

**CITY OF BALTIMORE  
COUNCIL BILL 08-0140  
(First Reader)**

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Introduced by: Councilmembers Conaway, Clarke, D'Adamo, Curran, Cole, Holton, Spector,  
Henry

Introduced and read first time: June 9, 2008

Assigned to: Judiciary and Legislative Investigations Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Public Works,  
Department of Housing and Community Development, Department of Finance, Health  
Department, Environmental Control Board

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Solid Waste, Garbage, and Mixed Refuse – Hours of Collection**

3 FOR the purpose of setting and conforming the hours during which certain collection activities  
4 may not be conducted near residential structures; and generally relating to the collection of  
5 solid waste, garbage, and mixed refuse.

6 BY repealing and reordaining, without amendments

7 Article - Building, Fire, and Related Codes

8 Section(s) 2-103 (IBC § 3301.3)

9 Baltimore City Revised Code

10 (Edition 2000)

11 BY repealing and reordaining, with amendments

12 Article - Health

13 Section(s) 7-221

14 Baltimore City Revised Code

15 (Edition 2000)

16 BY adding

17 Article 23 - Sanitation

18 Section(s) 2-4(e)

19 Baltimore City Code

20 (Edition 2000)

21 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
22 Laws of Baltimore City read as follows:

23 **Baltimore City Revised Code**

24 **Article – Building, Fire, and Related Codes**

EXPLANATION: CAPITALS indicate matter added to existing law.  
[Brackets] indicate matter deleted from existing law.

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**Part II. International Building Code**

**§ 2-103. City modifications.**

The additions, deletions, amendments, and other modifications adopted by the City are as follows:

**Chapter 33. Safeguards During Construction**

**Section 3301 General**

**3301.3 Prohibited hours.** No site work, demolition work, pile driving work, or construction work is permitted between 7:00 p.m. and 7:00 a.m., if that work or any part of a premises in or on which the work is to be done is within 300 feet (91.44 m) of any dwelling.

**3301.3.1 Exception.** This § 3301.3 does not apply to an emergency operation that has been specifically approved by the Building Official.

**Article – Health**

**Title 7. Waste Control**

**§ 7-221. Hours of collection.**

(a) *In general.*

Except as specified in subsection (b) of this section, no hauler OR ANY OTHER PERSON may collect solid waste in the City AT ANY TIME before 7 a.m. or after [11 p.m.] 7 P.M. on any day, weekends and legal holidays included.

(b) *Nonresidential areas.*

A [licensee] LICENSED HAULER may collect solid waste at any time from a business, commercial, industrial, institutional, or other nonresidential use structure as long as no residential structure is within [100] 300 feet of any collection point.

(c) *Emergency waivers.*

The Commissioner may waive the requirements of this section in the event of a civil emergency.

**Baltimore City Code**

**Article 31. Sanitation**

**Subtitle 2. Garbage and Mixed Refuse**

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1 **§ 2-4. Collections.**

2 (E) *HOURS OF COLLECTION.*

3 NO GARBAGE OR MIXED REFUSE MAY BE COLLECTED BY OR UNDER CONTRACT WITH THE  
4 DIRECTOR OF PUBLIC WORKS AT ANY TIME BEFORE 7 A.M. OR AFTER 7 P.M. ON ANY DAY,  
5 WEEKENDS AND LEGAL HOLIDAYS INCLUDED, FROM ANY LOCATION THAT IS WITHIN 300  
6 FEET OF A RESIDENTIAL STRUCTURE.

7 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the catchlines contained in this Ordinance  
8 are not law and may not be considered to have been enacted as a part of this or any prior  
9 Ordinance.

10 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30<sup>th</sup> day  
11 after the date it is enacted.