

**CITY OF BALTIMORE
COUNCIL BILL 06-0504
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Department of Housing and Community Development)
Introduced and read first time: August 14, 2006
Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Baltimore Development Corporation,
Planning Commission, Department of Housing and Community Development, Department of the
Comptroller

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Building Code – Design Professionals – Permits – Violations**

3 FOR the purpose of authorizing the Building Official to require the use of a registered or licensed
4 design professional or other specialist or expert for certain work; modifying the
5 circumstances under which a permit may be revoked and future permits withheld for certain
6 violations; correcting, clarifying, and conforming certain language; and generally relating to
7 building permits and sanctions for violations by owners, contractors, and design
8 professionals.

9 BY adding

10 Article - Building, Fire, and Related Codes
11 Section(s) 2-103 (IBC § 105.1.5)
12 Baltimore City Revised Code
13 (Edition 2000)

14 BY repealing and reordaining, with amendments

15 Article - Building, Fire, and Related Codes
16 Section(s) 2-103 (IBC § 113.11)
17 Baltimore City Revised Code
18 (Edition 2000)

19 BY repealing

20 Article - Building, Fire, and Related Codes
21 Section(s) 2-103 (IBC § 113.12)
22 Baltimore City Revised Code
23 (Edition 2000)

24 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the**
25 **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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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. Administration

Section 105 Permits

105.1.5 SPECIAL PROFESSIONAL SERVICES. IN ADDITION TO AND WITHOUT LIMITING ANY OTHER REQUIREMENTS OF OR AUTHORITY GRANTED BY THIS CODE, THE BUILDING OFFICIAL MAY REQUIRE, AS A TERM OR CONDITION OF A PERMIT, THAT A REGISTERED DESIGN PROFESSIONAL OR OTHER LICENSED SPECIALIST OR EXPERT PERFORM SPECIFIC WORK OR SIGN AND SEAL SPECIFIC PLANS, COMPUTATIONS, SPECIFICATIONS, OR STATEMENTS.

Section 113 Violations

113.11 Revoking or withholding violator’s permits.

113.11.1 SCOPE. [Whenever] THIS § 113.11 APPLIES WHENEVER the Building Official finds that [any contractor or] AN OWNER, CONTRACTOR, OR ARCHITECT, ENGINEER, OR OTHER DESIGN PROFESSIONAL [is in violation of any] HAS VIOLATED A provision of this Code, of a permit, or of the rules and regulations of any department or agency of the City in connection with the construction, alteration, addition, repair, rehabilitation, demolition, moving, location, use, occupancy, or maintenance of any structure, premises, land, or equipment[.,].

113.11.2 ACTIONS AUTHORIZED. IN ANY SITUATION DESCRIBED IN § 113.11.1, the Building Official may:

A. revoke, without prior notice, any existing permit THAT HAS BEEN GRANTED:

1. TO THE OWNER OR CONTRACTOR; OR
2. FOR WORK IN CONNECTION WITH WHICH THE DESIGN PROFESSIONAL IS EMPLOYED; and

B. refuse to grant, FOR A PERIOD OF UP TO 5 YEARS, any further permits:

1. to the [contractor or] owner OR CONTRACTOR; OR
2. FOR WORK IN CONNECTION WITH WHICH THE DESIGN PROFESSIONAL IS EMPLOYED [until all violations have been corrected and all fees and penalties have been paid].

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1 **[113.12 Withholding permit from repeat offender.** The Building Official may refuse to
2 grant permits for a period of up to 5 years to any contractor or owner who has been found to
3 have done work without a required permit more than once within the preceding 5 years.]

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

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