REGULAR MEETING                                      MONDAY, JANUARY 23, 2017
COUNCIL CHAMBERS                         7:00 P.M.

The Regular Meetings of City Council are filmed and can be viewed LIVE while the meeting is taking place or at your convenience at any time after the meeting on the City’s website at www.ReadingPa.gov, under “Live and Archived Meeting Videos”. All electronic recording devices must be located behind the podium area in Council Chambers and located at the entry door in all other meeting rooms and offices, as per Bill No. 27-2012.

RULES FOR PUBLIC PARTICIPATION AT COUNCIL MEETINGS

The Administrative Code, Section § 5-209 defines public participation at Council meetings.

1. Citizens attending Council meetings are expected to conduct themselves in a responsible and respectful manner that does not disrupt the meeting.
2. Those wishing to have conversations should do so in the hall outside Council Chambers in a low speaking voice.
3. Public comment will occur only during the Public Comment period listed on the agenda at the podium and must be directed to Council as a body and not to any individual Council member or public or elected official in attendance. Clapping, calling out, and/or cheering when a speaker finishes his comments is not permitted.
4. Citizens may not approach the Council tables at any time during the meeting.
5. Any person making threats of any type, personally offensive or impertinent remarks or any person becoming unruly while addressing Council may be called to order by the Presiding Officer and may be barred from speaking, removed from Council Chambers and/or cited.
6. Failure to abide by these regulations could result in your removal from Council Chambers and/or a citation. These regulations are meant to avoid disruptions at the meeting and they are not meant to interfere with public participation.
1. OPENING MATTERS
A. CALL TO ORDER
B. INVOCATION: Randall Grossman, Grace Bible Fellowship
C. PLEDGE TO THE FLAG
D. ROLL CALL

2. PROCLAMATIONS AND PRESENTATIONS

3. PUBLIC COMMENT – AGENDA MATTERS:
Citizens have the opportunity to address the Council, by registering with the City Clerk by 5 pm on the day of the scheduled Council meeting or by legibly printing their name, address and the subject matter to be discussed on a sign-up sheet found on the podium in Council Chambers between 5 pm and 7 pm on the day of the scheduled meeting. All remarks must be directed to Council as a body and not to any individual Council member or public or elected official in attendance. Any person making personally offensive or impertinent remarks or any person becoming unruly while addressing Council may be called to order by the Presiding Officer and may be barred from speaking before Council, unless permission to continue speaking is granted by the majority vote of Council.

All comments by the public shall be made from the speaker’s podium. Citizens attending the meeting may not cross into the area beyond the podium. Any materials to be distributed to Council must be given to the City Clerk before the meeting is called to order.

Those commenting on agenda business shall speak at the beginning of the meeting and shall limit their remarks to 5 minutes. Those commenting on general matters shall speak after the legislative business is concluded and shall limit their remarks to 3 minutes. No comments shall be made from any other location except the podium, and anyone making "out of order" comments may be subject to removal. There will be no demonstration, including applause or cheering, at the conclusion of anyone’s remarks. Citizens may not ask questions of Council members or other elected or public officials in attendance.

4. APPROVAL OF AGENDA & MINUTES
A. AGENDA: Meeting of January 23, 2017
B. MINUTES: January 9, 2017 Regular Meeting

5. Consent Agenda Legislation
A. Award of Contract - for the Code and License Appeals Board to Hartman, Valeriano, Magovern & Lutz Inc., 1100 Berkshire Boulevard, Suite 301 Po Box 5825 Wyomissing, PA 19610 at a cost of $10,000 yearly

B. Award of Contract -

C. Resolution – authorizing the disposal of 2009 Purchasing records
D. Resolution – authorizing conditional offers of employment to 9 probationary patrol officers entering the Police Academy

E. Resolution – promoting Paramedic/Firefighter Kirk Litzenberger to Lieutenant-Fire Prevention Officer.

6. ADMINISTRATIVE REPORT

7. REPORT FROM OFFICE OF THE AUDITOR

8. REPORT FROM DEPT. DIRECTORS, BOARDS, AUTHORITIES, & COMMISSIONS

9. ORDINANCES FOR FINAL PASSAGE

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A. Bill No. 3-2017 – authorizing a No-Parking zone on the south side of Chestnut Street adjacent to the west side of the existing driveway for Remcon Plastics at 208 Chestnut Street, for a distance of approximately 40 feet. The purpose of the restriction is to improve the safety conditions of that driveway for delivery trucks entering and leaving and the cars that park near the driveway entrance *Introduced at the January 9 regular meeting*

B. Bill No. 4-2017 – amending the Code of Ordinances Chapter 23 Boards, Commissions, Committees and Councils Part 4 First Energy Stadium Commission by adding language regarding capital expenditures funded by the City, as attached *Introduced at the January 9 regular meeting*

C. Bill No. 5-2017 – amending the 2016 City of Reading Self Insurance Fund budget by authorizing the transfer of $80,000 from the Human Resources/Risk & Safety Division Worker's Compensation Claims line item to the Self Insurance Fund Other Insurance Premiums line item *Introduced at the January 9 regular meeting*
D. Bill No. 6-2017 - amending Code of Ordinances of the City of Reading, Chapter 212 Fee Schedule, Section 113, Fire Prevention, Fire Protection and Medical Transportation 

Introduced at the January 9 regular meeting

E. Bill No. 7-2017 - amending the City of Reading Code of Ordinances Chapter 396 Parks and Recreation, Part 5 Memorial Structures on Public Property by prohibiting all activities that could cause physical damage to any memorial

Introduced at the January 9 regular meeting

F. Bill No. 8-2017 – authorizing the payment of two of the Kansas State Bank loans in the amounts of $176,300.29 and $37,025.75

Introduced at the January 9 regular meeting

10. INTRODUCTION OF NEW ORDINANCES

A. Ordinance – authorizing the increase of 6 part-time telecommunication staff for a total of 14 with no budgetary impact

B. Ordinance – authorizing a budget transfer in Building Trades from the Demolition Account to the Contracted Services for $21,376.00

11. RESOLUTIONS

A. Resolution 88-2016 – authorizing the mayor to rescind the agreement to transfer for the City’s Micro-Loan Program to the Community First Fund, bringing the administration of the program in-house

Tabled at 11-28-16, 12-12-16, 12-19-16 and 1-9-17 Regular Meetings

B. Resolution –

C. Resolution –

12. PUBLIC COMMENT – GENERAL MATTERS

Please see public speaking rules on second page

13. COUNCIL BUSINESS/COMMENTS

14. COUNCIL MEETING SCHEDULE

Monday, January 23
Committee of the Whole – Penn Room – 5 pm
Regular Meeting – Council Chambers – 7 pm

Saturday, January 28
Strategic Planning – Penn Room – 8:30 am - 1 pm

Monday, February 6
Nominations & Appointments Committee – Council Office – 4 pm
Strategic Planning Committee – Penn Room – 5 pm

Monday, February 13
Committee of the Whole – Penn Room – 5 pm
Regular Meeting – Council Chambers – 7 pm

15. BAC AND COMMUNITY GROUP MEETING SCHEDULE

Monday, January 23
DID Authority – 645 Penn St 5th floor – noon

Tuesday, January 24
Environmental Advisory Council – Public Works – noon
Housing Authority Workshop – WC Building – 4 pm
Housing Authority – WC Building – 5 pm
Planning Commission – Penn Room – 6 pm
Penn’s Commons Neighborhood Group – Penn’s Commons meeting room – 7 pm

Wednesday, January 25
Main Street Board – Chamber Office – 3:30 pm
Parking Authority – Parking Authority Office – 5:30 pm
Stadium Commission – Stadium RBI room – 7 pm

Thursday, January 26
Water Authority – Council Chambers – 4:30 pm

Monday, January 30
District 7 Crime Watch – Holy Spirit – 7 pm

Wednesday, February 1
Reading Elderly Housing Crime Watch – Front & Washington Sts – 2:30 pm
District 2 Crime Watch – St Paul’s Lutheran Church – 6:30 pm
Thursday, February 2
Police Civil Service Board – Penn Room – noon

Tuesday, February 7
Board of Health – Penn Room – 4 pm
Charter Board – Penn Room – 7 pm

Wednesday, February 8
Zoning Hearing Board – Council Chambers – 5:30 pm
Human Relations Commission – HRC office – 6 pm
Center City Community Organization – Holy Cross Church – 6 pm

Thursday, February 9
Police Pension Board – 3rd floor conference room – 9:30 am
Outlet Area Neighborhood Assn – St Mark’s Lutheran Church – 6:30 pm

16. ADJOURN
Council President Waltman called the meeting to order.

The invocation was given by Councilor Daubert.

All present pledged to the flag.

The executive session held during the Committee of the Whole meeting was regarding litigation and personnel matters.

**ATTENDANCE**
Council President Waltman  
Councilor Daubert, District 1  
Councilor Goodman-Hinnershitz, District 2  
Councilor Sterner, District 3  
Councilor Marmarou, District 4  
Councilor Reed, District 5  
Councilor Slifko, District 6  
City Auditor D. Cituk  
City Solicitor C. Younger  
City Clerk L. Kelleher  
Managing Director G. Steckman  
Mayor W. Scott

**PROCLAMATIONS AND PRESENTATIONS**
- Recognizing RHS Berks Best fall athletes
- Recognizing the 105th Anniversary of Faller’s Pretzels
- Recognizing Daniel DeTurck, who responded successfully to an Amber Alert and assisted in the arrest of an individual

**PUBLIC COMMENT**
Council President Waltman stated that there are eleven (11) citizens registered to address Council; 10 on non-agenda matters and one (1) on agenda matters. He inquired if any Councilor objected to
suspending the rule requiring non-agenda comment at the end of the meeting. As no one objected the rule was suspended.

Councilor Daubert read the public speaking rules that were adopted by Council.

Barbara Steiner Lawley, of Laureldale, stated that her business paid for the City’s Business Privilege License (BPL) and she expressed the belief that the City’s requirement for this license does not apply to trash haulers under PA law. She distributed a packet containing the case which she believes applies to the exemption of the BPL requirement. She explained her communication with the administration on this issue and she expressed the belief that she received a message threatening to inform her customers about her non-compliance with the City’s regulations and shutting her business down. She stated that she paid the BPL in protest. She expressed the belief that the City’s many fees and taxes are exorbitant and she requested that the requirement for a BPL for haulers be eliminated.

Scott Esterbrook, of Philadelphia, stated that he is here representing Our City Reading (OCR).

Albert Boscov, of Exeter, Mr. Esterbrook stated that he is also here representing Mr. Boscov.

Elizabeth DaLessio, of South 6th Street, stated that she has an in-home occupation zoning permit which allows her to run her tax business from her home in this block. She stated that there are three (3) street lights in this block that have been burned out for months, which creates safety issues for residents and their visitors. She described her many unsuccessful attempts to get the lights repaired. She stated that MetEd serviced the lights before but now the repair responsibilities seem to be in flux.

Frank Salamone, of North Front Street, described the history of the Vietnam Memorial dedicated in 1988 and the Memorial Grove, both within City Park. He described the ongoing problems with vandalism damage to the memorials. He suggested the installation of security cameras within the memorial grove area. He recalled that DA John Adams offered to provide funding for the memorial area in the past and he suggested that the City reach out to inquire further. He expressed the belief that as the memorials honor both City and County service men/women alike that both the City and County should share in the responsibility for protecting the memorial structures.
Carol Riley, of Robeson Street, described the parking problems and traffic issues on North 9th and North 10th Streets in school neighborhoods that place children in jeopardy. She also described the upcoming Purple for Epilepsy Day on March 26th.

Jason Orth, of Cherry Street, thanked the City for installing the Pump Track on Penn Street and he questioned if the City or Redevelopment Authority have decided to shut the track down. He stated that all who rely on this track are upset that it is being removed. He expressed the belief that as volunteer labor installed the track and maintains the track, the track should remain available for the use of all.

Beronica Rodriguez, of Cherry Street, expressed concern about the removal of the pump track and the many positive benefits it offers her children and others.

Kira Acevedo, of Cherry Street, described the benefits the pump track provides to the greater community. She stated that prior to the installation of the track by volunteer effort, the lot was a trash dump. She expressed the belief that the track should remain in this block. She noted that the removal of the track will bring negative outcomes.

Carmelo Perez, of Cherry Street, spoke in support of keeping the pump track.

Luis Perez, of Cherry Street, spoke in support of keeping the pump track.

**APPROVAL OF THE AGENDA & MINUTES**

Council President Waltman called Council’s attention to the agenda for this meeting, including the legislation listed under the Consent Agenda heading and the minutes from the December 19th Regular Meeting of Council. He announced the need to amend the Resolution section of the agenda by adding a Resolution that amends the CDBG Action Plan by funding Homeless Assistance and move the Award of Contract for dam engineering services under the Resolution heading.

Councilor Daubert moved, seconded by Councilor Marmarou, to approve the minutes from the December 19th Regular Meeting of Council and the agenda, including the Consent Agenda legislation, as amended. The motion was approved unanimously.

**Consent Agenda**

B. Award of Contract - for the Electrical Distribution System Bid to EnerG-Test, 204
Gale Lane, Kennett Square, PA 19348 in the amount of $15,000.00

C. Resolution 1-2017 – disposing the 2009 Financial Interest Statements

D. Resolution 2-2017 – promoting Officer Christopher Dinger to the rank of Sergeant

E. Resolution 3-2017 – promoting Officer Thomas Fleming to the rank of Sergeant

F. Resolution 4-2017 – promoting Officer Bradley McClure to the rank of Sergeant

G. Award of Contract – for the purchase of tasers to Taser International, 17800 North 85th Street, Scottsdale, AZ 85255 for $414,004.95

ADMINISTRATIVE REPORT
The mayor explained that the Reading Redevelopment Authority has agreed to sell the lot the pump track is on and the adjoining property; therefore the pump track needs to be removed.

The managing director explained that the pump track was a temporary use for the vacant lot and the administration is searching for a new permanent location for the pump track.

The mayor stated that the revised snow removal plan works in conjunction with the Reading School District personnel. The public works director provided additional details.

The managing director stated that the administration is meeting in a retreat tomorrow. He reported on the numerous rescue attempt made by the Reading Fire Department.

In response to Ms. Lawley’s comments, the managing director expressed the belief that the court ruling cited by Ms. Lawley prohibits the municipality from local regulations on waste hauling and does not apply to the BPL, which is authorized by Act 511. He explained that the majority of private haulers operating in Reading pay the BPL fee.

AUDITOR’S REPORT
City Auditor Cituk read the report distributed to Council at the meeting, in summary:
• 2012-16 Admissions Tax collection
• Pension Board update (Fire, Police and Officers & Employees)

REPORT FROM DEPT. DIRECTORS, BOARDS, AUTHORITIES, & COMMISSIONS
Reading Public Library Report – Heather Hanna, President
Ms. Hanna introduced the Library Board membership present and Executive Director Bronwen Gamble and described Ms. Gamble’s tenure with the Reading Public Library.

Ms. Gamble described the packets distributed to Council covering the new programs at the Library such as the digital collection, residential services, and other free applications enabled by enrolling in the free E Card program. She described the effort to move library programs outside the walls of the library facilities. She thanked the City for the dedicated tax allocation to the Library and expressed the belief that the allocation is a wise use of taxpayer funds.

**ORDINANCES FOR FINAL PASSAGE**

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**OVERRIDE OF VETO**

**A. Bill 72-2016** – Amending the 2017 Position Ordinance by adding a Programs & Project Manager to Public Works Administration

Councilor Daubert moved, seconded by Councilor Reed, to override the veto of Bill No. 72-2016.

The override of Bill No. 72-2016 was NOT approved by the following vote:

- **Yeas:** Daubert, Slifko - 2
- **Nays:** Goodman-Hinnershitz, Marmarou, Reed, Twyman, Waltman, President – 5
B. Bill 73-2016 – Amending the 2017 Position Ordinance by removing the Deputy Police Chief from the Police Department Administration

Councilor Reed moved, seconded by Councilor Slifko, to override the veto of Bill No. 73-2016.

The override of Bill No. 73-2016 was NOT approved by the following vote:

Yeas: Daubert, Reed, Slifko - 3  
Nays: Goodman-Hinnershitz, Marmarou, Twyman, Waltman, President – 4

A. Bill No. 1-2017 – Authorizing the execution of a Termination and Mutual Release Agreement re the redevelopment project of properties situated on Penn Street between 4th and 5th Streets owned by the City

Introduced at the December 19 regular meeting


The mayor thanked Our City Reading for their service and cooperation to move this issue forward.

Bill No. 1-2017 was enacted by the following vote:

Yeas: Daubert, Goodman-Hinnershitz, Marmarou, Reed, Slifko, Twyman, Waltman, President - 7  
Nays: None – 0

B. Bill No. 2-2017 – Repealing Bill No. 22-2016 requiring the dissolution of the RAWA

Introduced at the December 19 regular meeting

Councilor Slifko moved, seconded by Councilor Reed, to enact Bill No. 2-2017.

Councilor Slifko explained that the recent changes made to the Reading Area Water Authority, eliminate the need to dissolve the existing Authority and recreate a new Authority.

The mayor expressed the belief that the changes create a friendlier authority. He thanked Council for providing his team with the opportunity to create change.

Bill No. 2-2017 was enacted by the following vote:
INTRODUCTION OF NEW ORDINANCES

Councilor Slifko read the following ordinances into the record:

A. Ordinance – authorizing a No-Parking zone on the south side of Chestnut Street adjacent to the west side of the existing driveway for Remcon Plastics at 208 Chestnut Street, for a distance of approximately 40 feet. The purpose of the restriction is to improve the safety conditions of that driveway for delivery trucks entering and leaving and the cars that park near the driveway entrance.

B. Ordinance – amending the Code of Ordinances Chapter 23 Boards, Commissions, Committees and Councils Part 4 First Energy Stadium Commission by adding language regarding capital expenditures funded by the City, as attached

C. Ordinance – amending the 2016 City of Reading Self Insurance Fund budget by authorizing the transfer of $80,000 from the Human Resources/Risk & Safety Division Worker’s Compensation Claims line item to the Self Insurance Fund Other Insurance Premiums line item

D. Ordinance - amending Code of Ordinances of the City of Reading, Chapter 212 Fee Schedule, Section 113, Fire Prevention, Fire Protection and Medical Transportation

E. Ordinance - amending the City of Reading Code of Ordinances Chapter 396 Parks and Recreation, Part 5 Memorial Structures on Public Property by prohibiting all activities that could cause physical damage to any memorial

F. Ordinance – authorizing the payment of two of the Kansas State Bank loans in the amounts of $176,300.29 and $37,025.75

RESOLUTIONS

A. Resolution 88-2016 – authorizing the mayor to rescind the agreement to transfer for the City’s Micro-Loan Program to the Community First Fund, bringing the administration of the program in-house

Tabled at 11-28, 12-12 and 12-19 Regular Meetings
Councilor Goodman-Hinnershit moved, seconded by Councilor Slifko, to table Resolution No. 88-2016.

Resolution No. 88-2016 was tabled by the following vote:

Yeas:  Daubert, Goodman-Hinnershit, Marmarou, Reed, Slifko, Twyman, Waltman, President - 7
Nays:  None – 0

B. Resolution 6-2017 – appointing Jose Delfi to the Electrician’s Examining Board

C. Resolution 7-2017 – appointing Melvyn Jacobson to the Planning Commission

F. Resolution 10-2017 – appointing Michael Gombar Jr to the Berks County Civic Center Authority

Councilor Daubert moved, seconded by Councilor Marmarou, to adopt Resolution Nos. 6, 7 and 10-2017.

Councilor Marmarou noted the merits of those being appointed this evening.

Resolution Nos. 6, 7 and 10-2017 were adopted by the following vote:

Yeas:  Daubert, Goodman-Hinnershit, Marmarou, Reed, Slifko, Twyman, Waltman, President - 7
Nays:  None – 0

D. Resolution 8-2017 – reappointing John Kramer to the Main Street Board

E. Resolution 9-2017 – reappointing Wynton Butler to the Diversity Board

Councilor Slifko moved, seconded by Councilor Marmarou, to adopt Resolution Nos. 8 and 9-2017.

Councilor Slifko spoke about the skills of those being reappointed.

Resolution Nos. 8 and 9-2017 were adopted by the following vote:

Yeas:  Daubert, Goodman-Hinnershit, Marmarou, Reed, Slifko, Twyman, Waltman, President - 7
G. Resolution 11-2017 – appointing John Slifko as the Council liaison to the Main Street Board with Brian Twyman as alternate

Councilor Goodman-Hinnershitz moved, seconded by Councilor Reed, to adopt Resolution No. 11-2017.

Councilor Reed described her experience serving as liaison with the Main Street Board and thanked Councilors Slifko and Twyman for volunteering to serve in this capacity.

Resolution No. 11-2017 was adopted by the following vote:

Yeas: Daubert, Goodman-Hinnershitz, Marmarou, Reed, Waltman, President - 5
Nays: None – 0
Abstention – Slifko, Twyman – 2

H. Resolution 5-2017 – amending the CDBG Action Plan by funding the Berks Coalition to End Homelessness for the Homeless Assistance program in the amount of $80,000

Councilor Goodman-Hinnershitz moved, seconded by Councilor Daubert, to adopt Resolution No. 5-2017.

The managing director explained that this amendment will provide funding for a job assistance program for the Berks Coalition to End Homelessness.

Councilor Goodman-Hinnershitz thanked the Coalition for creating this program along with others to serve this population.

Resolution No. 5-2017 was adopted by the following vote:

Yeas: Daubert, Goodman-Hinnershitz, Marmarou, Reed, Slifko, Twyman, Waltman, President - 7
Nays: None – 0

A. Award of Contract - for the Dam Engineering Support Services to Aecom, 12420
Councilor Reed moved, seconded by Councilor Daubert, to award the contract to Aecom as recommended.

The managing director explained the need for engineering services to examine the five (5) City owned dams and prepare recommendations for the repair or removal of the dams.

The award of contract to Aecom was approved by the following vote:

Yeas: Daubert, Goodman-Hinnershitz, Marmarou, Reed, Slifko, Twyman, Waltman, President - 7
Nays: None – 0

COUNCIL COMMENT
Councilor Reed asked the police chief to speak about the Youth Police Academy. The police chief described the initiative to inspire youth to learn about law enforcement and encourage them to become police officers.

Councilors Goodman-Hinnershitz and Twyman thanked Mr. DeTurck for his bravery and vigilance to save the child involved in the Amber Alert.

Councilor Goodman-Hinnershitz spoke of the success of the New Year’s Eve event at the Pagoda and the success of the pump track.

Councilor Twyman thanked all who attended this evening’s meeting and used the opportunity to provide public comment. He expressed hope that the administration will find a suitable location for a permanent pump track. He noted that it was always the intent for the track on Penn Street to be temporary in nature.

Councilor Daubert moved, seconded by Councilor Marmarou, to adjourn the regular meeting of Council.

Respectfully submitted by Linda A. Kelleher CMC, City Clerk
RECOMMENDATION
The recommendation is to award the contract for the Code and License Appeals Board to Hartman, Valeriano, Magovern & Lutz Inc., 1100 Berkshire Boulevard, Suite 301 Po Box 5825 Wyomissing, PA 19610.

BACKGROUND
By Bill No. 102-2014, the City of Reading City Council created a Code and License Appeals Board to hear and decide matters relating to the Business Privilege Code, the Property Maintenance Code, the Housing Code, the Vending Machine Code and the Solid Waste Code. The City of Reading is seeking proposals from qualified legal professionals to serve as the Solicitor for the Code and License Appeals Board. The selected person will attend appeal hearings and prepare legal decisions on behalf of the Board. In addition, the attorney selected for this role will assist the Board on an as-needed basis including answering Board member questions via email and/or telephone.

By ordinance, the Board shall hold a hearing within twenty (20) days of the filing of an appeal and file a written decision within ten (10) days after the appeal hearing. The time-critical decision from each hearing will include written Findings of Fact relevant to the controlling issues and a concise summary discussion with specific references to the provisions of the applicable ordinance. In preparing this document, the Solicitor may rely upon a hearing recording which will be available to the Solicitor immediately after the hearing.

Hearings shall be scheduled by the Property Maintenance Manager or his designee with prior consultation with the selected Solicitor. The hearing notifications to applicants and associated
administrative matters will be handled by City staff, who will attend the hearing and be authorized to offer such information into the record.

Hearings will likely be held after normal business hours in an appropriate conference facility at City Hall and will be conducted in English. It is expected that the duration of the typical hearing will be no more than 20 to 30 minutes. For purposes of efficiency, hearings will be scheduled in sequence.

**BUDGETARY IMPACT**
The Legal Department has confirmed there are sufficient funds to cover the project. The account code to be used is 01-10-39-4216 $250.00/case $10,000 yearly.

**PREVIOUS ACTION**
None

**SUBSEQUENT ACTION**
Formal action by Council is required to award the contract at the January 23, 2017 meeting.

**RECOMMENDED BY**
Mayor, Managing Director, Public Works Director, Acting Director of Administrative Services, Controller and Purchasing Coordinator.

**RECOMMENDED MOTION**
Approve/Deny the recommendation for the Code and License Appeals Broad in order that contract may be awarded to Hartman, Valeriano, Magovern & Lutz Inc.

January 9, 2017

To the Mayor
City Hall
*Reading, PA*

The following bids were opened and scheduled, with a Contract to be awarded or the bids rejected.

**RFP FOR SOLICITOR TO THE CITY OF READING CODE AND LICENSE APPEALS BOARD**

**BIDDERS**
Hartmen, Valeriano, Magovern, and Lutz
1100 Berkshire Boulevard, Suite 301
PO Box 5825
Wyomissing, PA 19610

Price
Flat fee of $250.00 per case
Hourly Rate: $155.00 Attorney and $130.00 Paralegals

Bingaman Hess
Treeview Corp Center
Suite 100, 2 Meridian Boulevard
Wyomissing, PA 19610

Price
Flat Fee of $500.00 per case
Hourly Rate: $195.00 charged to respond to staff or board inquires via telephone or email with fractions of hours computed in periods of not less than .2 of an hour.

Tammi Reinhart
Purchasing Coordinator
RESOLUTION NO. _______ 2017

Whereas, by virtue of Resolution 134-2009, adopted December 14, 2009, the City of Reading declared its intent to follow the procedures for the disposition of records set forth in the Retention and Disposition Schedule for Records of Pennsylvania Municipalities issued in 2009; and

Whereas, in accordance with Act 428 of 1968 (as amended) each individual act of disposition shall be approved by resolution of the governing body of the municipality:

NOW THEREFORE, THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS FOLLOWS:

That in accordance with the above-cited schedule, Council authorizes the disposition of the following public records:

Division of Purchasing Bid Files, Tabulations, Purchase Orders, Invoices, and General Correspondence, for the year 2009.

Adopted by Council______________, 2017

_________________________________
President of Council

Attest:

_________________________________
City Clerk
TO: City Council
FROM: Chief Andres Dominguez, Jr.
PREPARED BY: Chief Andres Dominguez, Jr.
MEETING DATE: January 23, 2017
AGENDA MEMO DATE: January 23, 2017
REQUESTED ACTION: Authorize the hiring of nine new Reading Police Officers (RPD).

RECOMMENDATION
The Managing Director and Police Chief recommend the hiring of the following individuals as officers for the Reading Police Officers for the RPD:

7. Yisleidy D. Mianya-Vargas, DOB: 2/10/1993
8. Kaila M. Balatgek, DOB: 2/2/1993

BACKGROUND
The 2017 budget authorizes a total of 169 police officers to staff the RPD. Currently, we have 154 active police officers. In order to maintain an effective RPD, these new hires are necessary. The nine individuals have passed all civil service and hiring requirements. There are still additional vacancies that will be filled in the future.

BUDGETARY IMPACT
None. These funded positions have current vacancies as of the appointment date.

PREVIOUS ACTIONS
None
SUBSEQUENT ACTION
Council to take action to approve a resolution to authorize the hiring of Mr. Balch, Mr. Marinex, Mr. Anderson, Mr. Morris, Mr. Gresh, Mr. Cotner, Mr. Vargas, Ms. Balatgek and Mr. Solecki as probationary officers for the RPD.

RECOMMENDED BY
The Managing Director and Police Chief recommend approval.

RECOMMENDED MOTION

RESOLUTION NO. ___ 2017
THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS FOLLOWS:

Authorizing conditional offers of employment to the following probationary patrol officers effective January 16, 2017:

1. Michael D. Balch
2. Hector J. Marinez
3. Joshua G. Anderson
4. Timothy J. Morris
5. James G. Gresh
6. Donald J. Cotner
7. Yisleidy D. Mianya-Vargas
8. Kaila M. Balatgek
9. Ryan J. Solecki

The department’s offer of employment is conditional on passing a physical and psychological examination and successfully completing the police academy.

Adopted by Council__________________________, 2017
________________________________
Jeffrey Waltman
President of Council

Attest: Linda A. Kelleher CMC
City Clerk
TO: City Council
FROM: Fire Chief William Stoudt, Jr.
PREPARED BY: Fire Chief William Stoudt, Jr.
MEETING DATE: January 23rd, 2017
AGENDA MEMO DATE: January 18th, 2017
REQUESTED ACTION: Authorize promotion

RECOMMENDATION
The Mayor and the Fire Chief request the following promotion be approved within the Fire Prevention Division of the Department of Fire and Rescue Services:

BACKGROUND
There is a need to promote to the position of Lieutenant-Fire Prevention Officer due to a vacancy in the Office of the Fire Marshal created by a resignation.

Paramedic/Firefighter Kirk Litzenberger to Lieutenant-Fire Prevention Officer to become effective February 1st, 2017.

BUDGETARY IMPACT
This funded position has been vacant due to a resignation. There is no budgetary impact.

PREVIOUS ACTIONS
None

SUBSEQUENT ACTION
Council to take action to approve this promotion within The Department of Fire and Rescue Services

RECOMMENDED BY
The Fire Chief recommends approval.
RESOLUTION NO.______2017

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS FOLLOWS:

Authorizing the following promotion within the Department of Fire and Rescue Services, effective February 1st, 2017:

Paramedic/Firefighter Kirk Litzenberger to Lieutenant-Fire Prevention Officer.

Adopted by Council__________________________, 2017

Jeffrey S. Waltman, Sr.
President of Council

Attest:

Linda A. Kelleher CMC
City Clerk
AN ORDINANCE OF THE CITY OF READING, BERKS COUNTY, PENNSYLVANIA; PROVIDING FOR THE AMENDMENT OF THE ZONING ORDINANCE, AS CODIFIED AS CHAPTER 600 OF THE CITY CODE, AND PARTICULARLY PROVIDING FOR THE REPEAL AND REPLACEMENT OF §600-2100 TELECOMMUNICATIONS TOWERS AND ANTENNA; AMENDING PORTIONS OF §600-800 DISTRICTS, §600-1202 SPECIAL EXCEPTIONS REPEALING TELECOMMUNICATIONS, SECTION §600-1203 CONDITIONAL USE ADDING TELECOMMUNICATIONS AND §600-2200 DEFINITIONS RELATING TO THE LOCATION, PLACEMENT, CONSTRUCTION AND MAINTENANCE OF TOWER-BASED WIRELESS COMMUNICATIONS FACILITIES AND NON-TOWER WIRELESS COMMUNICATION FACILITIES; PROVIDING FURTHER FOR THE REGULATION OF SUCH FACILITIES WITHIN THE PUBLIC RIGHTS-OF-WAY AND OUTSIDE THE PUBLIC RIGHTS-OF-WAY; PROVIDING FOR THE ENFORCEMENT OF SAID REGULATIONS; SAVING CERTAIN PROVISIONS FROM REPEAL; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW THEREFORE, be it, and it is hereby ORDAINED by the City of Reading City Council County, Commonwealth of Pennsylvania, and it is hereby ENACTED and ORDAINED by authority of same as follows:

Findings of Fact.

By enacting this Ordinance, the City intends to:

a. Promote the health, safety and welfare of City residents and businesses with respect to wireless communications facilities;

b. Provide for the managed development of wireless communications facilities in a manner that enhances the benefits of wireless communication and accommodates the needs of both City residents and wireless carriers in accordance with federal and state laws and regulations;

c. Establish procedures for the design, siting, construction, installation, maintenance and removal of both tower-based and non-tower based wireless communications facilities in the City, including facilities both inside and outside the public rights-of-way;

d. Address new wireless technologies, including but not limited to, distributed antenna systems, data collection units, cable wi-fi and other wireless communications facilities;

e. Encourage the co-location of wireless communications facilities on existing structures rather than the construction of new tower-based structures;
f. Protect City residents from potential adverse impacts of wireless communications facilities and preserve, to the extent permitted under law, the visual character of established communities and the natural beauty of the landscape; and

g. Update the City’s wireless facilities regulations to incorporate changes in federal and state laws and regulations.

SECTION I. Short Title.

This Ordinance shall be known as the “City of Reading Wireless Communications Facilities Ordinance.”

SECTION II. Amending Chapter 600-800 Districts as follows:

§ 600-810. C-H Commercial Highway District.

A. Dimensional requirements. Editor's Note: See Table of Dimensional Requirements included at the end of this chapter.

B. Allowed uses.

   (1) Permitted-by-right uses: [Amended 2-14-2011 by Ord. No. 8-2011 Editor's Note: Amended during codification (see Ch. 1, General Provisions, Part 2).]

   Banks and financial institutions, including drive-through
   Beverage distributors, beer and soft drinks
   Car wash
   College or university, not including residential uses, unless such dwellings meet the requirements for a dwelling occupied by a "family"
   Convenience stores, with or without auto fuel sales
   Emergency health-care facility/office
   Exercise clubs
   Fire and ambulance station
   Funeral homes
   Gardens, crop farming and forestry
   Home and garden supply centers
   Laundromats
   Miniature golf course
   Motels and hotels
   Municipal uses
   Nursing homes or personal-care centers
   Offices
   Parking lots and structures
   Passenger terminal facilities
   Personal service businesses
   Radio and television stations
   Recreational facilities, public parks and non-motorized recreation trails
   Residential uses: the same residential uses shall be allowed as are allowed in the R-3 District
   Restaurants, including eat-in, takeout, drive-through service. This use shall not allow outdoor sale of ready-to-eat heated food on a regular basis on a lot that is not operated from a building on the lot.
Retail stores which may include drive-through facilities
Social clubs and associations, PLCB and non-PLCB licensed. Such use shall not be open between the hours of 12:00 midnight and 11:00 a.m. For any use that also meets the definition of a BYOB, Chapter 127, Part 3 (§§ 127-301 to 127-308), and § 127-202 shall also be met.
Taxi headquarters
Temporary employment agencies and service
Vehicle sales or rental
Veterinary hospitals
Wholesale sales and services

(2) Accessory uses. See Part 10 unless otherwise noted.
   (a) Amusement devices: pursuant to § 600-1010 of this chapter.
   (b) Drive-through services: pursuant to § 600-1004 of this chapter.
   (c) Entertainment: pursuant to § 600-1005.
   (d) Home occupations, major or minor: see § 600-1006.
   (e) Off-site parking areas: pursuant to § 600-1008.
   (f) Telecommunications non-tower antenna if co-located on a municipal facility or a tower that existed prior to the approval of this part and pursuant to Part 21 of this chapter. See § 600-2106.

(3) Conditional uses. In compliance with § 600-1203.
   (a) Banquet hall.
   (b) Bottle clubs.
   (c) Group institution.
   (d) Public utilities.
   (e) Taverns and nightclubs.
   (f) Treatment center.
   (g) Telecommunications towers and facilities, including poles subject to Part 21 of this chapter

(4) Special exception uses. In compliance with § 600-1202.
   (a) Adaptive reuse.
   (b) Amusement arcade.
   (c) Auto service stations or auto repair.
   (d) Day-care facilities.
   (e) Manufactured/mobile home park.
   (f) Pawn shop.
   (g) Place of worship.
   (h) Surface parking facility.
   (i) Telecommunications towers and facilities pursuant to Part 21 of this chapter.
   (j) Vehicle fuel sales.

§ 600-811. M-C Manufacturing Commercial District.
A. Dimensional requirements. Editor's Note: See Table of Dimensional Requirements included at the end of this chapter.
B. Allowed uses.
(1) Permitted-by-right uses. [Amended 2-14-2011 by Ord. No. 8-2011]

Manufacture or industrial processing within an enclosed building involving the following: (as listed on the North American Industrial Classification System, as applicable)

- Assembly and packaging
- Electronic and electrical equipment
- Fabricated metals products
- Food and beverage products
- Leather and leather products (not including curing, tanning and finishing of hides)
- Machinery
- Medical and scientific equipment and related products
- Motor freight transportation and warehousing
- Non-PUC telecommunications facilities
- Paper and allied products (other than raw paper pulp)
- Petroleum and coal products, other than asphalt manufacture or petroleum refining
- Pottery and ceramics
- Primary metals industries
- Railroad transportation
- Research and development facilities
- Rubber, synthetic rubber, resins and miscellaneous products
- Sporting goods, toys, jewelry
- Stone, clay and glass products
- Textiles and apparel
- Tobacco products
- Transportation equipment
- Transportation and public utilities
- Wood products and furniture
- Auto repair and car washes, in compliance with § 600-1105
- Banks and financial institutions
- College or university, not including residential uses
- Convenience stores with fuel sales
- Employee agencies and services
- Exercise club
- Fire and ambulance stations
- Flex space buildings that include one or more permitted-by-right business uses
- Gardens, crop farming and forestry
- Lumber and building material supply center, retail or wholesale
- Municipal uses
- Offices and medical laboratories
- Radio and television stations
- Recreation facilities, public parks and non-motorized recreation trails
Restaurants, which may not include drive-through service. This use shall not allow outdoor sale of ready-to-eat heated food on a regular basis on a lot that is not operated from a building on the lot.
Retail and wholesale sales and services
Self-storage facilities
Swimming pool as principal use
Taxi headquarters
Telecommunications towers and facilities, pursuant to Part 21 of this chapter.
Facilities may be placed on a leased area.
Trade, vocational and hobby schools, not including residential uses
Vehicle sales or rental
Warehouse, distribution and storage facilities

(2) Accessory uses. See Part 10, unless otherwise noted.
   (a) Drive-through services for allowed principal uses: pursuant to § 600-1004 of this chapter.
   (b) Entertainment: pursuant to § 600-1005 of this chapter.
   (c) Swimming pools, accessory.
   (d) Telecommunications non-tower antenna if co-located on a municipal facility or a tower that existed prior to the approval of this part and pursuant to Part 21 of this chapter. See § 600-2106.
   (e) Wind turbine as an accessory use in compliance with § 600-1012.

(3) Conditional uses. In compliance with § 600-1203.
   (a) Banquet hall.
   (b) Public utilities, other than City-owned or City-operated uses and other than utility lines.
   (c) Taverns and nightclubs.
   (d) Telecommunications antenna, towers and facilities, including poles, subject to Part 21 of this chapter.

(4) Special exception uses. In compliance with § 600-1202.
   (a) Day-care facilities.
   (b) Kennels.
   (c) Manufacture or industrial processing of chemicals and allied products.
   (d) Manufacture of plastics and polymers.

C. Additional requirements.
   (1) A minimum of 10% of the lot shall be devoted to areas landscaped with trees and shrubs and vegetative ground cover. This area shall not be used for any other purpose.
   (2) All activities shall take place indoors; all outdoor storage shall be screened from public streets and adjacent off-street parking areas by fencing, landscaping or other appropriate measures.
   (3) Landscaped buffer strips, meeting Part 14 with a minimum of 10 feet wide in M-C Zones and 25 feet wide in H-M Zones, and plant screening shall be provided in every case where an industrial use abuts a principally residential use. In addition, where a residential district is located across a street or alley from a new or expanded industrial use, a ten-foot wide landscaped buffer strip shall be provided alongside such street or alley along such adjacent front, side or rear lot line.
   (4) Truck loading and unloading areas shall be provided in an amount sufficient to permit
the transfer of goods in other than a public street or front yard setback areas.
(5) Entrance and exit to permitted uses shall be clearly marked.
(6) Any glare, vibration or noise resulting from the use shall not be evident beyond the boundaries of the zoning district.
(7) The operation shall not result in the dissemination of smoke, dust, chemicals or odors into the air to such a degree as to be detrimental to the health, safety and welfare of any adjacent residents.
(8) Wind turbines shall be allowed that are attached to a roof of a building and do not extend a total of more than 25 feet above the roof of the building.
(9) A minimum seventy-five-foot setback shall apply from the average water level of the Schuylkill River for any new or expanded vehicle parking, outdoor storage area or building. This requirement shall not apply for recreational uses open for free for use by the general public.

§ 600-812. H-M Heavy Manufacturing District.
A. Dimensional requirements. Editor’s Note: See Table of Dimensional Requirements included at the end of this chapter.
B. Allowed uses.
(1) Permitted-by-right uses:
   (a) Manufacturing or industrial processing involving the following: (as listed in the North American Industrial Classification System, where applicable)
      [9] Petroleum and coal products, other than asphalt.
      [10] Primary metals industries.
      [16] Transportation equipment.
   (b) Banks and financial institutions.
   (c) College or university, not including residential uses.
   (d) Exercise clubs.
   (e) Fire and ambulance station.
(f) Flex space buildings, including two or more permitted business uses.

(g) Gardens, crop farming and forestry.

(h) Landing area for a helicopter, provided it meets requirements of State and Federal Aviation Agencies.

(i) Municipal uses.

(j) Offices.

(k) Radio and television stations.

(l) Recreation facilities, public parks and non-motorized recreation trails.

(m) Research and development facilities.

(n) Self-storage facilities.

(o) Telecommunications facilities other than towers and antennas. Lot size may be reduced to 2,500 square feet when on leased parcel, provided the structure may not be located in setback areas.

(p) Telecommunications towers and antennas pursuant to Part 21 of this chapter. For accessory antenna, see § 600-2106C(3).

(q) Trade, vocational and hobby schools, not including residential uses.

(r) Warehousing, storage, distribution, trucking or intermodal transfer facilities.

(s) Wind turbine as an accessory use in compliance with § 600-1012.

(2) Accessory uses. See Part 10 unless otherwise noted.

(a) Telecommunications non-tower antenna if co-located on a municipal facility or a tower that existed prior to the approval of this part and pursuant to Part 21 of this chapter. See § 600-2106.

(3) Conditional uses. See § 600-1203.

(a) Group institution.

(b) Junkyard.

(c) Manufactured home parks.

(d) Massage parlor (not including "massage therapy"), which shall meet the same regulations as a sexually oriented business, in addition to the City of Reading Code requirements.

(e) Sexually oriented business: pursuant to § 600-1203.

(f) Temporary shelter.

(g) Treatment center.

(h) Telecommunications antenna, towers and facilities, including poles, pursuant to Part 21 of this chapter.

(4) Special exception uses:

(a) Manufacture of plastics and polymers.

(b) Manufacture and industrial processing of chemicals and allied products.

(c) Manufacture of asphalt.

(d) Solid waste transfer facility.

(e) Such other manufacturing and industrial uses as the applicant proves to the satisfaction of the Zoning Hearing Board will be similar to allowed uses and will not create hazards to public health and safety.

C. Additional requirements. Section 600-811C shall also apply to the H-M District.
§ 600-816. MU Municipal District.
A. Dimensional requirements. Editor’s Note: See Table of Dimensional Requirements included at the end of this chapter.
B. Allowed uses.

(1) Permitted-by-right uses:
   (a) Wastewater treatment operations.
   (b) Law enforcement operations.
   (c) Firefighting and rescue service operations.
   (d) Recycling operations.
   (e) Multiple principal uses and occupancies on single parcels within the Municipal Use District are expressly authorized; where common (City) ownership makes subdivision otherwise unnecessary; "area and bulk" standards shall apply to the property as a whole. The adequacy of separations between uses shall be established by agreement between the City's representative and a qualified design professional, and to the satisfaction of the incumbent tenants and their continuing operations. Municipal use parcels are not required to front on a public street, though sufficient (driveway) access must nonetheless be provided.
   (f) Governmental offices and public works facilities.
   (g) Public recreation facilities.
   (h) Non-motorized recreation trails.

(2) Accessory uses. See Part 10 unless otherwise noted.
   (a) Telecommunications non-tower antenna if co-located on a municipal facility or a tower that existed prior to the approval of this part and pursuant to Part 21 of this chapter. See § 600-2106.

(3) Conditional Permit uses:
   (a) Telecommunications towers, antennas and facilities, including poles, pursuant to Part 21 of this chapter.

SECTION III. Amending Chapter 600-2206 Telecommunications Definitions by adding the following:

1. Antenna—any system of wires, rods, discs, panels, flat panels, dishes, whips, or other similar devices used for the transmission or reception of wireless signals. An Antenna may include an omnidirectional antenna (rod), directional antenna (panel), parabolic antenna (disc) or any other wireless antenna. An antenna shall not include Tower-Based Wireless Communications Facilities defined below.

2. Co-location—the mounting of one or more WCFs, including Antennae, on an existing Tower-Based WCF or utility or light pole.

3. Distributed Antenna Systems (DAS)—network of spatially separated Antenna sites connected to a common source that provides wireless service within a geographic area or structure.
4. **Emergency**--a condition that (1) constitutes a clear and immediate danger to the health, welfare, or safety of the public, or (2) has caused or is likely to cause facilities in the Rights-of-Way to be unusable and result in loss of the services provided.

5. **FCC**—Federal Communications Commission.

6. **Monopole**—a WCF or site which consists of a single pole structure, designed and erected on the ground or on top of a structure, to support communications Antennae and connecting appurtenances.

7. **Non-Tower Wireless Communications Facility (Non-Tower WCF)**—all non-tower wireless communications facilities, including but not limited to, Antennae and related equipment. Non-Tower WCF shall not include support structures for Antennae and related equipment.

8. **Persons**—individuals, corporations, companies, associations, joint stock companies, firms, partnerships, limited liability companies, corporations and other entities established pursuant to statutes of the Commonwealth of Pennsylvania; provided that Person does not include or apply to the City or to any department or agency of the City.

9. **Right-of-Way or ROW**—the surface of and space above and below any real property in the City in which the City or Commonwealth has a regulatory interest, or interest as a trustee for the public, as such interests now or hereafter exist, including, but not limited to, all Streets, highways, avenues, roads, alleys, sidewalks, tunnels, viaducts, bridges, skyways, or any other public place, area or property under the control of the City or Commonwealth, and any unrestricted public or utility easements established, dedicated, platted, improved or devoted for Utility purposes, but excluding lands other than Streets that are owned by the City or Commonwealth. The phrase “in the Right(s)-of-Way” means in, on, over, along, above and/or under the Right(s)-of-Way.

10. **Stealth Technology**—camouflaging methods applied to wireless communications towers, Antennae and other facilities which render them more visually appealing or blend the proposed facility into the existing structure or visual backdrop in such a manner as to render it minimally visible to the casual observer. Such methods include, but are not limited to, architecturally screened roof-mounted Antennae, building-mounted Antennae painted to match the existing structure and facilities constructed to resemble trees, shrubs, flag poles and light poles.

11. **Substantially Change**—(1) any increase in the height of a Wireless Support Structure by more than 10%, or by the height of one additional antenna array with separation from the nearest existing antenna not to exceed twenty (20) feet, whichever is greater, except that the mounting of the proposed Wireless Communications Facility may exceed the size limits set forth herein if necessary to avoid interference with existing antennas; or (2) any further increase in the height of a Wireless Support Structure which has already been extended by more than 10% of its originally approved height or by the height of one additional antenna array.
12. *Tower-Based Wireless Communications Facility (Tower-based WCF)*—any structure that is used for the purpose of supporting one or more Antennae, including, but not limited to, self-supporting lattice towers, guy towers and monopoles, utility poles and light poles. DAS hub facilities are considered to be tower-based WCFs.

13. *City*—City of Reading, Berks County, PA

14. *Wireless*—transmissions through the airwaves including, but not limited to, infrared line of sight, cellular, PCS, microwave, satellite, or radio signals.

15. *Wireless Communications Facility (WCF)*—the Antennae, nodes, control boxes, towers, poles, conduits, ducts, pedestals, electronics and other equipment used for the purpose of transmitting, receiving, distributing, providing, or accommodating wireless communications services.

16. *Wireless Communications Facility Applicant (WCF Applicant)*—any person that applies for a wireless communication facility building permit, zoning approval and/or permission to use the public ROW or other City owned land or property.

17. *Wireless Support Structure*—a freestanding structure, such as a Tower-Based Wireless Communications Facility or any other support structure that could support the placement or installation of a Wireless Communications Facility if approved by the City.

**SECTION IV. Repealing and replacing §600-2100 Telecommunications Towers and Antenna as follows:**

**§600-2101 Purpose and Scope.**

A. The purpose of this Ordinance is to establish uniform standards for the siting, design, permitting, maintenance, and use of wireless communications facilities in City of Reading. While the City recognizes the importance of wireless communications facilities in providing high quality communications service to its residents and businesses, the City also recognizes that it has an obligation to protect public safety and to minimize the adverse visual effects of such facilities through the standards set forth in the following provisions.

**§600-2102. General Requirements for All Tower-Based Wireless Communications Facilities.**

The following regulations shall apply to all Tower-Based Wireless Communications Facilities:

1. Standard of Care. Any Tower-Based WCF shall be designed, constructed, operated, maintained, repaired, modified and removed in strict compliance with all current applicable technical, safety and safety-related codes, including but not limited to, the most recent editions of the American National Standards Institute (ANSI) Code, National Electrical Safety Code, National Electrical Code, as well as the accepted and responsible workmanlike industry practices of the National Association of Tower Erectors. Any Tower-Based WCF shall at all times be kept and maintained in good condition, order and
repair by qualified maintenance and construction personnel, so that the same shall not endanger the life of any person or any property in the City.

2. **Wind.** Any Tower-Based WCF structures shall be designed to withstand the effects of wind according to the standard designed by the American National Standards Institute as prepared by the engineering departments of the Electronics Industry Association, and Telecommunications Industry Association (ANSFEINTIA-222-E Code, as amended).

3. **Height.** Any Tower-Based WCF shall be designed at the minimum functional height and shall not exceed a maximum total height of one hundred fifty (150) feet, which height shall include all subsequent additions or alterations. All Tower-Based WCF applicants must submit documentation to the City justifying the total height of the structure.

4. **Public Safety Communications.** No Tower-Based WCF shall interfere with public safety communications or the reception of broadband, television, radio or other communication services enjoyed by occupants of nearby properties.

5. **Maintenance.** The following maintenance requirements shall apply:
   
   a. Any Tower-Based WCF shall be fully automated and unattended on a daily basis and shall be visited only for maintenance or emergency repair.
   
   b. Such maintenance shall be performed to ensure the upkeep of the facility in order to promote the safety and security of the City’s residents.
   
   c. All maintenance activities shall utilize nothing less than the best available technology for preventing failures and accidents.

6. **Radio Frequency Emissions.** No Tower-Based WCF may, by itself or in conjunction with other WCF’s, generate radio frequency emissions in excess of the standards and regulations of the FCC, including but not limited to, the FCC Office of Engineering Technology Bulletin 65 entitled “Evaluating Compliance with FCC Guidelines for Human Exposure to Radio Frequency Electromagnetic Fields”, as amended.

7. **Historic Buildings or Districts.** No Tower-Based WCF may be located on a building or structure that is listed on either the National or Pennsylvania Registers of Historic Places or the official historic structures and/or historic districts list maintained by the City, or has been designated by the City as being of historic significance.

8. **Identification.** All Tower-Based WCF’s shall post a notice in a readily visible location identifying the name and phone number of a party to contact in the event of an emergency, subject to approval by the City.

9. **Lighting.** Tower-Based WCF shall not be artificially lighted, except as required by law and as may be approved by the City. If lighting is required, the applicant shall provide a detailed plan for sufficient
lighting, demonstrating as unobtrusive and inoffensive an effect as is permissible under state and federal regulations.

10. **Appearance.** Towers shall be galvanized and/or painted with a rust-preventive paint of an appropriate color to harmonize with the surroundings.

11. **Noise.** Tower-Based WCF’s shall be operated and maintained so as not to produce noise in excess of applicable noise standards under state law and the City Code, except in emergency situations requiring the use of a backup generator, where such noise standards may be exceeded on a temporary basis only.

12. **Aviation Safety.** Tower-Based WCF’s shall comply with all federal and state laws and regulations concerning aviation safety.

13. **Retention of Experts.** The City may hire any consultant(s) and/or expert(s) necessary to assist the City in reviewing and evaluating the application for approval of the Tower-Based WCF and, once approved, in reviewing and evaluating any potential violations of the terms and conditions of this Ordinance. The applicant and/or owner of the WCF shall reimburse the City for all costs of the City’s consultant(s) in providing expert evaluation and consultation in connection with these activities prior to the issuance of any zoning permit.

14. **Timing of Approval.** Within thirty (30) calendar days of the date that an application for a Tower-Based WCF is filed with the City, the City shall notify the applicant in writing of any information that may be required to complete such application. All applications for Tower-Based WCF’s shall be acted upon within one hundred-fifty (150) days of the receipt of a fully completed application for the approval of such Tower-Based WCF and the City shall advise the applicant in writing of its decision. If additional information was requested by the City to complete an application, the time required by the applicant to provide the information shall not be counted toward the one hundred fifty (150) day review period.

15. **Non-Conforming Uses.** Non-conforming Tower-Based WCF’s which are hereafter damaged or destroyed due to any reason or cause may be repaired and restored at their former location, but must otherwise comply with the terms and conditions of this Ordinance.

16. **Removal.** In the event that use of a Tower-Based WCF is planned to be discontinued, the owner shall provide written notice to the City of its intent to discontinue use and the date when the use shall be discontinued. Unused or abandoned WCFs or portions of WCFs shall be removed as follows:

   a. All unused or abandoned Tower-Based WCFs and accessory facilities shall be removed within three (3) months of the cessation of operations at the site unless a time extension is approved by the City.

   b. If the WCF and/or accessory facility is not removed within six (6) months of the cessation of operations at a site, or within any longer period approved by the City, the WCF and
accessory facilities and equipment may be removed by the City and the cost of removal 
assessed against the owner of the WCF.
c. Any unused portions of Tower-Based WCFs, including Antennas, shall be removed 
within six (6) months of the time of cessation of operations. The City must approve all 
replacements of portions of a Tower-Based WCF previously removed.

17. Permit Fees. The City may assess appropriate and reasonable permit fees directly related to the City’s 
actual costs in reviewing and processing the application for approval of a Tower-Based WCF, as well as 
related inspection, monitoring and related costs. The Fee Schedule is located in Chapter 212.

§600-2103 Tower-Based Facilities Outside the Rights-of-Way

A. The following regulations shall apply to Tower-Based Wireless Communications Facilities located outside the Rights-of-Way:

1. Development Regulations:

   a. Prohibited in Residential Zones. No Tower-Based WCF shall be located in a district zoned residential or within 500 feet of a lot in residential use or a residential district boundary. Tower-Based WCF’s are permitted only by Conditional Use in such districts as specified in §600- 800 Districts – sections 810, 811, 812, 816.

   b. Gap in Coverage. An applicant for a Tower-Based WCF must demonstrate that a significant gap in wireless coverage exists with respect to all wireless operators in the applicable area and that the type of WCF being proposed is the least intrusive means by which to fill that gap in wireless coverage. The existence or non-existence of a gap in wireless coverage shall be a factor in the City’s decision on an application for approval of Tower-Based WCF’s.

   c. Sole Use on a Lot. A Tower-Based WCF is permitted as a sole use on a lot subject to the minimum lot area and yards complying with the requirements for the applicable zoning district in Section 600-800.

   d. Combined with Another Use. A Tower-Based WCF may be permitted on a property with an existing use or on a vacant parcel in combination with another industrial, commercial, institutional or municipal use, subject to the following conditions:

      i. The existing use on the property may be any permitted use in the applicable district as per Section 600-800, and need not be affiliated with the communications facility.
      ii. Minimum Lot Area. The minimum lot shall comply with the requirements for the applicable district and shall be the area needed to accommodate the Tower-Based WCF and guy wires, the equipment building, security fence, and buffer planting.
      iii. Minimum Setbacks. The Tower-Based WCF and accompanying equipment building shall comply with the requirements for the applicable zoning district, provided that no
Tower-Based WCF shall be located within five hundred (500) feet of a lot in residential use or a residential district boundary.

2. **Notice.** Upon receipt of an application for a Tower-Based WCF, the City shall mail notice thereof to the owner or owners of every property zoned residential on the same street within 500 linear feet of the parcel or property of the proposed facility and of every property zoned residential not on the same street within 500 feet of the parcel or property of the proposed facility if the application will be heard as a Conditional Use or a Variance.

3. **Co-Location.** An application for a new Tower-Based WCF shall not be approved unless the City finds that the wireless communications equipment planned for the proposed Tower-Based WCF cannot be accommodated on an existing or approved structure or building. Any application for approval of a Tower-Based WCF shall include a comprehensive inventory of all existing towers and other suitable structures within a two-mile radius from the point of the proposed tower, unless the applicant can show to the satisfaction of the City that a different distance is more reasonable, and shall demonstrate conclusively why an existing tower or other suitable structure cannot be utilized.

4. **Design Regulations:**

   a. The WCF shall employ the most current Stealth Technology available in an effort to appropriately blend into the surrounding environment and minimize aesthetic impact. The application of the Stealth Technology chosen by the WCF applicant shall be subject to the approval of the City.

   b. Any height extensions to an existing Tower-Based WCF shall require prior approval of the City. The City reserves the right to deny such requests based upon aesthetic and land use impact, or any other lawful considerations related to the character of the City.

   c. Any proposed Tower-Based WCF shall be designed structurally, electrically, and in all respects to accommodate both the WCF applicant's Antennas and comparable Antennae for future users.

5. **Surrounding Environ:****

   a. The WCF applicant shall ensure that the existing vegetation, trees and shrubs located within proximity to the WCF structure shall be preserved to the maximum extent possible.

   b. The WCF applicant shall submit a soil report to the City complying with the standards of Appendix I: Geotechnical Investigations, ANSI/EIA 222-E, as amended, to document and verify the design specifications of the foundation of the Tower-Based WCF, and anchors for guy wires, if used.

6. **Fence/Screen:**
a. A security fence having a maximum height of six (6) feet shall completely surround any Tower-Based WCF, guy wires, or any building housing WCF equipment.
b. An evergreen screen that consists of a hedge, or a row of evergreen trees shall be located along the perimeter of the security fence.
c. The WCF applicant shall submit a landscape plan for review and approval by the City Planning Commission for all proposed screening.

7. **Accessory Equipment:**

   a. Ground-mounted equipment associated to, or connected with, a Tower-Based WCF shall be underground. In the event that an applicant can demonstrate that the equipment cannot be located underground to the satisfaction of the City Engineer, then the ground mounted equipment shall be screened from public view using Stealth Technologies, as described above.

   b. All utility buildings and accessory structures shall be architecturally designed to blend into the environment in which they are situated and shall meet the minimum setback requirements of the underlying zoning district.

8. **Additional Antennae.** As a condition of approval for all Tower-Based WCFs, the WCF applicant shall provide the City with a written commitment that it will allow other service providers to co-locate Antennae on Tower-Based WCFs where technically and economically feasible. The owner of a Tower-Based WCF shall not install any additional Antennae without obtaining the prior written approval of the City.

9. **Access Road.** An access road, turnaround space and parking shall be provided to ensure adequate emergency and service access to Tower-Based WCF. Maximum use of existing roads, whether public or private, shall be made to the extent practicable. Road construction shall at all times minimize ground disturbance and the cutting of vegetation. Road grades shall closely follow natural contours to assure minimal visual disturbance and minimize soil erosion. Where applicable, the WCF owner shall present documentation to the City that the property owner has granted an easement for the proposed facility.

10. **Bond.** Prior to the issuance of a permit, the owner of a Tower-Based WCF outside the ROW shall, at its own cost and expense, obtain from a surety licensed to do business in Pennsylvania and maintain a bond or other form of security acceptable to the City Solicitor, in an amount of $100,000 to assure the faithful performance of the terms and conditions of this Ordinance. The bond shall provide that the City may recover from the principal and surety any and all compensatory damages incurred by the City for violations of this Ordinance, after reasonable notice and opportunity to cure. The owner shall file the bond with the City.

11. **Visual or Land Use Impact.** The City reserves the right to deny an application for the construction or placement of any Tower-Based WCF based upon visual and/or land use impact.
12. **Inspection.** The City reserves the right to inspect any Tower-Based WCF to ensure compliance with the provisions of this Ordinance and any other provisions found within the City Code or state or federal law. The City and/or its agents shall have the authority to enter the property upon which a WCF is located at any time, upon reasonable notice to the operator, to ensure such compliance.

§600-2104 **Tower-Based Facilities in the Rights-of-Way**

A. The following regulations shall apply to Tower-Based Wireless Communications Facilities located in the Rights-of-Way:

1. **Prohibited in Residential Zones.** No Tower-Based WCF shall be located within a residential zone or within 500 feet of a lot in residential use or a residential district boundary. Tower-Based WCF’s are only permitted in such districts as specified in §600-800 Districts, sections 810, 811, 812 and 816.

2. **Gap in Coverage.** An applicant for a Tower-Based WCF must demonstrate that a significant gap in wireless coverage exists with respect to all wireless operators in the applicable area and that the type of WCF being proposed is the least intrusive means by which to fill that gap in wireless coverage. The existence or non-existence of a gap in wireless coverage shall be a factor in the City’s decision on an application for approval of Tower-Based WCF’s in the ROW.

3. **Notice.** Upon receipt of an application for a Tower-Based WCF, the City shall mail notice thereof to the owner or owners of every property zoned residential on the same street within 500 linear feet of the property or parcel of the proposed facility and of every property zoned residential not on the same street within 500 feet of the parcel or property of the proposed facility if the application will be heard as a Conditional Use or a Variance.

4. **Co-location.** An application for a new Tower-Based WCF in the ROW shall not be approved unless the City finds that the proposed wireless communications equipment cannot be accommodated on an existing structure, such as a utility pole or traffic light pole. Any application for approval of a Tower-Based WCF shall include a comprehensive inventory of all existing towers and other suitable structures within a one-mile radius from the point of the proposed tower, unless the applicant can show to the satisfaction of the City that a different distance is more reasonable, and shall demonstrate conclusively why an existing tower or other suitable structure cannot be utilized.

5. **Time, Place and Manner.** The City shall determine the time, place and manner of construction, maintenance, repair and/or removal of all Tower-Based WCF’s in the ROW based on public safety, traffic management, physical burden on the ROW, and related considerations. For public utilities, the time, place and manner requirements shall be consistent with the police powers of the City and the requirements of the Public Utility Code.

6. **Equipment Location.** Tower-Based WCF’s and accessory equipment shall be located so as not to cause any physical or visual obstruction to pedestrian or vehicular traffic, or to otherwise create safety hazards.
to pedestrians and/or motorists or to otherwise inconvenience public use of the ROW as determined by the City. In addition:

a. In no case shall ground-mounted equipment, walls, or landscaping be located within 18 inches of the face of the curb;

b. Ground-mounted equipment that cannot be undergrounded shall be screened, to the fullest extent possible, through the use of landscaping or other decorative features to the satisfaction of the City.

c. Required electrical meter cabinets shall the screened to blend in with the surrounding area to the satisfaction of the City.

d. Any graffiti on the tower or on any accessory equipment shall be removed at the sole expense of the owner within ten (10) business days of notice of the existence of the graffiti.

e. Any underground vaults related to Tower-Based WCF’s shall be reviewed and approved by the City.

7. **Design Regulations.**

a. The WCF shall employ the most current Stealth Technology available in an effort to appropriately blend into the surrounding environment and minimize aesthetic impact. The application of the Stealth Technology chosen by the WCF applicant shall be subject to the approval of the City.

b. Any height extensions to an existing Tower-Based WCF shall require prior approval of the City, and shall not increase the overall height of the Tower-Based WCF to more than one hundred fifty (150) feet. The City reserves the right to deny such requests based upon aesthetic and land use impact, or any other lawful considerations related to the character of the City.

c. Any proposed Tower-Based WCF shall be designed structurally, electrically, and in all respects to accommodate both the WCF applicant's Antennas and comparable Antennae for future users.

8. **Visual or Land Use Impact.** The City reserves the right to deny the construction or placement of any Tower-Based WCF in the ROW based upon visual and/or land use impact.

9. **Additional Antennae.** As a condition of approval for all Tower-Based WCFs in the ROW, the WCF applicant shall provide the City with a written commitment that it will allow other service providers to co-locate Antennae on Tower-Based WCFs where technically and economically feasible. The owner of a Tower-Based WCF shall not install any additional Antennae without obtaining the prior written approval of the City.
10. Relocation or Removal of Facilities. Within sixty (60) days following written notice from the City, or such longer period as the City determines is reasonably necessary or such shorter period in the case of an Emergency, an owner of Tower-Based WCF in the ROW shall, at its own expense, temporarily or permanently remove, relocate, change or alter the position of any WCF when the City, consistent with its police powers and applicable Public Utility Commission regulations, shall determine that such removal, relocation, change or alteration is reasonably necessary under the following circumstances:

a. The construction, repair, maintenance or installation of any City or other public improvement in the Right-of-Way;

b. The operations of the City or other governmental entity in the Right-of-Way;

c. Vacation of a street or road or the release of a utility easement; or

d. An Emergency as determined by the City.

11. Compensation for ROW Use. In addition to permit fees as described in Section §600-2102.17 above, every Tower-Based WCF in the ROW is subject to the City’s right to fix annually a fair and reasonable compensation to be paid for use and occupancy of the ROW. Such compensation for ROW use shall be directly related to the City’s actual ROW management costs including, but not limited to, the costs of the administration and performance of all reviewing, inspecting, permitting, supervising and other ROW management activities by the City. The owner of each Tower-Based WCF shall pay an annual fee to the City to compensate the City for the City’s costs incurred in connection with the activities described above. The Annual ROW management fee for Tower-Based WCF’s shall be determined by the City and authorized by ordinance and shall be based on the City’s actual ROW management costs as applied to such Tower-Based WCF.

12. Bond. Prior to the issuance of a permit, the owner of a Tower-Based WCF in the ROW shall, at its own cost and expense, obtain from a surety licensed to do business in Pennsylvania and maintain a bond, or other form of security acceptable to the City Solicitor, in an amount of $100,000 to assure the faithful performance of the terms and conditions of this Ordinance. The bond shall provide that the City may recover from the principal and surety any and all compensatory damages incurred by the City for violations of this Ordinance, after reasonable notice and opportunity to cure. The owner shall file a copy of the bond with the City.

§600-2105 General Requirements for All Non-Tower Wireless Communications Facilities

A. The following regulations shall apply to all Non-Tower Wireless Communications Facilities that do not substantially change the physical dimensions of the Wireless Support Structure to which they are attached:

1. Permitted in All Zones Subject to Regulations. Non-Tower WCF’s are permitted in all zones subject to the restrictions and conditions prescribed below and subject to the prior written approval of the City.
2. Upon receipt of an application for any Non-Tower-Based WCF, the City shall mail notice thereof to the owner or owners of every property zoned residential on the same street within 500 linear feet of the parcel or property of the proposed facility and of every property zoned residential not on the same street within 500 feet of the parcel or property of the proposed facility if the application will be heard as a Conditional Use or a Variance.

3. **Standard of Care.** Any Non-Tower WCF shall be designed, constructed, operated, maintained, repaired, modified and removed in strict compliance with all current applicable technical, safety and safety-related codes, including but not limited to the most recent editions of the American National Standards Institute (ANSI) Code, National Electrical Safety Code, and National Electrical Code. Any WCF shall at all times be kept and maintained in good condition, order and repair by qualified maintenance and construction personnel, so that the same shall not endanger the life of any person or any property in the City.

4. **Wind.** Any Non-Tower WCF structures shall be designed to withstand the effects of wind according to the standard designed by the American National Standards Institute as prepared by the engineering departments of the Electronics Industry Association, and Telecommunications Industry Association (ANSFEINTIA-222-E Code, as amended).

5. **Public Safety Communications.** No Non-Tower WCF shall interfere with public safety communications or the reception of broadband, television, radio or other communication services enjoyed by occupants of nearby properties.

6. **Aviation Safety.** Non-Tower WCF’s shall comply with all federal and state laws and regulations concerning aviation safety.

7. **Radio Frequency Emissions.** No Non-Tower WCF may, by itself or in conjunction with other WCF’s, generate radio frequency emissions in excess of the standards and regulations of the FCC, including but not limited to, the FCC Office of Engineering Technology Bulletin 65 entitled “Evaluating Compliance with FCC Guidelines for Human Exposure to Radio Frequency Electromagnetic Fields”, as amended.

8. **Removal.** In the event that use of a Non-Tower WCF is discontinued, the owner shall provide written notice to the City of its intent to discontinue use and the date when the use shall be discontinued. Unused or abandoned WCFs or portions of WCFs shall be removed as follows:

   a. All abandoned or unused WCFs and accessory facilities shall be removed within three (3) months of the cessation of operations at the site unless a time extension is approved by the City.

   b. If the WCF or accessory facility is not removed within three (3) months of the cessation of operations at a site, or within any longer period approved by the City, the WCF and/or associated facilities and equipment may be removed by the City and the cost of removal assessed against the owner of the WCF.
9. **Timing of Approval.** Within thirty (30) calendar days of the date that an application for a Non-Tower WCF is filed with the City, the City shall notify the applicant in writing of any information that may be required to complete such application. Within ninety (90) calendar days of receipt of a complete application, the City shall make its final decision on whether to approve the application and shall advise the applicant in writing of such decision. If additional information was requested by the City to complete an application, the time required by the applicant to provide the information shall not be counted toward the City’s ninety (90) day review period.

10. Permit Fees. The City may assess appropriate and reasonable permit fees directly related to the City’s actual costs in reviewing and processing the application for approval of a Non-Tower WCF or $1,000, whichever is less.

B. The following regulations shall apply to all Non-Tower Wireless Communications Facilities that Substantially Change the Wireless Support Structure to which they are attached:

1. **Permitted in All Zones Subject to Regulations.** Non-Tower WCF’s are permitted in all zones subject to the restrictions and conditions prescribed below and subject to the prior written approval of the City.

2. Upon receipt of an application for any Non-Tower-Based WCF, the City shall mail notice thereof to the owner or owners of every property zoned residential on the same street within 500 linear feet of the parcel or property of the proposed facility and of every property zoned residential not on the same street within 500 feet of the parcel or property of the proposed facility if the application will be heard as a Conditional Use or a Variance.

3. **Standard of Care.** Any Non-Tower WCF shall be designed, constructed, operated, maintained, repaired, modified and removed in strict compliance with all current applicable technical, safety and safety-related codes, including but not limited to the most recent editions of the American National Standards Institute (ANSI) Code, National Electrical Safety Code, and National Electrical Code. Any WCF shall at all times be kept and maintained in good condition, order and repair by qualified maintenance and construction personnel, so that the same shall not endanger the life of any person or any property in the City.

4. **Wind.** Any Non-Tower WCF structures shall be designed to withstand the effects of wind according to the standard designed by the American National Standards Institute as prepared by the engineering departments of the Electronics Industry Association, and Telecommunications Industry Association (ANSFEINTIA-222-E Code, as amended).

5. **Public Safety Communications.** No Non-Tower WCF shall interfere with public safety communications or the reception of broadband, television, radio or other communication services enjoyed by occupants of nearby properties.
6. **Historic Buildings.** Non-Tower WCFs may not be located on a building or structure that is listed on either the National or Pennsylvania Registers of Historic Places or the official historic structures and/or historic districts lists maintained by the City or has been designated by the City as being of historic significance.

7. **Aviation Safety.** Non-Tower WCF’s shall comply with all federal and state laws and regulations concerning aviation safety.

8. **Maintenance.** The following maintenance requirements shall apply:
   
   a. The Non-Tower WCF shall be fully automated and unattended on a daily basis and shall be visited only for maintenance or emergency repair.
   
   b. Such maintenance shall be performed to ensure the upkeep of the facility in order to promote the safety and security of the City’s residents.
   
   c. All maintenance activities shall utilize nothing less than the best available technology for preventing failures and accidents.

9. **Radio Frequency Emissions.** No Non-Tower WCF may, by itself or in conjunction with other WCF’s, generate radio frequency emissions in excess of the standards and regulations of the FCC, including but not limited to, the FCC Office of Engineering Technology Bulletin 65 entitled “Evaluating Compliance with FCC Guidelines for Human Exposure to Radio Frequency Electromagnetic Fields”, as amended.

10. **Removal.** In the event that use of a Non-Tower WCF is discontinued, the owner shall provide written notice to the City of its intent to discontinue use and the date when the use shall be discontinued. Unused or abandoned WCFs or portions of WCFs shall be removed as follows:

    a. All abandoned or unused WCFs and accessory facilities shall be removed within three (3) months of the cessation of operations at the site unless a time extension is approved by the City.

    b. If the WCF or accessory facility is not removed within three (3) months of the cessation of operations at a site, or within any longer period approved by the City, the WCF and/or associated facilities and equipment may be removed by the City and the cost of removal assessed against the owner of the WCF.

11. **Timing of Approval.** Within thirty (30) calendar days of the date that an application for a Non-Tower WCF is filed with the City, the City shall notify the applicant in writing of any information that may be required to complete such application. Within ninety (90) calendar days of receipt of a complete application, the City shall make its final decision on whether to approve the application and shall advise the applicant in writing of such decision. If additional information was requested by the City to complete
an application, the time required by the applicant to provide the information shall not be counted toward
the City’s ninety (90) day review period.

12. Retention of Experts. The City may hire any consultant(s) and/or expert(s) necessary to assist the City
in reviewing and evaluating the application for approval of the WCF and, once approved, in reviewing
and evaluating any potential violations of the terms and conditions of this Ordinance. The applicant
and/or owner of the WCF shall reimburse the City for all costs of the City’s consultant(s) in providing
expert evaluation and consultation in connection with these activities prior to the issuance of the zoning
permit.

13. Bond. Prior to the issuance of a permit, the owner of each individual Non-Tower WCF shall, at its own
cost and expense, obtain from a surety licensed to do business in Pennsylvania and maintain a bond, or
other form of security acceptable to the City Solicitor, in an amount of $25,000 for each individual Non-
Tower WCF, to assure the faithful performance of the terms and conditions of this Ordinance. The bond
shall provide that the City may recover from the principal and surety any and all compensatory damages
incurred by the City for violations of this Ordinance, after reasonable notice and opportunity to cure.
The owner shall file a copy of the bond with the City.

14. Permit Fees. The City may assess appropriate and reasonable permit fees directly related to the City’s
actual costs in reviewing and processing the application for approval of a Non-Tower WCF, as well as
related inspection, monitoring and related costs. The Fee Schedule is located in Chapter 212.

§600-2105 Non-Tower Wireless Facilities Outside the Rights-of-Way

The following additional regulations shall apply to Non-Tower Wireless Communications Facilities
located outside the Rights-of-Way that Substantially Change the Wireless Support Structure to which they are
attached:

1. Development Regulations. Non-Tower WCFs shall be co-located on existing structures, such as existing
buildings or Tower-Based WCF’s subject to the following conditions:
   a. Such WCF does not exceed a maximum height of one hundred fifty (150) feet.
   b. If the WCF applicant proposes to locate the communications equipment in a separate building,
the building shall comply with the minimum requirements for the applicable zoning district.
   c. A six (6) foot high security fence shall surround any separate communications equipment
building. Vehicular access to the communications equipment building shall not interfere with the
parking or vehicular circulations on the site for the principal use.

2. Design Regulations.
a. Non-Tower WCFs shall employ Stealth Technology and be treated to match the supporting structure in order to minimize aesthetic impact. The application of the Stealth Technology chosen by the WCF applicant shall be subject to the approval of the City.

b. Non-Tower WCFs, which are mounted to a building or similar structure, may not exceed a height of fifteen (15) feet above the roof or parapet, whichever is higher, unless the WCF applicant obtains a conditional use permit.

c. All Non-Tower WCF applicants must submit documentation to the City justifying the total height of the Non-Tower structure. Such documentation shall be analyzed in the context of such justification on an individual basis.

d. Antennae, and their respective accompanying support structures, shall be no greater in diameter than any cross-sectional dimension than is reasonably necessary for their proper functioning.

e. Non-Commercial Usage Exemption. The design regulations enumerated in this Section shall not apply to direct broadcast satellite dishes installed for the purpose of receiving video and related communications services at residential dwellings.

3. Removal, Replacement, Modification.

a. The removal and replacement of Non-Tower WCFs and/or accessory equipment for the purpose of upgrading or repairing the WCF is permitted, so long as such repair or upgrade does not increase the overall size of the WCF or the numbers of Antennae.

b. Any material modification to a wireless telecommunication facility shall require a prior amendment to the original permit or authorization.

4. Visual or Land Use Impact. The City reserves the right to deny an application for the construction or placement of any Non-Tower WCF based upon visual and/or land use impact.

5. Inspection. The City reserves the right to inspect any WCF to ensure compliance with the provisions of this Ordinance and any other provisions found within the City Code or state or federal law. The City and/or its agents shall have the authority to enter the property upon which a WCF is located at any time, upon reasonable notice to the operator, to ensure such compliance.

§600-2106 Non-Tower Wireless Facilities in the Rights-of-Way

A. The following additional regulations shall apply to all Non-Tower Wireless Communications Facilities located in the Rights-of-Way:
1. **Co-location.** Non-Tower WCFs in the ROW shall be co-located on existing poles, such as existing utility poles or light poles.

2. **Design Requirements:**
   a. WCF installations located above the surface grade in the public ROW including, but not limited to, those on streetlights and joint utility poles, shall consist of equipment components that are no more than six (6) feet in height and that are compatible in scale and proportion to the structures upon which they are mounted. All equipment shall be the smallest and least visibly intrusive equipment feasible.
   b. Antennae and all support equipment shall be treated to match the supporting structure. WCFs and accompanying equipment shall be painted, or otherwise coated, to be visually compatible with the support structure upon which they are mounted.

3. **Compensation for ROW Use.** In addition to permit fees as described above, every Non-Tower WCF in the ROW is subject to the City’s right to fix annually a fair and reasonable compensation to be paid for use and occupancy of the ROW. Such compensation for ROW use shall be directly related to the City’s actual ROW management costs including, but not limited to, the costs of the administration and performance of all reviewing, inspecting, permitting, supervising and other ROW management activities by the City. The owner of each Non-Tower WCF shall pay an annual fee to the City to compensate the City for its costs incurred in connection with the activities described above. The Annual ROW management fee for Non-Tower WCF’s shall be determined by the City and authorized by ordinance and shall be based on the City’s actual ROW management costs as applied to such Non-Tower WCF.

4. **Time, Place and Manner.** The City shall determine the time, place and manner of construction, maintenance, repair and/or removal of all Non-Tower WCF’s in the ROW based on public safety, traffic management, physical burden on the ROW, and related considerations. For public utilities, the time, place and manner requirements shall be consistent with the police powers of the City and the requirements of the Public Utility Code.

5. **Equipment Location.** Non-Tower WCF’s and accessory equipment shall be located so as not to cause any physical or visual obstruction to pedestrian or vehicular traffic, or to otherwise create safety hazards to pedestrians and/or motorists or to otherwise inconvenience public use of the ROW as determined by the City. In addition:
   a. In no case shall ground-mounted equipment, walls, or landscaping be located within 18 inches of the face of the curb;
   b. Ground-mounted equipment shall be located underground. In the event an applicant can demonstrate, to the satisfaction of the City Engineer or his designee, that ground-mounted equipment cannot be installed underground, then all such equipment shall be screened, to the
fullest extent possible, through the use of landscaping or other decorative features to the satisfaction of the City.

c. Required electrical meter cabinets shall be screened to blend in with the surrounding area to the satisfaction of the City.

d. Any graffiti on the tower or on any accessory equipment shall be removed at the sole expense of the owner within ten (10) business days of notice of the existence of the graffiti.

e. Any underground vaults related to Non-Tower WCF’s shall be reviewed and approved by the City.

6. Relocation or Removal of Facilities. Within sixty (60) days following written notice from the City, or such longer period as the City determines is reasonably necessary or such shorter period in the case of an Emergency, an owner of a WCF in the ROW shall, at its own expense, temporarily or permanently remove, relocate, change or alter the position of any WCF when the City, consistent with its police powers and applicable Public Utility Commission regulations, shall have determined that such removal, relocation, change or alteration is reasonably necessary under the following circumstances:

a. The construction, repair, maintenance or installation of any City or other public improvement in the Right-of-Way;

b. The operations of the City or other governmental entity in the Right-of-Way;

c. Vacation of a street or road or the release of a utility easement; or

d. An Emergency as determined by the City.

7. Visual or Land Use Impact. The City retains the right to deny an application for the construction or placement of a Non-Tower WCF based upon visual and/or land use impact.

§600-2107 Violations Applicable to All Wireless Facilities

1. Penalties. Any Person violating any provision of this Ordinance shall be subject, upon finding by a magisterial district judge, to a penalty not exceeding five hundred dollars ($500), for each and every offense, together with attorneys’ fees and costs. A separate and distinct violation shall be deemed to be committed each day on which a violation occurs or continues to occur. In addition to an action to enforce any penalty imposed by this Ordinance and any other remedy at law or in equity, the City may apply to a Federal District Court for an injunction or other appropriate relief at law or in equity to enforce compliance with or restrain violation of any provision of this Ordinance.

2. Determination of Violation. In the event a determination is made that a Person has violated any provision of this Ordinance, such Person shall be provided written notice of the determination and the reasons therefore. Except in the case of an Emergency, the Person shall have thirty (30) days to cure the violation. If the nature of the violation is such that it cannot be fully cured within such time period, the
City may, in its reasonable judgment, extend the time period to cure, provided the Person has commenced to cure and is diligently pursuing its efforts to cure. If the violation has not been cured within the time allowed, the City may take any and all actions authorized by this Ordinance and/or federal and/or Pennsylvania law and regulations.

SECTION V. Amending §600-1203 Conditions for Conditional Use by adding Telecommunications Facility, Towers and Antenna as follows:

§600-1203. Conditions for conditional uses.
N. Telecommunications facility, towers and antenna (Note see §600-800, 2100 and 2206)
   (1) The applicant shall present a plan showing the following items:
      (a) Locations of all existing uses and proposed telecommunications facilities
      (b) Elevations of any existing uses and proposed telecommunications facilities
      (c) Vehicular access, fencing and any easements for access and utilities
      (d) The locations desired with two (2) alternative locations
   (2) The telecommunications facility shall comply with all State and Federal laws and regulations concerning aviation safety.
   (3) The applicant shall provide Stealth Technology to camouflage the proposed facility to make them more visually appealing and blend the proposed facility to render it minimally visible to the casual observer defined.
   (4) The City may retain the assistance of a consultant and/or expert to assist in the review and evaluation of the application. The applicant shall be responsible for all costs charged by the consultant and/or expert in connection with these activities. All associated fees and costs must be paid to the City prior to the issuance of the zoning permit, if the application is approved.
   (5) If additional information is requested by the City or the consultant and/or expert from the applicant, the time required by the applicant to provide the additional information shall not be counted toward the 150 day review period.

SECTION VI. Amending Section §600-1202 Special Exceptions by eliminating telecommunication towers and renumbering the section as required as follows:

§ 600-1202. Conditions for special exception uses.
A. Adaptive reuse.
B. Bed-and-breakfast inn.
C. Cemeteries. Cemeteries shall be allowed as provided in Part 8 and shall meet the following standards:
D. Day-care facilities.
E. Colleges, universities, primary and secondary schools and trade/hobby schools.
F. Amusement arcade.
G. Home occupations, major.
H. Hospitals and centers for the care of children.
I. Kennels.
J. Life-care retirement facility and nursing home.
K. Nursing homes. See "life-care retirement facility and nursing home" in this section.
L. Parks, playgrounds and public buildings. This term includes parks and playgrounds operated by the federal, state or local government or nonprofit organizations as well as public buildings operated by governmental agencies.
M. Pawn shops.
N. Places of worship. The proposed use shall be a bona fide nonprofit religious use.
O. Private surface parking facilities (lot or structure).
P. Swimming pools as a principal use.
Q. Telecommunications towers and facilities. Telecommunications towers and facilities shall be allowed as provided in the zoning district regulations, provided they meet the standards outlined in Part 21 of this chapter in addition to any stipulations set forth by the Zoning Hearing Board. See § 600-2106C(3) for antenna attached to a building.

SECTION VII. Miscellaneous

1. Police Powers. The City, by granting any permit or taking any other action pursuant to this Chapter, does not waive, reduce, lessen or impair the lawful police powers vested in the City under applicable federal, state and local laws and regulations.

2. Severability. If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held illegal or invalid by any court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision, and such holding shall not render the remainder of this Chapter invalid.

3. Effective Date. This Ordinance shall become effective ten (10) days after enactment by the City Council.

ENACTED AND ORDAINED this _____ day of ________________, 2016.

ATTEST:

________________________________    _______________________________
City Clerk          Council President

Submitted to Mayor by: _______________________
Date Submitted: _______________________
Received in Mayor’s Office by: _______________________
Date Received: _______________________
Approved by Mayor: _______________________
Date Approved: _______________________
Vetoed by Mayor: _______________________
Date Vetoed: _______________________

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B I L L  N O. ______ - 2017
A N  O R D I N A N C E

PROVIDING FOR NO-PARKING RESTRICTIONS 208 CHESTNUT STREET,
IN THE CITY OF READING

THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. The City of Reading agrees to restrict parking by establishing a No-
Parking zone on the south side of Chestnut Street adjacent to the west
side of the existing driveway for Remcon Plastics at 208 Chestnut Street,
for a distance of approximately 40 feet. The purpose of the restriction is to
improve the safety conditions of that driveway for delivery trucks entering
and leaving and the cars that park near the driveway entrance.

SECTION 2. This ordinance shall become effective ten (10) days after its adoption, in
accordance with Sections 219 & 221 of the City of Reading Home Rule
Charter.

Enacted__________________, 2017

________________________________
President of Council

Attest:

_____________________________
City Clerk

Submitted to Mayor: ___________
Date: ___________
Received by the Mayor’s Office: ___________
Date: ___________
Approved by Mayor: ___________
Date: ___________
Vetoed by Mayor: ___________
Date: ___________
AN ORDINANCE

AMENDING THE CITY OF READING CODE OF ORDINANCES CHAPTER 23
BOARDS, COMMISSIONS, COMMITTEES AND COUNCILS, PART 4 FIRST
ENERGY STADIUM COMMISSION, BY ADDING LANGUAGE REGARDING
CAPITAL EXPENDITURES FUNDED BY THE COMMISSION.

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. The City of Reading Code of Ordinances Chapter 23 Boards,
Commissions, Committees and Councils Part 4 First Energy Stadium Commission is
amended by adding language regarding capital expenditures funded by the
Commission, as attached.

SECTION 2. All relevant ordinances, regulations and policies of the City of Reading,
Pennsylvania not amended per the attached shall remain in full force and effect.

SECTION 3. If any section, subsection, sentence or clause of this ordinance is held for
any reason to be invalid such decision shall not affect the validity of the remaining
portions of the Ordinance.

SECTION 4. This Ordinance shall be effective ten (10) days after adoption pursuant
to City of Reading Home Rule Charter Article II Section 219.

Enacted__________________, 2017

____________________________
Council President

Attest:

_______________________________________
City Clerk

Submitted to Mayor: __________
Date: __________
Received by the Mayor’s Office: __________
Date: __________
Approved by Mayor: __________
Date: __________
Vetoed by Mayor: __________
Date: __________
PART 4
FirstEnergy Stadium Commission
[Adopted 2-28-2000 by Ord. No. 2-2000 (Ch. 1, Part 5I, of the 2001 Code of Ordinances)]

§ 23-401. Creation and members. [Amended 4-24-2006 by Ord. No. 32-2006]

A FirstEnergy Stadium Commission ("Commission") is hereby created which shall consist of nine qualified electors of the City of Reading ("City") to serve as liaison between the "City" and the Reading Phillies Reading Fightin Phils or other baseball franchise organization.

§ 23-402. Appointments and vacancies. [Amended 3-28-2016 by Ord. No. 8-2016]

The members of the Commission shall be appointed by the Mayor and confirmed (four affirmative votes) by Council. Three of the members first appointed under this section shall serve for terms of one year, three for terms of three years, and three for terms of five years, respectively, from the date of the approval of this section and until their respective successors have been duly appointed. Appointments of successors, in each case, will be for a period of five years. Any vacancy occurring otherwise than by expiration of term shall be filled for the unexpired term in the same manner as original appointments. An ex-officio member representing the Public Works Department will be designated by the Mayor and an ex-officio member representing Council will be appointed via resolution.

§ 23-403. Removal of members. [Added 7-26-2010 by Ord. No. 36-2010; amended 8-26-2013 by Ord. No. 35-2013]

Any member may be removed for misconduct or neglect of duty or for other just cause by a majority vote of Council taken after the member has received 15 days' advance notice of the intent to take such vote. Failure of a member to attend three consecutive regular meetings of the Board will constitute grounds for immediate removal from the Commission by City Council. Failure of a member to attend at least 50% of the regular meetings of the Board in a calendar year will constitute grounds for immediate removal from the Commission by City Council. The Chairperson of the Board shall inform the City Clerk in writing when a member has failed to comply with this attendance policy. Following such notification, City Council may vote to remove the member and seek applicants to fill the vacant position.

§ 23-404. Compensation. [Amended 7-26-2010 by Ord. No. 36-2010]

Members of the Commission shall serve without compensation.

§ 23-405. Officers and procedural rules. [Amended 7-26-2010 by Ord. No. 36-2010]
The members of the Commission shall elect their own Chairman and Vice
Chairman/Secretary and select all other necessary officers to serve for a period of one
year. The Commission shall adopt rules and regulations for its internal organization and
procedure and for the conduct of all business within its jurisdiction.

§ 23-406. Powers and duties. [Amended 7-26-2010 by Ord. No. 36-2010]

A. The Commission, in cooperation with the City and the Reading Fightin Phils or
other baseball franchise organization, shall supervise the operation of the
FirstEnergy Stadium. The Commission will assist the City and the Reading
Phillies Organization Reading Fightin Phils or other baseball franchise
organization in identifying the capital needs and repairs for the stadium, as listed
in the revised and restated lease agreement dated October 25, 1999, "lease
agreement." The Commission shall define capital project with the Reading
Fightin Phils or other baseball franchise organization and shall submit to the
Public Works Director and City Council, no later than July 1 of each year, its
recommendation for capital repairs and improvements to the stadium for
inclusion in the City's operating budget and five-year capital plan.

B. The lease agreement transfers the responsibility of the beer sales from the City
and the prior Stadium Commission to the Reading Phillies Organization Reading
Fightin Phils or other baseball franchise organization. The $4,200 retained by
the prior Stadium Commission to purchase beer products for the 2000 season
shall be placed in an accounted titled "Stadium Capital." These monies will be
expended for the capital repairs to the stadium as identified by the Commission
and approved by the Public Works Operations Division Manager, as outlined in
the lease agreement. This account will remain independent from all other City
accounts and funds and will not be combined with the City's general fund at the
end of any fiscal year. The City administration will appropriate a minimum of
$5,000 per year in this account for each fiscal year.

Beginning January 1, 2017, the Reading Fightin Phils or other baseball
franchise organization and the Commission shall open a new joint bank
account within the Reading Fightin Phils or other baseball franchise
organization bank accounting system entitled “Stadium Capital Fund” in which
the City’s contribution of a minimum of $5,000 will be deposited, as per
Parts A and B above. The account will require both the Chair of the
Stadium Commission and the General Manager of the Reading Fightin Phils
or other baseball franchise organization as signatories.

C. The Commission will supply a copy of all meeting minutes to the City Clerk and
shall make an annual report to Council on the operations of the Commission.
TO: City Council
FROM: Pat Beisswanger, Risk & Safety Coordinator
PREPARED BY: Pat Beisswanger, Risk & Safety Coordinator
MEETING DATE: January 9, 2017
AGENDA MEMO DATE: January 9, 2017

REQUESTED ACTION: To approve a transfer of $80,000 from the Self Insurance Fund line item Workers’ Compensation Claims into Self Insurance Fund line item Other Insurance Premiums in the 2016 Self Insurance Fund Budget.

RECOMMENDATION: The Risk & Safety Coordinator is asking Council to approve this transfer of $80,000 within the Self Insurance Fund to pay the Builder’s Risk Insurance premium for the Wastewater Treatment Plant Project.

BACKGROUND: The cost of the Builder’s Risk Insurance is based on the cost of the project, which was determined when the bids were opened in November of 2016. The Builder’s Risk Insurance totals $183,558 and $125,000 was budgeted in 2016; the actual cost of the project was unknown when the budget was prepared. An increase in flood insurance premiums also depleted some of the money budgeted for the Builder’s Risk Insurance.

BUDGETARY IMPACT: NONE

PREVIOUS ACTION: NONE

SUBSEQUENT ACTION: NONE
RECOMMENDED BY: Josephina Encarnacion, Human Resources Manager and Pat Beisswanger, Risk & Safety Coordinator

RECOMMENDED MOTION: Approve a transfer of $80,000 from the Self Insurance Fund Workers’ Compensation Claims line item Acct# 52-11-27-4751 into Self Insurance Fund Other Insurance Premiums line item Acct # 52-11-00-4753.
AN ORDINANCE AMENDING THE 2016 CITY OF READING SELF INSURANCE FUND BUDGET BY AUTHORIZING THE TRANSFER OF FUNDS FROM LINE ITEMS WITHIN THE SELF INSURANCE FUND BUDGET.

Section 1. Amending the City of Reading 2016 Self Insurance Fund Budget by authorizing the transfer of a total of $80,000 from the Human Resources/Risk & Safety Division Workers’ Compensation Claims line item #52-11-27-4751 to the following account/line item in the Risk & Safety Division budget:

1. Transferring $80,000 into the Self Insurance Fund Other Insurance Premiums line item #52-11-00-4753.

Section 2. This Ordinance shall become effective ten (10) days after its adoption, in accordance with Sections 219 & 221 of the City of Reading Home Rule Charter.

Enacted: _________________, 2017

__________________________________________
President of City Council

Attest:

__________________________________________
City Clerk
I have attached the Ordinance that would amend the Fee Schedule for Fire Prevention, Fire Protection, and Medical Transportation. The overall driving force behind the amendment of the ordinance was due to the approval of the contract between the City and PA Fire Recovery Service, LLC. This contract was approved and awarded by Council at their September 26th 2016 meeting and the contract was finalized on November 7th 2016.

Following the finalization of the contract, there was a meeting held in December between City officials that included Asst. Solicitor Tonya Butler, several representatives from the Fire Department, and representatives from PA Fire Recovery. The purpose of this meeting was to address the logistical issues required in order to move forward with the use of the services to be provided by PA Fire Recovery as per the contract. The bullet points below should provide the high lights of the changes:

- Fee schedule was divided into Emergency and Non-Emergency services. Emergency services will include those that are to be provided by PA Fire Recovery, where the Non-Emergency is where the Department will continue to provide for the billing of services that it had provided the billing for in the past. (These services are primarily the services provided through the Office of the Fire Marshal, i.e.; inspections, permits, plan review, false alarm fees)

- Changes were made where there may have been conflict between the previous charges and those now being covered by PA Fire Recovery

- $10.00 increase to the Unnecessary calls/False Alarm schedule

- A $25.00 increase minimum charge for plan reviews, along with an adjustment to the numbering sequence of the affected sections of the 2009 Edition of the International Fire Code as adopted.
• Changes were made in the EMS portion to remove the Wheelchair service fees that were discontinued in 2015

Following the meeting between the parties, Asst. Solicitor Butler revised the Ordinance to reflect the necessary changes that were then reviewed and approved by the parties in attendance at the December meeting.

Please let me know if you need me to provide anything else.
AN ORDINANCE AMENDING CODIFIED ORDINANCES OF THE CITY OF READING, CHAPTER 212, SECTION 113, FIRE PREVENTION, FIRE PROTECTION AND MEDICAL TRANSPORTATION, FEE SCHEDULE

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1: Chapter 212 Fire Prevention, Section 113, Fire Protection and Medical Transportation is amended to be in accordance with the Fee Schedule attached hereto as Exhibit “A.”

SECTION 2: All relevant ordinances, regulations, remaining sections of Chapter 212, Section 113, Fire Prevention, Fire Protection and Medical Transportation, and policies of the City of Reading, Pennsylvania not amended hereby shall remain in full force and effect.

SECTION 3: If any section, subsection, sentence or clause of this ordinance is held, for any reason, to be invalid, such decision shall not affect the validity of the remaining portions of the Ordinance.

SECTION 4: This Ordinance shall become effective in ten (10) days, in accordance with Charter Section 219.

Enacted ________________, 2017

____________________________
Council President
Attest:

____________________________
City Clerk

(LAW)

Submitted to Mayor: __________
Date: __________

Received by the Mayor’s Office: __________
Date: __________

Approved by Mayor: __________
Date: __________

Vetoed by Mayor: __________
FEE SCHEDULE

Costs for emergency services provided by the City of Reading, PA - Department of Fire and Services.

**Apparatus**

<table>
<thead>
<tr>
<th>Equipment</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Engine:</td>
<td>$350.00 Per Hour</td>
</tr>
<tr>
<td>Aerial/Ladder:</td>
<td>$400.00 Per Hour</td>
</tr>
<tr>
<td>Rescue:</td>
<td>$300.00 Per Hour</td>
</tr>
<tr>
<td>Squad/Utility/Support:</td>
<td>$150.00 Per Hour</td>
</tr>
<tr>
<td>Tanker/Tender:</td>
<td>$300.00 Per Hour</td>
</tr>
</tbody>
</table>

**Equipment/Service**

<table>
<thead>
<tr>
<th>Equipment</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>SCBA</td>
<td>$50.00 Each</td>
</tr>
<tr>
<td>Hose (per 50')</td>
<td>$25.00</td>
</tr>
<tr>
<td>Gas/Co Detector/Heat Gun</td>
<td>$50.00 Per Use</td>
</tr>
<tr>
<td>Deodorizer</td>
<td>$25.00 Per Use</td>
</tr>
<tr>
<td>Extinguisher (any class)</td>
<td>$50.00 Per Use</td>
</tr>
<tr>
<td>Fire Police Services</td>
<td>$100.00 Per Hour</td>
</tr>
<tr>
<td>Hand Tools</td>
<td>$15.00 Each</td>
</tr>
<tr>
<td>Hydraulic Rescue Tools</td>
<td>$200.00 Each</td>
</tr>
<tr>
<td>Scene Lighting</td>
<td>$75.00 Per Hour</td>
</tr>
<tr>
<td>Oil booms</td>
<td>$20.00 Each</td>
</tr>
<tr>
<td>Oil Absorbent Sheets</td>
<td>$10.00 Each</td>
</tr>
<tr>
<td>Oil Dry</td>
<td>$35.00 Per Bucket</td>
</tr>
<tr>
<td>Portable Pumps</td>
<td>$30.00 Per Hour</td>
</tr>
<tr>
<td>Power Tools</td>
<td>$50.00 Each</td>
</tr>
<tr>
<td>Road Closing/Traffic Control</td>
<td>$100.00 Per Hour</td>
</tr>
<tr>
<td>Salvage Covers</td>
<td>$35.00 Each</td>
</tr>
<tr>
<td>Debris Cleanup/Removal</td>
<td>$250.00</td>
</tr>
<tr>
<td>Flares</td>
<td>$8.00 Each</td>
</tr>
<tr>
<td>Ventilation Fans</td>
<td>$50.00 Each</td>
</tr>
<tr>
<td>IR Camera</td>
<td>$100.00 Each</td>
</tr>
<tr>
<td>Foam</td>
<td>$60.00 Per Gallon</td>
</tr>
<tr>
<td>Cribbing:</td>
<td>$100.00 Each</td>
</tr>
<tr>
<td>-Passenger</td>
<td>$100.00 Each</td>
</tr>
<tr>
<td>-Class B</td>
<td>$200.00 Each</td>
</tr>
<tr>
<td>-Trucks-Class A</td>
<td>$500.00 Each</td>
</tr>
<tr>
<td>Stabilization Struts</td>
<td>$50.00 Per Use</td>
</tr>
<tr>
<td>Latex Gloves</td>
<td>$2.00 Per Pair</td>
</tr>
<tr>
<td>Ladders</td>
<td>$35.00 Per Use</td>
</tr>
<tr>
<td>Medical Extrication (w/Hydraulics)</td>
<td>$1,500.00 Per Patient</td>
</tr>
<tr>
<td>Generator</td>
<td>$50.00 Per Hour</td>
</tr>
</tbody>
</table>
### Costs for nonemergency services provided by the City of Reading, PA - Department of Fire and Services, above and beyond normal course of duties:

<table>
<thead>
<tr>
<th>SECTION</th>
<th>DESCRIPTION OF FEE</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>F-101</td>
<td>Administrative Fee for Retrieval of Fire Report</td>
<td>$35.00-$50.00</td>
</tr>
<tr>
<td>F-102</td>
<td>Heavy Rescue</td>
<td></td>
</tr>
<tr>
<td></td>
<td>First Hour</td>
<td>$500.00</td>
</tr>
<tr>
<td></td>
<td>Each Additional Hour</td>
<td>$250.00</td>
</tr>
<tr>
<td></td>
<td>Engine for Standpipe Testing</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Engine - $100/hour</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Two Firefighters-$80/hour</td>
<td>Minimum 2 Hours $360.00</td>
</tr>
<tr>
<td></td>
<td>Each Additional Standpipe</td>
<td>$100.00</td>
</tr>
<tr>
<td></td>
<td>Processing of Detail</td>
<td>$75.00</td>
</tr>
<tr>
<td>F-103</td>
<td>Light Rescue</td>
<td></td>
</tr>
<tr>
<td></td>
<td>First Hour</td>
<td>$150.00</td>
</tr>
<tr>
<td></td>
<td>Each Additional Hour</td>
<td>$75.00</td>
</tr>
<tr>
<td></td>
<td>Water Removal</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Two Firefighters - $80/hour</td>
<td>Minimum 2 Hours $80.00/Hour</td>
</tr>
<tr>
<td></td>
<td>Engine - $100/hour</td>
<td>Minimum 2 Hours $100.00/Hour</td>
</tr>
<tr>
<td></td>
<td>Processing of detail</td>
<td>$75.00</td>
</tr>
<tr>
<td>F-104</td>
<td>Water Supply for Standpipe or Fire Pump Test (includes Fire Engine @ $100/Hour and Two (2) Firefighters @ $80/Hour)</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Lock-out/Accessing a Property</td>
<td>Minimum 2 Hours $360.00</td>
</tr>
<tr>
<td></td>
<td>Each Additional Standpipe (More than One)</td>
<td>$100.00</td>
</tr>
<tr>
<td></td>
<td>Processing of Detail</td>
<td>$75.00</td>
</tr>
<tr>
<td>Page</td>
<td>Description</td>
<td>Fee/Details</td>
</tr>
<tr>
<td>------</td>
<td>-------------</td>
<td>-------------</td>
</tr>
<tr>
<td>F-105</td>
<td>Water Removal (Minimum Two Firefighters (2) Required Per Hour)</td>
<td>Minimum 2 Hours $80.00</td>
</tr>
<tr>
<td></td>
<td>Processing of Detail</td>
<td>$75.00</td>
</tr>
<tr>
<td></td>
<td>Apparatus: Fire Engine Charge (Per Hour)</td>
<td>Minimum 2 Hours $100.00</td>
</tr>
<tr>
<td></td>
<td>Consultation Fees</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Testimony in Any Litigation</td>
<td>Fee Per Hour $60.00</td>
</tr>
<tr>
<td></td>
<td>At Scene/Office Discussion Pertaining to Fire Investigations and/or Litigation</td>
<td>Fee Per Hour $75.00</td>
</tr>
<tr>
<td>F-106</td>
<td>Lock-Outs / Entry into Premises</td>
<td>$50.00</td>
</tr>
<tr>
<td>F-107</td>
<td>Consultation Fees (Per Hour):</td>
<td></td>
</tr>
<tr>
<td></td>
<td>In Office Discussion with Insurance Fire Investigations, Adjusters, Attorneys, Etc…. Regarding Civil Litigation</td>
<td>$50.00</td>
</tr>
<tr>
<td></td>
<td>At Scene Discussion with Insurance Fire Investigations, Adjusters, Attorneys, Etc…. Regarding Civil Litigation</td>
<td>$75.00</td>
</tr>
<tr>
<td>F-108</td>
<td>Application for Alternate Design Method</td>
<td>Flat Fee $50.00</td>
</tr>
<tr>
<td>F-109</td>
<td>Spills/Leaks:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Minor Spills</td>
<td>$80.00/Hour</td>
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<tr>
<td></td>
<td>Other Spills</td>
<td>$160.00/Hour</td>
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<tr>
<td></td>
<td>Apparatus</td>
<td>As Needed COST</td>
</tr>
<tr>
<td></td>
<td>Supplies</td>
<td>COST</td>
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<tr>
<td></td>
<td>Processing of Detail</td>
<td>$75.00</td>
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<tr>
<td></td>
<td>Service Calls</td>
<td>Not defined by other category $100.00</td>
</tr>
<tr>
<td>F-110</td>
<td>Service Calls</td>
<td>$100.00</td>
</tr>
<tr>
<td></td>
<td>Firefighters Charge (Per Hour)</td>
<td>Minimum 2 Hours $80.00/Hour</td>
</tr>
<tr>
<td></td>
<td>Fire Engine Charge (Per Hour)</td>
<td>Minimum 2 Hours $100.00/Hour</td>
</tr>
<tr>
<td></td>
<td>Fire Ladder Truck Charge (Per Hour)</td>
<td>Minimum 2 Hours $160.00</td>
</tr>
<tr>
<td></td>
<td>Processing of Detail</td>
<td>$75.00</td>
</tr>
</tbody>
</table>
### F-111

**Unnecessary/Needless False Alarms:**

- *(No Charge for 1st Alarm in Calendar Year)*

- **2nd Unnecessary/Needless False Alarm in Calendar Year with**
  
  Increase Per Additional Occurrence in Calendar Year in Accordance with Unnecessary/Needless Fire Alarm Ordinance (SEE NEEDLESS ALARM INFORMATION BELOW)

- **Fire Investigation**
  - Copies (Per Page) $1.00
  - Photographs on Medium $50.00
  - Fee for Reviewing Files $25.00

### F-112

**Fire Protection System Registration:**

- Residential $0.00
- Commercial $0.00

**Firewatch**

- Two firefighters required Minimum 2 Hours $80.00/Hour
- Fire Engine Charge (Per Hour) Minimum 2 Hours $100.00/Hour
- Fire Ladder Truck (Per Hour) Minimum 2 Hours $160.00/Hour
- Other/Miscellaneous as determined Per Hour $50.00

### F-113

**Fire Department Personnel & Apparatus Standby Charges:**

- Firefighters Charge (Per Hour)
  - *(Minimum Two Firefighters (2) Required for All Standby Details—Per Hour)* Minimum 2 Hours $80.00
- Apparatus:
  - Fire Engine Charge (Per Hour) Minimum 2 Hours $100.00
  - Fire Ladder Truck Charge (Per Hour) Minimum 2 Hours $160.00
- Processing of Detail $75.00
<table>
<thead>
<tr>
<th></th>
<th>Per Hour</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Health &amp; Safety Inspection</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hazardous Materials Cleanup</td>
<td></td>
<td></td>
</tr>
<tr>
<td>(Minimum Two Firefighters (2) Required for All Standby Details — Per Hour)</td>
<td>Minimum 2 Hours</td>
<td>$80.00</td>
</tr>
<tr>
<td>Supplies</td>
<td></td>
<td></td>
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<td></td>
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<td></td>
</tr>
<tr>
<td>Apparatus (Per Hour)</td>
<td></td>
<td></td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Processing of Detail</td>
<td></td>
<td>$75.00</td>
</tr>
<tr>
<td>Failure to Request Cancellation in Writing No Less Than 24 Hours Prior to Start of Scheduled Inspection</td>
<td>Per Hour</td>
<td>$75.00</td>
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<tr>
<td></td>
<td></td>
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<tr>
<td>F-115A</td>
<td></td>
<td>$1.00</td>
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<tr>
<td>Copies per Page</td>
<td></td>
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<tr>
<td>F-115</td>
<td></td>
<td>$25.00</td>
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<tr>
<td>Re-Inspection Fee (Failure to Correct Violations Following 1st Re-Inspection)</td>
<td></td>
<td>$75.00</td>
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<tr>
<td>F-115B</td>
<td></td>
<td>$2.00</td>
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<tr>
<td>Copies of Photographs per Photo</td>
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<td></td>
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<td></td>
<td></td>
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<tr>
<td>F-116</td>
<td></td>
<td>$25.00</td>
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<tr>
<td>Fee for Reviewing Existing Files</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Late Payment of Inspection Permit Fee Prior to Sixty (60) Days (Applicable to Pre &amp; Post Collections Process)</td>
<td></td>
<td>$25.00</td>
</tr>
<tr>
<td>F-117</td>
<td></td>
<td>$80.00</td>
</tr>
<tr>
<td>Fire Watch (Minimum Two Firefighters (2) Required for All Standby Details — Per Hour)</td>
<td>Minimum 2 Hours</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Apparatus:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fire Engine Charge (Per Hour)</td>
<td></td>
<td>$100.00</td>
</tr>
<tr>
<td>Fire Ladder Truck Charge (Per Hour)</td>
<td></td>
<td>$160.00</td>
</tr>
<tr>
<td>Processing of Detail</td>
<td></td>
<td>$75.00</td>
</tr>
<tr>
<td>[Excludes Fireworks and Pyrotechnic Standbys]</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>After Hours Inspections/Tests</td>
<td>Normal Work Hours 8:00 AM to 4:30 PM (Per Hour)</td>
<td>$50.00</td>
</tr>
<tr>
<td>F-118</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chronic Violations</td>
<td></td>
<td></td>
</tr>
<tr>
<td>— 3rd Violation</td>
<td></td>
<td>$50.00</td>
</tr>
<tr>
<td>— 4th Violation</td>
<td></td>
<td>$75.00</td>
</tr>
<tr>
<td>— 5th Violation</td>
<td></td>
<td>$100.00</td>
</tr>
</tbody>
</table>
DEFINITIONS OF THE ABOVE TERMS

**Heavy Rescue:** Service rendered by Fire Department personnel requiring the use of special equipment or tools (including, but not limited to the "Jaws of Life, air-bags, etc.), to free persons entrapped, entangled, or confined in a wrecked vehicle, collapsed structure, excavation trench cave-in, any confined space, stalled elevator, or other similar major rescue effort, not mentioned above.

**Light Rescue:** Service rendered by Fire Department personnel using normal tools, equipment, and procedures to free persons confined in wrecked vehicles or other confined space. Such services shall also include, but not be limited to:

- Mitigation of hazards at an accident scene from spilled fluids using absorbent or neutralizing materials.
- Stabilization of wrecked vehicles.
- Treatment of injured victims prior to the arrival of EMS.
- Assisting EMS in preparation and removal of injured victims.
- Maintenance of scene security, traffic and crowd control prior to the arrival of police.

**Unnecessary Calls / False Alarms:** The City of Reading Department of Fire and Rescue Services shall charge for responding to calls resulting from the repeated activation of fire alarm systems due to causes other than fire or smoke. Such causes include, but are not limited to:

- Alarm activation for no apparent reason.
- Alarms resulting from failure to properly maintain or repair system.
- Failure to protect detection devices from dust, dirt, or fumes during construction, fumigation or similar situations.
- Failure to use proper exhaust or ventilation equipment to prevent activation of detection devices by cooking smoke, steam, fumes, etc.
- Intentional Activation of alarm when no emergency exists.

**Service calls:** A non-emergency call responded to by the Department of Fire and Rescue Services

**Chronic Violations:** Including but limited to a problem that continues to exist over an extended period of time without mitigation, failure to correct, failure to cease action.

**Alternate Method:** Acceptable Methods of Compliance (See Section 104.9 - 2009 IFC)
**Minor Spills:** 55 Gallons or less contained in a small area

**Other Spills:** More than 55 Gallons or a spill of 55 Gallons or less that exists in an extended area

**OTHER MATTERS INVOLVING FEE SCHEDULE**

**Appeals:** Unless otherwise provided by law, to appeal a bill for a service provided under the above fee schedule you must request a hearing thereof by submitting a written request therefore within three (3) business days of receipt of the original bill for the service. Said request must set forth the information on the bill and is to be addressed to the Fire Marshal for the City of Reading, Room 1-41 City Hall, 815 Washington Street, Reading, Pennsylvania 19601. The Fire Chief and / or Fire Prevention Lt. may address the appeal in the absence of the Fire Marshal.

**Collections:** All bills for services provided and billed under the above fee schedule and as set forth herein which are not paid in full within sixty (60) days of the original date of billing shall be turned over to a collections agency for receipt. This provision shall not apply to situations where arrangements have been made and confirmed in writing prior to the expiration of the aforesaid sixty (60) days for payments to be made on such debt.

**Restitution:** In addition to the fees set forth above, the City of Reading Department of Fire and Rescue Services reserves the right to charge and issue bills to recover costs and fees beyond that set forth herein when required to mitigate, abate, render safe or respond to any situation, emergency or non-emergency, which is result of clear negligence or failure to comply with and follow code requirements and verbal instructions of the Department of Fire and Rescue Services.

**UNNECESSARY/NEEDLESS FIRE ALARM RESPONSES**

The City of Reading adopted Ordinance 40-2010 amending the City of Reading codified ordinances Chapter 5 Code Enforcement, Part 3 International Fire Code, Section 5-308 fees, Part F111, by increasing the false alarm fees, as required by the Act 47 Recovery Plan (FD06) adopted June 11, 2010. Per the Ordinance including in this adoption was a fee change with the unnecessary calls/false alarms. (See fee schedule)

**UNNECESSARY CALLS/FALSE ALARMS:** Those calls resulting from the repeated activation of fire alarm systems due to causes other than fire or smoke. Fee shall be charged for each incident, commencing with the second occurrence during any calendar year. Such causes include, but are not limited to:

**Needless Alarms/False Alarms:** The City of Reading Department of Fire and Rescue Services shall charge for responding to calls resulting from the repeated activation of fire alarm systems due to causes other than smoke or fire. Such causes shall include, but are not limited to the following:
- Alarm activation for no apparent reason.
- Alarms resulting from failure to properly maintain or repair a fire alarm system.
- Failure to protect detection devices from dust, dirt, and/or fumes during as a result of construction, fumigation or similar situations.
- Failure to use proper exhaust or ventilation equipment to prevent activation of detection devices by cooking smoke, steam, fumes, etc.
- Intentional activation of alarm when no emergency exists.

UNNECESSARY CALLS/FALSE ALARM FEE SCHEDULE:

<table>
<thead>
<tr>
<th>ALARM IN CALENDAR YEAR</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>FREE (no charge)</td>
</tr>
<tr>
<td>2</td>
<td>$50.00 - $60.00</td>
</tr>
<tr>
<td>3</td>
<td>$50.00 - $60.00</td>
</tr>
<tr>
<td>4</td>
<td>$100.00 - $110.00</td>
</tr>
<tr>
<td>5</td>
<td>$100.00 - $110.00</td>
</tr>
<tr>
<td>6</td>
<td>$150.00 - $160.00</td>
</tr>
<tr>
<td>7</td>
<td>$150.00 - $160.00</td>
</tr>
<tr>
<td>8</td>
<td>$150.00 - $160.00</td>
</tr>
<tr>
<td>9</td>
<td>$150.00 - $160.00</td>
</tr>
<tr>
<td>10</td>
<td>$250.00 - $260.00</td>
</tr>
<tr>
<td>11</td>
<td>$250.00 - $260.00</td>
</tr>
<tr>
<td>12</td>
<td>$250.00 - $260.00</td>
</tr>
<tr>
<td>13</td>
<td>$500.00 - $510.00</td>
</tr>
</tbody>
</table>

For each alarm 14 and greater (over 13) in a calendar year $500.00 $510.00 Per Alarm

OTHER MATTERS INVOLVING FEE SCHEDULE WITH THE CITY OF READING THROUGH ORDINANCE BILL

Appeals: Unless otherwise provided by law, to appeal a bill for a service provided under the above fee schedule you must request a hearing thereof by submitting a written request therefore within three (3) business days of receipt of the original bill for the service. Said request must set forth the information on the bill and shall be addressed to:

Department of Fire & Rescue Services
C/o Fire Marshal, Suite 1-41
The Fire Chief and/or Fire Prevention Lt. may address the appeal in the absence of the Fire Marshal.

**Collections:** All bills for services provided and billed under the above fee schedule and as set forth herein which are not paid in full within sixty (60) days of the original date of billing shall be turned over to a collection agency for receipt. This provision shall not apply to situations where arrangements have been made and confirmed in writing prior to the expiration of the aforesaid sixty (60) days for payments to be made on such debt.

**Restitution:** In addition to the fees set forth above, the City of Reading Department of Fire and Rescue services reserves the right to charge and issue bills to recover costs and fees beyond that set forth herein when required to mitigate, abate, render safe or respond to any situation, emergency or non-emergency, which is result of clear negligence or failure to comply with and follow code requirements and verbal instructions of the Department of Fire and Rescue Services.

---

**FIRE CODE INSPECTION FEES**

Annual Fee for Fire Code Inspection of Use/Occupancy:

<table>
<thead>
<tr>
<th>SECTION</th>
<th>DESCRIPTION OF PERMIT/INSPECTION</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>PI-101</td>
<td>Assembly Occupancies</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A - Occupant Levels Exceeding 1,000</td>
<td>$150.00</td>
</tr>
<tr>
<td></td>
<td>Unless Building is 30,000 Sq Ft or Greater</td>
<td>$250.00</td>
</tr>
<tr>
<td></td>
<td>Class B - Occupant Levels 301 - 1,000</td>
<td>$125.00</td>
</tr>
<tr>
<td></td>
<td>Class C - Occupant Levels 50 – 300</td>
<td>$100.00</td>
</tr>
<tr>
<td>PI-102</td>
<td>Apartment Buildings</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A - Exceeding 26 Units Per Building</td>
<td>$320.00</td>
</tr>
<tr>
<td></td>
<td>Class B - 11 to 25 Units Per Building</td>
<td>$175.00</td>
</tr>
<tr>
<td></td>
<td>Class C - 5 to 10 Units Per Building</td>
<td>$100.00</td>
</tr>
<tr>
<td>PI-103</td>
<td>Business - Office/College Per Building</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A - Exceeding 30,000 Sq Ft Per Building</td>
<td>$250.00</td>
</tr>
<tr>
<td></td>
<td>Class B - 10,001 to 30,000 Sq Ft Per Building</td>
<td>$150.00</td>
</tr>
<tr>
<td></td>
<td>Class C - Less Than 10,000 Sq Ft Per Building</td>
<td>$100.00</td>
</tr>
<tr>
<td>PI</td>
<td>Description</td>
<td>Class A</td>
</tr>
<tr>
<td>-----</td>
<td>-----------------------------------------------------------------------------</td>
<td>---------</td>
</tr>
<tr>
<td>PI-104</td>
<td>Day Care Facilities Per Building</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A Daycare Center (13 or more persons receiving care)</td>
<td>$150.00</td>
</tr>
<tr>
<td></td>
<td>Class B Group Daycare (6 - 12 persons receiving care)</td>
<td>$100.00</td>
</tr>
<tr>
<td></td>
<td>Class C Home Daycare (1 - 5 persons receiving care)</td>
<td>$65.00</td>
</tr>
<tr>
<td>PI-105</td>
<td>Educational</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Unless 30,000 Sq Ft or Greater</td>
<td>$100.00</td>
</tr>
<tr>
<td>PI-106</td>
<td>Industrial/Factory Per Building</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A - Exceeding 30,000 Sq Ft Per Building</td>
<td>$250.00</td>
</tr>
<tr>
<td></td>
<td>Class B - 10,001 to 30,000 Sq Ft Per Building</td>
<td>$150.00</td>
</tr>
<tr>
<td></td>
<td>Class C - Less Than 10,000 Sq Ft Per Building</td>
<td>$100.00</td>
</tr>
<tr>
<td>PI-107</td>
<td>Health Care Facilities - 24 Hour Basis Per Building</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A - Occupant Levels Exceeding 401 Per Building</td>
<td>$250.00</td>
</tr>
<tr>
<td></td>
<td>Class B - Occupant Levels 201- 400 Per Building</td>
<td>$210.00</td>
</tr>
<tr>
<td></td>
<td>Class C - Occupant Levels Less Than 200 Per Building</td>
<td>$210.00</td>
</tr>
<tr>
<td>PI-108</td>
<td>Hotels/Motels</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A - Exceeding 51 Rooms Per Building</td>
<td>$320.00</td>
</tr>
<tr>
<td></td>
<td>Class B - 26 - 50 Rooms Per Building</td>
<td>$175.00</td>
</tr>
<tr>
<td></td>
<td>Class C - 5 to 10 Rooms Per Building</td>
<td>$135.00</td>
</tr>
<tr>
<td>PI-109</td>
<td>Lodging/Rooming House</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A - Exceeding 26 Units Per Building</td>
<td>$250.00</td>
</tr>
<tr>
<td></td>
<td>Class B - 11 to 25 Units Per Building</td>
<td>$150.00</td>
</tr>
<tr>
<td></td>
<td>Class C - 5 to 10 Units Per Building</td>
<td>$100.00</td>
</tr>
<tr>
<td>PI-110</td>
<td>Mercantile</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A - Exceeding 30,000 Sq Ft or 3 Floors Per Building</td>
<td>$250.00</td>
</tr>
<tr>
<td></td>
<td>Class B - 5,000 to 30,000 Sq Ft Per Building</td>
<td>$150.00</td>
</tr>
<tr>
<td></td>
<td>Class C - Less Than 5,000 Sq Ft Per Building</td>
<td>$100.00</td>
</tr>
<tr>
<td>PI-111</td>
<td>Storage, Warehouse, Parking Garage, Freight Terminal</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Class A - Exceeding 30,000 Sq Ft Per Building</td>
<td>$250.00</td>
</tr>
<tr>
<td></td>
<td>Class B - 10,001 to 30,000 Sq Ft Per Building</td>
<td>$150.00</td>
</tr>
<tr>
<td></td>
<td>Class C - Less Than 10,000 Sq Ft Per Building</td>
<td>$100.00</td>
</tr>
<tr>
<td>PI-112</td>
<td>Other/Miscellaneous as Determined (Per Hour)</td>
<td>Minimum</td>
</tr>
<tr>
<td>PI-113</td>
<td>Pre-Sales Inspection (Per Hour)</td>
<td>Minimum</td>
</tr>
<tr>
<td>Code</td>
<td>Description</td>
<td>Fee</td>
</tr>
<tr>
<td>--------</td>
<td>-----------------------------------------------------------------------------</td>
<td>-------</td>
</tr>
<tr>
<td>PI-114</td>
<td>Failure to Request Cancellation of Inspection in Writing within 24 Hours of Scheduled Start Time of Inspection</td>
<td>$50.00</td>
</tr>
<tr>
<td>PI-115</td>
<td>Re-inspection Fee (Failure to correct violations noted after 1st re-inspection and subsequent inspections)</td>
<td>$50.00</td>
</tr>
<tr>
<td>PI-116</td>
<td>Late Payment of Inspection Permit Fee Prior to Sixty (60) Days (Applicable to Pre &amp; Post Collections Process)</td>
<td>$25.00</td>
</tr>
<tr>
<td>PI-117</td>
<td>After Hours Inspections/Tests (Per Hour)</td>
<td>Minimum 2 Hours $40.00</td>
</tr>
<tr>
<td>PI-118</td>
<td>Chronic Violations (In addition to each respective legal action initiated):</td>
<td></td>
</tr>
<tr>
<td></td>
<td>3rd Violation</td>
<td>$50.00</td>
</tr>
<tr>
<td></td>
<td>4th Violation</td>
<td>$75.00</td>
</tr>
<tr>
<td></td>
<td>5th Violation</td>
<td>$100.00</td>
</tr>
<tr>
<td></td>
<td>Increase Per Additional Occurrences in Calendar Year For Ex. 6th Call $125.00 7th Call $150.00 8th Call $175.00, etc....)</td>
<td></td>
</tr>
</tbody>
</table>

**DEFINITIONS OF ABOVE TERMS (If not defined see IFC 2009 Edition)**

**Assembly Occupancies:** Buildings in which people gather for such purposes as civic, social, religious functions, entertainment, dining, amusements or awaiting transportation

**Educational:** Schools, academics, kindergarten and nursery

**Health Care Facilities:** Hospitals, nursing homes, medical institutions

**Lodging/Rooming House:** Guest House, Bed & Breakfast, and Foster Homes

**Pre-Sales Inspection:** Inspection includes written verification of all fire protection systems

**Re-inspection fee:** For each inspection that is required as a result of the need to reschedule a scheduled inspection for one or more of the following reasons:

- Work not constructed/completed in accordance with applicable Code(s)/Standard(s)/Approved Construction Document(s)
- Work incomplete at time of requested inspection
- Access to work requiring inspection not provided
- Failure to correct noted violations upon 2nd and future re-inspection(s)

**After hour’s inspections/tests:** Inspections performed and tests witnessed after normal working hours.
**Chronic Violation**: Including but limited to a problem that continues to exist over an extended period of time without mitigation, failure to correct, failure to cease action.

**OPERATIONAL PERMITS FEES**

Permits required to perform the operations set forth herein as defined in the International Fire Code/City of Reading Fire Prevention Code (2009 Edition):

<table>
<thead>
<tr>
<th>SECTION</th>
<th>OPERATION</th>
<th>FEE</th>
</tr>
</thead>
<tbody>
<tr>
<td>105.6.1</td>
<td>Aerosol Products</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.2</td>
<td>Amusement Buildings</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.3</td>
<td>Aviation Facilities</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.4</td>
<td>Carnivals and Fairs</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.5</td>
<td>Cellulose Nitrate Film</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.6</td>
<td>Combustible Dust-Producing Operations</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.7</td>
<td>Combustible Fibers</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.8</td>
<td>Compressed Gases</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.9</td>
<td>Covered Mall Buildings</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.10</td>
<td>Cryogenic Fluids</td>
<td>$150.00</td>
</tr>
<tr>
<td>Code</td>
<td>Description</td>
<td>Cost</td>
</tr>
<tr>
<td>-------</td>
<td>-------------------------------------------------------</td>
<td>-------</td>
</tr>
<tr>
<td>105.6.11</td>
<td>Cutting and Welding</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.12</td>
<td>Dry Cleaning Plans</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.13</td>
<td>Exhibits and Trade Shows</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.14</td>
<td>Explosives</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.15</td>
<td>Fire Hydrants and Valves</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.16</td>
<td>Flammable Combustible Liquids</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.17</td>
<td>Floor Finishing</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.18</td>
<td>Fruit and Crop Ripening</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.19</td>
<td>Fumigation and Thermal Insecticidal Fogging</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.20</td>
<td>Hazardous Materials</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.21</td>
<td>HPM Facilities</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.22</td>
<td>High Piled Storage</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.23</td>
<td>Hot Work Operations</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.24</td>
<td>Industrial Ovens</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.25</td>
<td>Lumber Yards and Woodworking Plans</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.26</td>
<td>Liquid or Gas Fueled Vehicles or Equipment in Assembly Buildings</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.27</td>
<td>LP-Gas</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.28</td>
<td>Magnesium</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.29</td>
<td>Miscellaneous Combustible Storage</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.30</td>
<td>Open Burning</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.31</td>
<td>Open Flames and Torches</td>
<td>$150.00</td>
</tr>
<tr>
<td>Code</td>
<td>Description</td>
<td>Fee</td>
</tr>
<tr>
<td>--------</td>
<td>-------------------------------------------------------</td>
<td>-----------</td>
</tr>
<tr>
<td>105.6.32</td>
<td>Open Flames and Candles</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.33</td>
<td>Organic Coatings</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.34</td>
<td>Places of Assembly</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.35</td>
<td>Private Fire Hydrants</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.36</td>
<td>Pyrotechnic Special Effects</td>
<td>$300.00</td>
</tr>
<tr>
<td>105.6.37</td>
<td>Pyroxylin Plastics</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.38</td>
<td>Refrigeration Equipment</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.39</td>
<td>Repair Garages and Motor Fuel-Dispensing Facilities</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.40</td>
<td>Rooftop Heliports</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.41</td>
<td>Spaying and Dipping</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.42</td>
<td>Storage of Scrap Tires and Tire Byproducts</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.43</td>
<td>Temporary Membrane Structures, Tents and Canopies</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.44</td>
<td>Tire Rebuilding Plants</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.45</td>
<td>Waste Handling</td>
<td>$150.00</td>
</tr>
<tr>
<td>105.6.46</td>
<td>Wood Products</td>
<td>$150.00</td>
</tr>
<tr>
<td>ADD</td>
<td>105.6.47 Fireworks</td>
<td>$300.00</td>
</tr>
<tr>
<td>ADD</td>
<td>105.6.48 Storage of Pesticides and Herbicides</td>
<td>$150.00</td>
</tr>
<tr>
<td>ADD</td>
<td>105.6.49 Tar Kettles</td>
<td>$150.00</td>
</tr>
</tbody>
</table>

**OTHER MATTERS INVOLVING PERMITS / INSPECTION FEES**
**Appeals:** Unless otherwise provided by law, to appeal a bill for a service provided under the above fee schedule you must request a hearing thereof by submitting a written request therefore within three (3) business days of receipt of the original bill for the service. Said request must set forth the information on the bill and is to be addressed to the Fire Marshal for the City of Reading, Room 1-41 City Hall, 815 Washington Street, Reading, Pennsylvania 19601. The Fire Chief and / or Fire Prevention Lt. may address the appeal in the absence of the Fire Marshal.

**Collections:** All bills for services provided and billed under the above fee schedule and as set forth herein which are not paid in full within sixty (60) days of the original date of billing shall be turned over to a collections agency for receipt. This provision shall not apply to situations where arrangements have been made and confirmed in writing prior to the expiration of the aforesaid sixty (60) days for payments to be made on such debt.

**Penalties:** Commencement of use or occupancy of a premise and any system installation which require an inspection and permit prior thereto will result in preclusion of use or occupancy of such premise or building until an inspection has been performed and a permit issued. Additionally, such use or occupancy may subject the violator to prosecution as authorized by law and/or doubling of the permit fee.

**Refunds:** The City of Reading will not issue refunds for fees / monies paid following submission for review of a construction permit or plan review whether or not the plan or project is built / completed.

To acquire an operational permit an applicant must submit, in addition to the appropriate fee, the documentation and information for such a permit per the regulations established by the Fire Marshal for the Department of Fire and Rescue Services. A permit will not be issued nor a plan therefore reviewed until compliance with the established regulations occurs and the appropriate fee received.

**Penalties:** Performance of the aforesaid operation without a permit or operation performed in excess of a permit will result in a charge of 100% of usual permit fee in addition to normal fee (or doubling of the cost of the permit fee.) Additionally, such performance of operation may subject the violator to prosecution as authorized by law.

**Refunds:** The City of Reading will not issue refunds for fees / monies paid following submission for review of the requirements for an operational permit or plan review whether or not the plan or project is built / completed.

**Restitution:** In addition to the fees set forth above, the City of Reading Department of Fire and Rescue Services reserves the right to charge and issue bills to recover costs and fees beyond that set forth herein when required to mitigate, abate, render safe or respond to any situation, emergency or non-emergency, which is result of clear negligence or failure to comply with and follow code requirements and verbal instructions of the Department of Fire and Rescue Services.
CERTIFICATE OF FITNESS

No person shall engage in the following activities without a Certificate of Fitness issued by the Fire Official (City of Reading, PA – Department of Fire & Rescue Services – Office of the Fire Marshal).

A Certificate of Fitness shall be obtained by all applicants/vendors (companies or person(s)) for the purposes of conducting any operation or performing an act for which a Certificate of Fitness is required as set forth below:

Application:

Applicant shall meet the standards and regulations established by the Fire Marshal, including possession of a Certificate of Insurance covering the work requested, Workmen’s Compensation for employees as required by Federal, State or local mandated regulations, laws, and statutes. Additionally, an exhibition of appropriate levels of education, training, certification, and experience shall be submitted to the Fire Marshal for review and Certificate of Fitness issuance prior to any work commencing. The applicant and all employees engaging in the specified work shall have a strong familiarity and understanding of fire protection systems/fire code application for which a Certificate of Fitness is requested. An application on a form prescribed by the Fire Marshal and a fee ($125.00 per system applied for) as established by Resolution of City Council of the City of Reading per system, shall be submitted to the Department of Fire and Rescue Services – Fire Marshal’s Office for review and approval for each system described herein for which an applicant seeks to obtain a Certificate of Fitness.

Certificates of Fitness shall be valid for one year, January 1 through December 31 of each calendar year. Certificate holders must reapply each calendar year, and provide the fee as established by City Council per system for which they seek approval and listing. Performance of work on a system described below in the City of Reading, PA without a Certificate of Fitness, shall cause the violator to be precluded from applying for a
Certificate of Fitness for a period of one (1) calendar year, and subject the violator to fines, double fee costs, citations, and additional costs as provided for herein.

Additional Categories:

The Fire Official may require a certificate of fitness for certain processes which pose an unusual risk to the public safety or in cases or as part of the code modification process.

CERTIFICATE OF FITNESS:

<table>
<thead>
<tr>
<th>CERTIFICATE OF FITNESS FEE: $125.00 PER SYSTEM PER CALENDAR YEAR</th>
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FIRE PROTECTION SYSTEMS - CONSTRUCTION PERMITS AND PLANS EXAMINATION REVIEW FEE

Permits shall be required from the City of Reading, PA - Department of Fire and Rescue Services for and prior to construction, installation, etc for the following work as defined in the IFC 2009 Edition as adopted by the City of Reading:

105.7.1 – Automatic Fire-Extinguishing Systems
105.7.1.1 – Automatic Sprinkler Systems
105.7.2 – Battery Systems
105.7.3 – Compressed Gases
105.7.4 – Fire Alarm and Detection Systems and Related Equipment
105.7.5 – Fire Pumps and Related Equipment
105.7.6 – Flammable and Combustible Liquids
105.7.7 – Hazardous Materials
105.7.8 – Industrial Ovens
105.7.9 – LP-Gas
105.7.10 – Private Fire Hydrants
105.7.11 – Spraying or Dipping
105.7.12 – Standpipe Systems
105.7.13 – Temporary Membrane Structures, Tents and Canopies
105.7.14 – Hood and Duct Systems

The cost of a permit shall include plan review and inspection, issuance of the permit as well as contact during plan review. The fee for a plan review and issuance of a permit for construction as described herein shall be the greater of:

**ONE AND ONE-HALF PERCENT (1.5%) OF FINAL JOB COSTS**

**OR $50.00 $75.00 (Minimum)**

To acquire a construction permit a person / developer must submit an application on the form prescribed by the Department of Fire and Rescue Services and comply with the requirements set forth on the application and packet in which it is encompassed including but not limited to submission of all necessary plans, documents, etc. A plan will not be reviewed nor a permit issued without a completed application and receipt of all requisite documentation and fee.
**As Built:** Should it be determined that the job costs greatly differentiate from the as built costs to save monies on the fee for the permit and plan review at the discretion of the Fire Marshal the City of Reading Department of Fire and Rescue Services reserves the right to undertake any and all appropriate and applicable methods including but not limited to commencement of legal action to obtain the difference of the fee submitted for a permit and estimated job costs and the as built costs.

**Consultation Fee:** In addition to the fee for a permit as set forth herein, a fee of $50.00 per hour shall be charged for consultation either in person or via telephone with the Fire Marshal or his/her designee for consultation prior to submission of plans for review and subsequent to approval of plans and issuance of permit beyond one (1) hour total time.

**Penalties:** Commencement of a systems construction project prior to plan review or working without a permit or work performed in excess of a permit shall result in a fee in the amount of 100% of the usual the permit fee being accessed in addition to the usual fee (the fee will **Doubled**).

**Refunds:** The City of Reading Department of Fire and Rescue Services will not issue refunds for fees / monies paid for review of a plan for a systems construction permit following payment of the fee and submission of a plan regardless if the system is built.

**Revised Plans:** Should a person / developer elect not to proceed with construction of a project following submission and review of plan and / or receipt of approval / permit therefore but rather redesign the plan on their own, they shall be required to recommence the process of obtaining a permit and review including but not limited to payment of the fee in full.

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**PLANS EXAMINATION FEE FOR ARCHITECTURAL CONSTRUCTION REVIEW**

Review of Architectural Plans to ensure compliance with all applicable laws, regulations, statutes and ordinance enforced and oversaw by the Department of Fire and Rescue Services for the City of Reading per the International Fire Code (2009 Edition) as adopted by the City:

**105.7.14 105.7.16**– Architectural Construction Plan Review:

The cost of a permit shall include plan review and inspection, issuance of the permit as well as consultation during plan review. The fee for a plan review and issuance of a permit for construction shall be based on the value of the project as described herein:

<table>
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<th>Value of the Project</th>
<th>Fee</th>
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<td>$250.00</td>
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<tr>
<td>$500,001 - $1,000,000</td>
<td>$500.00</td>
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Fees for review of projects valued in excess of $1,000,000 shall be $250.00 for each additional $500,000 or part thereof of the value of the project.

To acquire a construction permit a person / developer must submit an application on the form prescribed by the Department of Fire and Rescue Services and comply with the requirements set forth on the application and packet in which it is encompassed including but not limited to submission of all necessary plans, documents, etc. A plan will not be reviewed nor a permit issued without a completed application and receipt of all requisite documentation and fee.

As Built: Should it be determined that the job costs greatly differentiate from the as built costs to save monies on the fee for the permit and plan review at the discretion of the Fire Marshal the City of Reading Department of Fire and Rescue Services reserves the right to undertake any and all appropriate and applicable methods including but not limited to commencement of legal action to obtain the difference of the fee submitted for a permit and estimated job costs and the as built costs.

Consultation Fee: In addition to the fee for a permit as set forth herein, a fee of $50.00 per hour shall be charged for consultation either in person or via telephone with the Fire Marshal or his/her designee for consultation prior to submission of plans for review and subsequent to approval of plans and issuance of permit beyond one (1) hour total time.

Penalties: A fee in the amount of 100% of the usual the permit fee will be accessed in addition to the usual fee (the fee will **DOUBLED**) for PERFORMANCE OF WORK OR CONSTRUCTION without permit fee, or in excess of a permit.

Refunds: The City of Reading Department of Fire and Rescue Services will not issue refunds for fees/ monies paid for review of a plan for an architectural review permit following payment of the fee and submission of a plan regardless if the system is built.

Revised Plans: Should a person / developer elect not to proceed with construction of a project following submission and review of plan and / or receipt of approval / permit therefore but rather redesign the plan on their own, they shall be required to recommence the process of obtaining a permit and review including but not limited to payment of the fee in full.

MEMBERSHIP AND NONEMERGENCY TRANSPORTATION FEES:

**CITY OF READING ANNUAL EMS MEMBERSHIP PLAN**

1. City of Reading annual membership plan:
   - (a) Single person: $45.
   - (b) Family plan: $70.

2. Wheelchair van services:
   - (a) Nonmember, one way trip: $60 plus $4 per loaded mile.
   - (b) Nonmember, round trip: $80 plus $4 per loaded mile.
   - (c) Member, one way trip: $50 plus $2 per loaded mile.
(d) Member, round trip: $70 plus $2 per loaded mile.
AMENDING THE CITY OF READING CODE OF ORDINANCES CHAPTER 396
PARKS AND RECREATION, PART 5 MEMORIAL STRUCTURES ON PUBLIC
PROPERTY BY PROHIBITING ALL ACTIVITIES THAT COULD CAUSE
PHYSICAL DAMAGE TO ANY MEMORIAL.

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. The City of Reading Code of Ordinances Chapter 396 Parks and Recreation,
Part 5 Memorial Structures on Public Property prohibiting all activities that could cause
physical damage to any memorial, as attached.

SECTION 2. All relevant ordinances, regulations and policies of the City of Reading,
Pennsylvania not amended per the attached shall remain in full force and effect.

SECTION 3. If any section, subsection, sentence or clause of this ordinance is held for any
reason to be invalid such decision shall not affect the validity of the remaining portions of the
Ordinance.

SECTION 4. This Ordinance shall be effective ten (10) days after adoption pursuant to City of
Reading Home Rule Charter Article II Section 219.

Enacted__________________, 2017

____________________________________
Council President

Attest:

____________________________________
City Clerk
[Adopted 11-12-2013 by Ord. No. 55-20113]

§ 396-501. Evaluation of proposed monuments, statuary, markers and plaques.

A. Any organization or entity wishing to place upon public property any artwork, artwork installation, monument, statue, marker or plaque (the memorial structure) for the purpose of memorializing an individual, group, or event, shall submit such proposal to the Director of Public Works.

B. A Memorial Review Committee (the MRC) shall have the responsibility of reviewing each such proposal. The Committee shall be composed of the Historic Preservation Specialist, a City Planner, the Public Works Operations Division Manager, the City Clerk and the Director of the Berks County Office of Veterans Affairs. The Director of Public Works shall appoint a MRC Chairperson from the membership.

C. The MRC shall provide a written evaluation of each proposal based on the following factors: the suitability of the proposed location of the memorial structure; the appropriateness of the design thereof; the appropriateness and anticipated longevity of the proposed material comprising the memorial; the proposers' plan and ability for long-term maintenance and upkeep of the memorial; and provisions for insuring the memorial against damage, vandalism and disrepair. In addition, if the proposed location of a memorial structure has been subject to a master- or comprehensive-planning initiative, the proposed memorial should be in comport with any such valid plan. The MRC shall provide this written evaluation to City Council with a recommendation.

D. At its discretion, the MRC may request the approval for or advice of a proposed memorial structure from the Planning Commission.

E. Any proposed memorial structure located within or immediately adjacent to a designated historic or conservation district shall be subject to the advance approval of the Historic Architectural Review Board.

F. Approval of the placement or relocation of any memorial structure shall require the approval of City Council.

§ 396-502. Maintenance of existing memorial structures.

A. It shall be the policy of the City of Reading that the maintenance and upkeep of any memorial structure shall be the responsibility of the entity placing such approved structure on public property. A plan for the perpetual care thereof shall be specified in a memorandum of understanding to which the Director of Public Works shall be a party.

B. In the event a memorial structure falls into disrepair and is not promptly repaired, at the sole discretion of the Director of Public Works, the City may remove such structure and dispose of it.
C. The MRC shall have purview over existing memorial structures and may promulgate policies and programs that encourage their perpetual care, upkeep and repair with little or no public expense.

D. Vandalism to any memorial structure or the grounds that the structure sits on shall be enforced by the PA Crimes Code 18 Pa. C.S. §3304 Criminal Mischief, §3307 Institutional Vandalism and §5509 Desecration, Theft or Sale of Venerated Objects.

E. The following shall be prohibited:
   - The use of any scooter, skateboard, rollerskates, pedalcycle, or any other human powered or motor powered vehicle or conveyance on any memorial structure or on the grounds where any memorial structure sits located on public property, or using any object or substance that could cause damage to any memorial structure or the grounds where the structure sits located on public property. An offense under this section is a summary offense punishable by a fine not to exceed $500.

§ 396-503. Moratorium.
The Council of the City of Reading places a moratorium on the placement of any additional memorial structure on public lands. The moratorium shall commence on December 1, 2013, and shall continue until such date when the Council may choose to rescind this section.
AN ORDINANCE

AUTHORIZING THE PAYMENT OF KANSAS STATE BANK LOANS

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Authorizing the payment of Kansas State Bank loans in the following amounts:

$141,323.80
$29,677.34

SECTION 2. This Ordinance shall be effective ten (10) days after adoption pursuant to City of Reading Home Rule Charter Article II Section 219.

Enacted__________________, 2017

______________________________
Council President

Attest:

____________________________________
City Clerk
TO: City Council
FROM: Adrian Koerner, Chief Building Code Official
PREPARED BY: Debra Overley, Secretary Building and Trades
MEETING DATE: January 30, 2017
AGENDA MEMO DATE: January 16, 2017
RECOMMENDED ACTION: To approve a transfer of $21,376.00 from the Demolition Account 01-10-38-3204 into Contracted Services Account 01-10-38-4216

RECOMMENDATION:
The Building and Trades Department is asking Council to approve this transfer of $21,376.00 to Contracted Services to allocate funds relating to Demolition Purposes.

BACKGROUND:
The Demolition Account was set up as a Revenue Account vs an Expense Account, therefore, weren’t able to pay expenses from it.

BUDGETARY IMPACT: None

PREVIOUS ACTION: None

SUBSEQUENT ACTION: None

RECOMMENDED BY: Adrian Koerner, Chief Building Code Official

RECOMMENDED MOTION:
Approve a transfer of $21,376.00 from the Demolition Fund Line item 01-10-38-3204 into Contracted Services Line Item 01-10-38-4216.
BILL NO. ____2017

AN ORDINANCE

AUTHORIZING AN BUDGET AMENDMENT IN THE AMOUNT OF $21,376.00 FOR BUDGET YEAR 2017

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

Section One: Council hereby authorizes the amendment of the 2017 Budget as follows:

From 01-10-38-3204 Demolition Account $21,376.00 to 01-10-38-4216 Contracted Services $21,376.00

Section Two: This Ordinance shall become effective ten (10) days after its adoption in accordance with 219 and 221 of the Home Rule Charter of the City of Reading.

ENACTED _______________, 2016

________________________________
President of Council

ATTEST:

________________________________
City Clerk

Submitted to Mayor by: _________________
Date Submitted: _________________
Received in Mayor’s Office by: _________________
Date Received: _________________
Approved by Mayor: _________________
Date Approved: _________________
Vetoed by Mayor: _________________
Date Vetoed: _________________
TO: CITY COUNCIL
FROM: ALEX PALACIOS, COMMUNITY DEVELOPMENT DEPARTMENT DIRECTOR
MEETING DATE: NOVEMBER 28, 2016
AGENDA MEMO DATE: NOVEMBER 10, 2016
REQUESTED ACTION: TO RESCIND THE AWARD OF THE CITY’S MICRO-LOAN PROGRAM TO THE COMMUNITY FIRST FUND

BACKGROUND: On May 23, 2016 City Council passed a resolution authorizing the transfer of the Commonwealth of Pennsylvania’s funded Micro-Loan Program to the Community First Fund. The administration has decided to rescind the offer. The loan program will be directly administered by the City.

BUDGETARY IMPACT: None.

PREVIOUS ACTION: None.

SUBSEQUENT ACTION: None.

RECOMMENDED BY: The Managing Director and the Mayor.

RECOMMENDED MOTION: To approve/deny a Council Resolution authorizing the Mayor to rescind the offer to transfer the City’s former Micro-Loan Program to the Community First Fund.

Attachment

Cc: Mayor Scott
Glenn Steckman
Charles Younger
RESOLUTION NO. ____________2016

RESOLUTION OF THE COUNCIL OF THE CITY OF READING AUTHORIZING THE MAYOR TO RESCIND THE OFFER OF ENTERING INTO AN AGREEMENT TO TRANSFER THE CITY’S MICRO-LOAN PROGRAM TO THE COMMUNITY FIRST FUND

WHEREAS, in the past the City of Reading received Commonwealth of Pennsylvania funding and created an Enterprise Zone Revolving Loan Program known as EZFRED;

WHEREAS, the City of Reading utilizing the loan repayment funds created a Micro-Loan Program which was previously administered by a consultant that is no longer under contract with the City of Reading;

WHEREAS, on May 23, 2016 City Council passed a resolution authorizing the transfer of the Micro-Loan Program to the Community First Fund;

WHEREAS, the Mayor has decided to rescind the offer to transfer the loan program to the Community First Fund;

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF READING THAT:

The Mayor, on behalf of the City of Reading, is authorized and directed to rescind the offer to transfer the Micro-Loan Program to the Community First Fund. The loan program will be directly administered by the City.

ADOPTEO BY COUNCIL ________________________, 2016

______________________________
PRESIDENT OF COUNCIL

ATTEST:

______________________________
CITY CLERK
TO: City Council
FROM: Chief Andres Dominguez, Jr.
PREPARED BY: Chief Andres Dominguez, Jr.
MEETING DATE: January 23, 2017
AGENDA MEMO DATE: January 23, 2017
REQUESTED ACTION: Authorize 14 part-time telecommunication staff versus the previously authorized 8 part-time telecommunication staff.

RECOMMENDATION
The Managing Director and Police Chief recommend the increase from 8 to 14 authorized part-time telecommunication staff members.

BACKGROUND
Currently, the city has authorized 8 active part-time telecommunication staff members. In order to maintain an effective telecommunication unit, the authorization to increase to 14 part-time telecommunication staff members is necessary.

BUDGETARY IMPACT
The authorization of 14 active part-time telecommunication staff members will not impact the budget.

PREVIOUS ACTIONS
None

SUBSEQUENT ACTION
Council to take action to approve a resolution for the authorization of 14 active part-time telecommunication staff members.

RECOMMENDED BY
The Managing Director and Police Chief recommend approval.

RECOMMENDED MOTION
Approve/deny the resolution authorizing Council to take action to approve a resolution for the authorization of 14 active part-time telecommunication staff members effective January 23, 2017.
AN ORDINANCE

AMENDING THE BILL NO. 52-2016 - THE 2017 POSITION ORDINANCE - TO AUTHORIZE 14 PART-TIME TELECOMMUNICATION STAFF AND INCREASE FROM PREVIOUSLY AUTHORIZED 8 PART-TIME TELECOMMUNICATION STAFF.

The Council of the City of Reading hereby ordains as follows:

Section One: The 2017 Position Ordinance is hereby amended by changing the ordinance to authorize 14 part-time telecommunication staff versus the presently authorized 8 part-time telecommunication staff.

Section Two: Persons hired into the aforementioned positions will be paid from the General Fund Temporary Wages budget line item as previously approved by City Council (01-08-29-4016). There is no expected budget impact.

Section Three: This Ordinance shall be effective ten (10) days after adoption pursuant to Sections 219 and 221 of the City of Reading Home Rule Charter.

Adopted ____________________, 2017

______________________________
President of Council

Attest:______________________________
City Clerk

Sent to Mayor ______
Date: __________
Signed by Mayor ______
Date: __________
Vetoed by Mayor: ________
Date: __________
Over-ridden by Council:
Date: __________