

CITY OF BALTIMORE
COUNCIL BILL 23-0394
(First Reader)

Introduced by: The City Council President
At the request of: The Administration (Department of Transportation)
Introduced and read first time: June 12, 2023
Assigned to: Economic and Community Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Housing and Community Development, Department of Planning, Board of Municipal and Zoning Appeals, Department of Transportation, Parking Authority of Baltimore City, Fire Department, Office of Equity and Civil Rights

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Street Encroachment – 229 East Montgomery Street**

3 FOR the purpose of permitting, subject to certain conditions, the construction and maintenance of
4 a portion of a building, projecting into the public right-of-way on the east side of the property
5 known as 229 East Montgomery Street; and providing for a special effective date.

6 BY authority of

7 Article - Building, Fire, and Related Codes
8 Sections 2-103 (BC § 3201.3.1.1)
9 Baltimore City Revised Code
10 (Edition 2000)

11 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That:**

12 (a) Permission is granted for the construction and maintenance of a portion of a building
13 on the east side of the property known as 229 East Montgomery street, which will extend into the
14 public right-of-way of Battery Avenue, subject to the conditions specified in this Ordinance. The
15 area of encroachment is more clearly shown on a plat on file in the Department of
16 Transportation, dated February 8, 2022, prepared by NW2 Engineering.

17 (b) The structure may not project into the public right-of-way more than 3 feet.

18 (c) Except as specifically provided in this Ordinance, all ordinances, rules, and
19 regulations of the Mayor and City Council of Baltimore including, but not limited to, the
20 requirement to obtain a right-of-entry permit, must be complied with in the construction and
21 maintenance of this structure.

FORMAT ONLY

13JUN23

DEP'T OF LEGISLATIVE REFERENCE

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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1 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is
2 enacted.