


<b>FROM</b>	NAME & TITLE	David E. Scott, P.E., Director	CITY of <b>BALTIMORE</b> <b>MEMO</b>	
	AGENCY NAME & ADDRESS	Department of Public Works 600 Abel Wolman Municipal Building		
	SUBJECT	<b>CITY COUNCIL BILL 08-0193</b>		

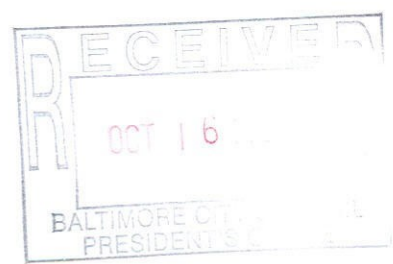
DATE: October 15, 2008

**TO**  
 The Honorable President and Members  
 of the Baltimore City Council  
 c/o Karen Randle  
 Room 400 - City Hall

I am herein reporting on City Council Bill 08-0193 introduced by Council President Rawlings Blake on behalf of the Administration (Baltimore City Parking Authority).

The purpose of the Bill is to regulate the provision of valet parking services; require valet parking operators be licensed; require permits for valet parking zones; establish certain standards of operation; define certain terms; correct, clarify and conform related provisions governing passenger loading zones and freight loading zones; designate passenger loading zones, freight loading zones, and valet parking zones as impoundment areas; clarify responsibility for collecting applicable parking taxes; provide for a special effective date; and generally relating to the licensing and regulation of valet parking services.


City Council Bill 08-0193 proposes to create a valet parking subtitle under Article 31 of the Baltimore City Code to provide for the establishing, licensing, permitting, regulating, fee structure, and sanctioning of these customer parking services. The intent of the legislation is to provide consistent controls and regulations for valet parking operations in the City without interfering with traffic, on-street parking, and pedestrian safety. A summary of the provisions is attached. This Department finds the provisions of City Council Bill 08-0193 provide the necessary guidance, authority, and enforcement to effectively control these uses for the convenience of customers, without undue interference with the public rights-of-way. It is important to remember that the whole of Article 31 came under the purview of the Department of Transportation with its creation. Therefore, the reference to the Director of Public Works under § 6-16 really means the Director of the Department of Transportation (Ordinance 03-501, followed by ratified Resolution 04-056). However, references in this new Subtitle to Minor Privilege permits (§ 14-3) and use of rights-of-way permits (§ 14-5) do not alter the processing and issuing of these permits under the authority of the Department of Public Works. Finally, this Department recommends that § 14-36(B) be amended to clarify that A-frame and free standing signs are not permitted in the rights-of-way (Board of Estimates, January 6, 1965).



*F/A*

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of the Baltimore City Council  
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Based on these findings, the Department of Public Works supports passage of City Council  
Bill 08-0193 as proposed to be amended.



David E. Scott, P.E.  
Director

DES/MMC:pat

Attachment

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## Department of Public Works

### ATTACHMENT City Council Bill 08-0193 Valet Parking

#### Summary of Provisions

- Deletes the definitions for freight loading zone and passenger loading zone from Subtitle 1 (§§ 1-1 and 1-2) and inserts new definitions in Subtitle 6 (§ 6-16); clarifies that a passenger loading zone does not include valet parking zones and that the Director of Public Works establishes the location and operational hours of the zones
- Establishes a newly defined valet parking zone (§ 6-17) and prohibits stopping in these areas unless temporarily loading or unloading passengers
- Establishes a new Subtitle 14 for Valet Parking
  - Defines types of valet parking services and the differences between an attendant, contract-operator, host, host-operator and operator of these services (§ 14-1)
  - Grants authority to Director of Transportation to establish rules and regulations to carry out this Subtitle, in consultation with the Parking Authority's Board of Directors; any fee setting or issuance of a minor privilege permit requires prior approval of the Board of Estimates (§ 14-3)
  - Provides for exemptions and partial exemptions for temporary, non-professional valet parking services or temporary valet parking by a professional operator under certain circumstances; use of rights-of-way for temporary valet parking requires approval by the Director of Transportation and the Executive Director of the Parking Authority, subject to use of rights-of-way permits (§ 14-5)
  - Requires an operator to apply for and be granted a valet operator's license, valid for one year, with appropriate liability insurance to protect the applicant, host, and the City, as prescribed by the Office of Risk Management; pay an application and license fee; license to be non-transferable (Part II)
  - Requires a host to apply for a valet parking zone permit, valid for one year, and issued by the Parking Authority with the approval of the Director of Public Works; pay an application and permit fee; permit to be non-transferable; submittal of a valet parking plan; provides indemnification for the Parking Authority and the City and allows for the setting of special conditions by the Director of Transportation; establishes and posts a valet parking zone by the Director of Transportation; major changes to the host's operation requires an amendment to the permit, minor changes requires advance reporting to the Parking Authority (Part III)

- Defines standards of operations requiring licensed operators, adherence to hours of operation and parking zone areas, attendant qualifications and uniforms, prompt transporting of vehicles, display of identifying signs, and availability of the operator's license and valet parking zone permit for inspection purposes (Part IV)
  - Specifies the conditions under which an operator's license or valet parking zone permit may be denied, suspended, or revoked, the use of a prepayable citation for enforcement purposes, in addition to other remedies; and the right to an administrative appeal before the Board of Municipal and Zoning Appeals or for judicial and appellate review through the Circuit Court or the Court of Special Appeals, respectively (Part V)
  - Persons violating this Subtitle, any rules or regulations adopted under this Subtitle, or any conditions or limitations imposed by a license or permit issued under this Subtitle may be found guilty of a misdemeanor and subject to a fine of not more than \$1,000; each day that a violation continues would be considered a separate offense (Part VI)
- Lists passenger, freight and valet parking zones as impounding areas (§ 31-107), subject to certain fines and penalties
  - Requires the operator of a valet parking service to collect the required parking tax from the parker or from the host (Article 28 § 22-5)
  - Adds to Article 1 Subtitle 40 prepayable citations for violations of a valet parking license or permit of \$500 for the first offense, \$1,000 for subsequent offense, and \$50 for parking vehicles on sidewalks