

City of Philadelphia



(Bill No. 040422)

AN ORDINANCE

Amending Title 9 of The Philadelphia Code, entitled “Regulation of Businesses, Trades and Professions,” by adding a new Section establishing a fee schedule for reinspections conducted by the Department of Licenses and Inspections for failure to comply with the provisions of Title 9; and amending Title 4, Subcode “A,” Section A-901.10, entitled “Reinspection Fees,” to amend the fee schedule for reinspections conducted by the Department of Licenses and Inspections for failure to comply with the provisions of certain technical codes; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 9 of The Philadelphia Code is amended to read as follows:

TITLE 9. REGULATION OF BUSINESSES, TRADES AND PROFESSIONS.

CHAPTER 9-100. GENERAL PROVISIONS.

* * *

§9-104. Reinspection fees.

(1) The Department is authorized to charge a fee, as follows, for all second and subsequent reinspections of business operations or activities regulated under this Title when, upon reinspection, the Department determines that operations or activities previously found not in compliance with a provision of this Title continue not to be in compliance:

<i>Second reinspection</i>	<i>\$75.00</i>
<i>Third reinspection</i>	<i>\$150.00</i>
<i>Fourth and subsequent reinspections</i>	<i>\$300.00</i>

(2) In addition to other penalties outlined in this Title, any person who fails to remit the required reinspection fee to the Department when requested, shall have his or her license or permit to conduct the business activity or operation suspended, and the business activity or operation shall cease until the payment of fees owed has been received by the Department.

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SECTION 2. Title 4 of The Philadelphia Code is amended to read as follows:

TITLE 4. THE PHILADELPHIA BUILDING CONSTRUCTION AND OCCUPANCY CODE

* * *

CHAPTER 4-200. TEXT OF SUBCODES

SUBCODE "A" (THE PHILADELPHIA ADMINISTRATIVE CODE)

* * *

CHAPTER 9. FEES

SECTION A-901.0 GENERAL

* * *

A-901.12 Inspection fee: The Department is authorized to charge inspection fees in accordance with Sections A-901.12.1 [and] *through* A-901.12.[2]3.

A-901.12.1 Reinspection fee: The Department is authorized to charge a reinspection fee of [\$50.00] \$75.00 for each additional inspection that is required as a result of the need to re-schedule a scheduled inspection for one or more of the following reasons, and the Department shall have the discretion to require that such fee be paid in advance of any re-inspection:

1. The work is not constructed in accordance with the applicable code;
2. The work is not ready for inspection;
3. Access to the work to be inspected is not provided.

A-901.12.2 Code violation reinspection fee: *When, upon reinspection, the Department determines that work or a condition previously found not in compliance with a provision of the technical codes or regulations promulgated thereunder continues not to be in compliance, the Department is authorized to charge a further reinspection fee for all second and subsequent reinspections, as follows:*

<i>Second reinspection</i>	<i>\$75.00</i>
<i>Third reinspection</i>	<i>\$150.00</i>
<i>Fourth and subsequent reinspections</i>	<i>\$300.00</i>

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***A-901.12.2.1 License or Permit Suspension:** In addition to other penalties provided for in this code, any person who fails to remit the required reinspection fee to the Department when requested, shall have his or her license or permit to conduct the business activity or operation suspended, and the business activity or operation shall cease until the payment of fees owed has been received by the Department.*

A-901.12.[2]3 Overtime fee: An overtime fee of \$50.00 per hour, with a minimum charge of four hours, shall be charged to any person requesting an inspection at any time other than normal working inspection hours.

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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 May 31, 2004. The Bill was Signed by the Mayor on June 3, 2004.



Patricia Rafferty
Chief Clerk of the City Council