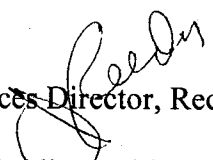


MEMORANDUM

City of Philadelphia

Date: 3/12/12

TO: Shelley Smith, City Solicitor

FROM: Jeanne Reedy, Administrative Services Director, Records Dept. 

SUBJECT: Proposed Repeal of Department of Public Health Regulations; Regulations for Granting Waivers Relating to Neutering, Regulations for Granting Waivers Relating to the Maximum Number of Dogs and Cats, Regulations for Granting Waivers for Keeping More Than Twelve (12) Adult Dogs or Cats in a Residential Dwelling

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The above Regulations promulgated by the Department of Public Health were received in the Department of Records on 2/7/12 for filing and advertising.

Inasmuch as there were no requests for hearings, these Regulations became effective midnight 3/8/12.

CC: Donald F. Schwarz, MD, MPH, Health Commissioner  
Richard Negrin, Managing Director  
Nan Feyler, Chief of Staff, Department of Public Health  
Giridhar Mallya, Director of Policy and Planning, Department of Public Health

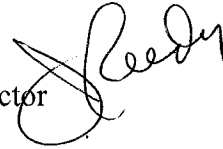
Memorandum

City of Philadelphia

Date: 2/7/12

To: Toni Martinez, Advertising Supervisor

From: Jeanne Reedy, Administrative Services Director



Subject: Proposed Repeal of Department of Public Health Regulations; Regulations for Granting Waivers Relating to Neutering, Regulations for Granting Waivers Relating to the Maximum Number of Dogs and Cats, Regulations for Granting Waivers for Keeping More Than Twelve (12) Adult Dogs or Cats in a Residential Dwelling

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The attached forms provide an exact copy of the subject for insertion in the three Philadelphia newspapers with the largest paid circulation as required under Section 8-497 of the Philadelphia Home Rule Charter.

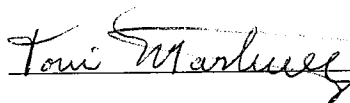
We request that the insertion appear as soon as possible.

It will be necessary to inform the three newspapers to furnish us with a notarized original affidavit of proof of this publication within a week after it has been published.

Please acknowledge receipt of this advertisement by signing the enclosed copy of this memorandum and returning it to us.

Thank you.

Received In Procurement By:



Date: 02-27-12

NOTICE IS HEREBY GIVEN, under Philadelphia Home Rule Charter Section Number 8-407 and 7-400 that on February 7, 2012, Proposed Repeal of Department of Public Health Regulations; Regulations for Granting Waivers Relating to Neutering, Regulations for Granting Waivers Relating to the Maximum Number of Dogs and Cats, Regulations for Granting Waivers for Keeping More Than Twelve (12) Adult Dogs or Cats in a Residential Dwelling

promulgated by the Department of Public Health were filed with the Department of Records, Room 158, City Hall. Anyone affected thereby may file written request for hearing with the Department of Records within thirty (30) days from the above date.

---

Joan T. Decker  
*Commissioner of Records*

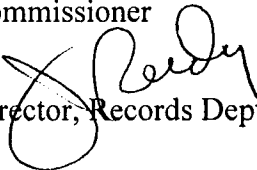
Cc: THE INQUIRER  
THE DAILY NEWS  
THE LEGAL INTELLIGENCER

Memorandum

City of Philadelphia

Date: 02/07/12

To: Donald F. Schwarz, MD, MPH, Health Commissioner

From: Jeanne Reedy, Administrative Services Director, Records Dept. 

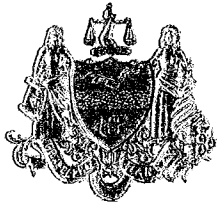
Subject: Proposed Repeal of Department of Public Health Regulations; Regulations for Granting Waivers Relating to Neutering, Regulations for Granting Waivers Relating to the Maximum Number of Dogs and Cats, Regulations for Granting Waivers for Keeping More Than Twelve (12) Adult Dogs or Cats in a Residential Dwelling

---

The above Regulations promulgated by the Department of Public Health were received in the Department of Records on 2/7/12 for filing and advertising.

If there are no requests for hearings these Regulations will become effective midnight 3/8/12.

Cc: Richard Negrin, Managing Director  
Nan Feyler, Chief of Staff, Department of Public Health  
Giridhar Mallya, Director of Policy and Planning, Department of Public Health



DEPARTMENT OF RECORDS

769209


2012 FEB -7 AM 8:55

# CITY OF PHILADELPHIA

**OFFICE OF HEALTH AND OPPORTUNITY**  
**Municipal Services Building**  
1401 JFK Boulevard, Room 600  
Philadelphia, Pennsylvania 19102  
Tel: (215) 686-9009

**DONALD F. SCHWARZ, MD, MPH**  
Deputy Mayor, Health & Opportunity  
Health Commissioner

## MEMORANDUM

**Date:** January 30, 2012  
**To:** Joan T. Decker, Records Commissioner   
**From:** Donald F. Schwarz, MD, MPH, Health Commissioner  
**Subject:** Proposed repeal of Department of Public Health regulations

In accordance with Section 8-407(a) of the Philadelphia Home Rule Charter, I enclose herewith the public hearing documents regarding a regulation, by the Board of Health, repealing the following Department of Public Health regulations:

Regulations for Granting Waivers Relating to Neutering  
Regulations for Granting Waivers Relating to the Maximum Number of Dogs and Cats  
Regulations for Granting Waivers for Keeping More Than Twelve (12) Adult Dogs or Cats in a Residential Dwelling

These regulations are being repealed because the Managing Director's Office now has authority over Animal Control issues. All regulations on the subject matter covered by the repealed regulations will, hereafter, be issued by the Managing Director.

The following actions have been taken:

Approved by Board of Health	January 12, 2012
Approved by Law Department	January 30, 2012

I am requesting that the attached regulation be made available for public inspection in accordance with requirement of the City Charter. I have also attached the Law Department memorandum approving the proposed repeal.

Thank you for your assistance.

DFS

cc: Richard Negrin, Managing Director  
Nan Feyler, Chief of Staff, Department of Public Health  
Giridhar Mallya, Director of Policy and Planning, Department of Public Health



# City of Philadelphia

LAW DEPARTMENT  
One Parkway  
1515 Arch Street, 17th Floor  
Philadelphia, PA 19102

## MEMORANDUM

**TO:** Dr. Donald F. Schwarz, MD, MPH, Health Commissioner

**FROM:** Robert Murken, Assistant City Solicitor

**DATE:** January 30, 2012

**SUBJECT:** Repeal of Certain Regulations of the Board of Health Regarding Waivers Under Chapter 10-100 of The Philadelphia Code

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I have reviewed the attached proposed Regulation, entitled "Repeal of Certain Regulations of the Board of Health Regarding Waivers Under Chapter 10-100 of The Philadelphia Code," approved by the Board of Health on January 12, 2012, and find it to be legal and in proper form. In accordance with Section 8-407(a) of The Philadelphia Home Rule Charter, you may now forward this proposed Regulation to the Department of Records where it will be made available for public inspection.

A handwritten signature in black ink, appearing to read "RM", written over a horizontal line.

ROBERT MURKEN  
Assistant City Solicitor

Attachment

**Repeal of Certain Regulations of the Board of Health  
Regarding Waivers Under Chapter 10-100 of The Philadelphia Code**

SECTION 1. The following regulations are hereby rescinded.

(a) “Regulations for Granting Waivers Relating to Neutering Under Title 10 of The Philadelphia Code Relating to Animals, Section 10-103(8),” transmitted to the Department of Records on July 18, 1990.

(b) “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),” transmitted to the Department of Records on December 3, 1990.

(c) “Regulations for Granting Waivers for Keeping More Than Twelve (12) Adult Dogs or Cats in a Residential Dwelling,” transmitted to the Department of Records on May 6, 2009.

SECTION 2. All regulations on the subject matter covered by the regulations rescinded pursuant to Section 1 will, hereafter, be issued by the Managing Director.

SECTION 3. This Regulation shall be effective at such time as any portion of the Regulations of the Managing Director entitled “Animal Control Regulations of the Managing Director Issued Pursuant to Chapter 10-100 of The Philadelphia Code” has become effective.

## **Records Department**

NOTICE IS HEREBY GIVEN, under Philadelphia Home Rule Charter Section Number 8-407 and 7-400 that on February 7, 2012, **Proposed Repeal of Department of Public Health Regulations; Regulations for Granting Waivers Relating to Neutering. Regulations for Granting Waivers Relating to the Maximum Number of Dogs & Cats, Regulations for Granting Waivers for Keeping More Than Twelve (12) Adult Dogs or Cats in a Residential Dwelling** promulgated by the **Department of Public Health** were filed with the Department of Records, Room 158, City Hall. Anyone affected thereby may file written request for hearing with the Department of Records within thirty (30) days from the above date.

**JOANT. DECKER**  
**Commissioner of Records**  
2-10-1\*



**PROOF OF PUBLICATION OF NOTICE IN THE LEGAL INTELLIGENCER**

Under Act of May 16, 1929, P.L. 1784, as amended

Commonwealth of Pennsylvania, } ss.:  
County of Philadelphia }

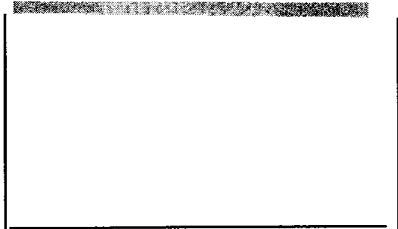
STEPHANIE MURRAY, being duly sworn, deposes and says that The Legal Intelligencer is a daily newspaper published at One Penn Center at Suburban Station, 1617 John F. Kennedy, Philadelphia, Pennsylvania 19103, and was established in said city in 1843, since which date said legal newspaper has been regularly issued in said county, that it has been issued daily since September 4, 1933, and that it was entered at the Philadelphia Post Office under the Postal Laws and Regulations as second class matter in the United States mails on July 19, 1879; that The Legal Intelligencer is a daily legal newspaper complying in all respects with the Newspaper Advertising Act of May 16, 1929, P.L. 1784, its amendments and supplements; and that a copy of the printed notice or publication is attached hereto exactly as the same was printed or published in the regular editions and issues of the said legal newspaper on the following date, viz.:  
FEBRUARY 10, 2012

Affiant further deposes and says that she is an employee of the publisher of said legal newspaper and has been authorized to verify the foregoing statement and that she is not interested in the subject matter of the aforesaid notice of publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.

Copy of Notice or Publication

NOTICE IS HEREBY GIVEN, under Philadelphia Home Rule Charter Section Number 8-407 and 7-400 that on February 7, 2012, Proposed Repeal of Department of Public Health Regulations; Regulations for Granting Waivers Relating to Neutering. Regulations for Granting Waivers Relating to the Maximum Number of Dogs & Cats, Regulations for Granting Waivers for Keeping More Than Twelve (12) Adult Dogs or Cats in a Residential Dwelling promulgated by the Department of Public Health were filed with the Department of Records, Room 158, City Hall. Anyone affected thereby may file written request for hearing with the Department of Records within thirty (30) days from the above date.

JOAN T. DECKER  
Commissioner of Records  
2-10-1\*

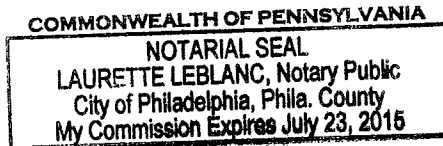


*Stephanie Murray*

Sworn to and subscribed before me this 10th day of  
FEBRUARY, 2012

*Laurette LeBlanc*  
Notary Public

Philadelphia, Philadelphia, County



Office:  
One Penn Center at Suburban Station  
17th Floor  
1617 John F. Kennedy Boulevard  
Philadelphia, PA 19103

# Proof of Publication of Notice in **AL DIA Newspaper Inc.**

Under Act No. 160, P.L. 877, July 9, 1976

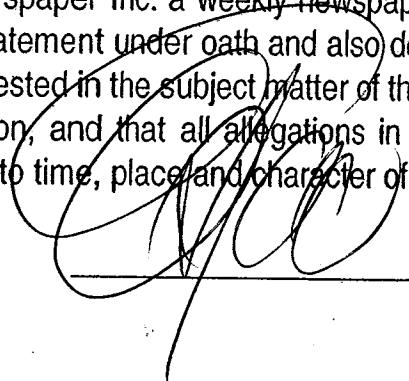
Commonwealth of Pennsylvania }  
County of Philadelphia } SS

Elizabeth S. Guaracao being duly sworn, deposes and says that Al Día Newspaper Inc. is a weekly newspaper published at Two Penn Center, 1500 J. F. K. Boulevard, Suite 525, Philadelphia County, Pennsylvania, which was established in the year 1992, since which date said newspaper has been regularly published and distributed in said County and that a copy of the printed notice of publication is attached to exactly as the same as was printed and published in the regular editions and issues of said weekly newspaper on the following:

*Published Feb 10, 2012*

\_\_\_\_\_ and the \_\_\_\_\_ day of \_\_\_\_\_ A.D. 20\_\_\_\_

Affiant further deposes that he/she is duly authorized by Al Día Newspaper Inc. a weekly newspaper to verify the foregoing statement under oath and also declares that affiant is not interested in the subject matter of the aforesaid notice or publication, and that all allegations in the foregoing statement as to time, place and character of publication are true.



### Copy of notice or publication

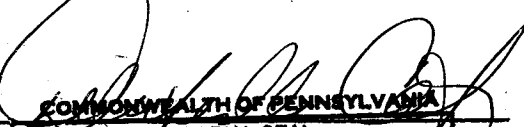
NOTICE IS HEREBY GIVEN, under Philadelphia Home Rule Charter Section Number 8-407 and 7-400 than on February 7, 2012 Proposed Repeal of Department of Public Health Regulations; for Granting Waivers Relating to Neutering, Regulations for Granting Waivers for Keeping More than Twelve (12) Adult Dogs or Cats in a Residential Dwelling.

promulgated by the Department of Public Health were filed with the Department of Records, Room 158, City Hall. Anyone affected thereby may file written request for hearing with the Department of Records within thirty (30) days from above date.

Joan T. Decker  
Commissioner of Records

Sworn to and subscribed before me this 13

day of Feb 20 12



COMMONWEALTH OF PENNSYLVANIA  
NOTARIAL SEAL  
DELIMERLLIE CASTRO, Notary Public  
City of Philadelphia, Phila. County  
My Commission Expires November 29, 2015

My Commission Expires