

**CITY OF BALTIMORE  
ORDINANCE \_\_\_\_\_  
Council Bill 05-0241**

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Introduced by: The Council President  
At the request of: The Administration (Department of Housing and Community Development)  
Introduced and read first time: August 15, 2005  
Assigned to: Taxation and Finance Committee

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Committee Report: Favorable  
Council action: Adopted  
Read second time: November 7, 2005

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**AN ORDINANCE CONCERNING**

1                   **Non-Owner-Occupied Dwellings – Registration Fees – Repeal of “Sunset”**

2       FOR the purpose of abrogating the automatic termination of Ordinance 01-191, as amended by  
3       Ordinance 03-526; continuing the fees and per-owner maximums set by Ordinance 01-191  
4       for the annual registration of non-owner-occupied dwelling units; clarifying, correcting, and  
5       conforming certain language; defining a certain term; providing for a special effective date;  
6       and generally relating to the registration and regulation of non-owner-occupied dwellings.

7       BY renaming

8           Article 13 - Housing and Urban Renewal  
9           Division II. Rental Properties; Condominiums  
10          Subtitle 4. Registration of Rental Properties  
11           to be  
12          Division II. Non-Owner-Occupied Dwellings; Condominiums  
13          Subtitle 4. Non-Owner-Occupied Dwellings  
14          Baltimore City Code  
15          (Edition 2000)

16       BY adding

17           Article 13 - Housing and Urban Renewal  
18           Section(s) 4-1(c-1)  
19           Baltimore City Code  
20           (Edition 2000)

21       BY repealing and reordaining, with amendments

22           Article 13 - Housing and Urban Renewal  
23           Section(s) 4-5(a)  
24           Baltimore City Code  
25           (Edition 2000)

**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.

1 BY repealing and reordaining, without amendments  
 2 Article 13 - Housing and Urban Renewal  
 3 Section(s) 4-8  
 4 Baltimore City Code  
 5 (Edition 2000)

6 BY repealing and reordaining, with amendments  
 7 Ordinance 01-191  
 8 Section 3  
 9 (As amended by Ordinance 03-526)

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

12 **Baltimore City Code**

13 **Article 13. Housing and Urban Renewal**

14 ***Division II. [Rental Properties] NON-OWNER-OCCUPIED DWELLINGS; Condominiums***

15 **Subtitle 4. [Registration of Rental Properties] NON-OWNER-OCCUPIED DWELLINGS**

16 **§ 4-1. Definitions.**

17 (C-1) *NON-OWNER-OCCUPIED DWELLING UNIT.*

18 “NON-OWNER-OCCUPIED DWELLING UNIT” MEANS ANY DWELLING UNIT THAT IS:

19 (1) UNOCCUPIED; OR

20 (2) OCCUPIED, BUT NOT BY AN OWNER OF THE DWELLING.

21 **§ 4-5. Registration [statement –] required.**

22 (a) *In general.*

23 [Each] THE owner of a non-owner-occupied dwelling unit must file [a] AN ANNUAL  
 24 registration statement for that unit with the Commissioner.

25 **§ 4-8. Registration fees.**

26 (a) *In general.*

27 (1) Except as otherwise specified in this section, an annual registration fee must be paid  
 28 at the rate of \$30 for each dwelling unit, with a maximum of \$5,000 for each owner  
 29 of record.

30 (2) This fee must be paid at the time of registration.

- 1 (b) *Exceptions.*
- 2 No fee is charged for any dwelling unit that is:
- 3 (1) part of a multi-unit rental property licensed under subtitle 5 of this article;
- 4 (2) an unoccupied, habitable dwelling unit last occupied by its current owner as his or
- 5 her residence;
- 6 (3) owned by a nonprofit religious, charitable, or educational institution or
- 7 organization; or
- 8 (4) owned by a governmental entity or an instrumentality or unit of a governmental
- 9 entity.
- 10 (c) *Fees to support inspections.*
- 11 (1) All registration fees paid under this section must be accounted for in a special fund
- 12 entitled "Housing Inspection Services".
- 13 (2) Revenues credited to the fund must be available for the purpose of supporting the
- 14 inspection of housing.
- 15 (3) The Director of Finance must submit a quarterly accounting of this fund to the chair
- 16 of the City Council's Budget and Appropriations Committee.

17 **Ordinance 01-191**

18 **(As amended by Ordinance 03-526)**

19 SECTION 3. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the

20 30th day after the date it is enacted. [This Ordinance and the new fees set by it will

21 remain effective through June 30, 2005. At the end of that period, with no further action

22 by the Mayor and City Council, this Ordinance will be abrogated and of no further

23 effect.]

24 SECTION 2. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the date it

25 is enacted, retroactive to June 30, 2005.

Certified as duly passed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
President, Baltimore City Council

Certified as duly delivered to His Honor, the Mayor,

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Chief Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Mayor, Baltimore City