

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 05-0297

Introduced by: Councilmembers Clarke, D'Adamo

Introduced and read first time: December 5, 2005

Assigned to: Urban Affairs Committee

Committee Report: Favorable

Council action: Adopted

Read second time: May 8, 2006

AN ORDINANCE CONCERNING

Zoning – Display of Merchandise

1
2 FOR the purpose of allowing in the B-1 and B-2 Districts, to the extent authorized by an Urban
3 Renewal Plan, the unenclosed display of certain merchandise; and generally relating to the
4 use regulations applicable to business districts.

5 BY repealing and reordaining, with amendments

6 Article - Zoning

7 Section(s) 6-205(d), 6-305(c)

8 Baltimore City Revised Code

9 (Edition 2000)

10 BY repealing and reordaining, without amendments

11 Article - Zoning

12 Section(s) 6-405(b), 6-505(b), 6-605(b)

13 Baltimore City Revised Code

14 (Edition 2000)

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

Baltimore City Revised Code

Article – Zoning

17
18
19 **§ 6-205. *{B-1}* General requirements.**

20 (d) *Uses to be enclosed; exceptions.*

21 (1) *In general.*

22 Except as specified in paragraph (2) of this subsection, business, servicing,
23 processing, and storage uses must be located within enclosed structures.

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.

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1 (2) *Exceptions.*

2 This subsection does not apply to:

3 (i) off-street parking and loading; [and]

4 (ii) outdoor table service that is accessory to a restaurant use and has been
5 approved by the Board; AND

6 (III) TO THE EXTENT EXPRESSLY AUTHORIZED BY AN APPLICABLE URBAN
7 RENEWAL PLAN, THE DISPLAY OF MERCHANDISE FOR SALE TO THE PUBLIC.

8 **§ 6-305. {B-2} General requirements.**

9 (c) *Uses to be enclosed; exceptions.*

10 (1) Except as specified in paragraph (2) of this subsection, business, servicing,
11 processing, and storage uses must be located within enclosed structures.

12 (2) This subsection does not apply to:

13 (i) off-street parking and loading; [and]

14 (ii) outdoor table service that is accessory to a restaurant use and has been
15 approved by the Board; AND

16 (III) TO THE EXTENT EXPRESSLY AUTHORIZED BY AN APPLICABLE URBAN
17 RENEWAL PLAN, THE DISPLAY OF MERCHANDISE FOR SALE TO THE PUBLIC.

18 **§ 6-405. {B-3} General requirements.**

19 (b) *Uses to be enclosed; exceptions.*

20 (1) *In general.*

21 Except as specified in paragraph (2) of this subsection, business, servicing, and
22 processing uses must be located within enclosed structures.

23 (2) *Exceptions.*

24 This subsection does not apply to:

25 (i) off-street parking and loading;

26 (ii) outdoor table service that is accessory to a restaurant use and has been
27 approved by the Board;

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1 (iii) drive-in establishments; and

2 (iv) the display of merchandise for sale to the public.

3 **§ 6-505. {B-4} General requirements.**

4 (b) *Uses to be enclosed; exceptions.*

5 (1) *In general.*

6 Except as specified in paragraph (2) of this subsection, business uses, storage uses,
7 and the servicing, processing, production, cleaning, testing, or repair of materials,
8 goods, or products must be located within enclosed structures.

9 (2) *Exceptions.*

10 This subsection does not apply to:

11 (i) off-street parking and loading;

12 (ii) outdoor table service that is accessory to a restaurant use; and

13 (iii) the display of merchandise for sale to the public.

14 **§ 6-605. {B-5} General requirements.**

15 (b) *Uses to be enclosed; exceptions.*

16 (1) *In general.*

17 Except as specified in paragraph (2) of this subsection, business uses and the
18 servicing, processing, production, cleaning, testing, or repair of materials, goods, or
19 products must be located within enclosed structures.

20 (2) *Exceptions.*

21 This subsection does not apply to:

22 (i) off-street parking and loading;

23 (ii) outdoor table service that is accessory to a restaurant use;

24 (iii) drive-in establishments; and

25 (iv) the display of merchandise for sale to the public.

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

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

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