

**CITY OF BALTIMORE
COUNCIL BILL 09-0396
(First Reader)**

Introduced by: Councilmembers Cole, D’Adamo, Kraft, Branch, Middleton, Henry, Curran,
Reisinger, Young, Clarke, Spector, Conaway

Introduced and read first time: September 14, 2009

Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Board of
Municipal and Zoning Appeals

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Street Vendors – License Renewal – Dormant License**

3 FOR the purpose of providing a process for the annual renewal of street vendor licenses;
4 providing for the non-renewal of certain licenses that have gone unused for a certain
5 percentage of the time authorized; and generally relating to the licensing and regulation of
6 street vendors.

7 BY repealing and reordaining, with amendments

8 Article 15 - Licensing and Regulation
9 Section(s) 17-15, 17-31(a), and 17-32(a)
10 Baltimore City 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 Code**

15 **Article 15. Licensing and Regulation**

16 **Subtitle 17. Street Vendors**

17 **§ 17-15. TERM; RENEWAL; Fees.**

18 (A) *TERM.*

19 UNLESS RENEWED, A LICENSE EXPIRES ANNUALLY ON JUNE 30.

20 (B) *RENEWAL.*

21 (1) TO RENEW A LICENSE, THE LICENSEE MUST APPLY NO LESS THAN 30 DAYS NOR MORE
22 THAN 60 DAYS BEFORE THE LICENSE EXPIRES.

23 (2) THE RENEWAL APPLICATION MUST:

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

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1 (I) BE IN THE FORM AND CONTAIN THE INFORMATION THAT THE BOARD REQUIRES;
2 AND

3 (II) BE VERIFIED IN THE SAME MANNER AS REQUIRED FOR AN INITIAL APPLICATION.

4 (3) THE BOARD MUST REFUSE TO RENEW A LICENSE IF:

5 (I) THE LICENSE WAS ISSUED FOR A SPECIFIED LOCATION OR AREA; AND

6 (II) AFTER NOTICE TO THE LICENSEE AND AN OPPORTUNITY FOR THE LICENSEE TO
7 BE HEARD, THE BOARD FINDS THAT, DURING THE THEN-CURRENT LICENSE
8 YEAR, THE LOCATION OR AREA WAS UNUSED BY THE LICENSEE FOR 25% OR
9 MORE OF THE TIME AUTHORIZED, AS DEFINED BY THE BOARD IN ITS RULES AND
10 REGULATIONS.

11 (C) [(a)] *FEES – In general.*

12 (1) *Food products.*

13 The annual fees for a license to sell food products are as follows:

14 (i) In the downtown area – \$375.

15 (ii) Outside the downtown area:

16 (A) Sales from a vehicle – \$75.

17 (B) Sales from a basket, handcart, or pushcart – \$25.

18 (2) *Other merchandise.*

19 The annual fee for a license to sell merchandise other than food products is \$75.

20 (d) [(b)] *FEES – Proration.*

21 If the license is issued after June 30 of any calendar year, the initial license fee is ½ the
22 annual fee.

23 **§ 17-31. Revocations, [and] suspensions, AND REFUSALS TO RENEW.**

24 (a) *Authorized suspension, [or] revocation, OR DENIAL.*

25 The Board may suspend, [or] revoke, OR REFUSE TO RENEW a license if the licensee
26 violates any provision of:

27 (1) this subtitle;

28 (2) the rules and regulations adopted under this subtitle; or

29 (3) any other applicable law of the State or City.

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1 **§ 17-32. Administrative appeals.**

2 (a) *Right of appeal.*

3 An aggrieved party may appeal to the Board of Municipal and Zoning Appeals:

4 (1) the denial, suspension, or revocation of OR REFUSAL TO RENEW a license; or

5 (2) any other decision or ruling by the Board of Licenses.

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

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