

City of Philadelphia



(Bill No. 100312)

AN ORDINANCE

Amending Chapter 11-600 of The Philadelphia Code, entitled “Construction, Encroachments, and Projections Over, On, and Under Streets,” by adding a new definition and new subsection providing for the granting of permits for the installation of bicycle racks on sidewalks, under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 11-600 of The Philadelphia Code is hereby amended to read as follows:

**CHAPTER 11-600. CONSTRUCTION, ENCROACHMENTS,
AND PROJECTIONS OVER, ON, AND UNDER STREETS.**

§11-601. Definitions.

In this Chapter, the following definitions apply:

- | | | | |
|-------|----------------------|---|---|
| | * | * | * |
| (4) | <i>Bicycle Rack.</i> | <i>A fixed rack for parking bicycles.</i> | |
| [(4)] | (5) | * | * |
| [(5)] | (6) | * | * |
| [(6)] | (7) | * | * |
| [(7)] | (8) | * | * |
| [(8)] | (9) | * | * |
| [(9)] | (10) | * | * |
| | * | * | * |

§11-604. Encroachments Upon and Obstructions of the Streets.

- (2) *Bicycle Rack.* *A bicycle rack may be installed provided:*
 - (a) *The bicycle rack shall be installed such that the rack, including attached bicycles, does not impede upon the usable sidewalk*

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width as determined by the Department of Streets or interfere with safe egress from any building or facility;

(b) Written permission is obtained from the abutting property owner;

(c) The owner of the bicycle rack (the owner) shall, at his/her own cost or expense, maintain and perform all necessary repairs to the bicycle rack and repair all damage resulting from the installation;

(d) The owner shall remove any abandoned bicycles, bicycle locks, and chains on a regular basis;

(e) Construction of the bicycle rack and its installation shall conform to regulations promulgated by the Department of Streets;

(f) The owner shall obtain a permit from the Department of Streets prior to installation of the bicycle racks;

(g) The owner, as a condition of the permit, agrees to release, indemnify and defend the City from all damages or claims for damages, which may arise by reason of the installation of the bicycle rack in the right-of-way.

[(2)] (3) * * *

[(3)] (4) * * *

[(4)] (5) * * *

[(5)] (6) * * *

[(6)] (7) * * *

[(7)] (8) * * *

[(8)] (9) * * *

[(9)] (10) * * *

* * *

SECTION 2. This Ordinance shall take effect immediately upon its adoption into law.

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 June 10, 2010. The Bill was Signed by the Mayor on June 23, 2010.



Michael A. Decker
Chief Clerk of the City Council