

City of Philadelphia



(Bill No. 180555)

AN ORDINANCE

Amending Section 9-204 of The Philadelphia Code, entitled “Sidewalk Vendors in Center City,” and Section 9-205, entitled “Sidewalk Sales,” to exempt sales of fresh fruits and vegetables on the abutting sidewalk of a property by the owner or tenant of that property from the requirements of Sections 9-204 and 9-205, under certain terms and conditions.

WHEREAS, 23% of all Philadelphians live in areas with high poverty and low-to-no walkable access to healthy foods; and

WHEREAS, 30% of African Americans, 25% of Latinos, and 26% of all children in Philadelphia live in areas with high poverty and low-to-no walkable access to healthy foods; and

WHEREAS, The Department of Public Health has observed that some storeowners find the current regulatory complexities of selling fresh fruits and vegetables on the sidewalks abutting their properties to be prohibitive; and

WHEREAS, Making it easier for storeowners to sell fresh fruits and vegetables outside of their stores will encourage more stores to do so; and

WHEREAS, Sidewalk sales of fresh produce make it easier for everyone to get enough healthy and fresh food; now, therefore

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 9-200 of The Philadelphia Code is hereby amended to read as follows:

CHAPTER 9-200. COMMERCIAL ACTIVITIES ON STREETS.

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§ 9-204. Sidewalk Vendors in Center City.

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(2) Exemptions. The provisions of this Section shall not apply to:

* * *

(h) Sidewalk vending of fresh fruits and vegetables only, by the owner or tenant of the abutting building that takes place within three feet (3') of said building and maintains a minimum unobstructed sidewalk width of six feet (6') or half of total sidewalk width, whichever is greater, at all times.

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§ 9-205. Sidewalk Sales.

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(2) Exemptions. The provisions of this Section shall not apply to:

* * *

(g) Sidewalk vending of fresh fruits and vegetables only, by the owner or tenant of the abutting building that takes place within three feet (3') of said building and maintains a minimum unobstructed sidewalk width of six feet (6') or half of total sidewalk width, whichever is greater, at all times.

SECTION 2. This Ordinance shall take effect immediately.

Explanation:

[Brackets] indicate matter deleted.
Italics indicate new matter added.

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on September 13, 2018. The Bill was Signed by the Mayor on September 19, 2018.

A handwritten signature in cursive script, reading "Michael A. Decker".

Michael A. Decker
Chief Clerk of the City Council