

**CITY OF BALTIMORE
COUNCIL BILL 21-0102
(First Reader)**

Introduced by: Councilmembers Torrence, Cohen, Bullock, Porter, Middleton, Burnett, Ramos
Introduced and read first time: July 19, 2021

Assigned to: Economic and Community Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Department of Housing and Community Development, Board of Municipal and Zoning Appeals, Fire Department, Housing Authority

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Building Permits – Disposal Plan Requirement (The John F. Chalmers Sr. Act)**

3 FOR the purpose of requiring certain holders of permits issued by the Department of Housing and
4 Community Development to submit a disposal plan with the permit application; requiring
5 permit holders to submit proof of disposal to the Department within a certain period of time
6 after the permit work has concluded; establishing a certain citation amount; and generally
7 relating to requiring permit holders dispose of waste and refuse in a proper and legal manner.

8 BY repealing and re-ordaining, with amendments

9 Article - Building, Fire, and Related Codes
10 Section(s) 2-103 (BC § 105.3)
11 Baltimore City Revised Code
12 (2020 Edition)

13 BY adding

14 Article - Building, Fire, and Related Codes
15 Section(s) 2-103 (BC § 105.11)
16 Baltimore City Revised Code
17 (2020 Edition)

18 BY repealing and re-ordaining, with amendments

19 Article 1 - Mayor, City Council, and Municipal Agencies
20 Section 40-14(e)(5c)
21 Baltimore City Code
22 (Edition 2000)

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

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

3 **Baltimore City Revised Code**

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

5 **Part II. International Building Code**

6 **§ 2-103. City modifications.**

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

9 **Chapter 1. Scope and Administration**

10 **105.3 Application for permit.** To obtain a permit, the applicant must first file an
11 application on the form provided by the Building Official for that purpose. The application
12 must:

- 13 1. identify and describe the work to be covered under the permit,
- 14 2. describe the land on which the proposed work is to be done by legal description,
15 street address, or similar description that will readily identify and definitely locate
16 the proposed building or work,
- 17 3. indicate the use and occupancy for which the proposed work is intended,
- 18 4. specify the gross floor area, as defined in Baltimore City Zoning Code § 1-306(j)
19 {“Floor Area: Gross (GFA)”}, involved in the proposed work,
- 20 5. specify the number of dwelling units, if any, involved in the proposed work,
- 21 6. be accompanied by the construction documents and other information required
22 by § 107 {“Submittal Documents”} of this Code, and
- 23 7. if the property is located within an Historical and Architectural Preservation District
24 or included on the City’s Landmark List or Potential-Landmark List, be forwarded to
25 the Commission for Historical and Architectural Preservation, for review and action
26 under City Code Article 6 {“Historical and Architectural Preservation”}, Subtitle 8
27 {“Alterations, etc., to or Affecting Properties”},
- 28 8. state the valuation of the proposed work,
- 29 9. if the proposed work will replace any existing structure, be accompanied by
30 photographs that depict the existing conditions and existing structures on the site,
- 31 10. A DETAILED DISPOSAL PLAN INDICATING:

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1 A. THE SITE AND ADDRESS WHERE WASTE AND REFUSE FROM THE WORK SITE
2 SHALL BE DISPOSED,

3 B. HOW THE WASTE AND REFUSE SHALL BE TRANSPORTED TO THE DISPOSAL SITE,
4 AND

5 C. ANY OTHER RELEVANT INFORMATION REGARDING THE PROPER AND LEGAL
6 DISPOSAL OF WASTE AND REFUSE FROM THE WORK SITE.

7 11. [10.] identify the parties by providing:

8 a. the full names, phone numbers, addresses, and (if available) email addresses
9 of the owner, lessee, and applicant,

10 b. the full name, phone number, address, and (if available) email address of a
11 person who can be contacted at all times in case of an emergency, and

12 c. if the owner, lessee, or applicant is a corporation, partnership, limited liability
13 company, or other entity, full names, phone numbers, addresses, and (if
14 available) email addresses of its officers, partners, or members, as the case
15 may be,

16 12. [11.] provide any other data and information that the Building Official requires,

17 13. [12.] be signed by the applicant, or the applicant's authorized agent, and

18 14. [13.] if signed by an agent, be accompanied by:

19 a. proof of agency, and

20 b. proof of the agent's identity, by copy or presentation of a valid Maryland
21 driver's license or other Maryland identification.

22 **105.11 POST-WORK PROOF OF DISPOSAL.** NO LATER THAN 30 DAYS FROM THE COMPLETION
23 OF THE WORK FOR WHICH THE PERMIT WAS GRANTED, THE PERMIT HOLDER SHALL SUBMIT
24 PROOF OF WASTE AND REFUSE DISPOSAL TO THE BUILDING OFFICIAL.

25 **[105.11 to] 105.12 {Reserved}**

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Baltimore City Code

Article 1. Mayor, City Council, and Municipal Agencies

Subtitle 40. Environmental Control Board

§ 40-14. Violations to which subtitle applies.

(e) Provisions and penalties enumerated.

(5c) Building, Fire, and Related Codes Article – Building Code

§ 105.11 POST-WORK PROOF OF DISPOSAL \$250

. . . .

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