

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 08-0186

Introduced by: Councilmembers Conaway, Young, Middleton, Henry, Branch, Cole, Clarke,
Spector, Welch, Holton, Kraft

Introduced and read first time: August 11, 2008

Assigned to: Judiciary and Legislative Investigations Committee

Committee Report: Favorable with amendments

Council action: Adopted

Read second time: September 15, 2008

AN ORDINANCE CONCERNING

Scrap – Collectors, Scavengers, Processors, and Others – Penalties

FOR the purpose of increasing the penalties for violations by scrap collectors, scavengers, scrap metal processors, and others who collect, buy, process, sell, transport, or otherwise deal in scrap; and correcting, conforming, and clarifying related provisions.

BY repealing and reordaining, with amendments

Article 2 - Consumer Protections

Section(s) 7-10, 8-14

Baltimore City Code

(Edition 2000)

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

Baltimore City Code

Article 2. Consumer Protections

Subtitle 7. Scrap Collectors and Scavengers

§ 7-10. Penalties.

(a) *In general.*

Any scrap collector, scavenger, or other person who violates any provision of this subtitle OR OF A RULE OR REGULATION ADOPTED UNDER THIS SUBTITLE is guilty of a misdemeanor and, on conviction, is subject to a fine of not more than [~~\$500~~] \$1,000 ~~OR IMPRISONMENT FOR NOT MORE THAN 12 MONTHS OR TO BOTH FINE AND IMPRISONMENT~~ for each offense.

(b) *Each day a separate offense.*

Each day that a violation continues is a separate offense.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

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Subtitle 8. Scrap Metal Processors

§ 8-14. Penalties.

(A) IN GENERAL.

Any scrap metal processor or other person who [willfully or knowingly] violates any provision of this subtitle OR OF A RULE OR REGULATION ADOPTED UNDER THIS SUBTITLE is guilty of a misdemeanor and, on conviction, is subject to a fine of not more than [\$500] \$1,000 OR IMPRISONMENT FOR NOT MORE THAN 12 MONTHS OR TO BOTH FINE AND IMPRISONMENT for each offense.

(B) EACH DAY A SEPARATE OFFENSE.

EACH DAY THAT A VIOLATION CONTINUES IS A SEPARATE OFFENSE.

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

SECTION 3. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the 30th day after the date it is enacted.

Certified as duly passed this ____ day of _____, 20__

President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,

this ____ day of _____, 20__

Chief Clerk

Approved this ____ day of _____, 20__

Mayor, Baltimore City