

Introduced by: The Council President
At the request of: The Administration (Dep't of Housing and Community Development)

Prepared by: Department of Legislative Reference **Date:** February 6, 2017

Referred to: JUDICIARY AND LEGISLATIVE INVESTIGATIONS Committee

Also referred for recommendation and report to municipal agencies listed on reverse.

CITY COUNCIL 17-0020

A BILL ENTITLED

AN ORDINANCE concerning

Building Code – Demolition Permit Fees

- FOR the purpose of modifying the maximum permit fee for the demolition of structures (other than interior only).

BY repealing and reordaining, with amendments
Article - Building, Fire, and Related Codes
Section (BC § 109.6.1(1))
Baltimore City Revised Code
(2015 Edition)

No. _____

****The introduction of an Ordinance or Resolution by Councilmembers at the request of any person, firm or organization is a courtesy extended by the Councilmembers and not an indication of their position.**

Agencies

_____ Baltimore City Public School System

_____ Baltimore Development Corporation

_____ City Solicitor

_____ Comptroller's Office

_____ Department of Audits

_____ Department of Finance

_____ Department of General Services

_____ Department of Housing and Community Development

_____ Department of Human Resources

_____ Department of Planning

_____ Other: _____

_____ Other: _____

_____ Other: _____

_____ Department of Public Works

_____ Department of Real Estate

_____ Department of Recreation and Parks

_____ Department of Transportation

_____ Fire Department

_____ Health Department

_____ Mayor's Office of Employment Development

_____ Mayor's Office of Human Services

_____ Mayor's Office of Information Technology

_____ Office of the Mayor

_____ Police Department

_____ Other: _____

_____ Other: _____

Boards and Commissions

_____ Board of Estimates

_____ Board of Ethics

_____ Board of Municipal and Zoning Appeals

_____ Comm. for Historical and Architectural Preservation

_____ Commission on Sustainability

_____ Employees' Retirement System

_____ Other: _____

_____ Other: _____

_____ Other: _____

_____ Environmental Control Board

_____ Fire & Police Employees' Retirement System

_____ Labor Commissioner

_____ Parking Authority Board

_____ Planning Commission

_____ Wage Commission

_____ Other: _____

_____ Other: _____

_____ Other: _____

CITY OF BALTIMORE
ORDINANCE 17-009
Council Bill 17-0020

Introduced by: The Council President
At the request of: The Administration (Department of Housing and Community Development)
Introduced and read first time: February 6, 2017
Assigned to: Judiciary and Legislative Investigations Committee
Committee Report: Favorable
Council action: Adopted
Read second time: February 27, 2017

AN ORDINANCE CONCERNING

Building Code – Demolition Permit Fees

FOR the purpose of modifying the maximum permit fee for the demolition of structures (other than interior only).

BY repealing and reordaining, with amendments
Article - Building, Fire, and Related Codes
Section 2-103 (BC § 109.6.1(l))
Baltimore City Revised Code
(2015 Edition)

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

Baltimore City Revised Code

Article – Building, Fire, and Related Codes

Part II. International Building Code

§ 2-103. City modifications.

The additions, deletions, amendments, and other modifications adopted by the City are as follows:

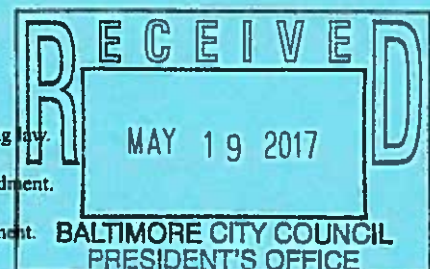
Chapter 1. Scope and Administration

Section 109 Fees

109.6 Fee schedules.

109.6.1 Permit fees for construction work.

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



Council Bill 17-0020

1 I. Demolition (other than interior only).

2 1- and 2-family dwellings

\$0.03 per cubic
3 foot volume of structure

4 Minimum

\$300

5 All others

\$0.075 per cubic
6 foot volume of structure

7 Minimum

\$600

8 Accessory structures

\$50 each


9 Maximum

\$5,000 per [structure] PERMIT

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.

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14 after the date it is enacted.

Certified as duly passed this MAR 06 2017
day of 20

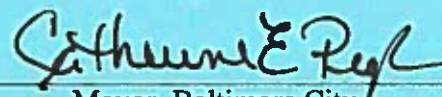

President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,

this 6 day of MAR 06 2017



Chief Clerk

Approved this 17 day of March, 2017


Mayor, Baltimore City

Approved For Form and Legal Sufficiency

This 9th Day of March 2017


Assistant Solicitor

**BALTIMORE CITY COUNCIL
JUDICIARY AND LEGISLATIVE INVESTIGATIONS COMMITTEE
VOTING RECORD**

BILL#: CC-17-0020 DATE: 2-21-17

BILL TITLE: Building Code - Demolition Permit Fees

MOTION BY: SCOTT SECONDED BY: PINKETT

- FAVORABLE FAVORABLE WITH AMENDMENTS
 UNFAVORABLE WITHOUT RECOMMENDATION

| NAME | YEAS | NAYS | ABSENT | ABSTAIN |
|------------------------|-------------------------------------|--------------------------|-------------------------------------|-------------------------------------|
| Costello, E., Chair | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Clarke, M., Vice Chair | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Bullock, J. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Pinkett, L. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Reisinger, E. | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Scott, B. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Stokes, R. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| * | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
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| TOTALS | <u>5</u> | | <u>1</u> | <u>1</u> |

CHAIRPERSON: Costello
 COMMITTEE STAFF: D'Paul S. Nibber, Initials: DN



HEARING NOTES

Bill: 17-0020

Building Code - Demolition Permit Fees

Committee: Judiciary and Legislative Investigations

Chaired By: Councilmember Eric Costello

Hearing Date: February 21, 2017

Time (Beginning): 10:30 a.m.

Time (Ending): 10:40 a.m.

Location: Clarence "Du" Burns Chamber

Total Attendance: ~20

Committee Members in Attendance:

Mary Pat Clarke John Bullock Brandon Scott

Leon Pinkett Robert Stokes Eric Costello

| | | | |
|---|---|--|---|
| Bill Synopsis in the file? | <input checked="" type="checkbox"/> yes | <input type="checkbox"/> no | <input type="checkbox"/> n/a |
| Attendance sheet in the file? | <input checked="" type="checkbox"/> yes | <input type="checkbox"/> no | <input type="checkbox"/> n/a |
| Agency reports read? | <input checked="" type="checkbox"/> yes | <input type="checkbox"/> no | <input type="checkbox"/> n/a |
| Hearing televised or audio-digitally recorded? | <input type="checkbox"/> yes | <input checked="" type="checkbox"/> no | <input type="checkbox"/> n/a |
| Certification of advertising/posting notices in the file? | <input type="checkbox"/> yes | <input type="checkbox"/> no | <input checked="" type="checkbox"/> n/a |
| Evidence of notification to property owners? | <input type="checkbox"/> yes | <input type="checkbox"/> no | <input checked="" type="checkbox"/> n/a |
| Final vote taken at this hearing? | <input checked="" type="checkbox"/> yes | <input type="checkbox"/> no | <input type="checkbox"/> n/a |
| Motioned by: | Councilmember Scott | | |
| Seconded by: | Councilmember Pinkett | | |
| Final Vote: | Favorable | | |

Major Speakers

(This is not an attendance record.)

- Ms. Sharon Duboin, Housing and Community Development

Major Issues Discussed

1. Chairman Costello introduced the proceedings and asked the agencies in attendance whether they stand by their reports. Each agency reported in the affirmative.
2. Ms. Sharon Duboin discussed the purpose of the Bill. She stated that 17-0020 addresses an inequity in how permit fees for demolition are administered. Ms. Duboin mentioned that the permits are issued on a per building basis and capped at \$5000. She added that actual fees are calculated based on the cubic footage of a given structure. Ms. Duboin illustrated the inequity by describing how the demolition of two buildings could potentially cost more than one building with a larger volume than the two combined due to the \$5000 cap. She stated that the current Bill addresses this by issuing permits on a per lot basis as opposed to a per structure basis.
3. Councilman Scott asked whether there would be a negative fiscal impact due to the fee structure change, and was told that there is no projected change.
4. Councilwoman Clarke asked whether there was an entity requesting this change, and was told that no one requested it specifically. However, she was also told that the business developing the Madison Park North properties had brought this inequitable situation to the attention of the Department of Housing and Community Development.

Further Study

Was further study requested?

Yes No

If yes, describe.

Committee Vote:

E. Costello:Yea
M. Clarke:Abstain
J. Bullock:Yea
L. Pinkett:Yea
E. Reisinger:Absent
B. Scott:Yea
R. Stokes:Yea

D'Paul Nibber, Committee Staff

Date: February 22, 2017

cc: Bill File
OCS Chrono File



**BALTIMORE CITY COUNCIL
JUDICIARY AND LEGISLATIVE INVESTIGATIONS
COMMITTEE**

Mission Statement

On behalf of the Citizens of Baltimore City, the mission of the Judiciary and Legislative Investigations Committee is to investigate and study the continuing operations, efficiency, and functions of Baltimore City government in accordance with the laws of Baltimore City, the State of Maryland, and the United States.

As a result of its investigations and studies, the Committee will recommend and oversee reforms to improve the operations of Baltimore City's government through legislative, administrative, and/or budgetary processes.

**The Honorable Eric T. Costello
Chairman**

PUBLIC HEARING

Tuesday, February 21, 2017

10:10 AM

CLARENCE "DU" BURNS COUNCIL CHAMBERS

Council Bill 17-0020

Building Code - Demolition Permit Fees

CITY COUNCIL COMMITTEES

BUDGET AND APPROPRIATIONS

Eric Costello – Chair
Leon Pinkett – Vice Chair
Bill Henry
Sharon Green Middleton
Brandon M. Scott
Isaac “Yitzy” Schleifer
Shannon Sneed
Staff: Marguerite Murray

EDUCATION AND YOUTH

Zeke Cohen – Chair
Mary Pat Clarke – Vice Chair
John Bullock
Kristerfer Burnett
Ryan Dorsey
Staff: D’Paul Nibber

EXECUTIVE APPOINTMENTS

Robert Stokes – Chair
Kristerfer Burnett – Vice Chair
Mary Pat Clarke
Zeke Cohen
Isaac “Yitzy” Schleifer
Staff: Jennifer Coates

HOUSING AND URBAN AFFAIRS

John Bullock – Chair
Isaac “Yitzy” Schleifer – Vice Chair
Kristerfer Burnett
Bill Henry
Shannon Sneed
Zeke Cohen
Ryan Dorsey
Staff: Richard Krummerich

JUDICIARY AND LEGISLATIVE INVESTIGATIONS

Eric Costello – Chair
Mary Pat Clarke – Vice Chair
John Bullock
Leon Pinkett
Ed Reisinger
Brandon Scott
Robert Stokes
Staff: D’Paul Nibber

LABOR

Shannon Sneed – Chair
Robert Stokes – Vice Chair
Eric Costello
Bill Henry
Mary Pat Clarke
Staff: Marguerite Murray

LAND USE AND TRANSPORTATION

Edward Reisinger - Chair
Sharon Green Middleton – Vice Chair
Mary Pat Clarke
Eric Costello
Ryan Dorsey
Leon Pinkett
Robert Stokes
Staff: Marshall Bell

PUBLIC SAFETY

Brandon Scott – Chair
Ryan Dorsey – Vice Chair
Kristerfer Burnett
Shannon Sneed
Zeke Cohen
Leon Pinkett
Isaac “Yitzy” Schleifer
Staff: Marshall Bell

TAXATION, FINANCE AND ECONOMIC DEVELOPMENT

Sharon Green Middleton – Chair
Leon Pinkett – Vice Chair
Erick Costello
Edward Reisinger
Robert Stokes
Staff: Jennifer Coates
- Larry Greene (pension only)

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



OFFICE OF COUNCIL SERVICES

LARRY E. GREENE, Director
415 City Hall, 100 N. Holliday Street
Baltimore, Maryland 21202
410-396-7215 / Fax: 410-545-7596
email: larry.greene@baltimorecity.gov

BILL SYNOPSIS

Committee: Judiciary and Legislative Investigations

Bill 17-0020

Building Code - Demolition Permit Fees

Sponsor: President Young, et al

Introduced: February 6, 2017

Purpose:

For the purpose of modifying the maximum permit fee for the demolition of structures (other than interior only).

Effective: 30th day after the date it is enacted

Hearing Date/Time/Location: February 21, 2017/10:10 a.m./Clarence "Du" Burns Chamber

Agency Reports

Department of Law
Department of Housing and Community Development

Favorable
Favorable

ANALYSIS

Current Law

Article II, §1 of the City Charter provides the Mayor and City Council the ability to remove buildings and structures by ordinance.

Background

Council Bill 17-0020 modifies the maximum demolition permit fee from "\$5000 per structure" to "\$5000 per permit." This would have the effect of reducing the costs for demolishing multiple properties on one parcel of land. Permit costs are currently calculated on a volume basis, thus, due to the \$5000 per building cap, the demolition of a building with 15,000 square feet could potentially cost less than the demolition of two 7,000 square feet buildings on the same lot. The Department of Housing and Community Development provided a favorable report for the Bill. The Department of Law has approved 17-0020 for form and sufficiency.

Additional Information

Fiscal Note: Not Available

Information Source(s): Department of Housing and Community Development; Department of Law

Analysis by: *D'Paul & Nibber*
D'Paul S. Nibber
Analysis Date: February 17, 2017

Direct Inquiries to: (410) 396-1268

**CITY OF BALTIMORE
COUNCIL BILL 17-0020
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Housing and Community Development)

Introduced and read first time: February 6, 2017

Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Housing and Community Development

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14 **Part II. International Building Code**

15 **§ 2-103. City modifications.**

16 The additions, deletions, amendments, and other modifications adopted by the City are as
17 follows:

18 **Chapter 1. Scope and Administration**

19 **Section 109 Fees**

20 **109.6 Fee schedules.**

21 **109.6.1 Permit fees for construction work.**

EXPLANATION: CAPITALS indicate matter added to existing law.
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Council Bill 17-0020

1. Demolition (other than interior only).

1- and 2-family dwellings \$0.03 per cubic
foot volume of structure

Minimum \$300

All others \$0.075 per cubic
foot volume of structure

Minimum \$600

Accessory structures \$50 each

Maximum \$5,000 per [structure] PERMIT

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

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

JUDICIARY AND LEGISLATIVE INVESTIGATIONS COMMITTEE

Council Bill 17-0020

Hearing Date: February 21, 2017

Agency Reports:

- **Department of Law**
 - **Favorable**
- **Department of Housing and Community Development**
 - **Favorable**

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

101 City Hall
Baltimore, Maryland 21202

February 15, 2017

The Honorable President and Members
of the Baltimore City Council
Attn: Natawna Austin, Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Re: City Council Bill 17-0020 – Building Code Demolition Permit Fees

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0020 for form and legal sufficiency. The bill modifies the maximum permit fee for demolition by changing its application from “per structure” to “per permit.” Article II, §1 of the City Charter gives the Mayor and City council the power by ordinance to “regulate the location, construction, use, operation, maintenance and removal of buildings and structures, or any part thereof, of every kind.” City Council Bill 17-0020 is an appropriate exercise of this authority.

Accordingly, the Law Department approves the City Council Bill 17-0020 for form and legal sufficiency.

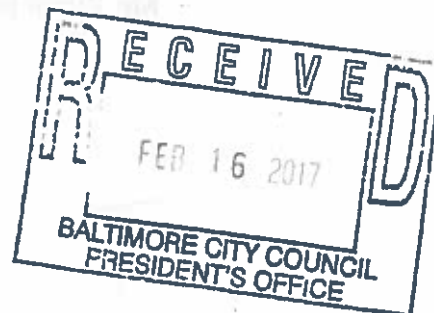
Sincerely yours,

Elena R. DiPietro

Elena R. DiPietro
Chief Solicitor

F

cc: David Ralph, Acting City Solicitor
Karen Stokes, Director of Government Relations
Angela C. Gibson, Mayor’s Legislative Liaison
Kyron Banks, Legislative Liaison
Hilary Ruley, Chief Solicitor
Victor Tervalá, Chief Solicitor
Jennifer Landis, Special Assistant Solicitor





BALTIMORE HOUSING

CATHERINE PUGH
Mayor

MICHAEL BRAVERMAN
Acting Executive Director, HABC
Acting Commissioner, HCD

MEMORANDUM

To: The Honorable President and Members of the Baltimore City Council
c/o Natawna Austin, Executive Secretary

From: Michael Braverman, Acting Commissioner *MB*

Date: February 8, 2017

Re: **City Council Bill 17-0020 - Building Code – Demolition Permit Fees**

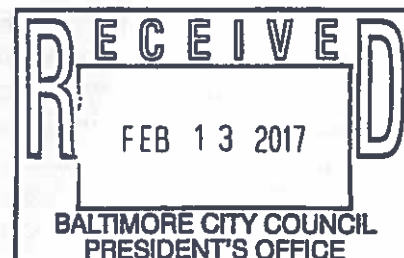
The Department of Housing and Community Development (HCD) has reviewed City Council Bill 17-0020 for the purpose of modifying the maximum permit fee for the demolition of structures (other than interior only).

If enacted, this bill would change the \$5,000 maximum permit fee from **per structure to per permit**. Currently, the permit fee for demolition is based on per cubic foot volume of a structure and the maximum fee is \$5,000 **per structure**. As a result, the demolition fee for a very tall building on a single lot could be much less than the permit fee for demolition of two large buildings on the same lot. The capping of the maximum permit fee **per permit** instead of **per structure** would bring the permit fees for a tall structure on a single lot in line with the permit fees for more than one structure on a single lot.

The Department of Housing and Community Development encourages the passage of City Council Bill 17-0020.

MB:sd

cc: Ms. Karen Stokes, *Mayor's Office of Government Relations*
Mr. Kyron Banks, *Mayor's Office of Government Relations*



CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

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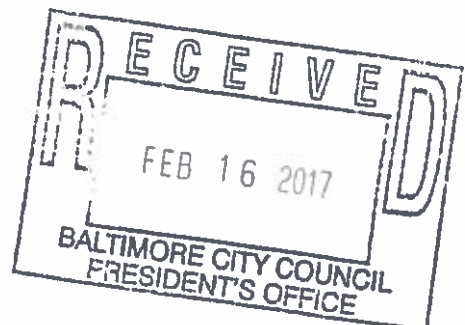
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Sincerely yours,



Elena R. DiPietro
Chief Solicitor


cc: David Ralph, Acting City Solicitor
Karen Stokes, Director of Government Relations
Angela C. Gibson, Mayor's Legislative Liaison
Kyron Banks, Legislative Liaison
Hilary Ruley, Chief Solicitor
Victor Tervalva, Chief Solicitor
Jennifer Landis, Special Assistant Solicitor





BALTIMORE HOUSING

CATHERINE PUGH
Mayor

MICHAEL BRAVERMAN
Acting Executive Director, HABCD
Acting Commissioner, HCD

MEMORANDUM

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From: Michael Braverman, Acting Commissioner 

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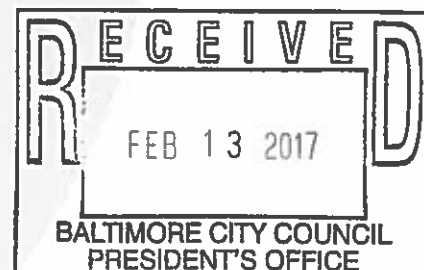
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MB:sd

cc: Ms. Karen Stokes, *Mayor's Office of Government Relations*
Mr. Kyron Banks, *Mayor's Office of Government Relations*



**CITY OF BALTIMORE
COUNCIL BILL 17-0020
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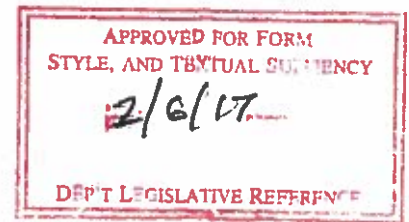
1 1. Demolition (other than interior only).

| | | |
|---|---------------------------|--------------------------------|
| 2 | 1- and 2-family dwellings | \$0.03 per cubic |
| 3 | | foot volume of structure |
| 4 | Minimum | \$300 |
| 5 | All others | \$0.075 per cubic |
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| 7 | Minimum | \$600 |
| 8 | Accessory structures | \$50 each |
| 9 | Maximum | \$5,000 per [structure] PERMIT |

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INTRODUCTORY*
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COUNCIL BILL _____



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At the request of: The Administration (Dep't of Housing and Community Development)

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* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

| | |
|---------------------------|---|
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| Maximum | \$5,000 per [structure] PERMIT |

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

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



Catherine E. Pugh
Mayor

Room 250, City Hall
Baltimore, MD 21202

February 6, 2017

TO: Avery Aisenstark, Director Department of Legislative Reference
FROM: Kyron Banks, Mayor's Legislative Liaison to City Council
SUBJECT: Bill Introduction for the Administration

An Ordinance Concerning:

**Modification of Permit Fees for Demolition – Building, Fire and Related Codes –
2015 Edition**

Please prepare the attached for introduction at the City Council meeting scheduled for Monday, February 6, 2017. This bill is introduced at the request of the Administration (Department of Housing and Community Development). Please return legislation to the office when completed.

If you have any questions regarding this legislation, please contact Sharon Daboin at 410. 361. 9015.

Thank you

KB: sw

Attachment

cc: Peter Hammen, Chief of Operations
Karen Stokes, Director, Mayor's Office of Government Relations




BALTIMORE HOUSING

CATHERINE PUGH
Mayor

MICHAEL BRAVERMAN
Acting Executive Director, HABC
Acting Commissioner, HCD

MEMORANDUM

To: The Honorable Catherine Pugh, *Mayor*

From: Michael Braverman, *Acting Commissioner* 

Date: January 27, 2017

Re: **Modification of Permit Fees for Demolition - Building,
Fire and Related Codes – 2015 Edition**

The Department of Housing and Community Development (HCD) respectfully requests that legislation be introduced by the Administration for the purpose of modifying the section in the City's Building, Fire and Related Codes (BFR) that sets the maximum permit fee for the demolition of structures.

The permit fee for demolition is based on per cubic foot volume of a structure and the maximum fee is **\$5,000 per structure**. We would like to request a modification to change the maximum permit fee to **\$5,000 per permit**. Currently, the demolition fee for a very tall building on a single lot could be much less than the permit fee for demolition of two buildings on the same lot. The proposed legislation of capping the maximum permit fee **per permit** instead of **by structure** would bring the permit fees for a tall structure on a single lot in line with the permit fees for more than one structure on a single lot.

The proposed legislation has been coordinated with the Department of Legislative Reference and a copy of the draft bill is attached to this request. We would appreciate if the bill could be introduced at the February 6, 2017 meeting of the Baltimore City Council.

Thank you for your assistance. If you have any questions, please contact Sharon Daboin, Legislative Liaison at 410-361-9015.

MB:sd



105 102 100

ACTION BY THE CITY COUNCIL

FEB 06 2017

FIRST READING (INTRODUCTION) _____ 20 _____

PUBLIC HEARING HELD ON FEBRUARY 21 _____ 20 17

COMMITTEE REPORT AS OF FEBRUARY 27 _____ 20 17

X FAVORABLE _____ UNFAVORABLE _____ FAVORABLE AS AMENDED _____ WITHOUT RECOMMENDATION

X C. G. [Signature]

Chair

COMMITTEE MEMBERS:

COMMITTEE MEMBERS:

SECOND READING: The Council's action being favorable (unfavorable), this City Council bill was (was not) ordered printed for Third Reading on:

FEB 27 2017

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING _____ MAR 06 2017

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (ENROLLED) _____ 20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (RE-ENROLLED) _____ 20 _____

WITHDRAWAL _____ 20 _____

There being no objections to the request for withdrawal, it was so ordered that this City Council Ordinance be withdrawn from the files of the City Council.

[Signature]

President

[Signature]

Chief Clerk

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

101 City Hall
Baltimore, Maryland 21202

February 15, 2017

The Honorable President and Members
of the Baltimore City Council
Attn: Natawna Austin, Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Re: City Council Bill 17-0020 – Building Code Demolition Permit Fees

Dear President and City Council Members:

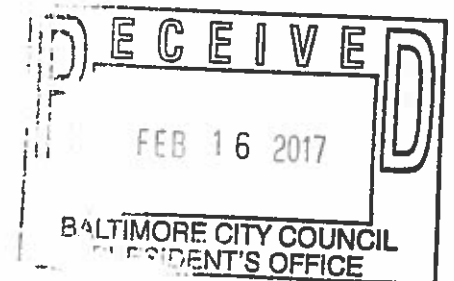
The Law Department has reviewed City Council Bill 17-0020 for form and legal sufficiency. The bill modifies the maximum permit fee for demolition by changing its application from “per structure” to “per permit.” Article II, §1 of the City Charter gives the Mayor and City Council the power by ordinance to “regulate the location, construction, use, operation, maintenance and removal of buildings and structures, or any part thereof, of every kind.” City Council Bill 17-0020 is an appropriate exercise of this authority.

Accordingly, the Law Department approves the City Council Bill 17-0020 for form and legal sufficiency.

Sincerely yours,

Elena R. DiPietro

Elena R. DiPietro
Chief Solicitor



cc: David Ralph, Acting City Solicitor
Karen Stokes, Director of Government Relations
Angela C. Gibson, Mayor's Legislative Liaison
Kyron Banks, Legislative Liaison
Hilary Ruley, Chief Solicitor
Victor Tervalá, Chief Solicitor
Jennifer Landis, Special Assistant Solicitor

F



**BALTIMORE
HOUSING**

CATHERINE PUGH
Mayor

MICHAEL BRAVERMAN
Acting Executive Director, HAABC
Acting Commissioner, HCD

MEMORANDUM

To: The Honorable President and Members of the Baltimore City Council
c/o Natawna Austin, Executive Secretary

From: Michael Braverman, Acting Commissioner 

Date: February 8, 2017

Re: **City Council Bill 17-0020 - Building Code – Demolition Permit Fees**

The Department of Housing and Community Development (HCD) has reviewed City Council Bill 17-0020 for the purpose of modifying the maximum permit fee for the demolition of structures (other than interior only).

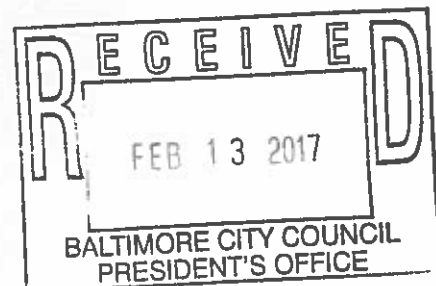
If enacted, this bill would change the \$5,000 maximum permit fee from **per structure to per permit**. Currently, the permit fee for demolition is based on per cubic foot volume of a structure and the maximum fee is \$5,000 **per structure**. As a result, the demolition fee for a very tall building on a single lot could be much less than the permit fee for demolition of two large buildings on the same lot. The capping of the maximum permit fee **per permit** instead of **per structure** would bring the permit fees for a tall structure on a single lot in line with the permit fees for more than one structure on a single lot.

The Department of Housing and Community Development encourages the passage of City Council Bill 17-0020.

MB:sd

cc: Ms. Karen Stokes, *Mayor's Office of Government Relations*
Mr. Kyron Banks, *Mayor's Office of Government Relations*

F



**CITY OF BALTIMORE
COUNCIL BILL 17-0020
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Housing and Community Development)

Introduced and read first time: February 6, 2017

Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Housing and Community Development

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Building Code – Demolition Permit Fees**

3 FOR the purpose of modifying the maximum permit fee for the demolition of structures (other
4 than interior only).

5 BY repealing and reordaining, with amendments

6 Article - Building, Fire, and Related Codes

7 Section (BC § 109.6.1(l))

8 Baltimore City Revised Code

9 (2015 Edition)

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

12 **Baltimore City Revised Code**

13 **Article – Building, Fire, and Related Codes**

14 **Part II. International Building Code**

15 **§ 2-103. City modifications.**

16 The additions, deletions, amendments, and other modifications adopted by the City are as
17 follows:

18 **Chapter 1. Scope and Administration**

19 **Section 109 Fees**

20 **109.6 Fee schedules.**

21 **109.6.1 Permit fees for construction work.**

EXPLANATION: CAPITALS indicate matter added to existing law.
{Brackets} indicate matter deleted from existing law.

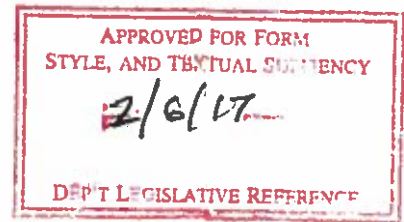
Council Bill 17-0020

1. Demolition (other than interior only).

| | |
|---------------------------|---|
| 1- and 2-family dwellings | \$0.03 per cubic foot volume of structure |
| Minimum | \$300 |
| All others | \$0.075 per cubic foot volume of structure |
| Minimum | \$600 |
| Accessory structures | \$50 each |
| Maximum | \$5,000 per [structure] PERMIT |

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

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



INTRODUCTORY*
CITY OF BALTIMORE
COUNCIL BILL 17-0020

Introduced by: The Council President
At the request of: The Administration (Dep't of Housing and Community Development)

A BILL ENTITLED

JLI
Law
HCD

AN ORDINANCE concerning

Building Code – Demolition Permit Fees

FOR the purpose of modifying the maximum permit fee for the demolition of structures (other than interior only).

BY repealing and reordaining, with amendments

Article - Building, Fire, and Related Codes
Section (BC § 109.6.1(l))
Baltimore City Revised Code
(2015 Edition)

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

Baltimore City Revised Code

Article – Building, Fire, and Related Codes

Part II. International Building Code

§ 2-103. City modifications.

The additions, deletions, amendments, and other modifications adopted by the City are as follows:

Chapter 1. Scope and Administration

Section 109 Fees

109.6 Fee schedules.

109.6.1 Permit fees for construction work.

I. Demolition (other than interior only).

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

* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

| | |
|---------------------------|---|
| 1- and 2-family dwellings | \$0.03 per cubic foot volume of structure |
| Minimum | \$300 |
| All others | \$0.075 per cubic foot volume of structure |
| Minimum | \$600 |
| Accessory structures | \$50 each |
| Maximum | \$5,000 per [structure] PERMIT |

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

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CITY OF BALTIMORE
ORDINANCE _____
Council Bill 17-0020

Introduced by: The Council President
At the request of: The Administration (Department of Housing and Community Development)
Introduced and read first time: February 6, 2017
Assigned to: Judiciary and Legislative Investigations Committee
Committee Report: Favorable
Council action: Adopted
Read second time: February 27, 2017

AN ORDINANCE CONCERNING

Building Code – Demolition Permit Fees

FOR the purpose of modifying the maximum permit fee for the demolition of structures (other than interior only).

BY repealing and reordaining, with amendments

Article - Building, Fire, and Related Codes

Section 2-103 (BC § 109.6.1(l))

Baltimore City Revised Code

(2015 Edition)

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

Baltimore City Revised Code

Article – Building, Fire, and Related Codes

Part II. International Building Code

§ 2-103. City modifications.

The additions, deletions, amendments, and other modifications adopted by the City are as follows:

Chapter 1. Scope and Administration

Section 109 Fees

109.6 Fee schedules.

109.6.1 Permit fees for construction work.

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

Council Bill 17-0020

1. Demolition (other than interior only).

| | |
|---------------------------|---|
| 1- and 2-family dwellings | \$0.03 per cubic foot volume of structure |
| Minimum | \$300 |
| All others | \$0.075 per cubic foot volume of structure |
| Minimum | \$600 |
| Accessory structures | \$50 each |
| Maximum | \$5,000 per [structure] PERMIT |

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

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

President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,

this ____ day of _____, 20__

Chief Clerk

Approved this ____ day of _____, 20__

Mayor, Baltimore City