



FROM	NAME & TITLE	Avery Aisenstark, Director 	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Department of Legislative Reference 626 City Hall		
	SUBJECT	Bill 09-343 {"Corrective Bill 2009"}		

TO

DATE:

The Honorable President and Members,
 Baltimore City Council
 c/o Karen Randle, Executive Secretary
 4th Floor, City Hall

June 16, 2009

Bill 09-343 is, as its title indicates, a periodic corrective bill intended to “correc[t] ... technical errors and omissions in the City Code; repea[l] ... obsolete or otherwise unnecessary provisions;[and] correc[t], clarif[y], and confor[m related] language”.

For each correction made, a “Comment” is appended to explain the reason for that correction. In all cases, care has been taken to assure that the change is technical in nature only and does not implicate policy decisions of the Mayor and City Council.

Since the Bill’s introduction, additional provisions in need of correction have come to light. Attached, therefore, are proposed amendments to Bill 09-343 that would address these additional provisions. Again, “Comments” are appended to explain each amendment. (By copy of this report, I am forwarding the proposed amendments, for review, to those agencies that might have an interest in the particular provisions.)

The Department of Legislative Reference recommends the passage of Bill 09-343, with the attached amendments.

xc: Department of Public Works, c/o Marcia Collins
 Department of General Services, c/o Marcia Collins
 Department of Law, c/o Elena DiPietro
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AMENDMENTS TO COUNCIL BILL 09-343
(First Reader Copy)

Proposed By: Department of Legislative Reference
{To be offered to the Judiciary and Legislative Investigations Committee}

Amendment No. 1

On page 2, after line 11, insert:

“BY repealing and reordaining, with amendments
Article 5 - Finance, Property, and Procurement
Section(s) 18-1 and 18-2(a)
Baltimore City Code
(Edition 2000)”:

and, on page 7, after line 8, insert:

**“Article 5. Finance, Property, and Procurement
Subtitle 18. Condemnation Notice and Hearing**

§ 18-1. User agency to list properties.

[At the time any] WHEN AN ordinance is introduced into the City Council for the
condemnation of any property, [or any interest therein, by the Mayor and City Council
of Baltimore, in accordance with Title 12 of the Real Property Article of the
Annotated Code of Maryland,] the department, bureau, or agency by which the
property would be used shall file with the Department of [Public Works] GENERAL
SERVICES a complete list of all properties [within] IN the area proposed to be
condemned.

COMMENT: With the recent creation of a new Department of General Services,
functions implicated by these provisions were transferred from DPW to the new
agency. These amendments conform and clarify the relevant language and, in
§ 18-2, a Charter cross-reference.

§ 18-2. [Public Works] GENERAL SERVICES to notify owners.

(a) In general.

The Department of [Public Works] GENERAL SERVICES shall promptly notify the
owners OF THE PROPERTIES IN THE AREA, as shown on the records [required to be]

kept by the Department [of Public Works in accordance with] UNDER CITY CHARTER Article VII, [§ 40(c)] § 132(E), [of the City Charter of all the parcels of property included within this area,] of the ORDINANCE'S introduction [of the ordinance].

COMMENT: See Comment to § 18-1."

Amendment No. 2

On page 2, at the end of line 14, insert "and 11-1(c)"; and, on page 7, after line 16, insert:

"Subtitle 11. Registration of Vacant Lots

§ 11-1. Definitions.

(c) Lot.

"Lot" means an individual parcel of real property or a portion of a block[,] THAT IS identified by a symbol[, number, or mark given] in accordance with CITY CHARTER Article VII, [§ 40(b)] § 132(D), [of the City Charter] and shown on a block plat filed among the records of the Department of [Public Works] GENERAL SERVICES.

COMMENT: With the recent creation of a new Department of General Services, functions implicated by these provisions were transferred from DPW to the new agency. These amendments conform and clarify the relevant language and the Charter cross-reference."