

**CITY OF BALTIMORE
COUNCIL BILL 07-0715
(First Reader)**

Introduced by: Councilmember D'Adamo
At the request of: McDonald's Corporation
Address: c/o Stanley S. Fine, Esquire, 25 South Charles Street, Suite 2115, Baltimore,
Maryland 21201
Telephone: 410-727-6600

Introduced and read first time: June 11, 2007

Assigned to: Land Use and Transportation Committee

REFERRED TO THE FOLLOWING AGENCIES: Board of Municipal and Zoning Appeals, Planning
Commission, Department of Housing and Community Development, Fire Department, Baltimore
Development Corporation, Department of Transportation

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Zoning – Conditional Use Restaurant: Drive-In –**
3 **5711 Belair Road**

4 FOR the purpose of permitting, subject to certain conditions, the establishment, maintenance, and
5 operation of a restaurant: drive-in on the property known as 5711 Belair Road, as outlined in
6 red on the accompanying plat.

7 BY authority of

8 Article - Zoning
9 Section(s) 6-409(4) and 14-102
10 Baltimore City Revised Code
11 (Edition 2000)

12 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That
13 permission is granted for the establishment, maintenance, and operation of a restaurant: drive-in
14 on the property known as 5711 Belair Road, as outlined in red on the plat accompanying this
15 Ordinance, in accordance with Baltimore City Zoning Code §§ 6-409(4) and 14-102, subject to
16 the following conditions:

- 17 1. The entire exterior must be provided with daytime-like lighting.
- 18 2. No payphones may be on the property.
- 19 3. The windows of the building must provide interior visibility to police patrol cars
20 traveling on Belair Road.
- 21 4. No wall or structure may be retained or provided that would encourage non-
22 customers to loiter in the area.

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

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- 1 5. A picket fence must enclose the area, with the fence height on the east side of the
2 property being constructed high enough to prevent trash from blowing into
3 surrounding areas.
- 4 6. Employees must have training by management that would encourage them to
5 recognize suspected drug activity and then to anonymously report it.
- 6 7. Management is responsible for policing an area for one block in each direction for
7 trash related to food, wrappers, and other material provided by the business.
- 8 8. Management will provide mailbox-type trash containers on the property and the
9 surrounding area.
- 10 9. If City approval is required for any improvements in the surrounding area, The
11 Glenham-Belhar Community Association, or its successors or assigns, agrees to
12 support any appropriate request by McDonald's.
- 13 10. When constructed, the building for the restaurant should avoid a warehouse-like
14 appearance when visible from Belair Road, by having such architectural features as
15 windows.
- 16 11. The restaurant: drive-in must comply with all applicable federal, state, and local
17 licensing and certification requirements.

18 **SECTION 2. AND BE IT FURTHER ORDAINED,** That as evidence of the authenticity of the
19 accompanying plat and in order to give notice to the agencies that administer the City Zoning
20 Ordinance: (i) when the City Council passes this Ordinance, the President of the City Council
21 shall sign the plat; (ii) when the Mayor approves this Ordinance, the Mayor shall sign the plat;
22 and (iii) the Director of Finance then shall transmit a copy of this Ordinance and the plat to the
23 Board of Municipal and Zoning Appeals, the Planning Commission, the Commissioner of
24 Housing and Community Development, the Supervisor of Assessments for Baltimore City, and
25 the Zoning Administrator.

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