

City of Philadelphia



(Bill No. 080149)

AN ORDINANCE

Amending Section 12-1117 of The Philadelphia Code, entitled “Physically Handicapped and Disabled or Severely Disabled Veteran Parking,” and Section 12-2809, entitled “Civil Penalties and Costs,” by expressly prohibiting certain improper uses of Disabled Parking Permits and providing for penalties, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 12-1117 of The Philadelphia Code is amended to read as follows:

§ 12-1117. Physically Handicapped and Disabled or Severely Disabled Veteran Parking.

(1) Definitions.

* * *

(i) Disabled Parking Permit. A Handicapped Plate, Handicapped Parking Placard, Severely-Disabled Veteran Plate or Severely-Disabled Veteran Placard.

(j) Disabled Person. A Physically Handicapped Person or Severely-Disabled Veteran.

(k) Handicapped Parking Space. A parking space reserved for physically handicapped persons and severely-disabled veterans, including any parking space in a public garage or public parking lot that is identified as an accessible parking space.

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(4) Eligibility requirements for special parking privileges.

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(b) [Except for persons parking vehicles lawfully bearing registration plates or parking placards issued to physically handicapped persons or severely-disabled veterans, no person shall park a vehicle in parking spaces reserved for physically handicapped persons and severely-disabled veterans, including any parking space in a public garage or public parking lot that is identified as an accessible parking space.] *No person shall park a vehicle in a Handicapped Parking Space unless that vehicle lawfully*

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bears a Disabled Parking Permit and is being driven by or being used to transport a Disabled Person.

(.1) A person who parks a vehicle in a Handicapped Parking Space shall be subject to the penalties set forth in Section 12-2809 if the vehicle does not bear a Disabled Parking Permit.

(.2) A person who parks a vehicle in a Handicapped Parking Space shall be subject to the enhanced penalties set forth in Section 12-2809 for fraudulently parking in a Handicapped Parking Space if the vehicle bears a Disabled Parking Permit but is not being driven by or used to transport a Disabled Person.

(c) No person shall drive or park a vehicle that displays a replica or counterfeit copy of a Disabled Parking Permit, or any document, plate or placard that bears a sufficient likeness to a Disabled Parking Permit as to be capable of or with the intent of deceiving a member of the public or an enforcement officer.

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SECTION 2. Section 12-2809 of The Philadelphia Code is amended to read as follows:

§ 12-2809. Civil Penalties and Costs.

* * *

(2) Any person violating the following provisions of Title 12 shall, upon a final finding of liability pursuant to this Chapter 12-2800, be liable for payment of the civil penalty indicated, in addition to the costs and fees set forth in subsection 12-2809(1):

Code Provision	Violation Description	Penalty
* * *		
12-1117(4)(b)(.1)	Park Handicapped Space	\$300.00
12-1117(4)(b)(.2)	<i>Fraudulently Park Handicapped Space</i>	<i>\$1,000.00</i>
12-1117(4)(c)	<i>Counterfeit Handicapped Parking Permit</i>	<i>\$1,000.00</i>

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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 November 6, 2008. The Bill was Signed by the Mayor on November 19, 2008.



Patricia Rafferty
Chief Clerk of the City Council