

CITY OF BALTIMORE
ORDINANCE
Council Bill 18-0302

Introduced by: Councilmembers Henry, Clarke, Middleton, Scott, Costello, Pinkett, Cohen,
Dorsey, Sneed, Reisinger, Bullock, Burnett
Introduced and read first time: October 29, 2018
Assigned to: Judiciary and Legislative Investigations Committee
Committee Report: Favorable with amendments
Council action: Adopted
Read second time: June 11, 2019

AN ORDINANCE CONCERNING

Late-Night Commercial Operations – Licensing

FOR the purpose of ~~deleting an exception for the sale of motor vehicle fuels;~~ authorizing the issuance of a conditional license for certain delivery services; and generally related to the licensing of late-night commercial operations.

~~BY repealing and reordaining, with amendments~~

~~Article 15 - Licensing and Regulation~~

~~Section(s) 9-4(b)~~

~~Baltimore City Code~~

~~(Edition 2000)~~

BY adding

Article 15 - Licensing and Regulation

Section(s) 9-6.1

Baltimore City Code

(Edition 2000)

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

Baltimore City Code

Article 15. Licensing and Regulation

Subtitle 9. Late-Night Commercial Operations

Part 1. Definitions; General Provisions

<p>Explanation: CAPITALS indicate matter added to existing law. [Brackets] indicate matter deleted from existing law. <u>Underlining</u> indicates matter added to the bill by amendment. Strike-out indicates matter stricken from the bill by amendment or deleted from existing law by amendment.</p>
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1 **~~§ 9-4. Scope.~~**

2 ~~(b) Exceptions:~~

3 ~~This subtitle does not apply to:~~

4 ~~(1) a hotel or motel;~~

5 ~~(2) a restaurant or tavern operating during hours authorized by its alcoholic beverage~~
6 ~~license;~~

7 ~~[(3) the sale of motor vehicle fuels;]~~

8 ~~(3) [(4)] the provision of emergency medical or veterinary care;~~

9 ~~(4) [(5)] a video lottery facility operating during hours authorized by its State Video~~
10 ~~Lottery Operating license; or~~

11 ~~(5) [(6)] drive-through food-service windows, if:~~

12 ~~(i) all indoor sales and dining areas are closed to the public during~~
13 ~~late-night hours; and~~

14 ~~(ii) no pedestrians are served at these windows during late-night hours.~~

15 ***Part 2. Licensing***

16 **§ 9-6.1. CONDITIONAL LICENSE FOR LATE-NIGHT DELIVERY SERVICES.**

17 THE FINANCE DEPARTMENT MAY ISSUE A LATE-NIGHT OPERATIONS LICENSE FOR A BUSINESS
18 TO OPERATE A LATE-NIGHT DELIVERY-ONLY SERVICE, CONDITIONED UPON ALL INDOOR SALES
19 AND DINING AREAS BEING CLOSED TO THE PUBLIC DURING LATE-NIGHT HOURS.

20 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
21 after the date it is enacted.

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Certified as duly passed this _____ day of _____, 20__

President, Baltimore City Council

Certified as duly delivered to his Honor, the Mayor,
this _____ day of _____, 20__

Chief Clerk

Approved this _____ day of _____, 20__

Mayor, Baltimore City