

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 18-0275

Introduced by: Councilmember Dorsey, President Young, Councilmembers Costello, Bullock,
Burnett, Stokes, Cohen, Sneed, Reisinger, Pinkett, Middleton, Schleifer, Scott, Henry
Introduced and read first time: August 6, 2018
Assigned to: Judiciary and Legislative Investigations Committee
Committee Report: Favorable with amendments
Council action: Adopted
Read second time: October 15, 2018

AN ORDINANCE CONCERNING

Unidentifiable Vehicles – Immediate Towing

FOR the purpose of prohibiting the parking of unidentifiable vehicles on City streets; authorizing the immediate removal of unidentifiable vehicles parked on City streets; setting a certain penalty; correcting, conforming, and clarifying related provisions; and generally relating to unidentifiable vehicles.

BY adding

Article 31 - Transit and Traffic
Section(s) 31-12
Baltimore City Code
(Edition 2000)

BY repealing and reordaining, with amendments

Article 31 - Transit and Traffic
Section(s) 6-22, 31-1(a), 31-43(a)(1)(iv), and 36-3
Baltimore City Code
(Edition 2000)

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

Baltimore City Code

Article 31. Transit and Traffic

Subtitle 6. Parking, Standing, and Stopping Regulations

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 **§ 6-22. Continuously parking in 1 spot.**

2 (a) *Prohibited conduct.*

3 No vehicle shall be permitted to stand more than 48 hours continuously in the same
4 location.

5 (b) *Exceptions.*

6 (1) Provided, however, that nothing herein contained shall be applicable to:

7 (i) vehicles of the Police Department or the Fire Department;

8 (ii) any emergency vehicle belonging to the City or to any public utility;

9 (iii) vehicles belonging to physicians or undertakers; or

10 (iv) vehicles with disabled person registration plates.

11 (2) And provided further that nothing herein contained shall be construed to modify
12 in any way the restrictions or provisions of any ordinance or regulation as to
13 parking of vehicles on any boulevard or through street, but such restrictions and
14 provisions shall continue in effect as if this section had not been passed.

15 [(c) *Violation not an abandonment.*

16 A vehicle that is in violation of subsection (a) of this section is not, solely because of that
17 violation, an “abandoned vehicle” under this article or the State Transportation Article.]

18 **Subtitle 31. Clear Streets and Impoundment**

19 **§ 31-1. Definitions.**

20 (a) *Abandoned vehicle.*

21 [(1) *In general.*]

22 “Abandoned vehicle” has the meaning stated in State Transportation Article
23 (“Maryland Vehicle Law”) § 25-201[, except as provided in paragraph (2) of this
24 subsection].

25 [(2) *Exception.*]

26 [“Abandoned vehicle” does not include a vehicle solely because it is in violation
27 of § 6-22 of this article.]

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§ 31-12. UNIDENTIFIABLE VEHICLES.

(A) PROHIBITED CONDUCT.

IT IS UNLAWFUL FOR ANY PERSON TO PARK A VEHICLE OR PART OF A VEHICLE ON ANY STREET, LANE, OR ALLEY IF THE VEHICLE:

- (1) IS NOT DISPLAYING CURRENTLY VALID REGISTRATION PLATES; AND
- (2) HAS ITS VIN OBSCURED SO THAT IT CANNOT BE READ FROM OUTSIDE THE VEHICLE.

(B) REMOVAL OF VEHICLES.

THE COMMISSIONER IS AUTHORIZED TO CAUSE ANY VEHICLE IN VIOLATION OF SUBSECTION (A) OF THIS SECTION TO BE IMMEDIATELY REMOVED AND IMPOUNDED AS PROVIDED IN THIS SUBTITLE.

§ 31-43. Notice and hearing – In general.

(a) Notice to owner and secured party.

(1) Within 2 full working days after the vehicle has been removed to the auto pound, the Director of Transportation must post notice to the owner of the vehicle and, within 7 full working days, must post notice to the secured party by certified mail, return receipt requested, of the following:

...

(iv) that the owner of a vehicle impounded as [abandoned] AN “ABANDONED VEHICLE” OR AS AN “UNIDENTIFIABLE VEHICLE” may contest the validity of the taking by application, on a form prescribed by the Director of Transportation, to a hearing officer within 10 days from the date of such application.

Subtitle 36. Parking, etc., Fines, Penalties, and Procedures

§ 36-3. \$300 fines.

(1) Abandoning a vehicle in violation of § 31-8 {“Abandoned vehicles”} of this article is punishable by a fine of \$300.

(2) PARKING AN UNIDENTIFIABLE VEHICLE IN VIOLATION OF § 31-12 {“UNIDENTIFIABLE VEHICLES”} OF THIS ARTICLE IS PUNISHABLE BY A FINE OF \$300.

SECTION 2. AND BE IT FURTHER ORDAINED, That the catchlines contained in this Ordinance 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 30th day 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