CITY OF BALTIMORE ORDINANCE Council Bill 09-0302

Introduced by: Councilmembers Cole, Young, Henry, Middleton, Kraft, Welch, Clarke, Branch, Reisinger, President Rawlings-Blake, Councilmember Curran

Introduced and read first time: March 16, 2009

Assigned to: Judiciary and Legislative Investigations Committee Committee Report: Favorable with amendments

Council action: Adopted

Read second time: April 20, 2009

AN ORDINANCE CONCERNING

1	Parking Facilities – Enforcement
2	FOR the purpose of increasing certain criminal penalties and providing for certain civil fines for violations of certain laws governing the licensing and operation of parking facilities.
5	
4	By adding
5	Article 15 - Licensing and Regulation
6	Section(s) 12-9 and 12-10
7	Baltimore City Code
8	(Edition 2000)
9	By repealing and reordaining, with amendments
10	Article 1 - Mayor, City Council, and Municipal Agencies
11	Section(s) 40-14(e)(2) and 41-14(1)
12	Baltimore City Code
13	(Edition 2000)
14	SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the
15	Laws of Baltimore City read as follows:
16	Baltimore City Code
17	Article 15. Licensing and Regulation
18	Subtitle 12. Parking Facilities
19	§ 12-9. Enforcement by citation.
20	(A) In general.
21	In addition to any other civil or criminal remedy or enforcement procedure,
22	THIS SUBTITLE MAY BE ENFORCED BY ISSUANCE OF:

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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1 2	(1) AN ENVIRONMENTAL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40 {"ENVIRONMENTAL CONTROL BOARD"}; OR	
3 4	(2) A CIVIL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 41 {"CIVIL CITATIONS"}.	
5	(B) Process not exclusive.	
6 7	The issuance of a citation to enforce this subtitle does not preclude pur any other civil or criminal remedy or enforcement action authorized by	
8	§ 12-10. Criminal penalties.	
9	(A) IN GENERAL.	
10 11 12 13	Any person who violates any provision of this subtitle or of a rule or regulation adopted under this subtitle is guilty of a misdemeanor and, conviction, is subject to a fine of not more than $\$1,000$ or imprisonment fommer than 6 months or both fine and imprisonment for each offense.	
14	(B) Each day a separate offense.	
15	EACH DAY THAT A VIOLATION CONTINUES IS A SEPARATE OFFENSE.	
16	Article 1. Mayor, City Council, and Municipal Agencies	
17	Subtitle 40. Environmental Control Board	
18	§ 40-14. Violations to which subtitle applies.	
19	(e) Provisions and penalties enumerated.	
20	(2) Article 15. Licensing and Regulation	
21	SUBTITLE 12. PARKING FACILITIES	\$750
22	§ 17-23. Food vendors - Receptacles; clean-up	\$100
23	Subtitle 41. Civil Citations	
24	§ 41-14. Offenses to which subtitle applies – Listing.	
25	(1) Article 15. Licensing and Regulation	
26	Subtitle 12. Parking Facilities	\$750
27	Subtitle 17. Street Vendors	\$ 50
28	Subtitle 18. Itinerant Wholesale Produce Dealers	\$ 50

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are not	SECTION 2. AND BE IT FURTHER ORDAINED , That the catchlines contained in this Ordinane 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 30 th da after the date it is enacted.						
Certifie	ed as duly pa	assed this	day of	, 20		
				President, Baltimore City Council		
Certified as duly delivered to Her Honor, the Mayor,						
this	day of _		, 20			
				Chief Clerk		
Approv	ved this	day of	, 2)		