

CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor



DEPARTMENT OF LAW

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

September 26, 2011

The Honorable President and
Members of the Baltimore
City Council
c/o Karen Randle, Executive Secretary
409 City Hall
Baltimore, MD 21202

RE: City Council Bill 09-0269 – Transit and Traffic-Temporary Parking Restrictions

Dear President and Members

You have requested the advice of the Law Department regarding City Council Bill 09-0269. City Council Bill 269 requires that advance notice be given, except in emergencies situations, when parking on streets will be temporarily prohibited due to construction in the area. Posting of the property 5 days in advance of parking restrictions is adequate notice unless impoundment is authorized for the parking violation. In that case, written notice to occupants of abutting properties is mandated.

Under the Maryland Ann. Code, Transportation Art., Sec. 25.102, local jurisdictions may regulate, by virtue of their police powers, the stopping, standing, or parking of vehicles as long as those regulations are not inconsistent with any parking regulations in State law. See Transportation Art., Sec. 25-101.1. City Council Bill 09-0269 is consistent with this authority.

The Law Department, therefore, approves City Council Bill 09-0269 form and legal sufficiency.

Sincerely yours,

Elena R. DiPietro
Chief Solicitor

cc: Angela Gibson, City Council Liaison
George A. Nilson, City Solicitor
Hilary Ruley, Assistant Solicitor
Ashlea Brown, Assistant Solicitor
Victor Tervalva, Assistant Solicitor

