5 Thank you, Councilman Taubenberger.

6 Any other questions?

7 (No response.)

8 COUNCILMAN SQUILLA: Seeing
9 none, is there anyone else here to
10 testify on Bill No. 180692?

11 (No response.)

12 COUNCILMAN SQUILLA: Seeing
13 none, thank you for your testimony.

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

16 THE CLERK: Bill No. 180701, an
17 ordinance authorizing Building Bok LP to
18 construct, own and maintain a proposed
19 loading dock extension encroachment at
20 1901 South 9th Street, Philadelphia, PA
21 19148, all under certain terms and
22 conditions.

23 COUNCILMAN SQUILLA: Please
24 proceed with your testimony.

25 MR. TORRENCE: Good afternoon,

1 10/9/18 - STREETS - BILL 160026, ETC.

2 Chairman Squilla and members of the
3 Streets and Services Committee. My name
4 is St. Martin Torrence. I'm the Director
5 of Legislative Affairs for the Department
6 of Streets. I'm here to offer testimony
7 on Bill No. 180701.

8 This bill authorizes Building
9 Bok LP to construct, own and maintain a
10 proposed loading dock extension
11 encroachment at 1901 South 9th Street,
12 Philadelphia, PA 19148, all under certain
13 terms and conditions.

14 The Department of Streets
15 opposes this ordinance for a number of
16 reasons: Approval of the proposed
17 encroachment will require the Streets
18 Department to acknowledge and accept the
19 usage of the Dudley Street east footway
20 as an allowable truck vehicle path.

21 Approval of the proposed
22 encroachment will require the Streets
23 Department to acknowledge the complete
24 blockage of pedestrian traffic on the
25 east footway of Dudley Street during

1 10/9/18 - STREETS - BILL 160026, ETC.
2 loading operations.

3 We realize there is an existing
4 condition where cars park on the
5 sidewalk, but this condition has not been
6 formally approved.

7 Approving this ordinance will
8 set precedence for similar encroachments
9 in the area.

10 If the ordinance passes, the
11 Streets Department will require that the
12 property owner upgrade the corner ADA
13 ramp on all four corners of the property
14 frontage.

15 Thank you for your time. This
16 concludes my testimony.

17 COUNCILMAN SQUILLA: Please
18 proceed.

19 MS. CHIU: Good afternoon,
20 Chairman Squilla and members of Streets
21 Services Committee. I'm Sarah Chiu, City
22 Planner with the Philadelphia City
23 Planning Commission. I'm here to testify
24 on Bill No. 180701, which was introduced
25 by Councilmember Squilla on June 21st,

1 10/9/18 - STREETS - BILL 160026, ETC.
2 2018.

3 Bill No. 180701 will permit the
4 construction of a loading platform that
5 extends an additional 10 feet 6 inches
6 from the building's loading entrance and
7 sit 18 inches above the sidewalk level.
8 The platform encroaches 3 feet onto the
9 northern footway of Dudley Street.

10 The Planning Commission has the
11 following concerns for this proposal:

12 First, building an elevated
13 loading platform on the public sidewalk
14 is not appropriate, as it creates a
15 substantial barrier for pedestrians.

16 Second, the proposal indicates
17 its loading operation will be handled on
18 the sidewalk, which has negative impact
19 to the existing residential homes across
20 the street.

21 At its meeting on July 17th,
22 2018, the Planning Commission recommended
23 Bill No. 180701 not be approved.

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

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1 10/9/18 - STREETS - BILL 160026, ETC.

2 before you today and would be pleased to
3 answer any questions you may have.

4 COUNCILMAN SQUILLA: Thank you.
5 Thank you for your testimony.

6 Any questions?

7 (No response.)

8 COUNCILMAN SQUILLA: Seeing
9 none, anybody else here to testify on
10 Bill No. 180701?

11 (No response.)

12 COUNCILMAN SQUILLA: Seeing
13 none, thank you for your testimony.

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

16 THE CLERK: Bill No. 180702, an
17 ordinance legalizing an existing garage
18 extension encroachment at 1815 South 8th
19 Street, Philadelphia, PA 19148, all under
20 certain terms and conditions.

21 COUNCILMAN SQUILLA: Please
22 proceed.

23 MR. TORRENCE: Good afternoon,
24 Chairman Squilla and members of the
25 Streets and Services Committee. My name

1 10/9/18 - STREETS - BILL 160026, ETC.
2 is St. Martin Torrence. I'm the Director
3 of Legislative Affairs for the Department
4 of Streets. I'm here to offer testimony
5 on Bill No. 180702.

6 This bill legalizes an existing
7 garage extension encroachment at 1815
8 South 8th Street, Philadelphia, PA 19148,
9 all under certain terms and conditions.

10 The Department of Streets is
11 opposed to this encroachment because a
12 garage extension beyond the street line
13 is explicitly prohibited by Section
14 11-604(7) of The Philadelphia Code.
15 Approval of this encroachment sets a
16 precedence for similar encroachments in
17 the area. This encroachment is for the
18 sole benefit of the property owner and
19 offers no public benefit, especially
20 since the curb cut at this location
21 eliminates an on-street parking space.

22 Thank you for your time. This
23 concludes my testimony.

24 COUNCILMAN SQUILLA: Please
25 proceed.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 MS. CHIU: Good afternoon,
3 Chairman Squilla and members of Streets
4 and Services Committee. I'm Sarah Chiu,
5 City Planner with the Philadelphia City
6 Planning Commission. I'm here to testify
7 on Bill No. 180702, which was introduced
8 by Councilmember Squilla on June 21st,
9 2018.

10 Bill No. 180702 proposes to
11 legalize an existing garage encroachment
12 at 1815 South 8th Street. The garage
13 encroaches onto the south footway of
14 McClellan Street for 2 feet 7 inches, for
15 a width of 29 feet 3 inches, and leaves 5
16 feet 6 inches of clear and unobstructed
17 walking zone space for pedestrians. The
18 Complete Streets Policy standards require
19 a minimum 5 feet walking zone on this
20 street. So this encroachment meets the
21 minimum walking zone requirement.

22 Therefore, at its meeting on
23 July 17th, 2018, the Planning Commission
24 recommended Bill No. 180702 be approved
25 as an item in accord with previous

1 10/9/18 - STREETS - BILL 160026, ETC.
2 policy.

3 This concludes my testimony.

4 COUNCILMAN SQUILLA: Thank you.

5 Any questions?

6 (No response.)

7 COUNCILMAN SQUILLA: Seeing
8 none, is there anyone else here to
9 testify on Bill No. 180702?

10 (No response.)

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

14 THE CLERK: Bill No. 180737, an
15 ordinance authorizing Esperanza Health to
16 install, own and maintain a proposed
17 entrance patio encroachment at 861 East
18 Allegheny Avenue, Philadelphia, PA 19134,
19 all under certain terms and conditions.

20 MR. TORRENCE: Good afternoon,
21 Chairman Squilla and members of the
22 Streets and Services Committee. My name
23 is St. Martin Torrence. I'm the Director
24 of Legislative Affairs for the Department
25 of Streets. I'm here to offer testimony

1 10/9/18 - STREETS - BILL 160026, ETC.
2 on Bill No. 180737.

3 This bill authorizes Esperanza
4 Health to install, own and maintain a
5 proposed patio encroachment at 861 East
6 Allegheny Avenue, Philadelphia, PA 19134,
7 under certain terms and conditions.

8 The Department of Streets is
9 not opposed to this encroachment.

10 Thank you for your time. This
11 concludes my testimony.

12 MS. CHIU: Good afternoon,
13 Chairman Squilla and members of Streets
14 and Services Committee. I'm Sarah Chiu,
15 City Planner. I'm here to testify on
16 Bill No. 180737, which was introduced by
17 Councilmember Sanchez on September 20th,
18 2018.

19 This bill will permit
20 construction of an entrance patio with a
21 ramp and steps encroachment at 861 East
22 Allegheny Avenue. The patio ramp and
23 step encroaches into the north footway of
24 Allegheny Avenue 4 feet, for a length of
25 75 feet, and leaving 15 feet of clear and

1 10/9/18 - STREETS - BILL 160026, ETC.
2 unobstructed walking zone space for
3 pedestrians. The Complete Street Policy
4 is asking for a 15 feet walking zone on
5 Allegheny Avenue. So this encroachment
6 meets the minimum walking zone
7 recommendations.

8 The Planning Commission is
9 scheduled to consider this bill on
10 October 16th with a staff recommendation
11 for approval.

12 This concludes my testimony.

13 COUNCILMAN SQUILLA: Thank you.

14 Any questions?

15 (No response.)

16 COUNCILMAN SQUILLA: Seeing
17 none, is there anyone else here to
18 testify on Bill No. 180737?

19 (No response.)

20 COUNCILMAN SQUILLA: Seeing
21 none, Mr. McMonagle, please read the
22 title of the next bill.

23 THE CLERK: Bill No. 180819, an
24 ordinance legalizing an existing patio
25 encroachment at 3749-51 Midvale Avenue,

1 10/9/18 - STREETS - BILL 160026, ETC.
2 Philadelphia, PA 19129, all under certain
3 terms and conditions.

4 COUNCILMAN SQUILLA: Please
5 proceed.

6 MR. TORRENCE: Good afternoon,
7 Chairman Squilla and members of the
8 Streets and Services Committee. My name
9 is St. Martin Torrence. I'm the Director
10 of Legislative Affairs for the Department
11 of Streets. I'm here to offer testimony
12 on Bill No. 180819.

13 This bill legalizes an existing
14 patio encroachment at 3749-51 Midvale
15 Avenue, Philadelphia, PA 19129, all under
16 certain terms and conditions.

17 The Department of Streets
18 opposes this encroachment for the
19 following reasons:

20 The existing patio reduces the
21 clear width of walkable sidewalk to 7
22 feet 4 inches, which is below the minimum
23 walking zone of 10 feet set forth in the
24 Philadelphia Pedestrian and Bicycle Plan
25 and adopted by the City under Section

1 10/9/18 - STREETS - BILL 160026, ETC.
2 11-900 "Complete Streets" of The
3 Philadelphia Code.

4 Two, the patio was built
5 without permits and directly on top of an
6 active 8 inch water main. The Department
7 of Streets conferred with the Water
8 Department and confirmed that they are
9 also not in support of legalizing this
10 encroachment, as it creates a hindrance
11 to their operations of repairing any
12 leaks or breaks.

13 Thank you for your time. This
14 concludes my testimony.

15 MS. CHIU: Good afternoon,
16 Chairman Squilla and members of Streets
17 and Services Committee. I'm Sarah Chiu,
18 City Planner with the Philadelphia City
19 Planning Commission. I'm here to testify
20 on Bill No. 180819, which was introduced
21 by Councilmember Jones on September 20th,
22 2018.

23 Bill No. 180819 will legalize a
24 raised patio with rails, which encroached
25 into the west footway of Midvale Avenue 8

1 10/9/18 - STREETS - BILL 160026, ETC.
2 feet, for a length of 32 feet, and left 7
3 feet 4 inches of clear and unobstructed
4 walking zone space for pedestrians. The
5 City's Complete Street Policy standards
6 require a minimum of 10 feet walking zone
7 space on Midvale Avenue. This
8 encroachment doesn't meet the minimum
9 walking zone requirement. Additionally,
10 the patio was built on top of an active 8
11 inch water main. It interferes when the
12 Water Department does their repair and
13 maintenance work.

14 The Planning Commission is
15 scheduled to consider this bill on
16 October 16th with a staff recommendation
17 for not for approval.

18 This concludes my testimony.

19 COUNCILMAN SQUILLA: Thank you.

20 Are there any questions?

21 (No response.)

22 COUNCILMAN SQUILLA: Seeing
23 none, is there anyone else here to
24 testify on Bill No. 180819?

25 (Witness approached witness

1 10/9/18 - STREETS - BILL 160026, ETC.
2 table.)

3 COUNCILMAN SQUILLA: Please
4 proceed. Just state your name for the
5 record and then you can proceed with your
6 testimony.

7 MR. MOHL: Good afternoon. My
8 name is Brian Mohl with the Philadelphia
9 Water Department. I'm the Assistant
10 Engineering Division Manager.

11 Concerning this bill, the Water
12 Department opposes this ordinance for the
13 following reasons:

14 As stated earlier, there's an 8
15 inch water main that runs under the
16 footway and underneath of the patio that
17 exists there now. The Water Department's
18 concern is that changes to load and
19 grading changes has a detrimental effect
20 to our water mains, especially when the
21 loads are not consistent. And when we
22 have a drop-off in load, we put stresses
23 on the ground and that transfers to our
24 water mains.

25 Additionally, where the

1 10/9/18 - STREETS - BILL 160026, ETC.
2 existing patio drops off on the left-hand
3 side, there is a joint there for T for
4 the water main. We have seen this type
5 of condition in the past where the water
6 mains break at these load changes. The
7 classic example would be Bakers Basin
8 where loads were placed on the
9 transmission mains and they ruptured.

10 In this case, we have an uneven
11 load placed on top of the water main
12 where the patio sits, and the Water
13 Department is concerned about that load
14 change.

15 That concludes my testimony.

16 COUNCILMAN SQUILLA: Thank you.

17 Any questions?

18 Councilman Greenlee.

19 COUNCILMAN GREENLEE:

20 Councilman Jones introduced this. Have
21 you been in touch with Councilman Jones
22 on this?

23 MR. MOHL: I have not
24 personally, no.

25 COUNCILMAN GREENLEE: Do you

1 10/9/18 - STREETS - BILL 160026, ETC.
2 know has the Water Department been in
3 touch with him?

4 MR. MOHL: I don't know that
5 for a fact.

6 COUNCILMAN GREENLEE: Okay.
7 Thank you.

8 COUNCILMAN SQUILLA: Any other
9 questions?

10 (No response.)

11 COUNCILMAN SQUILLA: Seeing
12 none, thank you for your testimony.

13 Anyone else here to testify on
14 Bill No. 180819?

15 (No response.)

16 COUNCILMAN SQUILLA: Seeing
17 none, Mr. McMonagle, please read the
18 title of the next bill.

19 THE CLERK: Bill No. 180823, an
20 ordinance authorizing Anthony Daloia to
21 construct, own and maintain a proposed
22 exterior stairway encroachment at 2573
23 Tulip Street, Philadelphia, PA 19125, all
24 under certain terms and conditions.

25 COUNCILMAN SQUILLA: Please

1 10/9/18 - STREETS - BILL 160026, ETC.
2 proceed.

3 MR. TORRENCE: Good afternoon,
4 Chairman Squilla and members of the
5 Streets and Services Committee. My name
6 is St. Martin Torrence. I'm the Director
7 of Legislative Affairs for the Department
8 of Streets. I'm here to offer testimony
9 on Bill No. 180823.

10 This bill authorizes Anthony
11 Daloia to construct, own and maintain a
12 proposed exterior stairway encroachment
13 at 2573 Tulip Street, all under certain
14 terms and conditions.

15 The Department of Streets
16 opposes this ordinance because it sets
17 precedence for similar encroachments in
18 the area.

19 Thank you for your time. This
20 concludes my testimony.

21 MS. CHIU: Good afternoon,
22 Chairman Squilla and members of Streets
23 and Services Committee. I'm Sarah Chiu,
24 City Planner with the Philadelphia City
25 Planning Commission. I'm here to testify

1 10/9/18 - STREETS - BILL 160026, ETC.

2 on Bill No. 180823, which was introduced
3 by Councilmember Squilla on September
4 20th, 2018.

5 Bill No. 180823 will legalize
6 an existing exterior stairway at 2573
7 Tulip Street property. The stairway
8 encroaches into the west footway of
9 Huntingdon Street 3 feet, for a length of
10 15 feet, leaving 8 feet 6 inches clear
11 and unobstructed footway for pedestrians.
12 The Complete Street Policy standards
13 require a minimum of 6 feet 6 inches
14 walking zone space. So this encroachment
15 meets the minimum walking zone
16 requirement.

17 The Planning Commission is
18 scheduled to consider this bill on
19 October 16th with a staff recommendation
20 for approval.

21 This concludes my testimony.

22 COUNCILMAN SQUILLA: Thank you.

23 Any questions?

24 (No response.)

25 COUNCILMAN SQUILLA: Seeing

1 10/9/18 - STREETS - BILL 160026, ETC.

2 none, is there anyone else here to

3 testify on Bill No. 180823?

4 (No response.)

5 COUNCILMAN SQUILLA: Seeing

6 none, thank you.

7 Mr. McMonagle, please read the

8 title of the next bill.

9 THE CLERK: Bill No. 180824, an
10 ordinance authorizing James Mahon to
11 install, own and maintain an open-air
12 sidewalk cafe at 2546 East Lehigh Avenue,
13 Philadelphia, PA 19125, all under certain
14 terms and conditions.

15 COUNCILMAN SQUILLA: Please
16 proceed.

17 MR. TORRENCE: Good afternoon,
18 Chairman Squilla and members of the
19 Streets and Services Committee. My name
20 is St. Martin Torrence. I'm the Director
21 of Legislative Affairs for the Department
22 of Streets. I'm here to offer testimony
23 on Bill No. 180824.

24 This bill authorizes James
25 Mahon to install, own and maintain an

1 10/9/18 - STREETS - BILL 160026, ETC.
2 open-air sidewalk cafe at 2546 East
3 Lehigh Avenue, Philadelphia, PA 19125,
4 under certain terms and conditions.

5 The Department of Streets has
6 no objection to this ordinance.

7 Thank you for your time. This
8 concludes my testimony.

9 MS. CHIU: Good afternoon,
10 Chairman Squilla and members of Streets
11 and Services Committee. I'm Sarah Chiu,
12 City Planner with the Philadelphia City
13 Planning Commission. I'm here to testify
14 on Bill No. 180824, which was introduced
15 by Councilmember Squilla on September
16 20th, 2018.

17 Bill No. 180824 will permit an
18 open-air sidewalk cafe at 2546 Lehigh
19 Avenue property. The cafe encroaches
20 onto the west footway of Livingston
21 Street 2 feet, for a length of 47 feet,
22 leaving 5 feet of clear and unobstructed
23 footway for pedestrians. The Complete
24 Street Policy requires a minimum 5 feet
25 walking zone on Livingston Street. This

1 10/9/18 - STREETS - BILL 160026, ETC.
2 encroachment meets the minimum walking
3 zone requirement.

4 The Planning Commission is
5 scheduled to consider this bill on
6 October 16th with a staff recommendation
7 for approval.

8 This concludes my testimony.

9 COUNCILMAN SQUILLA: Thank you.

10 Are there any questions?

11 (No response.)

12 COUNCILMAN SQUILLA: Seeing
13 none, is there anyone else here to
14 testify on Bill No. 180824?

15 (No response.)

16 COUNCILMAN SQUILLA: Seeing
17 none, Mr. McMonagle, please read the
18 title of the next bill.

19 THE CLERK: Bill No. 180825, an
20 ordinance authorizing Fishtown Brewpub to
21 install, own and maintain an open-air
22 sidewalk cafe at 1101 Frankford Avenue,
23 Philadelphia, PA 19125, under certain
24 terms and conditions.

25 COUNCILMAN SQUILLA: Please

1 10/9/18 - STREETS - BILL 160026, ETC.
2 proceed.

3 MR. TORRENCE: Good afternoon,
4 Chairman Squilla and members of the
5 Streets and Services Committee. My name
6 is St. Martin Torrence. I'm the Director
7 of Legislative Affairs for the Department
8 of Streets. I'm here to offer testimony
9 on Bill No. 180825.

10 This bill authorizes the
11 Fishtown Brewpub to install, own and
12 maintain an open-air sidewalk cafe at
13 1101 Frankford Avenue, Philadelphia, PA
14 19125, under certain terms and
15 conditions.

16 The Department of Streets has
17 no objections to this ordinance.

18 Thank you for your time. This
19 concludes my testimony.

20 MS. CHIU: Good afternoon,
21 Chairman Squilla and members of Streets
22 and Services Committee. I'm Sarah Chiu,
23 City Planner with the Philadelphia City
24 Planning Commission. I'm here to testify
25 on Bill No. 180825, which was introduced

1 10/9/18 - STREETS - BILL 160026, ETC.
2 by Councilmember Squilla on September
3 20th, 2018.

4 Bill No. 180825 will permit an
5 open-air sidewalk cafe at 1101 Frankford
6 Avenue property. The cafe encroaches
7 onto the north footway of Wildey Street 5
8 feet 6 inches, for a length of 50 feet,
9 leaving 6 feet and 6 inches clear and
10 unobstructed footway for pedestrians.
11 The Complete Street standards require
12 minimum 5 feet walking zone. So this
13 encroachment meets the minimum walking
14 zone requirement.

15 The Planning Commission is
16 scheduled to consider this bill on
17 October 16th with a staff recommendation
18 for approval.

19 This concludes my testimony.

20 COUNCILMAN SQUILLA: Thank you.

21 Any questions?

22 (No response.)

23 COUNCILMAN SQUILLA: Seeing
24 none, is there anyone else here to
25 testify on Bill No. 180825?

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1 10/9/18 - STREETS - BILL 160026, ETC.

2 (No response.)

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

6 THE CLERK: Bill No. 180826, an
7 ordinance authorizing PECO Energy Company
8 to construct, own and maintain proposed
9 non-standard bollards encroachment at
10 900-22 Lombard Street, Philadelphia, PA
11 19103, all under certain terms and
12 conditions.

13 COUNCILMAN SQUILLA: Please
14 proceed.

15 MR. TORRENCE: Good afternoon,
16 Chairman Squilla and members of the
17 Streets and Services Committee. My name
18 is St. Martin Torrence. I'm the Director
19 of Legislative Affairs for the Department
20 of Streets. I'm here to offer testimony
21 on Bill No. 180826.

22 This bill authorizes PECO
23 Energy Company to construct, own and
24 maintain proposed non-standard bollards
25 encroachments at 900-22 Lombard Street,

1 10/9/18 - STREETS - BILL 160026, ETC.
2 Philadelphia, PA 19103, all under certain
3 terms and conditions.

4 The Department of Streets has
5 no objections to this ordinance.

6 Thank you for your time. This
7 concludes my testimony.

8 MS. CHIU: Good afternoon,
9 Chairman Squilla and members of Streets
10 and Services Committee. I'm Sarah Chiu,
11 City Planner with the Philadelphia City
12 Planning Commission. I'm here to testify
13 on Bill No. 180826, which was introduced
14 by Councilmember Squilla on September
15 20th, 2018.

16 Bill No. 180826 will permit
17 bollards encroachment at 900-22 Lombard
18 Street property. The bollards encroach
19 into the north footway of Rodman Street 1
20 foot 6 inches from the curb line, for a
21 length of 128 feet, leaving 7 feet 6
22 inches clear and unobstructed footway for
23 pedestrians. The City's Complete Street
24 Policy standards require a minimum of 5
25 feet walking zone space on Rodman Street.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 This encroachment meets the minimum
3 walking zone recommendations.

4 The Planning Commission is
5 scheduled to consider this bill on
6 October 16th with a staff recommendation
7 for approval.

8 This concludes my testimony.

9 COUNCILMAN SQUILLA: Thank you.

10 Are there any questions?

11 (No response.)

12 COUNCILMAN SQUILLA: Seeing
13 none, is there anyone else here to
14 testify on Bill No. 180826?

15 (No response.)

16 COUNCILMAN SQUILLA: Seeing
17 none, thank you so much for your
18 testimony.

19 Mr. McMonagle, please read the
20 title of the next bill.

21 THE CLERK: Bill No. 160026, an
22 ordinance amending Title 12 of The
23 Philadelphia Code, entitled "Traffic
24 Code," Chapter 12-101 "General
25 Provisions," by adding new definitions,

1 10/9/18 - STREETS - BILL 160026, ETC.
2 and Chapter 12-900 "Parking Regulations
3 and Penalties," by adding "live
4 performing arts venue" to the entities
5 exempt from paying fees for curbside
6 loaning zone permits and adding a new
7 Section, entitled "Performing Arts
8 Priority Loading and Unloading Zones,"
9 providing for loading and unloading zones
10 to allow easier access for performing
11 artists to load-in and load-out at live
12 performing arts venues around the City of
13 Philadelphia; all under certain terms and
14 conditions.

15 (Witnesses approached witness
16 table.)

17 COUNCILMAN SQUILLA: Thank you.
18 Mr. Montanez, if you'd like to
19 state your name for the record and
20 proceed.

21 MR. MONTANEZ: Sure. My name
22 is Richard Montanez, Deputy Commissioner
23 for Transportation, Streets Department.

24 Good afternoon, Chairman
25 Squilla and members of the Streets and

1 10/9/18 - STREETS - BILL 160026, ETC.
2 Services Committee. My name is Richard
3 Montanez. I am the Deputy Commissioner
4 for Transportation for the Department of
5 Streets. I'm here to offer testimony on
6 Bill No. 160026, which was introduced by
7 Councilman Oh. This bill amends Title 12
8 of The Philadelphia Code, entitled
9 "Traffic Code," Chapter 12-100 "General
10 Provisions," by adding new definitions,
11 and Chapter 12-900 "Parking Regulations
12 and Penalties," by adding "live
13 performing arts venue" to the entities
14 exempt from paying fees for curb loading
15 zones and adding a new Section, entitled
16 "Performing Arts Priority Loading and
17 Unloading Zones," providing for loading
18 and unloading zones to allow easier
19 access for performing artists to load-in
20 and load-out at live performance art
21 venues around the City of Philadelphia.

22 I must acknowledge that
23 Councilman Oh's office and the Streets
24 Department have had prior meetings in the
25 past regarding this issue. The

1 10/9/18 - STREETS - BILL 160026, ETC.

2 Department of Streets has a few concerns
3 with this ordinance and, thus, is
4 opposed.

5 The Streets Department provides
6 permits for venues when they are
7 requested. Currently the permit is \$25
8 per day for a 40 foot zone. Excluding
9 use of a loading zone drastically reduces
10 the ability of merchants in the vicinity
11 to utilize the space as other loading
12 zones currently allow. Such a condition
13 would allow limited availability of
14 on-street parking, as the zone will be
15 established for only the venue. Most
16 venues operate during evening hours. To
17 lose off-street parking during an entire
18 day would generally impact merchants and
19 local residents. On-street parking is an
20 asset benefiting merchants, residents,
21 provides opportunities for an affordable
22 parking space to those who cannot pay for
23 private garages.

24 The bill as proposed allows an
25 establishment the opportunity for a

1 10/9/18 - STREETS - BILL 160026, ETC.
2 loading zone in the front of their venue.
3 This could be in direct conflict with
4 existing travel lanes, costing additional
5 burdens on already taxed roadway network.
6 The elimination of a travel lane within
7 Center City could potentially reduce the
8 roadway capacity by up to 50 percent.
9 Even if the zone was permitted through
10 off-peak hours, the closure could cause
11 gridlock in Center City proper.

12 Currently, the Streets
13 Department only allows closures of travel
14 lanes to occur with Police Department
15 assistance. Without the support of the
16 Police Department and the appropriate
17 temporary traffic control devices, the
18 average motorist would not be aware of
19 the restrictions, causing a public safety
20 hazard.

21 The Streets Department would
22 like to have further discussions with the
23 Councilman's office and the Parking
24 Authority. Unfortunately, we cannot
25 support this bill as it is written.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 Thank you for your time. This
3 concludes my testimony. I will be happy
4 to respond to any questions.

5 COUNCILMAN SQUILLA: Thank you.

6 Mr. McMonagle, do you want to
7 call up the --

8 THE CLERK: Yes. Could we do
9 David Ivory come up and testify.

10 MS. O'CONNOR: Yes, I'm here to
11 testify.

12 COUNCILMAN SQUILLA: Hold on,
13 Corinne.

14 THE CLERK: David Ivory.

15 COUNCILMAN SQUILLA: I
16 understand you have to leave.

17 (Witnesses approached witness
18 table.)

19 COUNCILMAN SQUILLA: Just state
20 your name for the record and then --

21 MR. IVORY: David Ivory. My
22 name is David Ivory. Good afternoon,
23 Chairman Squilla and members of the
24 Streets and Services Committee. It's my
25 pleasure and honor to be testifying here

1 10/9/18 - STREETS - BILL 160026, ETC.
2 on Bill 160026 for the music community
3 here in the City of Philadelphia.

4 I am currently, among many
5 other things, the Chairman of the Music
6 Industry Task Force. As you may know, we
7 were challenged for the past year with
8 this Task Force to find improvements and
9 strategies to make the music industry
10 more vibrant and helpful for the next
11 generation of music-makers in this city.

12 As you may already know, music
13 and its related industries, such as
14 managers, attorneys, booking agents,
15 local venues that have live original
16 music, among many other businesses,
17 represents a multi-million-dollar
18 industry for the City of Philadelphia,
19 but unfortunately as a city, we don't
20 provide the support for these
21 music-makers like other music cities such
22 as New York, Seattle, Nashville and, of
23 course, Los Angeles.

24 The Music Industry Task Force
25 identified many issues that can change

1 10/9/18 - STREETS - BILL 160026, ETC.
2 all that, some big issues and some not so
3 big. One of the not-so-big issues we
4 identified was access to loading zones
5 for musicians. We all realize the
6 problems with parking generally in the
7 City, but it's especially problematic for
8 musicians.

9 As some of you may or may not
10 know, most musicians performing their
11 original music here in the City basically
12 play for free or for very little
13 compensation. Combine that with getting
14 a parking ticket while unloading your
15 equipment ends up costing them too much
16 money to perform. This then discourages
17 musicians not to play in the City at all
18 or, at best, play much less often.

19 What seemed to come to the
20 rescue was Bill 160026 introduced in 2014
21 and then later reintroduced as a pilot
22 program in 2016. Four years later,
23 unfortunately, despite many attempts to
24 get this pilot program up and running, we
25 still have had no success in its

1 10/9/18 - STREETS - BILL 160026, ETC.
2 implementation whatsoever.

3 Today we have various
4 testimonies about specific problems from
5 some of the live venues affected by lack
6 of access to loading zones here in the
7 City. These venues feel it's most --
8 these venues feel it the most from both
9 the musicians needing the loading zone
10 and the City restricting it.

11 I urge Council to vote in favor
12 of this bill so that venues who hire
13 musicians will be able to provide a
14 vehicle to have their gear loaded in and
15 simply loaded out of the venue without
16 penalty. This will have a direct effect
17 on helping musicians earn more money,
18 which creates additional wage and income
19 tax revenue for the City, as well
20 awareness among the musician community
21 that the City of Philadelphia is
22 supporting such a valuable natural
23 resource; namely, working musicians and
24 the overall music scene.

25 I encourage City Council to

1 10/9/18 - STREETS - BILL 160026, ETC.
2 pass this Bill 160026 and provide a bit
3 of relief for the self-employed
4 music-makers trying to make a living
5 performing here in this great music City
6 of Philadelphia.

7 That concludes my testimony.

8 COUNCILMAN SQUILLA: Thank you.

9 Are there any questions?

10 (No response.)

11 COUNCILMAN SQUILLA: Seeing
12 none, thank you so much for your
13 testimony.

14 Corinne, if you would like to
15 state your name for the record and then
16 give your testimony.

17 MS. O'CONNOR: Good afternoon.
18 My name is Corinne O'Connor. I'm the
19 Deputy Executive Director of the
20 Philadelphia Parking Authority. I'm here
21 to testify on Bill No. 160026.

22 The Authority is in support of
23 the Streets Department testimony today.
24 Currently a business located within the
25 Center City or University City boundaries

1 10/9/18 - STREETS - BILL 160026, ETC.
2 must pay a \$250 fee for 23 feet of space
3 when a loading zone is installed in front
4 of their place of business. If a meter
5 is to be removed, a \$500 fee is then
6 assessed in Center City's core, such as
7 between 4th and 20th Street. In the
8 Center City's core, the average meter
9 revenue that is generated from that space
10 is almost \$10,000 a year.

11 Bill No. 160026 is designed to
12 institute loading zones in front of all
13 live performing arts venues. Although
14 this may work in theory, it does not
15 always work when looking at the location
16 of some of the venues and the regulations
17 currently in effect. When permissible,
18 loading zones are strategically placed
19 near the venues for accessible loading
20 and unloading. Unfortunately, one or two
21 of the venues are located on a side of
22 the street where there's a traffic lane,
23 prohibiting the installation of a loading
24 zone. Although the Authority feels that
25 a mandated fee-free loading zone is not

1 10/9/18 - STREETS - BILL 160026, ETC.
2 always viable in this instance, the
3 Authority welcomes discussions on any
4 alternatives on this issue. We look
5 forward to working with Councilman Oh's
6 office, the Streets Department, and the
7 rest of Council staff to find an
8 alternative solution to this bill number.

9 Thank you.

10 COUNCILMAN SQUILLA: Thank you
11 for your testimony.

12 Any questions?

13 (No response.)

14 COUNCILMAN SQUILLA: Seeing
15 none, thank you so much.

16 Is there anybody else to
17 testify on --

18 THE CLERK: We have a Jesse
19 Lundy and Bernard Resnick. Chris Narisi
20 might as well come up as well.

21 (Witnesses approached witness
22 table.)

23 COUNCILMAN SQUILLA: Please
24 just state your name for the record and
25 then proceed.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 MR. LUNDY: My name is Jesse
3 Lundy. I'm a member of the Music
4 Industry Task Force with David and
5 Bernard Resnick that we've discussed
6 here. Thank you very much for allowing
7 us to speak today and for listening.

8 I'm a member of the Music
9 Industry Task Force. One of our many
10 tasks this year was to find ways to make
11 musicians happier in the way they
12 interact with the City of Philadelphia.
13 One concern that was raised many times is
14 the difficulty of loading and unloading
15 at performance spaces around Philadelphia
16 and having ample time to do so without
17 threat of a parking ticket.

18 It was brought to our attention
19 that the Streets Department had begun
20 speaking to area venues about their
21 issues and needs, the pilot program that
22 was mentioned earlier. We were told that
23 a questionnaire was sent to venues, and
24 when following up with these, it seems
25 that the Trocadero was the only one who

1 10/9/18 - STREETS - BILL 160026, ETC.
2 actually had received it. We spoke with
3 Joanna Pang at the Trocadero about their
4 concerns, but also branched out to talk
5 to other venues that had been part of
6 this inquiry.

7 In speaking with Johnny
8 Brenda's, The Hard Rock Cafe, MilkBoy,
9 and Underground Arts, we collected some
10 basic info and suggestions about what we
11 can do in working with the Streets
12 Department to improve the loading and
13 unloading of equipment at shows.

14 The info is contained in our
15 annual report and ultimately included
16 suggestions from MilkBoy and Underground
17 Arts exclusively. So while the pilot
18 program covered a bunch of different
19 venues, the two that had expressed the
20 most immediate concern were Underground
21 Arts and MilkBoy. The other clubs felt
22 that they had a system worked in place
23 and thanked us for their follow-up.

24 MilkBoy's Production Manager,
25 Joel Meltzer, suggested having loading

1 10/9/18 - STREETS - BILL 160026, ETC.
2 times beginning at around 5:00 p.m. at
3 the northwest corner of 11th and
4 Chestnut. Currently it's a no parking
5 zone that could be converted to band
6 loading with a placard or sign or just
7 stanchions during that brief period of
8 loading and unloading. The club would be
9 happy to take responsibility for finding
10 the best method in working with the
11 Streets Department to make sure that it's
12 policed properly.

13 Underground Arts felt that an
14 extended parking zone along Callowhill
15 between 12th and 13th that could
16 accommodate cars as well as the frequent
17 bus and trailer combinations that they
18 have coming in would improve their
19 situation.

20 In order to retain and support
21 working musicians in Philadelphia, the
22 establishment of artist loading zones at
23 area venues would increase artists'
24 security in knowing that they can load
25 and unload their gear and not receive a

1 10/9/18 - STREETS - BILL 160026, ETC.
2 parking ticket that often costs more than
3 they're being paid for their art. Other
4 cities, Seattle for instance, have made
5 these changes and appears to be
6 successful. We encourage Philadelphia to
7 do the same and are happy to work
8 directly with the Streets and PPA to make
9 that happen.

10 Thank you for listening to my
11 testimony.

12 COUNCILMAN SQUILLA: Please
13 proceed. Just state your name for the
14 record and then proceed with your
15 testimony.

16 MR. NARISI: Good afternoon.
17 My name is Chris Narisi. I'm a Venue
18 Manager at MilkBoy Philadelphia.

19 I've seen countless touring
20 acts be served parking violations while
21 briskly loading into our venue on the
22 northeast side of 11th Street, most
23 recently a band from Detroit last weekend
24 called Electric Six.

25 I also find it irrelevant to

1 10/9/18 - STREETS - BILL 160026, ETC.
2 bring up lost commerce from meters where
3 at our venue specifically there's already
4 a loading zone that already exists. So
5 issuing a permit for venues and
6 performance artists to come in seems like
7 it's really not affecting anything
8 besides just helping these performance
9 artists come in.

10 What I do think it stifles is
11 the commerce touring acts bring into
12 Philadelphia, and also I think it's a
13 poor representation for performance
14 artists that are traveling when they come
15 to Philadelphia from out of state.

16 Thank you.

17 COUNCILMAN SQUILLA: Thank you
18 for your testimony.

19 Any questions?

20 (No response.)

21 COUNCILMAN SQUILLA: Please
22 proceed.

23 MR. IVORY: I'm speaking with
24 regards to Bernard Resnick, a double bass
25 player, as you may see. So you can see

1 10/9/18 - STREETS - BILL 160026, ETC.
2 what size that instrument is, something
3 you can't really put in the back seat of
4 your taxi. And I'm speaking obviously
5 for him.

6 I am a member of the Music
7 Industry Task Force. I apologize that
8 I'm unable to attend today's hearing
9 because I am currently at Curtis
10 Institute of Music attending a board
11 meeting of their Musical Fund Society,
12 which is the oldest musical philanthropic
13 organization in the nation. David Ivory,
14 Chair of the Music Industry Task Force,
15 was kind enough to agree to read and
16 submit my letter on my behalf.

17 I write to you today to
18 encourage Council to pass Bill 160026
19 regarding amendments to the Philadelphia
20 Traffic Code, amending Chapter 12-100 and
21 adding Chapter 12-900. When I am not
22 practicing law, I practice double bass as
23 a professional musician. If you are not
24 aware, the double bass is an essential
25 instrument in most symphony orchestras,

1 10/9/18 - STREETS - BILL 160026, ETC.
2 jazz ensembles, bluegrass groups, and
3 rockabilly bands. This is a fun and
4 versatile instrument to play. However,
5 the double bass is immensely inconvenient
6 to transport due to its large size, bulky
7 shape, and heavy weight. A typical
8 double bass is approximately 6 feet tall,
9 3 feet wide, and 2 feet deep, with a
10 combined weight of the instrument, its
11 travel case, and accessory necessary to
12 play is substantial.

13 This is not the kind of musical
14 instrument that one can normally
15 transport in a taxi or by public
16 transportation. Double bassists
17 typically serve as their own driver and
18 stevedore, and we must drive a large
19 vehicle such as station wagon or sports
20 utility van to accommodate an instrument
21 of this size.

22 I have declined many
23 opportunities to play shows over the past
24 three decades due to the rehearsal and/or
25 performance venue not having ample and

1 10/9/18 - STREETS - BILL 160026, ETC.
2 nearby parking, simply because of the
3 inconvenience of carting my beloved
4 instrument to and from the venue. If the
5 venue has a loading dock or the ability
6 of a dedicated parking space close to the
7 entrance, I am much more likely to agree
8 to perform the show. One example of such
9 a facility is the Robin Hood Dell East in
10 Fairmount Park where I have performed at
11 City-sponsored concerts given by Black
12 Pearl Chamber Orchestra. This venue has
13 a loading dock and staff parking in the
14 back of the stage area. Despite the
15 steep hill where the venue is sited, I
16 have been able to conveniently transport
17 my instrument and accessories to and from
18 rehearsals and concerts.

19 I urge Council to make this
20 simple adjustment to the Traffic Code so
21 that the venues who hire musicians that
22 perform on instruments such as the double
23 bass, drum kit, electric piano,
24 synthesizer will be exempt from paying
25 fees for curb loading zone permits, as

1 10/9/18 - STREETS - BILL 160026, ETC.
2 well as providing for loading and
3 unloading zones to allow easier access
4 for performing artists to load in and
5 load out of live performing arts venues
6 around the City. This will have an
7 indirect effect of helping musicians earn
8 more money, which creates additional wage
9 and income tax revenue for the City. It
10 will also give Philadelphia music fans a
11 greater variety of top-class
12 entertainment to enjoy.

13 Thank you for your attention.
14 Respectfully submitted, Bernard Resnick.

15 COUNCILMAN SQUILLA: Thank you.
16 Thank you so much for your work, your
17 passion and being here to testify.

18 MR. IVORY: We appreciate you
19 listening.

20 COUNCILMAN SQUILLA: Councilman
21 Oh.

22 COUNCILMAN OH: Just briefly.
23 I understand we're pressed for time here.

24 What I would basically say is
25 that we have a Music Industry Task Force

1 10/9/18 - STREETS - BILL 160026, ETC.
2 of really highly regarded people who are
3 awfully, awfully modest. Every month
4 they come in, Grammy Award winners,
5 millions of records sold, working with
6 top entertainers. David Ivory sitting
7 over there, in addition to the many
8 things he's done, has produced The Roots
9 hit albums, many others. MilkBoy has
10 stars coming in often, and of course
11 Jesse Lundy having started with Electric
12 Factory concerts and others. But we have
13 many of these people, and in some
14 basically the small problem of parking is
15 costing us a lot of revenues, the
16 attendees, the concerts, the promotions,
17 the musicians, just the fact that many
18 musicians don't want to come to our city
19 or bypass our city, let alone the
20 up-and-coming artists.

21 There are ways we can work this
22 out. The Streets Department and the
23 Parking Authority have been willing to
24 work this out. We look forward to
25 working it out with them. We're going to

1 10/9/18 - STREETS - BILL 160026, ETC.
2 try to get this out of Committee and
3 we'll go on from there.

4 Thank you very much.

5 COUNCILMAN SQUILLA: And thanks
6 again. And I think Councilman is willing
7 to work with them on this pilot, and I
8 understand the Streets and, from what I
9 hear the testimony of the Parking
10 Authority, is also willing to work with
11 the Councilman on this pilot. So we're
12 looking forward to getting this pilot up
13 and running, and hopefully you guys will
14 be able to help us work out any kinks.

15 Thank you so much.

16 Is there anyone else here to
17 testify -- oh, we have one more bill.
18 Anyone else here to testify on 160026?

19 (No response.)

20 COUNCILMAN SQUILLA: Seeing
21 none, Mr. McMonagle, would you like to
22 read the last bill, please.

23 THE CLERK: Bill No. 180729, an
24 ordinance amending Section 10-710,
25 entitled "Dumping of Debris and Short

1 10/9/18 - STREETS - BILL 160026, ETC.
2 Dumping," by adding new provisions and
3 amending Section 10-719, entitled
4 "Penalties," by further amending the
5 maximum penalty to be assessed; all under
6 certain terms and conditions.

7 (Witness approached witness
8 table.)

9 COUNCILMAN SQUILLA: Richard,
10 just state your name again and proceed
11 with your testimony.

12 MR. MONTANEZ: Good afternoon,
13 Chairman Squilla and members of the
14 Streets and Services Committee. My name
15 is Richard Montanez. I am the Deputy
16 Commissioner for Transportation for the
17 Department of Streets. I am here to
18 offer testimony on Bill No. 180729. This
19 bill amends Section 10-710, entitled
20 "Dumping of Debris and Short Dumping," by
21 adding new provisions and amending
22 Section 10-719, entitled "Penalties," by
23 further amending the maximum penalty to
24 be assessed; all under certain terms and
25 conditions.

1 10/9/18 - STREETS - BILL 160026, ETC.

2 Illegal dumping is discarding
3 waste larger than litter in an improper
4 and/or unlawful manner where it doesn't
5 belong and occurs on both private and
6 public land, creating an environmental
7 nuisance to the community and the
8 municipality.

9 Illegal dumping is a quality of
10 life issue that affects operations across
11 many City departments. It is constant,
12 highly visible, and mainly affects areas
13 with a higher population density.

14 According to the Broken Window
15 Theory, a disordered environment, one
16 which is not maintained - broken windows,
17 graffiti, excess litter - sends a signal
18 that the area is not monitored and that
19 anyone can engage in criminal behavior
20 with little risk of detection. The
21 Streets Department, along with other City
22 agencies, work together to combat this
23 problem, but the root causes of this
24 issue runs much deeper than a simple
25 contractor dumping material in the middle

1 10/9/18 - STREETS - BILL 160026, ETC.
2 of the night.

3 In order to understand the root
4 cause, we must examine factors that
5 contribute to this problem. The most
6 notable reasons are: Overcrowding,
7 multiple families living in single-family
8 homes, overcrowding in apartments atop
9 businesses.

10 In situations where there are
11 multiple families living in housing meant
12 for single families, trash is sometimes
13 double or triple the amount that would
14 normally be generated from the unit.
15 This situation leads to individuals
16 leaving trash on lots, around wire
17 baskets, and usually at the end of the
18 block away from their home.

19 Contractors, licensed and
20 unlicensed: Contractors will leave
21 materials in neglected areas where it is
22 less likely that they will be caught
23 and/or reported by police or neighbors.
24 They will dump in these areas to avoid
25 disposal fees. We are dealing with

1 10/9/18 - STREETS - BILL 160026, ETC.
2 contractors by using surveillance
3 cameras, tire round-ups, and illegal
4 dumping crews.

5 In order to address this issue,
6 the Department of Streets has been using
7 a three-pronged approach - education,
8 enforcement, and future
9 options/legislative suggestions.

10 Education: Through the years
11 of social media and our SWEEP officers
12 and our extensive network of block
13 captains, we inform the public of our
14 many programs, which include collection
15 services, household hazard waste events,
16 annual spring clean-up, and our tire
17 round-up program.

18 Enforcement: The Streets
19 Department uses strategically placed
20 cameras to combat illegal dumping. We
21 also have ordinances that regulate waste
22 management and mandatory proof of
23 disposal agreements for construction
24 sites.

25 Legislative and regulatory

1 10/9/18 - STREETS - BILL 160026, ETC.
2 options: The Streets Department
3 continues to explore legislative changes
4 and options to prevent illegal dumping.
5 We are proposing proof of proper tire
6 disposal for tire shops. Applicants for
7 multiple and single-family dwellings
8 permits must provide a plan to ensure
9 occupants have adequate storage space for
10 trash until trash day.

11 This bill sponsored by Council
12 President Clarke would increase the
13 penalty for a violation of the code's
14 prohibition on placing debris and other
15 person's property without their
16 permission, short dumping, to a maximum
17 fine of \$25,000, with a fine no less than
18 \$2,000. While we wholeheartedly support
19 the premise of the bill, which is to
20 prevent illegal dumping and to send a
21 message, we understand that legally a
22 court would be limited in imposing a fine
23 over \$2,000 for this type of violation.

24 In conclusion, a change in
25 culture is needed in order for this plan

1 10/9/18 - STREETS - BILL 160026, ETC.
2 to be suitable. Illegal dumping is a
3 challenge for many cities across the
4 country. The Streets Department works to
5 solve this problem with many City
6 agencies, mainly CLIP, the Police
7 Department, and License and Inspection.
8 This is an ongoing fight to truly solve
9 this problem. It will take a concerted
10 effort amongst all City partners. We
11 welcome any help that City Council can
12 offer.

13 I can answer any of your
14 questions at this moment.

15 COUNCILMAN SQUILLA: Thank you.

16 You mentioned cameras. Is that
17 something we're going to expand to for
18 some of our hardest hit sites where we
19 have constant dumping, to be able to use
20 those cameras? And if we do have cameras
21 at those locations, would that video be
22 enough to be able to issue a fine on the
23 violation?

24 MR. MONTANEZ: Yeah. So we
25 currently just purchased 50 cameras to

1 10/9/18 - STREETS - BILL 160026, ETC.
2 spread out for illegal dumping. We do
3 catch them. Then we give the video to
4 the DA's Office, who goes criminally --
5 presses charges against the individual if
6 we can identify the license plate and
7 have a clear picture of the individual.

8 COUNCILMAN SQUILLA: So these
9 are good quality cameras, I hope.

10 MR. MONTANEZ: Yes, they are.

11 COUNCILMAN SQUILLA: Okay. And
12 these cameras, can they be moved from
13 site to site after a while?

14 MR. MONTANEZ: We are working
15 on a wireless program for them with OIT.

16 COUNCILMAN SQUILLA: Okay.
17 Thank you.

18 COUNCILMAN OH: I like the
19 aerial ones, the drones.

20 COUNCILMAN SQUILLA: Councilman
21 Oh wants to put drone cameras out there.

22 Any other questions?

23 (No response.)

24 COUNCILMAN SQUILLA: Seeing
25 none, is there anyone else here -- thank

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1 10/9/18 - STREETS - BILL 160026, ETC.

2 you so much for your testimony.

3 Is there anyone else here to
4 testify on Bill No. 180729?

5 (No response.)

6 COUNCILMAN SQUILLA: Seeing
7 none, that will end our hearing. We will
8 now go into Streets and Services
9 Committee.

10 Councilman Greenlee.

11 COUNCILMAN GREENLEE: Thank
12 you, Mr. Chairman. I move that Bill Nos.
13 180691 and 180729 be reported out of this
14 Committee with a favorable
15 recommendation.

16 (Duly seconded.)

17 COUNCILMAN SQUILLA: Two bills
18 have been read into the record. All in
19 favor?

20 (Aye.)

21 COUNCILMAN SQUILLA: Any
22 opposed?

23 (No response.)

24 COUNCILMAN SQUILLA: The ayes
25 have it. Two bills read into the record

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1 10/9/18 - STREETS - BILL 160026, ETC.

2 are now approved.

3 Councilman Greenlee.

4 COUNCILMAN GREENLEE: Thank
5 you, Mr. Chairman. I move the adoption
6 of the amendments to Bill No. 180692 and
7 160026.

8 (Duly seconded.)

9 COUNCILMAN SQUILLA: Bill
10 180692 and 160026 have been amended and
11 seconded.

12 All in favor?

13 (Aye.)

14 COUNCILMAN SQUILLA: Any
15 opposed?

16 (No response.)

17 COUNCILMAN SQUILLA: The ayes
18 have it. Both bills have been amended.
19 Councilman Greenlee.

20 COUNCILMAN GREENLEE: Thank
21 you, Mr. Chairman. I move that the
22 following bills be reported out of this
23 Committee with a favorable recommendation
24 and that the rules of Council be
25 suspended to allow for first reading at

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1 10/9/18 - STREETS - BILL 160026, ETC.
2 the next session of Council: Bill Nos.
3 180725, 180726, 180727, 180738, 180752,
4 180815, 180816, 180817, 180839, 180425,
5 180608, 180689, 180703, 180748, 180728,
6 180753, 180814, 171054, 180840, 180843,
7 180845, 180692 as amended, 180701,
8 180702, 180737, 180819, 180823, 180824,
9 180825, 180826, and 160026 as amended.

10 (Duly seconded.)

11 COUNCILMAN SQUILLA: All bills
12 read into the record have been seconded.

13 All in favor?

14 (Aye.)

15 COUNCILMAN SQUILLA: Any
16 opposed?

17 (No response.)

18 COUNCILMAN SQUILLA: The ayes
19 have it. All bills read into the record
20 have been approved with a suspension of
21 rules to be read at the next session of
22 Council.

23 Thank you.

24 (Committee on Streets and
25 Services concluded at 2:40 p.m.)

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10/9/18 - STREETS - BILL 160026, ETC.

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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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