

**CITY OF BALTIMORE
COUNCIL BILL 08-0194
(First Reader)**

Introduced by: Councilmembers Kraft, Branch, D'Adamo, Henry, Conaway, Spector, Middleton,
Holton

Introduced and read first time: September 8, 2008

Assigned to: Land Use and Transportation Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Planning Commission, Mayor's
Commission on Disabilities, Department of Transportation, Baltimore City Parking Authority
Board

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Parking for Disabled Persons and Helpers – Temporary Disabilities**

3 FOR the purpose of authorizing, under certain circumstances, reserved parking for persons with
4 temporary disabilities and their helpers; correcting, conforming, and clarifying related
5 language; and generally relating to reserved parking for disabled persons and their helpers.

6 BY repealing and reordaining, with amendments

7 Article 31 - Transit and Traffic

8 Section(s) 9-1 and 9-12(b)

9 Baltimore City Code

10 (Edition 2000)

11 BY repealing and reordaining, without amendments

12 Article 31 - Transit and Traffic

13 Section(s) 9-11

14 Baltimore City Code

15 (Edition 2000)

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

18 **Baltimore City Code**

19 **Article 31. Transit and Traffic**

20 **Subtitle 9. Parking for Disabled Persons and Helpers**

21 ***Part 1. Reserved Parking for Disabled Persons***

22 **§ 9-1. Criteria for obtaining.**

23 (A) *IN GENERAL.*

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

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1 A disabled person may be eligible for a reserved parking space if the person meets the
2 following criteria:

- 3 (1) the disability of the applicant must be permanent OR OF A NATURE EXPECTED TO
4 ADVERSELY AFFECT THE APPLICANT FOR AT LEAST 1 YEAR;
- 5 (2) the applicant must be unable to use public transportation, leaving a personal
6 vehicle as the only means of transportation;
- 7 (3) the applicant must be the sole operator of the vehicle or, if the applicant is
8 dependent upon a non-handicapped driver for transportation, the driver must
9 reside in the same household;
- 10 (4) parking space must be available that is not restricted by other parking regulations;
- 11 (5) off-street parking is not available, such as a driveway, garage, or parking pad, on
12 the applicant's property; AND
- 13 (6) the applicant [must submit with the] SUBMITS AN application IN THE FORM THAT
14 THE DIRECTOR REQUIRES.

15 (B) *REQUIRED STATEMENTS.*

16 (1) THE APPLICATION SHALL BE ACCOMPANIED BY:

- 17 (i) a physician's statement, DATED WITHIN THE PREVIOUS 6 MONTHS, describing
18 the nature AND ANTICIPATED DURATION of the disability and [its] THE
19 DISABILITY'S effect on the mobility of the applicant[, dated within the
20 previous 6 months]; and
- 21 (ii) signed statements approving the designation of reserved parking for the
22 applicant from the 2 abutting property owners and from 4 additional property
23 owners in the block.

24 (2) [This provision may be waived by the] THE Director [of Public Works] MAY WAIVE
25 THE REQUIREMENTS OF PARAGRAPH (1)(II) OF THIS SUBSECTION if:

- 26 (I) [(A) it is determined] THE DIRECTOR DETERMINES that there are not enough
27 properties in the block to supply the necessary signatures; or
- 28 (II) [(B)] the Director, in consultation with the Director of the Community
29 Relations Commission, determines that the applicant meets all other criteria
30 for obtaining a reserved parking space.

31 ***Part 2. Reserved Parking for Helpers***

32 **§ 9-11. "Disabled person" defined.**

33 In this Part, "disabled person" means a person who meets the physical criteria for obtaining a
34 reserved parking space for a disabled person.

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1 **§ 9-12. Criteria and procedure for obtaining**

2 (b) *Application.*

3 (1) The application shall be made jointly by the disabled person and the disabled
4 person's designated helper.

5 (2) THE APPLICATION SHALL BE IN THE FORM THAT THE DIRECTOR REQUIRES and shall
6 [include] BE ACCOMPANIED BY:

7 (i) [(1)] a physician's statement, dated within THE PREVIOUS 6 months [prior to
8 the date of application], describing the nature AND ANTICIPATED DURATION of
9 the disabled person's disability and [its] THE DISABILITY'S effect on the
10 DISABLED PERSON'S mobility [of the disabled person]; AND

11 (ii) [(2)] signed statements approving the designation of reserved parking for the
12 applicant from the 2 abutting property owners and from 4 additional property
13 owners in the block.

14 (3) [This provision may be waived by the] THE Director [of Public Works] MAY WAIVE
15 THE REQUIREMENTS OF PARAGRAPH (2)(II) OF THIS SUBSECTION if [it is determined]
16 THE DIRECTOR DETERMINES that there are not enough properties in the block to
17 supply the necessary signatures.

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

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