

**CITY OF BALTIMORE
COUNCIL BILL 05-0041
(First Reader)**

Introduced by: Councilmembers Kraft, Clarke, D'Adamo, President Dixon, Councilmembers Young, Mitchell

Introduced and read first time: February 14, 2005

Assigned to: Land Use and Transportation Committee

REFERRED TO THE FOLLOWING AGENCIES: Board of Municipal and Zoning Appeals, Planning Commission, Department of Finance

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Board of Municipal and Zoning Appeals – Public Hearings**

3 FOR the purpose of requiring notice of public hearings by the Board of Municipal and Zoning
4 Appeals to be posted on the subject property; requiring the Board to schedule certain public
5 hearings to start after a certain time; and generally relating to hearings by the Board of
6 Municipal and Zoning Appeals.

7 BY repealing and reordaining, with amendments

8 Article - Zoning

9 Section(s) 2-114(a) and (d)

10 Baltimore City Revised Code

11 (Edition 2000)

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

14 **Baltimore City Revised Code**

15 **Article – Zoning**

16 **§ 2-114. Public hearings.**

17 (a) *Scheduling, notices, decision.*

18 The Board must:

19 (1) fix a reasonable time and place for the public hearing of an application, appeal, or
20 other matter;

21 (2) give notice of the hearing to the parties in interest;

22 (3) give public notice of the hearing;

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

1 (4) REQUIRE THE APPLICANT, APPELLANT, OR OTHER PERSON INITIATING THE HEARING
2 TO POST THE SUBJECT PROPERTY, AT LEAST 15 DAYS BEFORE THE HEARING, WITH A
3 NOTICE OF THE TIME, PLACE, AND PURPOSE OF THE HEARING; and

4 (5) [(4)] decide the matter within a reasonable time after the hearing.

5 (d) *Hearings to be public.*

6 (1) All hearings of the Board must be open to the public.

7 (2) IN ANY CALENDAR MONTH DURING WHICH THE BOARD CONDUCTS ONE OR MORE
8 PUBLIC HEARINGS, AT LEAST ONE SESSION OF HEARINGS MUST BE SCHEDULED TO
9 BEGIN AFTER 6 P.M.

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

13 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th
14 day after the date it is enacted.