

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 21-0102

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

Committee Report: Favorable, with amendments
Council action: ♦
Read second time: March 16, 2022

AN ORDINANCE CONCERNING

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

2 FOR the purpose of requiring certain holders of permits issued by the Department of Housing and
3 Community Development to submit a disposal plan with the permit application; requiring
4 permit holders to submit proof of disposal to the Department within a certain period of time
5 after the permit work has concluded; establishing a certain citation amount; providing for a
6 special effective date; and generally relating to requiring permit holders dispose of waste and
7 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)

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

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.

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Baltimore City Revised Code

Article – Building, Fire, and Related Codes

Part II. International Building Code

§ 2-103. City modifications.

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

Chapter 1. Scope and Administration

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

1. identify and describe the work to be covered under the permit,
2. describe the land on which the proposed work is to be done by legal description, street address, or similar description that will readily identify and definitely locate the proposed building or work,
3. indicate the use and occupancy for which the proposed work is intended,
4. specify the gross floor area, as defined in Baltimore City Zoning Code § 1-306(j) {"Floor Area: Gross (GFA)"}, involved in the proposed work,
5. specify the number of dwelling units, if any, involved in the proposed work,
6. be accompanied by the construction documents and other information required by § 107 {"Submittal Documents"} of this Code, and
7. if the property is located within an Historical and Architectural Preservation District or included on the City's Landmark List or Potential-Landmark List, be forwarded to the Commission for Historical and Architectural Preservation, for review and action under City Code Article 6 {"Historical and Architectural Preservation"}, Subtitle 8 {"Alterations, etc., to or Affecting Properties"},
8. state the valuation of the proposed work,
9. if the proposed work will replace any existing structure, be accompanied by photographs that depict the existing conditions and existing structures on the site,

~~10. A DETAILED DISPOSAL PLAN INDICATING:~~

- ~~A. THE SITE AND ADDRESS WHERE WASTE AND REFUSE FROM THE WORK SITE SHALL BE DISPOSED,~~

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1 ~~B. HOW THE WASTE AND REFUSE SHALL BE TRANSPORTED TO THE DISPOSAL SITE,~~
2 ~~AND~~

3 ~~C. ANY OTHER RELEVANT INFORMATION REGARDING THE PROPER AND LEGAL~~
4 ~~DISPOSAL OF WASTE AND REFUSE FROM THE WORK SITE.~~

5 10. INCLUDE A DETAILED DISPOSAL PLAN ON THE FORM PROVIDED BY THE BUILDING
6 OFFICIAL FOR THAT PURPOSE, IF:

7 A. THE PROPOSED WORK INCLUDES INTERIOR OR EXTERIOR DEMOLITION, AND

8 B. THE BUILDING OFFICIAL REQUIRES THE APPLICANT TO PROVIDE A DETAILED
9 DISPOSAL PLAN,

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

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

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

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

19 12. [11.] provide any other data and information that the Building Official requires,

20 13. [12.] be signed by the applicant, or the applicant's authorized agent, and

21 14. [13.] if signed by an agent, be accompanied by:

22 a. proof of agency, and

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

25 ~~**105.11 POST-WORK PROOF OF DISPOSAL.** NO LATER THAN 30 DAYS FROM THE COMPLETION~~
26 ~~OF THE WORK FOR WHICH THE PERMIT WAS GRANTED, THE PERMIT HOLDER SHALL SUBMIT~~
27 ~~PROOF OF WASTE AND REFUSE DISPOSAL TO THE BUILDING OFFICIAL.~~

28 **105.11 POST -WORK PROOF OF DISPOSAL.** IF A PERMIT HOLDER WAS REQUIRED TO SUBMIT A
29 DETAILED DISPOSAL PLAN AS DESCRIBED IN § 105.3.10 OF THIS CHAPTER, AND THE PERMIT
30 HOLDER FAILS TO SUBMIT PROOF OF WASTE AND REFUSE DISPOSAL TO THE BUILDING OFFICIAL
31 UPON COMPLETION OF THE WORK FOR WHICH THE PERMIT WAS GRANTED:

32 1. THE BUILDING OFFICIAL MAY NOT FINALIZE THE PERMIT,

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Certified as duly passed this 4 day of April, 2022



President, Baltimore City Council

Certified as duly delivered to His Honor, the Mayor,

this 4 day of April, 2022


Chief Clerk

Approved this _____ day of _____, 20____

Mayor, Baltimore City