

CITY OF BALTIMORE

SHEILA DIXON, Mayor



BOARD OF MUNICIPAL AND ZONING APPEALS

DAVID C. TANNER, Executive Director  
417 E. Fayette Street, Room 1432  
Baltimore, Maryland 21202

January 8, 2009

The Honorable President and  
Members of the City Council  
City Hall

Re: City Council Bill #08-0112- Late Night Commercial Operations - Licensing

Ladies and Gentlemen:

City Council Bill No. 08-0112 as been referred by your Honorable Body to the Board of Municipal and Zoning Appeals for study and report.

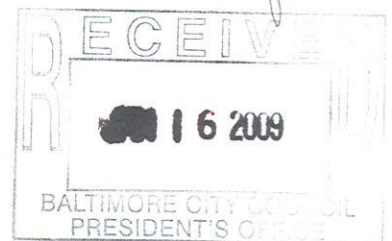
The purpose of this legislation is to require certain late night commercial operations to be licensed; defining certain terms; imposing certain penalties; providing for a special effective date; and generally relating to the licensing and regulation of late-night commercial operations.

City Council Bill # 08-0112 would require businesses within any residential zoning district, office-residence district, B-1 or B-2 zoning district to obtain a late night operations license in order to operate between the hours of midnight and 6 A.M. The bill does exempt pharmacies, emergency medical or veterinary care facilities, gas stations and any restaurants or taverns that are already authorized for later hours by the liquor board from obtaining this license.

The BMZA recognizes that this legislation could give neighborhoods an administrative mechanism to hold adjacent businesses accountable for possible nuisances caused by late night operations such as traffic and noise. City Council Bill 08-0112 calls for the BMZA to serve as the licensing and enforcement agency for licensing late night commercial establishments. The BMZA is not structured to serve in this capacity. The issue of licensing late-night establishments would be better served by a licensing agency with inspectors to monitor for compliance with conditions of the license

The BMZA is not opposed to the concept of licensing late night commercial establishments, however, as City Council Bill # 08-0112 is written, the BMZA does not support its passage.

*unfav. comment*



C.C. 08-0112  
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Sincerely,

A handwritten signature in cursive script that reads "David C. Tanner".

David C. Tanner  
Executive Director

DCT/lag  
C.c. Mayors Office of Council Relations  
Legislative Reference