

CITY OF BALTIMORE

SHEILA DIXON, Mayor



DEPARTMENT OF LAW

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

November 14, 2008

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 08-0196 – Zoning-Conditional Use – Service and Housing
Center - 620 Fallsway

Dear President and Members

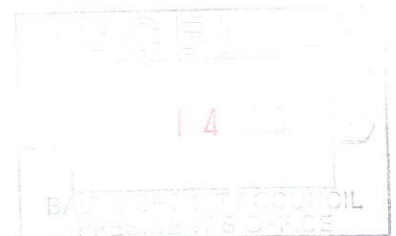
You have requested the advice of the Law Department regarding City Council Bill 08-0196. City Council Bill 196 provides for conditional use approval for a Service and Housing Center at 620 Fallsway. The Bill's effective date is 30 days after enactment. Title 14 of the Zoning Code provides for the establishment of a conditional use. Only the Mayor and City Council, by ordinance, may approve the conditional use of a Service and Housing Center as specified in §14-102 and § 7-308(3) of the Zoning Code. Pursuant to §14-103(a), the City Council is subjecting its approval on the condition that the center "complies with all applicable federal, state and local licensing and certification requirements." This condition is set forth in the ordinance as required by §14-103(d). The Bill is also subject to the Legislative Authorization provisions of Subtitle 16 of the Zoning Code.

City Council Bill 196 provides for the ordinance approval required by Title 14. The Law Department, therefore, approves the City Council Bill 08-196 for form and legal sufficiency.

Sincerely yours,

Ashlea H. Brown
Special Assistant Solicitor

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cc:

Angela Gibson, City Council Liaison
George A. Nilson, City Solicitor
Linda C. Barclay, Chief Solicitor
Elena R. DiPietro, Senior Solicitor
Deepa Bhattacharyya, Assistant Solicitor
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