

CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor



DEPARTMENT OF LAW

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

June 5, 2012

The Honorable President and
Members of the Baltimore
City Council
c/o Karen Randle, Executive Secretary
409 City Hall
Baltimore, MD 21202

RE: City Council Bill No. 12-0092– Charter Amendment-Stormwater
Utility

Dear President and Members

You have requested the advice of the Law Department regarding City Council Bill 12-0092. City Council Bill 12-0092 amends the Baltimore City Charter to provide for the creation of a financially self-sustaining stormwater utility similar to the water and wastewater utilities. In addition, the bill adds new provisions authorizing the transfer of employees and the enactment of ordinances necessary and desirable to implement the provisions Section 18 of the Charter.

The Law Department suggests one amendment to the bill. In Sec. 18(E). for clarity, add “and not inconsistent with this Charter” after “desirable.”

Article XI-A, Sec. 5 of the Maryland Constitution provides that an amendment to the Baltimore City Charter may be proposed by a resolution of the Mayor and City Council. Accordingly, City Council Bill 12-0092 is consistent with the authority of the City Council to initiate a Charter amendment. Subject to the proposed amendment, the Law Department approves the City Council Bill 12-0092 for form and legal sufficiency.

Sincerely yours,

Elena DiPietro

Elena R. DiPietro
Chief Solicitor



cc: George A. Nilson, City Solicitor
Angela Gibson, City Council Liaison
Ashlea Brown, Assistant Solicitor
Hilary Ruley, Assistant Solicitor
Victor Tervalo, Assistant Solicitor

AMENDMENTS CITY COUNCIL BILL 12-0092

1. . In Sec. 18(E), add “and not inconsistent with this Charter” after “desirable.”