

**CITY OF BALTIMORE
COUNCIL BILL 09-0302
(First Reader)**

Introduced by: Councilmembers Cole, Young, Henry, Middleton, Kraft, Welch, Clarke, Branch,
Reisinger, President Rawlings-Blake, Councilmember Curran

Introduced and read first time: March 16, 2009

Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Baltimore City
Parking Authority Board, Department of Transportation

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Parking Facilities – Enforcement**

3 FOR the purpose of increasing certain criminal penalties and providing for certain civil fines for
4 violations of certain laws governing the licensing and operation of parking facilities.

5 BY adding

6 Article 15 - Licensing and Regulation
7 Section(s) 12-9 and 12-10
8 Baltimore City Code
9 (Edition 2000)

10 BY repealing and reordaining, with amendments

11 Article 1 - Mayor, City Council, and Municipal Agencies
12 Section(s) 40-14(e)(2) and 41-14(1)
13 Baltimore City Code
14 (Edition 2000)

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

17 **Baltimore City Code**

18 **Article 15. Licensing and Regulation**

19 **Subtitle 12. Parking Facilities**

20 **§ 12-9. ENFORCEMENT BY CITATION.**

21 (A) *IN GENERAL.*

22 IN ADDITION TO ANY OTHER CIVIL OR CRIMINAL REMEDY OR ENFORCEMENT PROCEDURE,
23 THIS SUBTITLE MAY BE ENFORCED BY ISSUANCE OF:

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

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1 (1) AN ENVIRONMENTAL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40
2 {"ENVIRONMENTAL CONTROL BOARD"}; OR

3 (2) A CIVIL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 41 {"CIVIL
4 CITATIONS"}.

5 (B) *PROCESS NOT EXCLUSIVE.*

6 THE ISSUANCE OF A CITATION TO ENFORCE THIS SUBTITLE DOES NOT PRECLUDE PURSUING
7 ANY OTHER CIVIL OR CRIMINAL REMEDY OR ENFORCEMENT ACTION AUTHORIZED BY LAW.

8 **§ 12-10. CRIMINAL PENALTIES.**

9 (A) *IN GENERAL.*

10 ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE OR OF A RULE OR
11 REGULATION ADOPTED UNDER THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND, ON
12 CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 OR IMPRISONMENT FOR NOT
13 MORE THAN 6 MONTHS OR BOTH FINE AND IMPRISONMENT FOR EACH OFFENSE.

14 (B) *EACH DAY A SEPARATE OFFENSE.*

15 EACH DAY THAT A VIOLATION CONTINUES IS A SEPARATE OFFENSE.

16 **Article 1. Mayor, City Council, and Municipal Agencies**

17 **Subtitle 40. Environmental Control Board**

18 **§ 40-14. Violations to which subtitle applies.**

19 (e) *Provisions and penalties enumerated.*

20 (2) **Article 15. Licensing and Regulation**

21 SUBTITLE 12. PARKING FACILITIES \$750

22 § 17-23. Food vendors - Receptacles; clean-up \$100

23 **Subtitle 41. Civil Citations**

24 **§ 41-14. Offenses to which subtitle applies – Listing.**

25 (1) **Article 15. Licensing and Regulation**

26 SUBTITLE 12. PARKING FACILITIES \$750

27 Subtitle 17. Street Vendors \$ 50

28 Subtitle 18. Itinerant Wholesale Produce Dealers \$ 50

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

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