

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 11-0765

Introduced by: Councilmembers Cole, Henry, Middleton, Holton, Curran, Stokes, D'Adamo,
Kraft, Clarke, Conaway, Welch, Spector, Branch, President Young

Introduced and read first time: August 15, 2011

Assigned to: Land Use and Transportation Committee

Committee Report: Favorable with amendments

Council action: Adopted

Read second time: November 21, 2011

AN ORDINANCE CONCERNING

1 **Special-Event Parking – Zoning – Licensing and Regulation**

2 FOR the purpose of providing for the licensing and regulation of special-event parking lots;
3 limiting their operation to a specified Special-Event Parking District; defining certain terms;
4 imposing certain fees; requiring payment of the parking tax; imposing certain penalties;
5 conforming certain provisions of the Zoning and Building Codes; conforming, correcting,
6 and clarifying other related provisions; and generally relating to the licensing, regulation,
7 operation, and zoning of parking lots.

8 BY repealing and reordaining, without amendments

9 Article - Zoning
10 Section(s) 1-114, 1-162, 10-501
11 Baltimore City Revised Code
12 (Edition 2000)

13 BY repealing and reordaining, with amendments

14 Article - Zoning
15 Section(s) 1-123, 1-135, 1-153.1, 1-168.2, 3-209(c)(17), 4-1004(4),
16 5-204(7), 6-209(3), 6-406(50), 7-208(2), 7-306(44), 7-407(9),
17 11-317, 11-417,
18 Baltimore City Revised Code
19 (Edition 2000)

20 BY repealing

21 Article - Zoning
22 Section(s) 7-407(3) and (4)
23 Baltimore City Revised Code
24 (Edition 2000)

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 11-0765

- 1 BY adding
2 Article - Zoning
3 Section(s) 3-209(c)(17a), 7-407(9) and (10), 10-502(d)
4 Baltimore City Revised Code
5 (Edition 2000)
- 6 BY adding
7 Article - Zoning
8 Section(s) 10-601 to 10-602, to be under the new subtitle heading,
9 “Subtitle 6. Special-Event Parking Districts”
10 Baltimore City Revised Code
11 (Edition 2000)
- 12 BY repealing and reordaining, with amendments
13 Article - Building, Fire, and Related Codes
14 Section(s) 1-103 (BC § 3111)
15 Baltimore City Revised Code
16 (Edition 2000)
- 17 BY renaming
18 Article 15 - Licensing and Regulation
19 Subtitle 12. Parking Facilities
20 to be
21 “Subtitle 12. Parking Facilities – Generally”
22 Baltimore City Code
23 (Edition 2000)
- 24 BY repealing and reordaining, with amendments
25 Article 15 - Licensing and Regulation
26 Section(s) 12-1
27 Baltimore City Code
28 (Edition 2000)
- 29 BY adding
30 Article 15 - Licensing and Regulation
31 Section(s) 13-1 to 13-22, to be under the new subtitle heading,
32 “Subtitle 13. Parking Facilities – Special-Event Parking Lots”
33 Baltimore City Code
34 (Edition 2000)
- 35 BY repealing and reordaining, with amendments
36 Article 28 - Taxes
37 Section(s) 22-1(f) and (h)
38 Baltimore City Code
39 (Edition 2000)

Council Bill 11-0765

1 BY repealing and reordaining, with amendments
2 Article 1 - Mayor, City Council, and Municipal Agencies
3 Section(s) 40-14(e)(2)(Subtitle 12)
4 Baltimore City Code
5 (Edition 2000)

6 BY adding
7 Article 1 - Mayor, City Council, and Municipal Agencies
8 Section(s) 40-14(e)(2)(Subtitle 13)
9 Baltimore City Code
10 (Edition 2000)

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

13 **Baltimore City Revised Code**

14 **Article – Zoning**

15 **Title 1. Definitions; General Provisions**

16 ***Subtitle 1. Definitions***

17 **§ 1-114. Automobile.**

18 “Automobile” means a passenger car, station wagon, or multipurpose passenger, as these
19 terms are defined or used in the Maryland Vehicle Law, Title 11 et seq. of the State
20 Transportation Article.

21 **§ 1-123. Car wash.**

22 (a) *In general.*

23 “Car wash” means a structure that:

24 (1) contains facilities for washing or cleaning [automobiles or other] motor vehicles;
25 and

26 (2) uses production-line methods with a chain conveyor, blower, sprayer,
27 steam-cleaning device, or other mechanical device.

28 **§ 1-135. Drive-in establishment.**

29 (a) *In general.*

30 “Drive-in establishment” means a business establishment at which patrons are able to
31 make purchases, transact business, or view motion pictures or other entertainment while
32 occupying [automobiles] MOTOR VEHICLES.

Council Bill 11-0765

§ 1-153.1. Junk or scrap storage and yards.

(b) Junk ... yards.

“Junk or scrap storage and yards” means any premises used for any one or more of the following:

- (3) the sorting, baling, separating, shearing, shredding, or torch preparation of metal or any other form of scrap-metal processing, including [automobile] MOTOR VEHICLE flattening and crushing.

§ 1-162. Motor vehicle.

“Motor vehicle” has the meaning stated in §11-135 {“Motor vehicle”} of the State Transportation Article.

§ 1-168.2. PARKING; Parking facility, parking space, etc.; SPECIAL-EVENT PARKING LOT.

(A) PARKING.

“PARKING” MEANS THE PARKING, STORAGE, HOUSING, OR KEEPING OF A MOTOR VEHICLE, WHETHER SELF-SERVICE OR VALET-SERVICE, LONG-TERM OR SHORT-TERM, TICKETED OR METERED, FOR SPECIAL EVENTS ONLY, OR OTHERWISE.

(B) PARKING FACILITY, PARKING SPACE, ETC.

“Parking facility”, “parking space”, “vehicular parking space”, and “bicycle parking space” have the meanings stated in § 10-101 {“Off-Street Parking Regulations: Definitions”} of this article.

(C) SPECIAL-EVENT PARKING LOT.

“SPECIAL-EVENT PARKING LOT” HAS THE MEANING STATED IN § 10-601 {“SPECIAL-EVENT PARKING DISTRICT: DEFINITIONS”} OF THIS ARTICLE.

Title 3. General Rules for Use, Bulk, and Other Regulations

Subtitle 2. Bulk Regulations

§ 3-209. Projections and obstructions into required yards.

(c) Permitted projections and obstructions.

Table with 4 columns: Description, Front and other yards adjoining streets, Interior side yards, Rear yards. Rows include (17) Open off-street parking spaces and (17A) SPECIAL-EVENT PARKING LOT SPACES.

Council Bill 11-0765

Title 4. Residence Districts

Subtitle 2. R-1 Single-Family Residence District

§ 4-204. Conditional uses – Ordinance required.

In an R-1 District, conditional uses that require approval by ordinance are as follows:

- (4) Parking, open off-street areas, other than accessory, for the parking of [4] 3 or more [automobiles] MOTOR VEHICLES – but only if no charge or fee is imposed for parking.

Subtitle 10. R-7 General Residence District

§ 4-1004. Conditional uses – Ordinance required.

In an R-7 District, conditional uses that require approval by ordinance are as follows:

- (4) Parking, open off-street areas and off-street garages, other than accessory, for the parking of [4] 3 or more automobiles.

Title 5. Office-Residence Districts

Subtitle 2. O-R District

§ 5-204. Conditional uses – Ordinance required.

In an O-R District, conditional uses that require approval by ordinance are as follows:

- (7) Parking, open off-street areas and off-street garages, other than accessory, for the parking of [4] 3 or more [automobiles] MOTOR VEHICLES.

Title 6. Business Districts

Subtitle 2. B-1 Neighborhood Business District

§ 6-209. Conditional uses – Ordinance required.

In a B-1 District, conditional uses that require approval by ordinance are as follows:

- (3) Parking, open off-street areas and off-street garages, other than accessory, for the parking of [4] 3 or more [automobiles] MOTOR VEHICLES.

Subtitle 4. B-3 Community Commercial District

§ 6-406. Permitted uses.

In a B-3 District, permitted uses are as follows:

- (50) Parking, open off-street areas, other than accessory, for the parking of [4] 3 or more motor vehicles.

Council Bill 11-0765

Title 7. Industrial Districts

Subtitle 2. M-1 Industrial District

§ 7-208. Conditional uses – Ordinance required.

In an M-1 District, conditional uses that require approval by ordinance are as follows, subject to compliance with the performance standards set forth in Title 12 {"Performance Standards"} of this article:

- (2) Parking, open off-street areas, other than accessory, for the parking of [4] 3 or more motor vehicles.

Subtitle 3. M-2 Industrial District

§ 7-306. Permitted uses.

In an M-2 District, permitted uses are as follows:

- (44) Parking, open off-street areas, other than accessory, for the parking of [4] 3 or more motor vehicles.

Subtitle 4. M-3 Industrial District

§ 7-407. Conditional uses – Board approval required.

In an M-3 District, conditional uses that require Board approval are as follows:

- [(3) Automobile dismantling or scrapping.]
- [(4) Automotive testing grounds.]
- (9) MOTOR VEHICLE DISMANTLING OR SCRAPPING.
- (10) MOTOR VEHICLE TESTING GROUNDS.
- (11) [(9)] Radioactive waste handling.

Title 10. Off-Street Parking Regulations

Subtitle 5. Parking Lot Districts

§ 10-501. "Parking lot" defined.

In this subtitle, "parking lot" means land used for the non-accessory off-street parking of 3 or more motor vehicles, together with the adjoining and perimeter areas required by this subtitle or by any other law of Baltimore City.

Council Bill 11-0765

1 **§ 10-502. Scope of subtitle.**

2 (D) *EXCEPTIONS – SPECIAL-EVENT PARKING.*

3 THIS SUBTITLE DOES NOT APPLY TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND
4 IN COMPLIANCE WITH CITY CODE ARTICLE 15, SUBTITLE 13 {“PARKING FACILITIES –
5 SPECIAL-EVENT PARKING LOTS”}.

6 ***SUBTITLE 6. SPECIAL-EVENT PARKING DISTRICT***

7 **§ 10-601. DEFINITIONS.**

8 (A) *IN GENERAL.*

9 IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

10 (B) *SPECIAL-EVENT PARKING DISTRICT.*

11 “SPECIAL-EVENT PARKING DISTRICT” MEANS THE FOLLOWING AREA OF THE CITY:

12 BEGINNING AT THE INTERSECTION OF BUSH STREET AND THE NORTHBOUND SIDE OF RUSSELL
13 STREET; FROM THIS POINT OF BEGINNING, BINDING NORTHWESTERLY ON THE CENTERLINE OF
14 BUSH STREET FOR ~2,018 FEET TO INTERSECT WITH W. HAMBURG STREET; THEN BINDING
15 NORTHEASTERLY ON THE CENTERLINE OF W. HAMBURG STREET ~2,485 FEET TO THE
16 INTERSECTION WITH SCOTT STREET; THEN TURNING NORTH ON THE CENTERLINE OF SCOTT
17 STREET FOR ~1,935 TO THE INTERSECTION WITH W. PRATT STREET; FOLLOWING THE
18 CENTERLINE OF W. PRATT STREET FOR ~2,770 FEET IN AN EASTERLY DIRECTION TO THE
19 INTERSECTION WITH S. HOWARD STREET; THEN HEADING SOUTH ON THE CENTERLINE S.
20 HOWARD STREET FOR ~181 FEET UNTIL THE SPLIT; AND THEN CONTINUING SOUTH ON THE
21 NORTHBOUND CENTERLINE OF S. HOWARD STREET FOR ANOTHER ~636 FEET TO THE
22 INTERSECTION WITH THE WESTBOUND CENTERLINE OF W. CONWAY STREET; CONTINUING EAST
23 ON THE WESTBOUND CENTERLINE OF W. CONWAY STREET FOR ~1,238 FEET TO THE
24 NORTHBOUND CENTERLINE OF S. CHARLES STREET; BINDING ON THE CENTERLINE OF S.
25 CHARLES STREET FOR ~3,120 FEET IN A SOUTHERLY DIRECTION TO THE INTERSECTION WITH
26 W. WEST STREET; THEN CONTINUING WEST ON SAID CENTERLINE FOR ~330 FEET TO THE
27 INTERSECTION WITH THE STREET CENTERLINE OF S. HANOVER STREET; HEADING SOUTH OF S.
28 HANOVER STREET FOR ~335 FEET TO INTERSECT THE CENTERLINE OF E. OSTEND STREET;
29 HEADING IN A WESTERLY DIRECTION ON E. OSTEND STREET FOR ~706 FEET TO THE EXTENDED
30 WESTERN PROPERTY LINE OF BLOCK 0975 LOT 002 (139 W. OSTEND STREET); FOLLOWING
31 THE WESTERN AND SOUTHERN PROPERTY LINES OF 139 W. OSTEND STREET FOR A TOTAL OF
32 ~560 FEET; CONTINUING ACROSS LEADENHALL STREET TO THE SOUTHEASTERN CORNER OF
33 BLOCK 0974 LOT 001 (175 W. OSTEND STREET); FOLLOWING THE SOUTHERN BOUNDARY OF
34 SAID PROPERTY AND EXTENDING TO THE CENTERLINE OF S. SHARP STREET FOR A TOTAL OF
35 ~494 FEET; BINDING SOUTHWESTERLY ON THE CENTERLINE OF S. SHARP STREET FOR ~55 FEET
36 WHERE IS TURNS INTO STOCKHOLM STREET; THEN MOVING SOUTHEAST ~7.5 FEET TO JOIN THE
37 NORTHWESTERN CORNER OF BLOCK 0987 LOT 001 (1800 RACE STREET) AND FOLLOW THIS
38 WESTERN PROPERTY LINE [JOINS THE EASTERN PROPERTY LINE OF BLOCK 0985 LOT 002 (215
39 STOCKHOLM STREET)] FOR ~405 FEET; EXTENDING FROM THIS SAME PROPERTY LINE ON AN
40 IMAGINARY LINE INTO THE MIDDLE BRANCH; WRAPPING AROUND THE COASTLINE FOR ~4200
41 FEET AND INTERESTING THE POINT OF BEGINNING.

Council Bill 11-0765

1 (C) *SPECIAL-EVENT PARKING LOT.*

2 “SPECIAL-EVENT PARKING LOT” HAS THE MEANING STATED IN CITY CODE ARTICLE 15,
3 SUBTITLE 13 {“PARKING FACILITIES – SPECIAL EVENT PARKING LOTS”}.

4 **§ 10-602. PERMITTED OPERATIONS.**

5 NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, A SPECIAL-EVENT PARKING LOT
6 MAY OPERATE WITHIN THE SPECIAL-EVENT PARKING DISTRICT IF:

7 (1) IT IS LICENSED TO DO SO UNDER CITY CODE ARTICLE 15, SUBTITLE 13 {“PARKING
8 FACILITIES – SPECIAL EVENT PARKING LOTS”}; AND

9 (2) ITS OPERATIONS ARE IN FULL ACCORD WITH ALL REQUIREMENTS OF ARTICLE 15,
10 SUBTITLE 13, AND WITH ALL CONDITIONS OF ITS LICENSE.

11 **Title 11. Sign Regulations**

12 ***Subtitle 3. Signs in Residence and Office-Residence Districts***

13 **§ 11-317. Parking access signs.**

14 (A) *SECTION INAPPLICABLE TO SPECIAL-EVENT PARKING.*

15 THIS SECTION DOES NOT APPLY TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND
16 IN COMPLIANCE WITH CITY CODE ARTICLE 15, SUBTITLE 13 {“PARKING FACILITIES –
17 SPECIAL-EVENT PARKING LOTS”}. SPECIAL-EVENT PARKING LOTS ARE SUBJECT TO THE
18 SIGNAGE REQUIREMENTS IN ARTICLE 15, § 13-13 {“IDENTIFICATION SIGNS”}.

19 (B) [(a)] *Signs allowed.*

20 1 non-illuminated or indirectly illuminated sign, indicating the entrance to or exit from an
21 open off-street parking area or off-street parking garage, is allowed for each street frontage
22 of the lot.

23 (C) [(b)] *Limitations.*

24 The sign may not:

- 25 (1) exceed 4 square feet;
- 26 (2) be more than 20 feet high; or
- 27 (3) project more than 18 inches across a street line.

28 ***Subtitle 4. Signs in Business and Industrial Districts***

29 **§ 11-417. Parking access signs.**

30 (A) *SECTION INAPPLICABLE TO SPECIAL-EVENT PARKING.*

Council Bill 11-0765

1 THIS SECTION DOES NOT APPLY TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND
2 IN COMPLIANCE WITH CITY CODE ARTICLE 15, SUBTITLE 13 {"PARKING FACILITIES –
3 SPECIAL-EVENT PARKING LOTS"}. SPECIAL-EVENT PARKING LOTS ARE SUBJECT TO THE
4 SIGNAGE REQUIREMENTS IN ARTICLE 15, § 13-13 {"IDENTIFICATION SIGNS"}.

5 (B) [(a)] *Signs allowed.*

6 1 non-illuminated or indirectly or directly illuminated sign, indicating the entrance to or
7 exit from an open off-street parking area or off-street parking garage, is allowed for each
8 street frontage of the lot.

9 (C) [(b)] *Limitations.*

10 The sign may not:

- 11 (1) exceed 12 square feet;
- 12 (2) be more than 24 feet high; or
- 13 (3) project more than 3 feet across a street line.

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

15 **Part II. International Building Code**

16 **§ 2-103. City modifications.**

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

19 **Chapter 31. Special Construction**

20 **Section 3111 Parking Lots, Driveways, and Other Paved Surfaces**

21 **3111.1 SECTION INAPPLICABLE TO SPECIAL-EVENT PARKING.** THIS § 3111 DOES NOT APPLY
22 TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND IN COMPLIANCE WITH CITY CODE
23 ARTICLE 15, SUBTITLE 13 {"PARKING FACILITIES – SPECIAL-EVENT PARKING LOTS"} AS LONG
24 AS THE LOT COMPLIES WITH ALL OTHER REQUIREMENTS APPLICABLE TO THE LOT’S PRINCIPAL
25 OCCUPANCY, USE, OR STRUCTURE.

26 **3111.2 [3111.1] Driveway entrances.** All driveway entrances located on a public
27 right-of-way must be constructed in accordance with the rules and regulations of the
28 Department of Public Works.

29 **3111.3 [3111.2] Surface paving.** Parking lots, parking pads, driveways, and private roads
30 must be paved with asphalt, brick, concrete, macadam, or stone block. Permeable paving
31 systems may be utilized in accordance with the rules and regulations of the Department of
32 Public Works. All paving must be able to support the design loads for the proposed vehicular
33 traffic.

Council Bill 11-0765

1 **3111.4 [3111.3] Parking spaces.** The size, layout, and arrangement of parking spaces must
2 comply with:

- 3 1. the Zoning Code,
- 4 2. the Maryland State Accessibility Code, and
- 5 3. the rules and regulations of the City Planning Commission.

6 **3111.5 [3111.4] Curbs or bumpers.** Curbs or bumpers must be installed for all parking
7 spaces. Each curb or bumper must be:

- 8 1. made of concrete, wood, or an approved metal wheel stop,
- 9 2. at least 6 inches (152 mm) high and 8 inches (203 mm) wide,
- 10 3. securely fixed in place, and
- 11 4. located:
 - 12 a. at least 4 feet (1.22 m) from the parking lot perimeter, or
 - 13 b. for parking spaces that are parallel to the perimeter of the parking lot,
14 at least 2 feet (0.61 m) from the perimeter.

15 **3111.6 [3111.5] Surface drainage.** Storm drainage off paved surface areas, such as parking
16 lots, playgrounds, and plazas, must be properly conveyed to paved alleys, paved streets, or
17 other approved water courses.

18 **3111.6.1 [3111.5.1] Limitations.** No drainage may be discharged:

- 19 1. so as to run or flow over any sidewalk or footway, except at a driveway with
20 a depressed curb, or
- 21 2. across any adjoining property.

22 **3111.6.2 [3111.5.2] Methods.** Drainage must be piped to a storm drain, to the street or
23 alley, to a paved swale, or to another approved water course. The installation of piping,
24 connections to storm drains, etc., must be made in accordance with the plumbing
25 regulations of Chapter 29 of this Code.

26 **Baltimore City Code**

27 **Article 15. Licensing and Regulation**

28 **Subtitle 12. Parking Facilities – GENERALLY**

29 **§ 12-1. Definitions; SCOPE.**

30 (A) *DEFINITIONS.*

Council Bill 11-0765

1 (1) [(a)] *In general.*

2 In this subtitle, the following terms have the meanings indicated.

3 (2) [(b)] Parking facility.

4 “Parking facility” means any:

5 (I) [(1)] garage, structure, or part of a structure for the parking, storage, housing,
6 or keeping of 3 or more motor vehicles in exchange for a fee or other
7 consideration; or

8 (II) [(2)] parking lot or outdoor area or space for the parking, storage,
9 housing, or keeping of 3 or more motor vehicles in exchange for a fee
10 or other consideration.

11 (3) [(c)] *Person.*

12 “Person” means:

13 (I) [(1)] an individual;

14 [(2) a receiver, trustee, guardian, personal representative, fiduciary, or
15 representative of any kind;]

16 (II) [(3)] a partnership, firm, association, limited liability company,
17 corporation, or other entity of any kind;

18 (III) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY, OR
19 REPRESENTATIVE OF ANY KIND; and

20 (IV) [(4)] a governmental entity or an instrumentality or unit of a
21 governmental entity.

22 (B) *SUBTITLE INAPPLICABLE TO SPECIAL-EVENT PARKING.*

23 THIS SUBTITLE DOES NOT APPLY TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND
24 IN COMPLIANCE WITH SUBTITLE 13 {“PARKING FACILITIES – SPECIAL-EVENT PARKING
25 LOTS”} OF THIS ARTICLE.

26 **SUBTITLE 13. PARKING FACILITIES – SPECIAL-EVENT PARKING LOTS**

27 **§ 13-1. DEFINITIONS.**

28 (A) *IN GENERAL.*

29 IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

Council Bill 11-0765

1 (B) *DIRECTOR*.

2 "DIRECTOR" MEANS THE DIRECTOR OF THE DEPARTMENT OF FINANCE OF HIS OR HER
3 DESIGNEE.

4 (C) *INCLUDES; INCLUDING*.

5 "INCLUDES" OR "INCLUDING" MEANS BY WAY OF ILLUSTRATION AND NOT BY WAY OF
6 LIMITATION.

7 (D) *PARKING LOT*.

8 "PARKING LOT" MEANS ANY OUTDOOR AREA OR SPACE FOR THE PARKING, STORAGE,
9 HOUSING, OR KEEPING OF 3 OR MORE MOTOR VEHICLES IN EXCHANGE FOR A FEE OR OTHER
10 CONSIDERATION.

11 (E) *PERSON*.

12 "PERSON" MEANS:

13 (1) AN INDIVIDUAL;

14 (2) A PARTNERSHIP, FIRM, ASSOCIATION, LIMITED LIABILITY COMPANY, CORPORATION,
15 OR OTHER ENTITY OF ANY KIND;

16 (3) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY,
17 OR REPRESENTATIVE OF ANY KIND; AND

18 (4) A GOVERNMENTAL ENTITY OR AN INSTRUMENTALITY OR UNIT OF A
19 GOVERNMENTAL ENTITY.

20 (F) *SPECIAL-EVENT PARKING DISTRICT*.

21 "SPECIAL-EVENT PARKING DISTRICT" MEANS THE AREA OF THE CITY DELINEATED IN
22 BALTIMORE CITY ZONING CODE § 10-601(B) {"DEFINITIONS: SPECIAL-EVENT PARKING
23 DISTRICT"}.

24 (G) *SPECIAL-EVENT PARKING LOT*.

25 "SPECIAL-EVENT PARKING LOT" MEANS A PARKING LOT THAT:

26 (1) IS NOT OTHERWISE LICENSED UNDER SUBTITLE 12 {"PARKING FACILITIES"} OF THIS
27 ARTICLE;

28 (2) IS LOCATED WITHIN THE SPECIAL-EVENT PARKING DISTRICT;

29 (3) PROVIDES PARKING SERVICES TO PERSONS ATTENDING SPORTING, SOCIAL,
30 CULTURAL, OR OTHER SPECIAL EVENTS; AND

Council Bill 11-0765

1 ~~(4) OPERATES ON A LIMITED SCHEDULE OF 100 OR FEWER DAYS IN ANY LICENSING~~
2 ~~YEAR.~~

3 (4) OPERATES:

4 (I) ONLY ON DAYS IN WHICH EVENTS ARE HELD AT THE CAMDEN YARDS STADIUM
5 COMPLEX; AND

6 (II) FOR NO MORE THAN 149 DAYS IN ANY LICENSE YEAR.

7 **§ 13-2. MANDATORY, PROHIBITORY, AND PERMISSIVE TERMS.**

8 (A) *MANDATORY TERMS.*

9 “MUST” AND “SHALL” ARE EACH MANDATORY TERMS USED TO EXPRESS A REQUIREMENT
10 OR TO IMPOSE A DUTY.

11 (B) *PROHIBITORY TERMS.*

12 “MUST NOT” AND “MAY NOT” ARE EACH MANDATORY NEGATIVE TERMS USED TO
13 ESTABLISH A PROHIBITION.

14 (C) *PERMISSIVE TERMS.*

15 “MAY” IS PERMISSIVE.

16 **§ 13-3. RULES, REGULATIONS, AND FORMS.**

17 (A) *DIRECTOR MAY ADOPT.*

18 THE DIRECTOR MAY ADOPT RULES, REGULATIONS, AND FORMS TO CARRY OUT THIS
19 SUBTITLE.

20 (B) *FILING.*

21 A COPY OF THE RULES, REGULATIONS, AND FORMS AND OF ANY AMENDMENTS TO THEM
22 MUST BE FILED WITH THE DEPARTMENT OF LEGISLATIVE REFERENCE BEFORE THEY TAKE
23 EFFECT.

24 **§ 13-4. {RESERVED}**

25 **§ 13-5. LICENSE REQUIRED.**

26 NO PERSON MAY OPERATE A SPECIAL-EVENT PARKING LOT WITHOUT HAVING FIRST OBTAINED
27 A LICENSE TO DO SO FROM THE DIRECTOR.

Council Bill 11-0765

§ 13-6. APPLICATIONS – GENERAL.

(A) *IN GENERAL.*

THE OPERATOR OF THE PROPOSED SPECIAL-EVENT PARKING LOT MUST APPLY TO THE DIRECTOR FOR THE SPECIAL-EVENT PARKING LOT LICENSE.

(B) *FORM.*

THE APPLICATION MUST BE IN THE FORM THAT THE DIRECTOR REQUIRES.

~~(C) *APPLICATION FEE.*~~

~~(1) THE APPLICATION MUST BE ACCOMPANIED BY A NON-REFUNDABLE APPLICATION FEE TO COVER THE DIRECTOR'S EXPENSES IN PROCESSING THE APPLICATION..~~

~~(2) THE AMOUNT OF THE FEE IS AS SET BY THE BOARD OF ESTIMATES.~~

§ 13-7. APPLICATIONS – REQUIRED INFORMATION.

THE APPLICATION MUST INCLUDE:

(1) THE NAME, ADDRESS, AND TELEPHONE NUMBER OF THE PARKING LOT'S OPERATOR;

(2) THE NAME, ADDRESS, AND TELEPHONE NUMBER OF THE OWNER OF THE PROPERTY ON WHICH THE PARKING LOT WILL OPERATE;

(3) THE ADDRESS OF THE PROPOSED SPECIAL-EVENT PARKING LOT;

(4) THE GROSS AREA OF THE PARKING LOT, INCLUDING ALL PARKING SPACES, DRIVEWAYS, ENTRANCES, EXITS, AISLES, AND FACILITIES USED IN CONNECTION WITH THE OPERATION OF THE PARKING LOT;

(5) THE DATES ~~(NOT TO EXCEED 100)~~ AND TIMES OF THE EVENTS FOR WHICH THE PROPOSED PARKING LOT WILL BE IN OPERATION;

(6) A SCHEDULE OF PARKING FEES TO BE CHARGED;

(7) EVIDENCE SATISFACTORY TO THE DIRECTOR THAT THE OPERATOR HAS OBTAINED LIABILITY INSURANCE COVERAGE IN AT LEAST THE AMOUNTS AND TENOR SET BY THE DIRECTOR IN THE RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE;

(8) A TRAFFIC MANAGEMENT PLAN THAT MEETS THE REQUIREMENTS SET IN THE RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE;

(9) A SECURITY PLAN THAT MEETS THE REQUIREMENTS SET IN THE RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE;

Council Bill 11-0765

1 (10) A DIAGRAM OF THE PROPERTY ON WHICH THE PROPOSED PARKING LOT WOULD BE
2 LOCATED, SHOWING ALL PARKING SPACES, DRIVEWAYS, ENTRANCES, EXITS, AISLES,
3 STRUCTURES, AND OTHER FACILITIES;

4 (11) ANY OTHER INFORMATION THAT THE DIRECTOR REQUIRES; AND

5 (12) A SIGNED AFFIRMATION, UNDER PENALTIES OF PERJURY, THAT THE APPLICANT EITHER:

6 (I) IS THE OWNER OF THE PROPERTY ON WHICH THE PARKING LOT WILL BE
7 OPERATED; OR

8 (II) IS AUTHORIZED BY THE OWNER OF THE PROPERTY TO OPERATE THE PARKING
9 LOT.

10 **§ 13-8. LICENSE TERM AND RENEWAL.**

11 (A) *TERM.*

12 EACH SPECIAL-EVENT PARKING LOT LICENSE EXPIRES ANNUALLY ON THE ANNIVERSARY OF
13 ITS ISSUANCE AND IS RENEWABLE AS PROVIDED IN THIS SECTION.

14 (B) *APPLICATION FOR RENEWAL.*

15 (1) TO RENEW A SPECIAL-EVENT PARKING LOT LICENSE, THE LICENSEE MUST APPLY NO
16 LESS THAN 30 DAYS NOR MORE THAN 90 DAYS BEFORE THE LICENSE EXPIRES.

17 (2) THE APPLICATION MUST BE IN THE FORM AND CONTAIN THE INFORMATION THAT THE
18 DIRECTOR REQUIRES.

19 ~~(C) *APPLICATION FEE.*~~

20 ~~(1) THE APPLICATION MUST BE ACCOMPANIED BY A NON-REFUNDABLE APPLICATION FEE TO~~
21 ~~COVER THE DIRECTOR'S EXPENSES IN PROCESSING THE APPLICATION.~~

22 ~~(2) THE AMOUNT OF THE FEE IS AS SET BY THE BOARD OF ESTIMATES.~~

23 **§ 13-9. LICENSE FEE.**

24 THE ANNUAL FEE FOR A SPECIAL-EVENT PARKING LOT LICENSE IS AS SET BY THE BOARD OF
25 ESTIMATES.

26 **§ 13-10. ISSUANCE OF LICENSE.**

27 ON RECEIPT OF A LICENSE APPLICATION AND THE APPLICABLE LICENSE FEE, THE DIRECTOR
28 SHALL:

29 (1) REVIEW THE APPLICATION; AND

30 (2) ISSUE THE LICENSE IF THE FOLLOWING CONDITIONS ARE MET:

Council Bill 11-0765

1 (I) THE SECURITY PLAN INCLUDED IN THE APPLICATION ENSURES THAT VEHICLES
2 PARKED IN THE PARKING LOT ARE PROTECTED FROM THEFT AND VANDALISM AT
3 ALL TIMES DURING HOURS OF OPERATIONS;

4 (II) THE TRAFFIC MANAGEMENT PLAN INCLUDED IN THE APPLICATION ENSURES
5 THAT THE FLOW OF PEDESTRIAN AND VEHICULAR TRAFFIC IN THE SURROUNDING
6 AREA IS NOT SIGNIFICANTLY IMPEDED BY THE OPERATION OF THE PARKING LOT;
7 AND

8 (III) THE APPLICATION IS OTHERWISE COMPLETE, IN ACCORDANCE WITH THE
9 REQUIREMENTS OF THIS SUBTITLE.

10 **§ 13-11 ~~§ 13-10~~. TRANSFER; SUBSTITUTIONS.**

11 ~~(A) LICENSE NOT TRANSFERABLE.~~

12 A SPECIAL-EVENT PARKING LOT LICENSE IS NOT TRANSFERABLE TO A NEW OPERATOR, TO A
13 DIFFERENT LOCATION, OR OTHERWISE.

14 ~~(B) SUBSTITUTION OF DATES.~~

15 ~~DATES OF OPERATION MAY BE SUBSTITUTED ON ADVANCE NOTICE TO THE DIRECTOR.~~

16 **§ 13-12 ~~§ 13-11~~. TAX ARREARAGE BARS ISSUANCE OR RENEWAL.**

17 A LICENSE MAY NOT BE ISSUED TO OR RENEWED BY ANY PERSON FROM WHOM TAXES,
18 INTEREST, OR PENALTIES ARE DUE AND UNPAID UNDER CITY CODE ARTICLE 28, SUBTITLE 22
19 {"PARKING TAX"}.

20 **§ 13-12. {RESERVED}**

21 **§ 13-13. IDENTIFICATION SIGNS.**

22 (A) *REQUIRED.*

23 AT ALL TIMES WHILE A SPECIAL-EVENT PARKING LOT IS IN OPERATION, AN IDENTIFICATION
24 SIGN MUST BE POSTED ON EACH STREET FRONTAGE OF THE LOT.

25 (B) *CONTENTS.*

26 EACH IDENTIFICATION SIGN MUST CONTAIN:

27 (1) THE NAME, ADDRESS, AND TELEPHONE NUMBER OF THE LOT'S OPERATOR;

28 (2) THE LICENSE NUMBER OF THE OPERATOR'S SPECIAL-EVENT PARKING LOT LICENSE;
29 AND

30 (3) THE FEE CHARGED FOR PARKING.

Council Bill 11-0765

1 (C) *LIMITATIONS.*

2 NO SIGN MAY:

3 (1) EXCEED 12 SQUARE FEET;

4 (2) BE MORE THAN 24 FEET HIGH;

5 (3) PROJECT MORE THAN 3 FEET ACROSS A STREET LINE;

6 (4) BE ILLUMINATED; OR

7 (5) REMAIN ON THE PROPERTY FOR LONGER THAN 2 HOURS AFTER THE END OF THE
8 EVENT FOR WHICH THE LOT WAS OPEN.

9 **§ 13-14. ATTENDANT ON DUTY.**

10 AN ADULT ATTENDANT MUST BE PRESENT AT ALL TIMES WHILE ANY VEHICLE REMAINS PARKED
11 ON A SPECIAL-EVENT PARKING LOT.

12 **§ 13-15. CARS LEFT IN STREET.**

13 (A) *PROHIBITED CONDUCT.*

14 EXCEPT AS SPECIFICALLY AUTHORIZED IN SUBSECTION (B) OF THIS SECTION, NO PERSON
15 OPERATING OR EMPLOYED BY A SPECIAL-EVENT PARKING LOT MAY PARK OR PLACE A
16 MOTOR VEHICLE LEFT FOR PARKING ON ANY STREET, ALLEY, OR HIGHWAY IN THE CITY.

17 (B) *EXCEPTION.*

18 (1) SUBSECTION (A) OF THIS SECTION DOES NOT APPLY TO THE PARKING OR PLACEMENT
19 OF A VEHICLE ON A STREET, ALLEY, OR HIGHWAY IF IT IS PARKED OR PLACED THERE
20 ONLY FOR A SUFFICIENT TIME TO PERMIT THE REMOVAL OF ANOTHER CAR FROM THE
21 PARKING LOT.

22 (2) THIS EXCEPTION DOES NOT APPLY BETWEEN 7 A.M. AND 10 A.M. OR BETWEEN 4 P.M.
23 AND 6 P.M.

24 **§§ 13-16 TO 13-20. {RESERVED}**

25 **§ 13-21. ENFORCEMENT BY CITATION.**

26 (A) *IN GENERAL.*

27 IN ADDITION TO ANY OTHER CIVIL OR CRIMINAL REMEDY OR ENFORCEMENT PROCEDURE,
28 THIS SUBTITLE MAY BE ENFORCED BY ISSUANCE OF AN ENVIRONMENTAL CITATION UNDER
29 CITY CODE ARTICLE 1, SUBTITLE 40 {"ENVIRONMENTAL CONTROL BOARD"}.

Council Bill 11-0765

1 (B) *PROCESS NOT EXCLUSIVE.*

2 THE ISSUANCE OF A CITATION TO ENFORCE THIS SUBTITLE DOES NOT PRECLUDE PURSUING
3 ANY OTHER CIVIL OR CRIMINAL REMEDY OR ENFORCEMENT ACTION AUTHORIZED BY LAW.

4 **§ 13-22. CRIMINAL PENALTIES.**

5 (A) *IN GENERAL.*

6 ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE OR OF A RULE OR
7 REGULATION ADOPTED UNDER THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND, ON
8 CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 OR IMPRISONMENT FOR NOT
9 MORE THAN 6 MONTHS OR BOTH FINE AND IMPRISONMENT FOR EACH OFFENSE.

10 (B) *EACH DAY A SEPARATE OFFENSE.*

11 EACH DAY THAT A VIOLATION CONTINUES IS A SEPARATE OFFENSE.

12 **Article 28. Taxes**

13 **Subtitle 22. Parking Tax**

14 **§ 22-1. Definitions.**

15 (f) *Parking.*

16 “Parking” means any parking, storing, housing, or keeping of a motor vehicle, whether
17 self-service, valet-service, long-term, [short-time] SHORT-TERM, ticketed, metered, for
18 special events only, or otherwise.

19 (h) *Person.*

20 “Person” means:

21 (1) an individual;

22 [(2) a receiver, trustee, guardian, personal representative, fiduciary, or
23 representative of any kind;]

24 (2) [(3)] a partnership, firm, association, limited liability company, corporation,
25 or other entity of any kind;

26 (3) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY,
27 OR REPRESENTATIVE OF ANY KIND; and

28 (4) a governmental entity or an instrumentality or unit of a governmental
29 entity.

Council Bill 11-0765

Article 1. Mayor, City Council, and Municipal Agencies

Subtitle 40. Environmental Control Board

§ 40-14. Violations to which subtitle applies.

(e) Provisions and penalties enumerated.

(2) Article 15. Licensing and Regulation

Subtitle 12. Parking Facilities – GENERALLY	\$750
SUBTITLE 13. PARKING FACILITIES – SPECIAL-EVENT PARKING LOTS	\$750

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.

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