

**CITY OF BALTIMORE  
COUNCIL BILL 06-0335  
(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of Planning)  
Introduced and read first time: February 6, 2006  
Assigned to: Land Use and Transportation Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Board of Municipal and Zoning Appeals, Planning Commission, Downtown Partnership, Baltimore Development Corporation, Department of Housing and Community Development

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Zoning – Limited Live Entertainment**

3 FOR the purpose of authorizing certain limited live entertainment as an accessory use in a B-2  
4 Zoning District.

5 BY repealing and reordaining, without amendments

6 Article - Zoning  
7 Section(s) 1-153.1  
8 Baltimore City Revised Code  
9 (Edition 2000)

10 BY adding

11 Article - Zoning  
12 Section(s) 1-153.2  
13 Baltimore City Revised Code  
14 (Edition 2000)

15 BY repealing and reordaining, with amendments

16 Article - Zoning  
17 Section(s) 6-306(71) and (82)  
18 Baltimore City Revised Code  
19 (Edition 2000)

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

22 **Baltimore City Revised Code**

23 **Article – Zoning**

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

1 **§ 1-153.1. Live entertainment.**

2 (a) *In general.*

3 “Live entertainment” means any one or more of any of the following, performed live by  
4 one or more persons, whether or not done for compensation and whether or not admission  
5 is charged:

- 6 (1) musical act (including karaoke);
- 7 (2) theatrical act (including stand-up comedy);
- 8 (3) play;
- 9 (4) revue;
- 10 (5) dance;
- 11 (6) magic act;
- 12 (7) disc jockey; or
- 13 (8) similar activity.

14 (b) *Exclusions.*

15 “Live entertainment” does not include adult entertainment, as defined in § 1-106 of this  
16 subtitle.

17 **§ 1-153.2. LIVE ENTERTAINMENT: LIMITED.**

18 “LIVE ENTERTAINMENT: LIMITED” MEANS LIVE ENTERTAINMENT THAT IS LIMITED AS  
19 FOLLOWS:

- 20 (1) THE ENTERTAINMENT IS PROVIDED AS AN ACCESSORY USE ONLY;
- 21 (2) NO ADMISSION, COVER CHARGE, OR OTHER FEE IS IMPOSED FOR THE ENTERTAINMENT;  
22 AND
- 23 (3) ALL MUSICAL OR OTHER SOUND-CREATING INSTRUMENTS USED IN OR FOR THE  
24 ENTERTAINMENT ARE ACOUSTIC.

25 **§ 6-306. Permitted uses.**

26 In a B-2 District, permitted uses are as follows:

- 27 (71) Restaurants – INCLUDING LIVE ENTERTAINMENT: LIMITED, but not including ANY  
28 OTHER live entertainment or ANY dancing, and not including accessory outdoor table  
29 service.

1           (82) Taverns – INCLUDING LIVE ENTERTAINMENT: LIMITED, but not including ANY OTHER  
2           live entertainment or ANY dancing.

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

6           **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30<sup>th</sup> day  
7           after the date it is enacted.