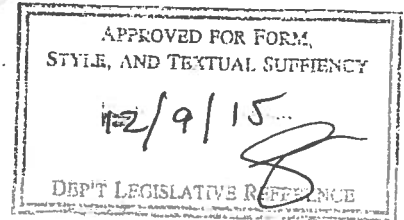


AMENDMENTS TO COUNCIL BILL 15-590
(1st Reader Copy)



By: Judiciary Committee
{To be offered on the Council Floor}

Amendment No. 1

On page 1, in line 2, strike “, etc.”; and, on the same page, strike beginning with “prohibiting” in line 3 through the semicolon in line 4, and substitute “requiring that certain procedures be followed, including notice to the City Council and, in certain situations, enactment of an Ordinance of the Mayor and City Council, before certain City-owned structures may be demolished;”; and, on the same page, in line 5, after the semicolon, insert “providing for certain exceptions;”; and, on the same page, in line 9, strike “20A-3” and substitute “20A-4”; and, on the same page, in line 10, strike “, etc.”; and, on the same page, in line 17, strike “, ETC.”.

Amendment No. 2

On page 2, after line 1, insert the paragraph designation “(1) IN GENERAL.”; and, on the same page, in line 2, after “MEANS”, insert “EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION.”; and, on the same page, in line 4 and in line 5, strike “(1)” and “(2)”, respectively, and substitute “(I)” and “(II)”, respectively; and, on the same page, after line 7, insert:

“(2) EXCLUSIONS.”

ADOPTED

“CITY STRUCTURE” DOES NOT INCLUDE:

(I) ANY SUBSURFACE INFRASTRUCTURE OR ITS APPURTENANCES;

(II) ANY OPERATIONAL FACILITY NOT ROUTINELY OPEN TO THE PUBLIC; OR

(III) ANY STRUCTURE (OTHER THAN A BUILDING), TO THE EXTENT THAT THE STRUCTURE:

(A) IS LOCATED ON, OVER, OR UNDER A STREET, ALLEY, OR OTHER PUBLIC WAY OR LAND, AND

(B) IS DESIGNED, CONSTRUCTED, CONTROLLED, AND MAINTAINED BY AND UNDER THE AUTHORITY AND SUPERVISION OF THE DIRECTOR OF PUBLIC WORKS, THE DIRECTOR OF GENERAL SERVICES, THE EXECUTIVE DIRECTOR OF THE PARKING AUTHORITY OF BALTIMORE CITY, OR THE DIRECTOR OF TRANSPORTATION, WHICHEVER HAS JURISDICTION, OR AN AUTHORIZED REPRESENTATIVE OF THE APPLICABLE DIRECTOR.”.

Amendment No. 3

On page 2, strike lines 20 through 24, in their entireties, and substitute:

“§ 20A-2. EXCLUSIONS FROM SUBTITLE.

THIS SUBTITLE DOES NOT APPLY TO A CITY STRUCTURE FOR WHICH THE BUILDING OFFICIAL OR HIS OR HER DESIGNEE HAS CERTIFIED IN WRITING THAT ITS DEMOLITION IS AN EMERGENCY MEASURE NECESSARY TO PROTECT LIFE, HEALTH, SAFETY, OR PROPERTY FROM IMMINENT DANGER.

§ 20A-3. NOTICE TO CITY COUNCIL.

(A) IN GENERAL.

NO CITY AGENCY, OFFICIAL, EMPLOYEE, OR CONTRACTOR, NOR ANY OTHER PERSON MAY UNDERTAKE, APPROVE, OR ALLOW THE DEMOLITION, IN WHOLE OR SUBSTANTIAL PART, OF ANY CITY STRUCTURE UNLESS THE AGENCY PROPOSING THE ACTION FIRST SUBMITS TO THE PRESIDENT OF THE CITY COUNCIL, FOR PUBLICATION IN THE COUNCIL JOURNAL, A NOTICE DESCRIBING THE STRUCTURE AND PROPOSED ACTION.

(B) IF NO OBJECTION RECEIVED.

IF, WITHIN 30 DAYS OF THE NOTICE’S PUBLICATION IN THE JOURNAL, THE PRESIDENT HAS RECEIVED NO OBJECTION TO THE PROPOSAL FROM ANY COUNCILMEMBER:

(1) THE PRESIDENT SHALL SO NOTIFY THE AGENCY THAT SUBMITTED THE NOTICE; AND

(2) WITHOUT NEED FOR FURTHER ACTION BY THE CITY COUNCIL, THE AGENCY MAY PROCEED WITH THE PROPOSED DEMOLITION.

(C) IF OBJECTION RECEIVED.

IF A TIMELY OBJECTION IS RECEIVED FROM A COUNCILMEMBER:

- (1) THE PRESIDENT SHALL SO NOTIFY THE AGENCY THAT SUBMITTED THE NOTICE; AND
- (2) THE DEMOLITION MAY NOT PROCEED UNLESS:
 - (I) EXPRESSLY AUTHORIZED BY AN ORDINANCE OF THE MAYOR AND CITY COUNCIL; OR
 - (II) THE STRUCTURE REMAINS UNOCCUPIED FOR 5 YEARS OR MORE FOLLOWING THE PUBLICATION OF NOTICE UNDER SUBSECTION (A) OF THIS SECTION”.

Amendment No. 4

On page 2, in line 25, strike “**20A-3.**” and substitute “**20A-4.**”; and, in the same line, after “ACTION”, insert “**ON PROPOSED ORDINANCE**”; and, on the same page, in lines 27 and 28, strike “OR RECONSTRUCTION”; and, on the same page, in line 32, after the semicolon, insert “**AND**”; and, on page 3, strike beginning with “THE” in line 1 through “(4)” in line 2.

