

MEMORANDUM
TO : Charisse R. Lillie, City Solicitor
FROM : Joseph Paglia, Deputy Records Commissioner

DATE 1/3/91

Joseph Paglia

SUBJECT: PROPOSED REGULATIONS FOR GRANTING WAIVERS RELATING TO THE
MAXIMUM NUMBER OF DOGS AND CATS ALLOWED UNDER TITLE 10 OF
THE PHILADELPHIA CODE RELATING TO ANIMALS - Sections 10-102(1)
(a) (v) and 10-103(8)

The subject regulations, promulgated by the Department of Public Health, were received in the Department of Records on December 3, 1990, for filing and advertising.

Inasmuch as there were no requests for hearings, these regulations became effective midnight, January 2, 1991.

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cc: Maurice C. Clifford, M.D., Health Commissioner

PHILADELPHIA DEPARTMENT OF PUBLIC HEALTH
ENVIRONMENTAL PROTECTION DIVISION
ENVIRONMENTAL HEALTH SERVICES
ANIMAL MANAGEMENT PROGRAM

DEPARTMENT OF RECORDS
90 DEC -3 AM 11:30

REGULATIONS FOR GRANTING WAIVERS RELATING TO
THE MAXIMUM NUMBER OF DOGS AND CATS ALLOWED UNDER TITLE 10
OF THE PHILADELPHIA CODE RELATING TO ANIMALS,
SECTIONS 10-102(1)(a)(v) and 10-103(8)

Pursuant to being granted an annual waiver from the Department of Public Health to keep more than twelve adult dogs or cats combined in a residential dwelling unit, the applicant, in addition to complying with all applicable provisions of The Philadelphia Code including Chapter 10-100 relating to Animals, must meet the following conditions:

- (1) Provide a safe and sanitary environment for each animal;
- (2) Provide adequate food and water for each animal in a clean and sanitary manner;
- (3) Provide sufficient living and exercise space for each animal;
- (4) Provide for the sanitary disposal of animal wastes on a daily basis in accordance with all applicable ordinances and regulations;
- (5) Provide safe and humane treatment for each animal;
- (6) Provide a neutering/spaying certificate for each animal in excess of four which is kept in the premises, unless a waiver has been granted by the Department of Public Health;

(7) Maintain a nuisance-free environment devoid of animal odors, noise, insects, rodents, and other unsanitary conditions;

(8) Refrain from using or breeding animals for research or vivisection purposes, either directly or indirectly;

(9) The Department of Public Health will provide forms to the applicant for distribution to all adult residents within a five hundred foot radius of the subject premises to inform them of the waiver request and to elicit their concerns. These forms must be returned to the Department for review and consideration. Should the applicant be unable, despite his or her best effort, to obtain the above statements, then the applicant must submit to the Department a signed statement of such facts together with a description of the efforts made to obtain such statements.

(10) Provide access to the premises, both indoors and outdoors, to City officials for inspection purposes. Refusal to grant access shall result in the denial and/or revocation of the waiver.

The Department of Public Health shall consider each application for an annual waiver separately and on its individual merits. All requirements set forth in these regulations must be met before an annual waiver can be granted and must be maintained thereafter. Failure to so comply will result in the revocation of the waiver.

DEPARTMENT OF REVISIONS
90 DEC -3 PM 1:30