

**CITY OF BALTIMORE  
COUNCIL BILL 10-0522  
(First Reader)**

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Introduced by: Councilmembers Clarke, Middleton, Branch, D'Adamo, Curran, Henry, Welch,  
Spector, Reisinger, Kraft

Introduced and read first time: June 7, 2010

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, Department of Housing and Community Development,  
Department of Public Works, Department of Transportation, Baltimore Development  
Corporation

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 style="text-align:center">**Required Parking for Bicycles**

3 FOR the purpose of requiring certain new or expanded structures, premises, and uses to provide  
4 bicycle parking that meets certain standards; defining and redefining certain terms; imposing  
5 certain penalties; allowing for the issuance of variances from bicycle parking requirements;  
6 providing for a special effective date; and generally relating to required parking spaces for  
7 bicycles.

8 BY repealing and reordaining, with amendments

9 Article - Zoning

10 Section(s) 1-162, 10-101, 10-206, 10-207(a), (c), and (d), 10-301(c)(1) and (2),  
11 10-305, 10-306, 10-307, 10-308(a), 10-402, and 10-405(intro)

12 Baltimore City Code  
13 (Edition 2000)

14 BY adding

15 Article - Zoning

16 Section(s) 1-116.1, 1-168.2, 10-311, 10-406, and 15-208(d)

17 Baltimore City Code  
18 (Edition 2000)

19 BY repealing and reordaining, without amendments

20 Article - Zoning

21 Section(s) 10-201

22 Baltimore City Code  
23 (Edition 2000)

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

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

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**Baltimore City Code**

**Article – Zoning**

**Title 1. Definitions; General Provisions**

**Subtitle 1. Definitions**

**§ 1-116.1. BICYCLE.**

“BICYCLE” HAS THE MEANING STATED IN § 11-104 {“BICYCLE”} OF THE STATE TRANSPORTATION ARTICLE.

**§ 1-162. Motor vehicle.**

“Motor vehicle” has the meaning stated in §11-135 {“MOTOR VEHICLE”} of the State Transportation Article.

**§ 1-168.2. PARKING FACILITY, PARKING SPACE, ETC.**

“PARKING FACILITY”, “PARKING SPACE”, “VEHICULAR PARKING SPACE”, AND “BICYCLE PARKING SPACE” HAVE THE MEANINGS STATED IN § 10-101 {“OFF-STREET PARKING REGULATIONS: DEFINITIONS”} OF THIS ARTICLE.

**Title 10. Off-Street Parking Regulations**

**Subtitle 1. Definitions; Overview**

**§ 10-101. Definitions.**

(a) *In general.*

In this title, the following terms have the meanings indicated.

(B) *BICYCLE PARKING SPACE.*

“BICYCLE PARKING SPACE” MEANS A DESIGNATED AREA, WHETHER OPEN OR ENCLOSED, THAT IS USED FOR THE OFF-STREET PARKING OF A BICYCLE.

(C) *PARKING FACILITY.*

“PARKING FACILITY” MEANS A FACILITY THAT IS USED FOR THE OFF-STREET PARKING OF MOTOR VEHICLES OR BICYCLES.

(D) [(b)] *Parking space.*

“Parking space” means a designated area, whether open or enclosed, that is used for the off-street parking of a motor vehicle OR A BICYCLE.

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1 (E) [(c)] *Stacking space.*

2 “Stacking space” means off-street space allocated for the temporary standing of motor  
3 vehicles awaiting entry to a particular establishment.

4 (F) *VEHICLE PARKING SPACE.*

5 “VEHICLE PARKING SPACE” MEANS A DESIGNATED AREA, WHETHER OPEN OR ENCLOSED,  
6 THAT IS USED FOR THE OFF-STREET PARKING OF A MOTOR VEHICLE.

7 **Subtitle 2. Scope and Applicability**

8 **§ 10-201. New structures and uses.**

9 For all newly-erected structures and all newly-established uses of land, accessory off-street  
10 parking facilities must be provided for that structure and use, as required by this title.

11 **§ 10-206. Spaces to be used exclusively for parking.**

12 (a) *In general.*

13 (1) All VEHICLE parking spaces required by this title must be used solely for the parking  
14 of motor vehicles.

15 (2) ALL BICYCLE PARKING SPACES REQUIRED BY THIS TITLE MUST BE USED SOLELY FOR  
16 THE PARKING OF BICYCLES.

17 (b) *Specifically prohibited uses.*

18 (1) In no event, may required parking spaces be used for the temporary or permanent  
19 storage of vehicles for sale or hire.

20 (2) No [motor] vehicle repair work or service of any kind, except emergency repair  
21 service, is permitted in any parking spaces.

22 **§ 10-207. Exemptions; special provisions.**

23 (a) *In Business or Industrial District.*

24 (1) Except as specified in paragraph (2) of this subsection, if the application of this title  
25 results in a requirement of no more than 2 VEHICLE PARKING spaces on a single lot in  
26 a Business or Industrial District, those off-street parking spaces need not be provided.

27 (2) This subsection, however, does not apply to off-street parking required for dwelling  
28 and efficiency units.

29 (c) *For public housing.*

30 No more than 1 VEHICLE parking space need be provided for every 2 dwelling units in  
31 dwellings erected or rehabilitated to be sold to, to be developed by, or to be developed for  
32 the use of the Housing Authority of Baltimore City for low-rent public housing.

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1 (d) *For elderly.*

2 No more than 1 VEHICLE parking space need be provided for every 4 units designed for  
3 occupancy by the elderly in:

4 (1) a federally-assisted private or public housing dwelling; or

5 (2) housing for the elderly.

6 **Subtitle 3. General Requirements**

7 **§ 10-301. Plot plan.**

8 (c) *Required reviews.*

9 (1) If a proposed new or expanded use [provides] CALLS for 5 or more new VEHICLE  
10 parking spaces, the Zoning Administrator must forward the plot plan for that use to:

11 (i) the Department of Planning; and

12 (ii) the Department of Public Works.

13 (2) The Department of Public Works must determine:

14 (i) compliance with:

15 (A) drainage requirements;

16 (B) sidewalk, curb, and driveway requirements; and

17 (C) other relevant standards adopted by the Department of Public Works;  
18 and

19 (ii) the adequacy of:

20 (A) ingress and egress provisions for BICYCLE AND vehicular movement;

21 (B) safety provisions for pedestrian, BICYCLE, and vehicular traffic; and

22 (C) all safeguards needed to ensure a minimum of disruption to public  
23 rights-of-way and a maximum of safety.

24 **§ 10-305. Minimum size, CAPACITY of space.**

25 (A) *VEHICLE PARKING SPACES.*

26 Each VEHICLE parking space must be at least 180 square feet, exclusive of access drives  
27 or aisles.

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### (B) *BICYCLE PARKING SPACES.*

#### (1) EACH BICYCLE PARKING SPACE MUST BE:

(I) FOR AN OUTDOOR SPACE, AT LEAST 4 FEET BY 6 FEET; AND

(II) FOR AN ENCLOSED SPACE, AT LEAST 15 SQUARE FEET OF OPEN FLOOR AREA.

#### (2) EACH BICYCLE PARKING SPACE MUST BE EQUIPPED WITH A BICYCLE RACK OR LOCKER THAT CAN ACCOMMODATE UP TO 2 BICYCLES PER RACK OR LOCKER.

### **§ 10-306. Required access.**

#### (a) *To street or alley.*

Each VEHICLE parking space must be designed with safe and efficient means of vehicular access to:

(1) a street; or

(2) an alley at least 15 feet wide.

#### (b) *Design of driveways and ramps.*

In establishing VEHICLE parking spaces under this title, driveways or access ramps must be designed and constructed in a way that permits vehicles to enter or leave the parking spaces without having to move any other vehicle onto the public way.

### **§ 10-307. Surfacing.**

#### (a) *In general.*

Except as specified in subsection (b) of this section, VEHICLE parking spaces must be surfaced and maintained with a dustless all-weather material in accordance with the Building Code of Baltimore City.

#### (b) *Single- and 2-family dwellings.*

For single- and 2-family dwellings, a VEHICLE parking space may consist of 2 parallel paved parking strips, each of which is at least 18 inches wide and at least 20 feet long.

### **§ 10-308. Screening and landscaping near Residence or Office-Residence Districts.**

#### (a) *When screening required.*

Screening is required for any parking facility with 5 or more VEHICLE parking spaces, if the facility:

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(1) either adjoins or is within 100 feet of a lot in a Residence or Office-Residence District; and

(2) is visible from the ground level of the Residence or Office-Residence District.

**§ 10-311. SPECIFIC REQUIREMENTS FOR BICYCLE PARKING.**

EACH BICYCLE PARKING SPACE MUST BE:

(1) PROVIDED IN A SAFE AND SECURE LOCATION THAT IS ACCESSIBLE TO ALL PROPERTY USERS;

(2) AT LEAST AS CONVENIENTLY LOCATED AS THE MOST CONVENIENT PARKING SPACE NOT RESERVED FOR PERSONS WITH DISABILITIES; AND

(3) CLEARLY LABELED AS RESERVED FOR BICYCLE PARKING.

**Subtitle 4. Required Number of Off-Street Spaces**

**§ 10-402. Computation of spaces.**

(a) *Fractional spaces.*

When the application of this [subtitle] TITLE results in a requirement for a fractional PARKING space:

(1) any fraction less than ½ may be disregarded; and

(2) any fraction of ½ or more counts as 1 parking space.

(b) *Employee-based requirements.*

Where VEHICLE parking spaces are required on a number-of-employee basis, the spaces must be computed on the greatest number of on-duty employees on the premises at any one time.

(c) *Rated-capacity-based requirements.*

Where VEHICLE parking spaces are required on a rated-capacity-in-persons basis, the “rated capacity” is the maximum number of people that, as determined by the Zoning Administrator, may reasonably be accommodated by the use at any one time.

**§ 10-405. [Schedule of required] REQUIRED NUMBER OF VEHICLE PARKING spaces.**

Off-street VEHICLE parking spaces must be provided as follows:

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1 **§ 10-406. REQUIRED NUMBER OF BICYCLE PARKING SPACES.**

2 (A) *IN GENERAL.*

3 1 BICYCLE PARKING SPACE MUST BE PROVIDED FOR EVERY 10 VEHICLE PARKING SPACES  
4 REQUIRED BY THIS TITLE.

5 (B) *VEHICLE PARKING SPACE OFFSET.*

6 THE NUMBER OF VEHICLE PARKING SPACES REQUIRED BY THIS TITLE IS REDUCED BY 1 FOR  
7 EACH BICYCLE PARKING SPACE PROVIDED AS REQUIRED BY THIS SECTION.

8 **Title 15. Variances**

9 **Subtitle 2. Authorized Variances; Required Findings**

10 *Part I. Authorized Variances*

11 **§ 15-208. Off-street parking — in general.**

12 (D) *BICYCLE PARKING SPACE.*

13 A VARIANCE MAY AUTHORIZE A REDUCTION IN THE NUMBER OF BICYCLE PARKING  
14 SPACES THAT ARE REQUIRED BY THE APPLICABLE REGULATIONS.

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

18 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 185<sup>th</sup>  
19 day after the date it is enacted.