

City of Philadelphia



(Bill No. 150287)

AN ORDINANCE

Amending Title 12 of The Philadelphia Code, entitled “Traffic Code,” to provide for the removal of inoperable abandoned bicycles located within the public right-of-way.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 12 of The Philadelphia Code is amended as follows:

TITLE 12. TRAFFIC CODE.

* * *

CHAPTER 12-100. GENERAL PROVISIONS.

* * *

§ 12-102. Definitions.

In this Title the following definitions apply:

* * *

(7.1) Inoperable Bicycle. A bicycle or portion of a bicycle determined to be inoperable due to two or more of the following: missing wheel and tire; significantly bent or corroded wheel; missing tire without missing wheel; significantly corroded and flat tire; missing seat; missing handlebars; missing pedals; missing, broken or inoperable chain; or broken or significantly bent frame.

~~[(7)]~~ (7.2) Laned Roadway. * * *

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CHAPTER 12-800. BICYCLE REGULATIONS AND PENALTIES

* * *

§ 12-813. *Removal of Abandoned Inoperable Bicycles.*

City of Philadelphia

BILL NO. 150287 continued

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(1) No person shall leave an Inoperable Bicycle in the public right-of-way for more than ten days.

(2) An Inoperable Bicycle left in the public right-of-way for more than ten days shall be deemed an Abandoned Inoperable Bicycle.

(3) An Abandoned Inoperable Bicycle may be removed from the right-of-way and treated as abandoned property or refuse pursuant to the following procedure:

(a) An Inoperable Bicycle shall be identified by any officer authorized to enforce ordinances with a tag of a bright color stating that the bicycle: has been determined to be an Inoperable Bicycle pursuant to the City Traffic Code; will be deemed an Abandoned Inoperable Bicycle on the 11th day after it has been tagged; and will be removed and discarded by the City any time thereafter.

(b) The tag shall also state that the bicycle owner may contest the determination that the bicycle is inoperable and shall provide a telephone number for a City officer the owner may call in that regard.

(c) If no call is received by the 11th day after it has been tagged, or a call has been made but the Officer has affirmed the determination that the bicycle is inoperable, the bicycle may be removed and treated as abandoned property or refuse.

(d) If the City Officer called determines that the determination of inoperability was in error, the owner may remove the tag and the bicycle shall not be removed by the City.

Explanation:

[Brackets] indicate matter deleted.

Italics indicate new matter added.

City of Philadelphia

BILL NO. 150287 continued

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City of Philadelphia

BILL NO. 150287 continued

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on May 14, 2015. The Bill was Signed by the Mayor on June 2, 2015.



Michael A. Decker
Chief Clerk of the City Council