



CITY OF PHILADELPHIA

DEPARTMENT OF LICENSES & INSPECTIONS
Municipal Services Building - 11th Floor
Philadelphia, PA 19102-1687
(215) 686-2400

CARLTON WILLIAMS SR.
Commissioner

Commissioner Joan Decker
Department of Records
Room 156, City Hall
Philadelphia, PA 19107

August 27, 2015

Re: Regulations Under Philadelphia Code Provisions A-1001.3 through A-1001.5

Dear Commissioner Decker:

Pursuant to section 8-407(a) of the Philadelphia Home Rule Charter, I am submitting regulations governing amendments to the Philadelphia Administrative Code (Title 4; A-1001.3 through A-1001.5 of the Philadelphia Code) related to Worker Training Requirements and Identification and Site Safety Manager Requirements.

The proposed regulation has been reviewed by Lewis Rosman, Senior Attorney, Law Department, and found to be legal and in proper form.

Please take all necessary steps to advertise these regulations for formal adoption.

Sincerely,

Carlton Williams Sr.
Commissioner

Attachments

cc: Michael E. Fink, Deputy Commissioner

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2015 AUG 27 AM 9:48

City of Philadelphia
Law Department

Memorandum

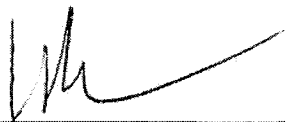
TO: Carlton Williams, Commissioner of Licenses and Inspections

FROM: Lewis Rosman, Senior Attorney

DATE: August 25, 2015

SUBJECT: Regulations Under Philadelphia Code Sections A-1001.3 through A-1001.5 (Worker Training Requirements and Identification and Site Safety Manager Requirements)

I have reviewed the attached "Regulations Under Philadelphia Code Sections A-1001.3 through A-1001.5 (Worker Training Requirements and Identification and Site Safety Manager Requirements)" that was submitted to the Law Department and find the regulation to be legal and in proper form. In accordance with Section 8-407(a) of The Philadelphia Home Rule Charter, you may forward this Regulation to the Department of Records where it will be made available for public inspection.



Lewis Rosman
Senior Attorney

Attachment

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2015 AUG 27 AM 9:48

DEPARTMENT OF LICENSES AND INSPECTIONS

REGULATIONS UNDER PHILADELPHIA CODE SECTIONS A-A-1001.3 through A-1001.5

The Department of Licenses and Inspections hereby promulgates the following regulations regarding worker training requirements and identification and site safety manager requirements under Sections A-1001.3 through A-1001.5 of The Philadelphia Code.

TITLE 4. THE PHILADELPHIA BUILDING CONSTRUCTION AND OCCUPANCY CODE

* * *

SUBCODE "A" (THE PHILADELPHIA ADMINISTRATIVE CODE)

* * *

CHAPTER 10. WORK SITE PUBLIC SAFETY, WORKER TRAINING, IDENTIFICATION, AND SIGNAGE

* * *

A-1001.3 Department duties:

1. The Department shall develop forms, cards and a tracking system to ensure that all construction and demolition workers have completed the training required under this Chapter.
2. The Department shall issue a wallet sized card to each worker that has successfully completed the training required under this Chapter, upon proper application and review by the Department. At a minimum the card shall include: the name of the applicant, a recent photograph of the applicant, the name of the Department, an issue date, an expiration date, and the level of training completed.
3. The Department may accept another form of identification that evidences the same information as the departmentally issued identification card and conforms to the same specifications.

A-1001.4 Worker training requirements:

1. In order to protect public safety, all workers performing duties at a construction or demolition site, regardless of their position, shall have completed a course of training certified by the Department to provide significant public safety benefit, which course may include OSHA

887825
DEPARTMENT OF RECORDS
PHILADELPHIA
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10 training, and carry the Department's card or the alternative expressed in A-1001.3(3) at all times.

2. All independent contractors working at a demolition site shall have completed a course of training certified by the Department to provide significant public safety benefit, which course may include OSHA 30 training, within the past 5 years of the date of application for a contractor's license or renewal of the contractor's license and shall carry the Department's card or the alternative expressed in A-1001.3(3) at all times.

A-1001.5 Site Safety Manager: A Site Safety Manager with OSHA 30 training must be designated by the general contractor and present on the construction or demolition of a Major Building.

* * *

A-1001.3(R) Form of Worker Proof of Training Completion. The Department shall accept an identification card or other written proof issued by the training provider of completion of an OSHA 10 course or approved equivalent training course.

A-1001.4(R) Worker training requirements.

1. The worker training requirements of this Section shall apply only to persons performing construction or demolition activities for which a permit must be obtained, and do not apply to delivery persons, design professionals and their staff, special inspectors and similar persons performing duties at a construction or demolition site whose work is not considered construction or demolition work regulated by a permit.
2. OSHA 10 training, or such other training course as may be identified by the Department on its website, is the training required under this Section to provide public safety benefit.
3. A worker required to complete such training shall carry an identification card or other written proof issued by the provider of completion of such training course which shall serve as evidence of completion of the required training.
4. A licensed contractor who employs any such worker shall maintain a copy of such written proof for each worker under his/her employ on file and make it available to the Department upon request.
5. "Independent contractors working at a demolition site" shall mean contractors performing demolition, as defined in regulations under 9-1008 of the Code.

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DEPARTMENT OF RECORDS
2015 AUG 27 AM 9:48

6. Satisfaction of the training requirement applicable to contractors in order to obtain a contractor's license pursuant to Code section 9-1004 shall satisfy the requirement applicable to independent contractors in this Section.

A-1001.5(R) Site Safety Manager.

1. **General Contractor.** The contractor listed on the primary building permit shall be considered the "general contractor" responsible for designating the Site Safety Manager when designation is required.
2. **Demolition.** The Site Safety Manager required to be present for demolition must be employed by and identified in the license application of the licensed Demolition Contractor pursuant to Section 9-1008.
3. **Identification.** The Site Safety Manager required to be designated shall carry an identification card or certificate of completion issued by the provider of the OSHA 30 or approved equivalent training course
4. **Alterations and Partial Demolitions of Major Buildings.** In addition to the requirements otherwise set forth in the Code, a Site Safety Manager shall be designated and present where any alteration to the building façade, or any demolition activity which impacts the exterior of the building, is to be performed at a level above the 3rd story or above 40 feet from grade.
5. **Applicability.** The following construction or demolition shall not require a Site Safety Manager to be designated and present on site:
 - a. New construction, structural alteration or demolition of 3 story buildings with rooftop access structures.
 - b. New construction, structural alteration or demolition of 3 story buildings with average roof height less than 40 feet. Parapet walls shall not be included in determining the height of a building.
 - c. Alteration or demolition limited to the interior of buildings of any height which alteration or demolition does not impact the exterior of the building, including such fire sprinkler, plumbing, electrical or mechanical work.
 - d. Alterations or demolition of building façades that are neither at or above the 4th floor level nor above 40 feet.
 - e. Additions to existing structures where the addition is constructed to a height of less than 40 feet above grade, regardless of the height of the existing structure.

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