

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 16-0758

Introduced by: Councilmembers Curran, Stokes, Holton, Henry, Middleton, Clarke, Spector,
Kraft

Introduced and read first time: September 19, 2016

Assigned to: Judiciary and Legislative Investigations Committee

Committee Report: Favorable

Council action: Adopted

Read second time: November 14, 2016

AN ORDINANCE CONCERNING

Health – Hydraulic Fracturing Ban

FOR the purpose of prohibiting hydraulic fracturing in Baltimore City; setting certain penalties;
and generally relating to the regulation of hydraulic fracturing and its byproducts.

BY renaming

Article - Health

Title 7, Subtitle 5. Wastewater from Hydraulic Fracturing

to be

Title 7, Subtitle 5. Hydraulic Fracturing

Baltimore City Revised Code

(Edition 2000)

BY adding

Article - Health

Section(s) 7-502

Baltimore City Revised Code

(Edition 2000)

BY renumbering

Article - Health

Section(s) 7-502 and 7-503

to be

Article - Health

Section(s) 7-503 and 7-504

Baltimore City Revised Code

(Edition 2000)

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

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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Baltimore City Revised Code

Article – Health

Title 7. Waste Control

Subtitle 5. [Wastewater from] Hydraulic Fracturing

§ 7-502. HYDRAULIC FRACTURING PROHIBITED

NO PERSON MAY MAKE USE OF HYDRAULIC FRACTURING TO EXTRACT OIL, GAS, OR OTHER HYDROCARBONS WITHIN THE CITY OF BALTIMORE.

§ 7-503. [§ 7-502.] Storing, treating, disposing, etc., wastewater prohibited.

No person may store, treat, discharge, or dispose of in the City or in or on any City-owned facility or property, wherever situated, any flow back or other wastewater resulting from hydraulic fracturing.

§ 7-504. [§ 7-503.] Penalties: \$1,000 and 90 days.

(a) *In general.*

Any person who violates any provision of this subtitle is guilty of a misdemeanor and, on conviction, is subject to a fine of not more than \$1,000, imprisonment for not more than 90 days, or both fine and imprisonment for each offense.

(b) *Each day a separate offense.*

Each day that a violation continues is a separate offense.

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

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

Council Bill 16-0758

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__

Mayor, Baltimore City