

City of Philadelphia



(Bill No. 210159)

AN ORDINANCE

Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” to revise certain provisions of Chapter 14-600, entitled “Use Regulations,” by amending the Retail Sales Use Category and Use-Specific Standards; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Legislative Findings. The Council finds that:

- a. There has been a recent proliferation, concentrating in certain areas of the City, of certain uses;
- b. That the concentration of these uses causes the areas in which these uses have located to become a focus of crime;
- c. To prevent the further deterioration of communities and neighborhoods in the City of Philadelphia, and to provide for the orderly, planned future development of the City, that in addition to existing zoning regulations, certain additional special regulations are necessary to ensure that these adverse effects will not continue to contribute to generate negative impacts in the surrounding neighborhoods; and
- d. To control the concentration of certain uses, special regulations relating to the location of these uses are necessary.
- e. Certain uses are inappropriate in or around residential neighborhoods and residentially related uses, because of, for example, deleterious health, safety, or environmental effects.

SECTION 2. Title 14 of The Philadelphia Code is hereby amended to read as follows:

TITLE 14. ZONING AND PLANNING

* * *

14-600. Use Regulations

14-601. Use Categories

* * *

(6) Retail Sales Use Category,

* * *

(c) Consumer Goods

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(.1) Drug Paraphernalia Stores

Any retail that offers for sale or display of more than five percent of any display or window area of ~~store selling~~ paraphernalia commonly related to the use of any drug or narcotic. *Drug Paraphernalia sales are permitted as an accessory use within the Medical Marijuana Dispensaries. Paraphernalia commonly related to the use of any drug or narcotic includes, but is not limited to: the sale, use or possession of which drug or narcotic is subject to the provisions of "The Controlled Substance, Drug, Device and Cosmetic Act", 1972, April 14, P.L. 233, No. 64, 51 et seq., 35 P.S. §§ 780-101 et seq., including, but not limited to, pipes, water pipes, pipe "screens", hashish pipes, "roach" clips, "coke" spoons, "bongs", and cigarette rolling paper, except that this term does not include the sale of cigarette rolling paper by a store that also sells loose tobacco or the sale by prescription of implements needed for the use of prescribed drugs or narcotics.*

- (.a) *Bongs;*
- (.b) *Dab rigs;*
- (.c) *Decarboxylation machines;*
- (.d) *Glass pipe (bowl);*
- (.e) *Grinders;*
- (.f) *Herbal infusers, electric;*
- (.g) *Methoscope (love rose);*
- (.h) *Pipe connections and hoses;*
- (.i) *Pipe screens;*
- (.j) *Tabletop vapes; or*
- (.k) *Water pipes (bubblers).*

* * *

14-603. Use-Specific Standards.

* * *

(13) Regulated Uses.

(a) Designation of Regulated Uses.

* * *

(.3) Drug paraphernalia sales ~~stores;~~

* * *

(20) Medical Marijuana Dispensary.

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(c) Drug Paraphernalia Sales are permitted as an accessory use within the Medical Marijuana Dispensaries.

SECTION 3. This Ordinance shall become effective immediately.

Explanation:

Italics indicate new matter added.

Strikethrough indicate matter deleted.

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on April 29, 2021. The Bill was Signed by the Mayor on May 11, 2021.



Michael A. Decker
Chief Clerk of the City Council