

**CITY OF BALTIMORE
COUNCIL BILL 10-0485
(First Reader)**

Introduced by: Councilmembers Cole, D’Adamo, Holton, Henry, President Young,
Councilmembers Conaway, Welch, Middleton, Spector, Curran, Kraft
Introduced and read first time: April 19, 2010
Assigned to: Land Use and Transportation Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Environmental Control Board,
Department of Transportation, Department of Finance

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Streets – Temporary Storage Units**

3 FOR the purpose of permitting temporary storage units to be placed on City property under
4 limited conditions; defining certain terms; creating a permit process for temporary storage
5 units; regulating the exterior appearance of temporary storage units; requiring that owners of
6 temporary storage units inform renters about this subtitle; providing certain penalties; and
7 generally relating to temporary storage units.

8 By adding

9 Article 31 - Transit and Traffic
10 Section(s) 5-1 to 5-11, to be under the new subtitle designation,
11 “Subtitle 5. Temporary Storage Units”
12 Baltimore City Code
13 (Edition 2000)

14 By repealing and reordaining, with amendments

15 Article 1 - Mayor, City Council, and Municipal Agencies
16 Section(s) 40-14(e)(5) and 41-14(4)
17 Baltimore City Code
18 (Edition 2000)

19 By adding

20 Article 1 - Mayor, City Council, and Municipal Agencies
21 Section(s) 41-14(4)(Subtitle 5)
22 Baltimore City Code
23 (Edition 2000)

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

26 **Baltimore City Code**

27 **Article 31. Transit and Traffic**

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

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SUBTITLE 5. TEMPORARY STORAGE UNITS

§ 5-1. DEFINITIONS.

(A) *IN GENERAL.*

IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(B) *DIRECTOR.*

“DIRECTOR” MEANS THE DIRECTOR OF TRANSPORTATION OR THE DIRECTOR’S DESIGNEE.

(C) *TEMPORARY STORAGE UNIT; UNIT.*

“TEMPORARY STORAGE UNIT” OR “UNIT” MEANS A PORTABLE CONTAINER FOR THE TEMPORARY STORAGE OF FURNITURE , CLOTHING, OR OTHER GOODS AS PART OF THE PROCESS OF RENOVATION, MOVING, OR THE RELOCATION OF BELONGINGS TO AN OFFSITE STORAGE LOCATION.

§ 5-2. PERMIT REQUIRED.

A TEMPORARY STORAGE UNIT MAY NOT BE PLACED ON ANY CITY PROPERTY WITHOUT A PERMIT ISSUED BY THE DIRECTOR.

§ 5-3. RULES AND REGULATIONS.

(A) *DIRECTOR MAY ADOPT.*

THE DIRECTOR MAY ADOPT RULES AND REGULATIONS TO CARRY OUT THIS SUBTITLE.

(B) *PERMIT CONDITIONS AND QUALIFICATIONS.*

THE RULES AND REGULATIONS ADOPTED UNDER THIS SECTION MAY INCLUDE PROCEDURES FOR IMPOSING ADDITIONAL QUALIFICATIONS ON THE PLACEMENT OF A TEMPORARY STORAGE UNIT AS A CONDITION OF THE PERMIT.

(C) *FILING WITH LEGISLATIVE REFERENCE.*

A COPY OF ALL RULES AND REGULATIONS MUST BE FILED WITH THE DEPARTMENT OF LEGISLATIVE REFERENCE BEFORE THEY TAKE EFFECT.

§ 5-4. PERMIT ISSUANCE.

(A) *APPLICATION.*

(1) A PERSON INTENDING TO USE A TEMPORARY STORAGE UNIT ON CITY PROPERTY MUST APPLY FOR THE PERMIT ON THE FORM THE DIRECTOR DESIGNATES.

(2) THE APPLICATION MUST CONTAIN:

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- 1 (I) THE APPLICANT’S NAME, PHONE NUMBER, AND OTHER CONTACT
2 INFORMATION;
- 3 (II) THE LOCATION OF THE PROPERTY THAT THE TEMPORARY STORAGE
4 UNIT IS TO BE USED FOR;
- 5 (III) THE DATES WHEN THE TEMPORARY STORAGE UNIT IS TO BE PRESENT;
6 AND
- 7 (IV) ANY OTHER INFORMATION THAT THE DIRECTOR REQUIRES.

8 (B) *LIMITATIONS ON PERMIT.*

9 AFTER RECEIVING A COMPLETED APPLICATION, THE DIRECTOR MAY ISSUE A PERMIT
10 ALLOWING THE PLACEMENT OF A TEMPORARY STORAGE UNIT ON A CITY STREET,
11 CITY ALLEY, OR OTHER CITY PROPERTY:

- 12 (1) WITHIN 100 FEET OF THE PROPERTY DESIGNATED BY THE APPLICANT IN THE
13 APPLICATION; AND
- 14 (2) ON THE DATES DESIGNATED BY THE APPLICANT IN THE APPLICATION.

15 (C) *FEES.*

16 THE PERMIT FEES FOR A TEMPORARY STORAGE UNIT ARE AS FOLLOWS:

- 17 (1) FOR A UNIT NO MORE THAN 16 FEET IN LENGTH:
 - 18 (i) \$50 FOR UP TO 5 DAYS; AND
 - 19 (ii) \$150 FOR UP TO 10 DAYS; AND
- 20 (2) FOR A UNIT MORE THAN 16 FEET IN LENGTH, TWICE THE AMOUNT SPECIFIED IN
21 ITEM (1) OF THIS SUBSECTION.

22 (D) *DURATION.*

23 THE DIRECTOR MAY NOT ISSUE ANY PERMIT OR COMBINATION OF PERMITS THAT
24 WOULD ALLOW A TEMPORARY STORAGE UNIT TO REMAIN IN ONE LOCATION FOR MORE
25 THAN 10 CONSECUTIVE DAYS.

26 **§ 5-5. {RESERVED}**

27 **§ 5-6. APPLICANT TO POST PERMIT.**

28 A LEGIBLE COPY OF THE PERMIT, CONTAINING THE APPLICANT’S CONTACT PHONE NUMBER,
29 MUST BE POSTED ON THE TEMPORARY STORAGE UNIT AT ALL TIMES.

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§ 5-7. PLACEMENT RESTRICTIONS.

(A) *PARKING REGULATIONS APPLY.*

A TEMPORARY STORAGE UNIT IS SUBJECT TO ALL PARKING REGULATIONS THAT WOULD BE APPLICABLE TO A VEHICLE PARKED IN THE SAME SPACE.

(B) *ADDITIONAL RESTRICTIONS.*

A TEMPORARY STORAGE UNIT MAY NOT BE PLACED:

(1) WITHIN 40 FEET OF AN INTERSECTION;

(2) WHERE IT WOULD CREATE A DANGEROUS SIGHT OBSTRUCTION FOR VEHICULAR OR PEDESTRIAN TRAFFIC; OR

(3) IN A PLACE WHERE PARKING IS PROHIBITED DURING ANY PORTION OF THE TIME THAT THE UNIT IS PRESENT.

(C) *WAIVER.*

THE DIRECTOR MAY WAIVE THE APPLICATION OF SPECIFIC PARKING REGULATIONS TO A UNIT BY SPECIFYING ON THE PERMIT THE REGULATIONS FROM WHICH THE UNIT IS EXEMPT.

§ 5-8. APPEARANCE OF UNITS.

(A) *VENDOR IDENTIFICATION.*

A TEMPORARY STORAGE UNIT MUST BE CLEARLY MARKED WITH THE NAME, PHONE NUMBER, AND OPERATING ADDRESS OF THE PERSON OR ENTITY THAT OWNS THE UNIT.

(B) *ADVERTISING PROHIBITED.*

NO ADVERTISING BEYOND THAT REQUIRED BY SUBSECTION (A) OF THIS SECTION IS PERMITTED ON THE EXTERIOR OF A TEMPORARY STORAGE UNIT.

(C) *REFLECTORS REQUIRED.*

A TEMPORARY STORAGE UNIT MUST HAVE REFLECTORS ON:

(1) THE SIDE OF THE UNIT THAT IS CLOSEST TO THE ROAD; AND

(2) ANY SIDE THAT FACES APPROACHING TRAFFIC.

§ 5-9. RENTER NOTIFICATION.

THE OWNER OF A TEMPORARY STORAGE UNIT MUST INFORM ANYONE WHO RENTS THE UNIT FOR USE IN THE CITY OF THE REQUIREMENTS OF THIS SUBTITLE.

§ 5-10. {RESERVED}

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1 **§ 5-11. PENALTIES.**

2 (A) *IN GENERAL.*

3 ANY PERSON WHO VIOLATES A PROVISION OF THIS SUBTITLE OR OF A RULE OR
4 REGULATION ADOPTED UNDER THIS SUBTITLE IS SUBJECT TO A FINE OF NOT MORE THAN
5 \$200 FOR EACH OFFENSE.

6 (B) *EACH DAY A SEPARATE OFFENSE.*

7 EACH DAY THAT A VIOLATION CONTINUES IS A SEPARATE OFFENSE.

8 **Article 1. Mayor, City Council, and Municipal Agencies**

9 **Subtitle 40. Environmental Control Board**

10 **§ 40-14. Violations to which subtitle applies.**

11 (e) *Provisions and penalties enumerated.*

12 (5) *Article 31. Transit and Traffic*

13 SUBTITLE 5: TEMPORARY STORAGE UNITS \$200

14 SUBTITLE 16. USE-OF-THE-ROAD REGULATIONS

15 § 16-12. Vehicles on sidewalks \$ 50

16 **Subtitle 41. Civil Citations**

17 **§ 41-14. Offenses to which subtitle applies – Listing.**

18 (4) *Article 31. Transit and Traffic*

19 SUBTITLE 5: TEMPORARY STORAGE UNITS \$200

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

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