

City of Philadelphia



(Bill No. 171123)

AN ORDINANCE

Amending Chapter 9-700 of The Philadelphia Code, entitled “Amusement Businesses,” by repealing Section 9-708 (relating to compulsory vehicular amusement device insurance), all under certain terms and conditions.

WHEREAS, On March 2, 2017, Philadelphia City Council adopted Resolution No. 170179, authorizing the creation of a “Special Committee on Regulatory Review and Reform” to identify archaic, superfluous, and confusing provisions in The Philadelphia Code and in departmental regulations; and to recommend revisions that streamline, clarify and enhance the City’s regulatory environment, for the purpose of accelerating the growth of well-paying jobs in Philadelphia while ensuring the safety and well-being of its residents; and

WHEREAS, The Special Committee on Regulatory Review and Reform has identified the provisions described in the title to this proposed Ordinance as non-essential and overdue for repeal; now, therefore

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 9-700 of The Philadelphia Code is amended to read as follows:

CHAPTER 9-700. AMUSEMENT BUSINESSES.

* * *

§ 9-708. [Compulsory Vehicular Device Insurance.]*Reserved.*

[(1) In this Section the following definitions apply:

(a) Vehicular Amusement Device. Any electric, mechanical or otherwise powered vehicle, machine or device designed to carry, convey, contain, hold, or support occupants for amusement.

(b) Carnival. The operation of 5 or more vehicular amusement devices within or upon contiguous buildings, tents or premises.

(2) No person shall operate any vehicular amusement device unless he obtains a license from the Department of Licenses and Inspections.

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(3) No license to operate any vehicular amusement device shall be issued to any applicant unless the applicant furnishes proof satisfactory to the Department of Licenses and Inspections that he has secured public liability insurance. The contract of insurance must contain a provision requiring notice of termination to the City of Philadelphia 15 days before termination of the contract.

(4) An applicant for a license to operate any vehicular amusement device or a carnival must obtain public liability insurance in the respective amounts set forth in the following schedule:

(a) Vehicular Amusement Device Operators.

Vehicular Amusement Devices Designed for Occupancy by	Public Liability Insurance	Limit per Accident	Property Damage
1 person	\$25,000	\$25,000	\$1,000
2 to 4 persons inclusive	25,000	75,000	1,000
5 or more persons	50,000	150,000	5,000

(b) Carnival Operators.

	Public Liability Insurance	Limit per Accident	Property Damage
Carnivals	\$100,000	\$300,000	\$5,000

(5) The Department of Licenses and Inspections shall determine the number of persons for which a vehicular amusement device is designed and an applicant shall furnish all necessary information on forms provided by the Department of Licenses and Inspections.]

* * *

SECTION 2. This Ordinance shall be effective immediately.

Explanation:

[Brackets] indicate matter deleted.

Italics indicate matter added.

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on March 1, 2018. The Bill was Signed by the Mayor on March 14, 2018.



Michael A. Decker
Chief Clerk of the City Council