

CITY OF BALTIMORE
COUNCIL BILL 26-0146
(First Reader)

Introduced by: Councilmember Dorsey

Cosponsored by: Councilmembers Middleton, Ramos, Glover, Bullock, Blanchard, Porter, and
President Cohen

Introduced and read first time: February 9, 2026

Assigned to: Housing and Economic Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Department of
Consumer Protection and Business Licensing, Baltimore City Information Technology, Mayor’s
Office of Small and Minority Business Advocacy and Development, Department of Housing and
Community Development, Department of Planning

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Business Licensing – Used Tire Dealers**

3 FOR the purpose of requiring a certain person to obtain a used tire dealer license; establishing
4 operational requirements and a certain fee; defining certain terms; and generally relating to
5 the sale of used tires.

6 BY repealing and re-ordaining, with amendments,
7 Article 1 - Mayor, City Council, and Municipal Agencies
8 Section 42-9(3)
9 Baltimore City Code
10 (Edition 2000)

11 BY repealing and re-ordaining, without amendments,
12 Article 1 - Mayor, City Council, and Municipal Agencies
13 Section 42-30
14 Baltimore City Code
15 (Edition 2000)

16 BY adding
17 Article 15 - Licensing and Regulation
18 Sections 23-1 to 23-7 to be under the new subtitle designation,
19 “Subtitle 23. Used Tire Dealers”
20 Baltimore City Code
21 (Edition 2000)

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

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

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Article 1. Mayor, City Council, and Municipal Agencies

Subtitle 42. Department of Consumer Protection and Business Licensing

Part I. Department Established

§ 42-9. Business practices under oversight of the Department – Listing.

The Department is responsible for the administration, oversight, and enforcement of the business processes, related licenses, and prohibitions created by the subtitles listed below:

(3) *Article 15.*

Subtitle 2. Amusements

Subtitle 3. Amusement Device Location Permits

Subtitle 6. Carriages, Wagons, Boats, and Scows

Subtitle 7. Employment Agencies

Subtitle 9. Late-Night Commercial Operations

Subtitle 11. Massage Establishments

Subtitle 12. Commercial Parking Facilities

Subtitle 13. Special-Event Parking Lots

Subtitle 15. Street Entertainers

Subtitle 17. Street Vendors

Subtitle 18. Itinerant Wholesale Produce Dealers

Subtitle 20. Transient Merchants

Subtitle 22. Towing Services – Trespass Towing

SUBTITLE 23. USED TIRE DEALERS

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Part III. Departmental Procedures

§ 42-30. Licensing violations – Penalties.

(a) *In general.*

In lieu of any other civil or criminal remedy or enforcement procedure, a person operating a business that is required to be licensed by one of the subtitles listed under § 42-9 of this subtitle may be issued a civil citation for:

- (1) operating a business without a license;
- (2) operating a business with an improper license; and
- (3) operating a business in violation of the terms of a license.

(b) *Process not exclusive.*

The issuance of a citation to enforce the provisions of a business license created in the subtitles listed under § 42-9 of this subtitle does not preclude the City from pursuing any other civil or criminal remedy or enforcement action authorized by law.

Article 15. Licensing and Regulation

SUBTITLE 23. USED TIRE DEALERS

§ 23-1. DEFINITIONS.

(A) *IN GENERAL.*

IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(B) *DEPARTMENT.*

“DEPARTMENT” MEANS THE DEPARTMENT OF CONSUMER PROTECTION AND BUSINESS LICENSING.

(C) *DIRECTOR.*

“DIRECTOR” MEANS THE DIRECTOR OF THE DEPARTMENT OF CONSUMER PROTECTION AND BUSINESS LICENSING.

(D) *DISPOSAL.*

“DISPOSAL” MEANS THE ACT OF DISCARDING AN UNWANTED TIRE IN COMPLIANCE WITH § 9-228 {“SCRAP TIRES”} OF THE STATE ENVIRONMENT ARTICLE.

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1 (E) *TIRE.*

2 “TIRE” MEANS A CONTINUOUS RUBBER MATERIAL OR SIMILAR NATURAL OR SYNTHETIC
3 PRODUCT WHICH IS PNEUMATICALLY DESIGNED OR INTENDED TO COVER OR ENCIRCLE A
4 WHEEL WHICH IS MANUFACTURED FOR USE ON:

5 (1) A MOTORIZED VEHICLE;

6 (2) A VEHICLE TRANSPORTED OR TOWED BY A MOTORIZED VEHICLE;

7 (3) FARM IMPLEMENT; OR

8 (4) MACHINERY THAT IS SIMILAR TO THESE VEHICLES, TRAILERS, OR FARM
9 IMPLEMENTS.

10 (F) *USED TIRE.*

11 “USED TIRE” MEANS ANY TIRE REMOVED FROM A PIECE OF EQUIPMENT OR VEHICLE FOR
12 THE PURPOSE OF RETREADING OR REUSE FOR ITS ORIGINAL INTENDED USE.

13 (G) *USED TIRE DEALER.*

14 “USED TIRE DEALER” MEANS ANY PERSON ENGAGED IN THE BUSINESS OF SELLING USED
15 TIRES TO CONSUMERS.

16 **§ 23-2. LICENSE REQUIRED.**

17 (A) *IN GENERAL.*

18 NO PERSON SHALL ENGAGE IN BUSINESS AS A USED TIRE DEALER UNLESS THE PERSON HAS
19 FIRST OBTAINED A LICENSE TO DO SO FROM THE DIRECTOR.

20 (B) *APPLICATION FOR LICENSE.*

21 (1) *IN GENERAL.*

22 THE APPLICATION FOR AN INITIAL OR RENEWAL USED TIRE DEALER LICENSE MUST BE
23 MADE IN THE FORM AND CONTAIN THE INFORMATION AND DOCUMENTATION THAT THE
24 DIRECTOR REQUIRES.

25 (2) *REQUIRED DOCUMENTATION.*

26 A PERSON WHO IS APPLYING FOR A USED TIRE DEALER LICENSE SHALL SUBMIT A COPY
27 OF THEIR VALID SCRAP TIRE LICENSE ISSUED UNDER § 9-228 {“SCRAP TIRES”} OF THE
28 STATE ENVIRONMENT ARTICLE WITH THEIR APPLICATION.

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1 **§ 23-3. LICENSE TERM AND RENEWAL.**

2 (A) *TERM.*

3 EACH LICENSED ISSUED UNDER THIS SUBTITLE:

4 (1) BECOMES VALID ON JANUARY 1, NOTWITHSTANDING SUBSECTION (C) OF THIS
5 SECTION; AND

6 (2) EXPIRES ANNUALLY ON DECEMBER 31, UNLESS RENEWED.

7 (B) *RENEWAL.*

8 (1) BEFORE A LICENSE EXPIRES, THE LICENSEE MAY APPLY TO RENEW IT FOR AN
9 ADDITIONAL 1-YEAR TERM.

10 (2) THE RENEWAL APPLICATION SHALL BE SUBMITTED TO THE DIRECTOR, WITH THE
11 APPLICABLE ANNUAL FEE, NO LATER THAN NOVEMBER 30.

12 (C) *PARTIAL TERM.*

13 (1) AFTER JANUARY 1, A PARTIAL TERM LICENSE MAY BE ISSUED FOR THE REMAINDER OF
14 THE YEAR.

15 (2) THE FEE FOR A PARTIAL TERM LICENSE SHALL BE PRORATED BASED UPON THE DATE
16 THE APPLICATION WAS SUBMITTED.

17 **§ 23-4. FEE.**

18 THE ANNUAL FEE FOR A USED TIRE DEALER LICENSE SHALL BE SET BY THE BOARD OF
19 ESTIMATES.

20 **§ 23-5. OPERATIONAL REQUIREMENTS.**

21 (A) *DAILY LOG REQUIRED.*

22 (1) *IN GENERAL.*

23 A USED TIRE DEALER SHALL KEEP A DAILY LOG IN THE FORM AND MANNER REQUIRED
24 BY THE DEPARTMENT THAT RECORDS:

25 (I) EACH USED TIRE SALE, INCLUDING THE DATE, TIME, AND NUMBER OF TIRES
26 SOLD;

27 (II) EACH TIRE DISPOSAL, INCLUDING THE DATE, TIME, NUMBER OF TIRES DISPOSED
28 OF, AND METHOD OF DISPOSAL;

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1 (III) EACH PURCHASE OR PROCUREMENT OF USED TIRES, INCLUDING TIRES
2 REMOVED FROM A VEHICLE WHEN THE USED TIRE DEALER INSTALLED
3 REPLACEMENT TIRES, INCLUDING THE DATE, TIME, AND NUMBER OF TIRES
4 PURCHASED OR PROCURED; AND

5 (IV) EACH COLLECTION OF TIRES NOT ELIGIBLE FOR RESALE, INCLUDING FROM A
6 VEHICLE ONTO WHICH THE USED TIRE DEALER INSTALLED REPLACEMENT TIRES,
7 INCLUDING THE DATE, TIME, AND NUMBER OF TIRES COLLECTED.

8 (2) *REVIEW BY THE DEPARTMENT.*

9 THE DEPARTMENT MAY REQUEST AND REVIEW THE LOG REQUIRED BY THIS
10 SUBSECTION AT ANY TIME.

11 (B) *STORAGE AND INSTALLATION.*

12 A USED TIRE DEALER SHALL:

13 (1) STORE ALL TIRES INDOORS; AND

14 (2) COMPLETE ALL VEHICLE SERVICES, INCLUDING TIRE INSTALLATION, INDOORS.

15 (C) *ZONING REQUIREMENTS.*

16 (1) *IN GENERAL.*

17 A USED TIRE DEALER SHALL BE IN COMPLIANCE WITH ALL APPLICABLE REQUIREMENTS
18 UNDER THE BALTIMORE CITY ZONING CODE, INCLUDING THE REQUIREMENTS OF
19 § 14-326 {"MOTOR VEHICLE SERVICE AND REPAIR: MAJOR OR MINOR"}.

20 (2) *EXISTING NONCONFORMING BUSINESSES.*

21 THE DEPARTMENT MAY GRANT A USED TIRE DEALER LICENSE TO A PERSON SELLING
22 USED TIRES FROM A PROPERTY THAT DOES NOT CONFORM TO THE MINIMUM LOT SIZE
23 UNDER § 14-326(A) OF THE BALTIMORE CITY ZONING CODE IF:

24 (I) THE PERSON IS OTHERWISE IN COMPLIANCE WITH THE PROVISIONS OF THIS
25 SUBTITLE; AND

26 (II) THE PERSON WAS SELLING USED TIRES FROM THAT PROPERTY PRIOR TO
27 JANUARY 1, 2026.

28 **§ 23-6. DEPARTMENT MAY SUSPEND OR REVOKE.**

29 (A) *IN GENERAL.*

30 THE DEPARTMENT MAY SUSPEND OR REVOKE A USED TIRE DEALER LICENSE FOR ANY
31 VIOLATION OF THIS SECTION OR OF APPLICABLE STATE LAW.

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1 (B) *APPEAL.*

2 A PERSON MAY APPEAL THE SUSPENSION OR REVOCATION OF THEIR USED TIRE DEALER
3 LICENSE PURSUANT TO SUBTITLE 42 {"DEPARTMENT OF CONSUMER PROTECTION AND
4 BUSINESS LICENSING"} OF CITY CODE ARTICLE 1.

5 **§ 23-7. RULES AND REGULATIONS.**

6 SUBJECT TO TITLE 4 {"ADMINISTRATIVE PROCEDURE ACT – REGULATIONS"} OF THE CITY
7 GENERAL PROVISIONS ARTICLE, THE DEPARTMENT MAY ADOPT RULES AND REGULATIONS TO
8 CARRY OUT THIS SUBTITLE.

9 **SECTION 2. AND BE IT FURTHER ORDAINED,** That upon the taking effect of this Ordinance,
10 any used tire dealer presently operating in the City shall obtain a license or cease used tire sales
11 within 180 days.

12 **SECTION 3. AND BE IT FURTHER ORDAINED,** That within 60 days of the taking effect of this
13 Ordinance, the Department of Consumer Protection and Business Licensing shall establish a web
14 page that provides information about the requirements of this Ordinance and mail notice of the
15 requirements of this Ordinance to all known used tire dealers in the City. A person's failure to
16 receive notice does not constitute an exemption from compliance with this Ordinance.

17 **SECTION 4. AND BE IT FURTHER ORDAINED,** That, upon the taking effect of this Ordinance,
18 the annual fee for a used tire dealer license shall be \$200 until an amount is set by the Board of
19 Estimates.

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