

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 08-0257

Introduced by: Councilmembers Kraft, Cole, Henry, D'Adamo, Young, Curran, Middleton,
Conaway, Holton, Clarke

Introduced and read first time: December 4, 2008

Assigned to: Judiciary and Legislative Investigations Committee

Committee Report: Favorable

Council action: Adopted

Read second time: March 2, 2009

AN ORDINANCE CONCERNING

Vandalism – Street Lights and Other Utility Structures

FOR the purpose of increasing the penalties for damaging or injuring street lighting or other public utility structures; correcting, clarifying, and conforming related language; and generally relating to vandalism of street lighting and other public utility structures, their equipment, parts, and appurtenances.

BY repealing and reordaining, with amendments

Article 19 - Police Ordinances

Section(s) 57-3

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 19. Police Ordinances

Subtitle 57. Vandalism

§ 57-3. Utility structures, etc.

(A) *PROHIBITED CONDUCT.*

[If any] NO person [shall] MAY wilfully break, defile, remove, deface, [or] carry away, OR OTHERWISE DAMAGE OR INJURE any street lighting or other public utility structure, OR ANY equipment, [or any] part, or appurtenance [thereof, installed at any place in the City, or otherwise damage or injure the same,] OF A PUBLIC UTILITY STRUCTURE.

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.

Council Bill 08-0257

1 (B) *LIABILITY.*

2 [every] ANY person [so offending, aiding, or assisting in such offense, shall be subject to
3 a penalty not exceeding \$50 and shall also be] WHO VIOLATES THIS SECTION IS, IN
4 ADDITION TO ANY OTHER APPLICABLE PENALTY, liable to the City or other owner of
5 [such] THE structure, equipment, etc., for the [cost and] expense of repairing, cleaning,
6 and restoring [the same] IT.

7 (C) *PENALTIES.*

8 (1) ANY PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND, ON
9 CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 OR TO IMPRISONMENT
10 FOR NOT MORE THAN 12 MONTHS OR TO BOTH FINE AND IMPRISONMENT FOR EACH
11 OFFENSE.

12 (2) EACH STRUCTURE DAMAGED OR INJURED UNDER THIS SECTION IS A SEPARATE
13 OFFENSE.

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

17 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
18 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