

CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor



DEPARTMENT OF LAW

GEORGE A. NILSON, City Solicitor  
101 City Hall  
Baltimore, Maryland 21202

June 28, 2012

Honorable President and Members  
of the City Council of Baltimore  
Room 409, City Hall  
100 N. Holliday Street  
Baltimore, Maryland 21202

Attn: Karen Randle  
Executive Secretary

Re: City Council Bill 12-0096– Zoning – Conditional Use Second-  
hand Store -5702 Bellona Avenue

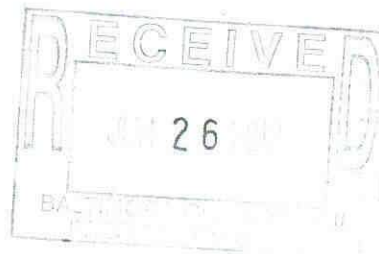
Dear President and City Council Members:

The Law Department has reviewed City Council Bill 12-0096 for form and legal sufficiency. The bill permits the establishment, maintenance, and operation of a second-hand store on the property known as 5702 Bellona Avenue

The subject property is zoned B-2-2 (Community Business District). The conditional uses that require the enactment of an ordinance in a B-2 zone include second-hand stores. City Zoning Code (“ZC”) § 6-309(12a). A conditional use is the subject of this proposed ordinance; accordingly, the proposed ordinance satisfies the above requirements.

Pursuant to the City Zoning Code, a bill concerning a conditional use is classified as a “legislative authorization.” ZC § 16-101. Legislative authorizations require that certain procedures be followed in the bill’s passage. Specifically, certain notice requirements apply to the introduction of the bill. *See* ZC § 16-203. The bill must be referred to certain City agencies, which are obligated to review the bill in a specified manner. *See* ZC §§ 16-301, 16-302 & 16-304. Additional public notice and hearing requirements also apply to the bill. *See* ZC § 16-402. Finally, certain limitations on the City Council’s ability to amend the bill apply. *See* ZC § 16-403.

Assuming all the procedural requirements are met, the Law Department will approve the bill for form and legal sufficiency.



*F/Comments*

Sincerely yours,



Victor K. Tervala  
Assistant Solicitor

cc: George Nilson, City Solicitor  
Angela C. Gibson, Mayor's Legislative Liaison  
Elena DiPietro, Chief Solicitor  
Hilary Ruley, Assistant Solicitor  
Ashlea Brown, Assistant Solicitor