

CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor

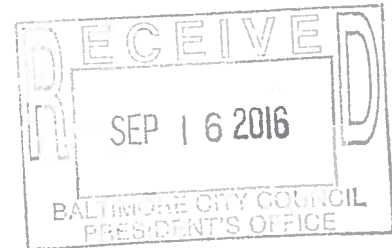


DEPARTMENT OF LAW

GEORGE A. NILSON, City Solicitor
101 City Hall
Baltimore, Maryland 21202

September 15, 2016

The Honorable President and Members
of the Baltimore City Council
Attn: Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202



Re: City Council Bill 16-0709 – Planned Unit Development – Amendment – Port Covington

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 16-0709 for form and legal sufficiency. The bill would amend the existing Development Plan for the Port Covington Planned Unit Development (“PUD”), to expand the uses allowed in the area and update the development plan sheets. The bill appears to conform to Title 9 of the Zoning Code concerning PUDs.

Pursuant to the City Zoning Code, the amendment of a PUD is classified as a “legislative authorization,” requiring certain procedures. ZC §§16-101(c)(3); 16-101(d). Notice requirements apply to the introduction of the bill, including posting the property for 30 days within one week of the notice of introduction. *See* ZC §16-203. The bill must be referred to certain City agencies, which are obligated to review the bill in a specified manner. *See* ZC §§16-301–16-303. Additional public notice and hearing requirements also apply to the bill, including advertising the time, place and subject of the hearing in a paper of general circulation for 15 days and posting the property conspicuously with this same information. *See* Md. Code, Land Use, §10-303; ZC §16-402. Finally, certain limitations on the City Council’s ability to amend the bill apply, including a Third Reading hold-over before final passage by the Council. *See* ZC §§16-403, 16-404. Assuming all the procedural requirements are met, the Law Department will approve the bill for form and legal sufficiency.

Very truly yours,

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Chief Solicitor

cc: David Ralph, Acting City Solicitor
Angela C. Gibson, Mayor’s Legislative Liaison
Elena DiPietro, Chief Solicitor, General Counsel Division
Victor Tervalá, Chief Solicitor
Jennifer Landis, Assistant Solicitor

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