



# City of Philadelphia

City Council  
Chief Clerk's Office  
402 City Hall  
Philadelphia, PA 19107

**BILL NO. 110386  
(As Amended, 6/7/11)**

---

**Introduced May 12, 2011**

---

**Councilmember DiCicco**

---

**Referred to the  
Committee on Streets and Services**

---

## **AN ORDINANCE**

Amending Chapter 10-600 of The Philadelphia Code, entitled "Public Places – Prohibited Conduct," by amending Section 10-611, entitled "Sidewalk Behavior," by amending the process to be followed prior to taking coercive action for violations of the Section, under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Section 10-611 of The Philadelphia Code is hereby amended to read as follows:

§10-611. Sidewalk Behavior.

\* \* \*

(7) Enforcement.

(a) [No] *Except as set forth in §10-611(7)(e), no law enforcement officer shall issue a notice of violation or take any coercive action against any person in violation of this Section, unless, prior to issuing such notice or taking such action, the officer or his or her designated representative:*

\* \* \*

(e) *The provisions of §10-611(7)(a) shall not apply to disorderly conduct in violation of 18 Pa. C.S. § 5503.*

# City of Philadelphia

BILL NO. 110386, as amended continued

*(f) Notwithstanding anything to the contrary in this Section, the provisions of subsection 10-611(7)(a) shall not apply in the Fifth Councilmanic District. In that district, a law enforcement officer shall not issue a notice of violation or take any coercive action against any person in violation of this Section unless the officer or his or her designated representative first issues an oral warning to the person, and then, if the person refuses to comply, issues a written warning to the person in Spanish and English. With respect to violations of subsections (2)(g), (h), (l) or (m), or (4), the law enforcement officer prior to issuing a notice of violation or taking any coercive action against a person in violation shall attempt to ascertain whether the person is in need of medical or social service assistance; and, if the person is in need of such assistance, the officer shall first contact an Outreach Team, who shall come to the officer's location, evaluate the person's needs, and together with the officer take all reasonable steps toward directing the person to the appropriate service provider, including but not limited to offering transportation to such provider.*

\* \* \*

SECTION 2. This Ordinance shall take effect immediately.

---

**Explanation:**

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