

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 07-0715

Introduced by: Councilmember D'Adamo
At the request of: McDonald's Corporation
Address: c/o Stanley S. Fine, Esquire, 25 South Charles Street, Suite 2115, Baltimore,
Maryland 21201
Telephone: 410-727-6600
Introduced and read first time: June 11, 2007
Assigned to: Land Use and Transportation Committee
Committee Report: Favorable with amendments
Council action: Adopted
Read second time: October 15, 2007

AN ORDINANCE CONCERNING

**Zoning – Conditional Use Restaurant: Drive-In –
5711 Belair Road**

FOR the purpose of permitting, subject to certain conditions, the establishment, maintenance, and operation of a restaurant: drive-in on the property known as 5711 Belair Road, as outlined in red on the accompanying plat.

By authority of
Article - Zoning
Section(s) 6-409(4) and 14-102
Baltimore City Revised Code
(Edition 2000)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That permission is granted for the establishment, maintenance, and operation of a restaurant: drive-in on the property known as 5711 Belair Road, as outlined in red on the plat accompanying this Ordinance, in accordance with Baltimore City Zoning Code §§ 6-409(4) and 14-102, subject to the following conditions:

1. The entire exterior must be provided with ~~daytime-like~~ appropriate lighting.
2. No payphones may be on the property.
3. The windows of the building must provide interior visibility to ~~police patrol cars traveling on~~ dining and customer area from Belair Road and White Avenue.
4. ~~No wall or structure may be retained or provided that would encourage non-~~
~~customers to loiter in the area.~~

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 ~~4. 5. A picket fence must enclose the area, with the fence height on the east side of the~~
2 ~~property being constructed high enough to prevent trash from blowing into~~
3 ~~surrounding areas. The existing board on board fence will continue on the east side~~
4 ~~of the property.~~

5 ~~5. 6. Employees must have training by management that would encourage them to~~
6 ~~recognize suspected drug activity and then to anonymously report it.~~

7 ~~6. 7. Management is responsible for policing an area for one block in each direction for~~
8 ~~trash related to food, wrappers, and other material provided by the business.~~

9 ~~7. 8. Management will provide mailbox-type trash containers on the property and the~~
10 ~~surrounding area.~~

11 ~~9. If City approval is required for any improvements in the surrounding area, The~~
12 ~~Glenham-Belhar Community Association, or its successors or assigns, agrees to~~
13 ~~support any appropriate request by McDonald's.~~

14 ~~8. 10. When constructed, the building for the restaurant should avoid a warehouse-like~~
15 ~~appearance when visible from Belair Road, by having such architectural features as~~
16 ~~windows.~~

17 ~~9. 11. The restaurant: drive-in must comply with all applicable federal, state, and local~~
18 ~~licensing and certification requirements.~~

19 **SECTION 2. AND BE IT FURTHER ORDAINED,** That as evidence of the authenticity of the
20 accompanying plat and in order to give notice to the agencies that administer the City Zoning
21 Ordinance: (i) when the City Council passes this Ordinance, the President of the City Council
22 shall sign the plat; (ii) when the Mayor approves this Ordinance, the Mayor shall sign the plat;
23 and (iii) the Director of Finance then shall transmit a copy of this Ordinance and the plat to the
24 Board of Municipal and Zoning Appeals, the Planning Commission, the Commissioner of
25 Housing and Community Development, the Supervisor of Assessments for Baltimore City, and
26 the Zoning Administrator.

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

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Certified as duly passed this _____ day of _____, 20__

President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,
this _____ day of _____, 20__

Chief Clerk

Approved this _____ day of _____, 20__

Mayor, Baltimore City