

**CITY OF BALTIMORE**  
**ORDINANCE \_\_\_\_\_**  
**Council Bill 11-0672**

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Introduced by: The Council President  
At the request of: The Administration (Baltimore Development Corporation)  
Introduced and read first time: March 14, 2011  
Assigned to: Land Use and Transportation Committee  
Committee Report: Favorable  
Council action: Adopted  
Read second time: November 14, 2011

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**AN ORDINANCE CONCERNING**

**Planned Unit Development – Designation – 6709 Pulaski Highway**

FOR the purpose of approving the application of the Mayor and City Council of Baltimore and the New Pulaski Company Limited Liability Limited Partnership, which are respectively the owner and the ground lessee of 6709 Pulaski Highway, to have that property designated an Industrial Planned Unit Development; and approving the Development Plan submitted by the applicant.

BY authority of  
Article - Zoning  
Title 9, Subtitles 1 and 5  
Baltimore City Revised Code  
(Edition 2000)

**Recitals**

The Mayor and City Council of Baltimore and the New Pulaski Company Limited Liability Limited Partnership are respectively the owner and the ground lessee of 6709 Pulaski Highway. The New Pulaski Company Limited Liability Limited Partnership intends to develop the property, consisting of 19.13 acres, more or less, for business and industrial uses.

On September 22, 2010, representatives of the applicant met with the Department of Planning for a preliminary conference, to explain the scope and nature of existing and proposed development on the property and to institute proceedings to have the property designated an Industrial Planned Unit Development.

The representatives of the applicant have now applied to the Baltimore City Council for designation of the property as an Industrial Planned Unit Development, and they have submitted a Development Plan intended to satisfy the requirements of Title 9, Subtitles 1 and 5 of the Baltimore City Zoning Code.

**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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1       **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
2 Mayor and City Council approves the application of the Mayor and City Council of Baltimore  
3 and the New Pulaski Company Limited Liability Limited Partnership, who are respectively the  
4 owner and the ground lessee of the property known as 6709 Pulaski Highway, consisting of 19.13  
5 acres, more or less, as outlined on the accompanying Development Plan entitled “6709 Pulaski  
6 Highway”, dated September 8, 2010, to designate the property an Industrial Planned Unit  
7 Development under Title 9, Subtitles 1 and 5 of the Baltimore City Zoning Code.

8       **SECTION 2. AND BE IT FURTHER ORDAINED,** That the Development Plan submitted by the  
9 applicant, consisting of Sheet C-1, “Existing Conditions”, dated October 5, 2010, Sheet C-2,  
10 “Preliminary Retail Concept Plan”, dated October 5, 2010, Sheet C-3, “Preliminary Warehouse  
11 Concept Plan”, dated October 5, 2010, and Sheet C-4, “Preliminary Mixed Use Concept Plan”,  
12 dated October 5, 2010, is approved.

13       **SECTION 3. AND BE IT FURTHER ORDAINED,** That in accordance with the provisions of Title  
14 9, Subtitles 1 and 5, the following uses are permitted within the Planned Unit Development:

- 15           (a) all permitted, accessory, and conditional uses as allowed in the M-2 Zoning District;
- 16           (b) all permitted, accessory, and conditional uses as allowed in the B-3 Zoning District;  
17           and
- 18           (c) other storage uses as permitted under § 7-406(82) of the Zoning Code.

19       **SECTION 4. AND BE IT FURTHER ORDAINED,** That the following use is prohibited within the  
20 Planned Unit Development:

- 21           (a) dwellings.

22       **SECTION 5. AND BE IT FURTHER ORDAINED,** That when reviewing plans for final design  
23 approval, the Planning Commission may take into consideration proposed uses that have  
24 different peak parking characteristics that complement each other, so that the parking spaces  
25 provided may reasonably be shared by proposed uses, and an excess of parking is not provided by  
26 strict cumulation of the parking requirements of the Zoning Code.

27       **SECTION 6. AND BE IT FURTHER ORDAINED,** That all plans for the construction of permanent  
28 improvements on the property are subject to final design approval by the Planning Commission  
29 to insure that the plans are consistent with the Development Plan and this Ordinance.

30       **SECTION 7. AND BE IT FURTHER ORDAINED,** That the Planning Department may determine  
31 what constitutes minor or major modifications to the Plan. Minor modifications require approval  
32 by the Planning Commission. Major modifications require approval by Ordinance.

33       **SECTION 8. AND BE IT FURTHER ORDAINED,** That as evidence of the authenticity of the  
34 accompanying Development Plan and in order to give notice to the agencies that administer the  
35 City Zoning Ordinance: (i) when the City Council passes this Ordinance, the President of the  
36 City Council shall sign the Development Plan; (ii) when the Mayor approves this Ordinance, the  
37 Mayor shall sign the Development Plan; and (iii) the Director of Finance then shall transmit a  
38 copy of this Ordinance and the Development Plan to the Board of Municipal and Zoning

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1 Appeals, the Planning Commission, the Commissioner of Housing and Community  
2 Development, the Supervisor of Assessments for Baltimore City, and the Zoning Administrator.

3 **SECTION 9. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30<sup>th</sup> day  
4 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\_\_

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Mayor, Baltimore City