

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 05-0220

Introduced by: The Council President
At the request of: The Administration (Department of Planning)
Introduced and read first time: July 11, 2005
Assigned to: Land Use and Transportation Committee

Committee Report: Favorable
Council action: Adopted
Read second time: October 16, 2006

AN ORDINANCE CONCERNING

Zoning – Health Care Clinics – Substance Abuse Treatment Centers

FOR the purpose of broadening the classification for clinics; deleting the separate classification for substance abuse treatment centers; redefining certain terms; conforming certain language; and generally relating to the zoning of facilities for the examination and treatment of people on an out-patient basis.

BY repealing and reordaining, with amendments

Article - Zoning

Section(s) 1-126, 5-203(5), 6-306(18), 7-306(16), and 10-405(11)

Baltimore City Revised Code

(Edition 2000)

BY repealing

Article - Zoning

Section(s) 1-194, 4-204(6), 5-204(10), 6-209(6), and 7-208(4)

Baltimore City Revised 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 Revised Code

Article – Zoning

§ 1-126. Clinic: [medical or dental] HEALTH CARE.

“Clinic: [medical or dental] HEALTH CARE” means a building the principal use of which is for offices [of physicians or dentists] for the examination and treatment of people on an out-patient basis BY HEALTH CARE PROFESSIONALS OR PROGRAMS THAT ARE LICENSED OR CERTIFIED BY THE STATE .

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 **[§ 1-194. Substance abuse treatment center.**

2 “Substance abuse treatment center” means a facility that provides and represents or
3 advertises itself as providing:

- 4 (1) nonresidential counseling, treatment, care, medication, or rehabilitation for
5 individuals who show the effects of substance abuse; or
6 (2) transportation of individuals for the purpose of substance treatment, care, medication,
7 or rehabilitation.]

8 **§ 4-204. Conditional uses — Ordinance required.**

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

10 [(6) Substance abuse treatment centers.]

11 **§ 5-203. Conditional uses — Board approval required.**

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

13 (5) Clinics: [medical and dental] HEALTH CARE.

14 **§ 5-204. Conditional uses — Ordinance required.**

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

16 [(10) Substance abuse treatment centers.]

17 **§ 6-209. Conditional uses — Ordinance required.**

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

19 [(6) Substance abuse treatment centers.]

20 **§ 6-306. Permitted uses.**

21 In a B-2 District, permitted uses are as follows:

22 (18) Clinics: [medical and dental] HEALTH CARE.

23 **§ 7-208. Conditional uses — Ordinance required.**

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

27 [(4) Substance abuse treatment centers.]

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1 **§ 7-306. Permitted uses.**

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

3 (16) Clinics: [medical and dental] HEALTH CARE.

4 **§ 10-405. Schedule of required spaces.**

5 Off-street parking spaces must be provided as follows:

6 (11) *Health care services.*

7 (i) [(iv) Medical and dental] HEALTH CARE clinics

8 M-1-3, M-2-3, B-4-1,
9 B-4-2, B-5-1, B-5-2 No requirement

10 M-1-2, M-2-2, B-2-2, B-2-3,
11 B-2-4, B-3-2, B-3-3 1 per 400 square feet
12 of floor area in excess
13 of 1,000 square feet

14 All other districts 1 per 200 square feet
15 of floor area

16 (ii) [(i)] Hospitals

17 R-9, R-10, O-R-2, O-R-3,
18 O-R-4, B-2-3, B-3-3,
19 B-4-1, B-4-2, B-5-1, B-5-2 1 per 10 hospital
20 beds, plus 1 per 6
21 employees including
22 staff doctors

23 All other districts 1 per 5 hospital beds,
24 plus 1 per 3
25 employees including
26 staff doctors

27 (iii) [(ii)] Institutions for the care of the aged
28 and for children; convalescent, nursing,
29 and rest homes

30 R-9, R-10, O-R-2, O-R-3,
31 O-R-4, B-3-3, B-5-1, B-5-2 1 per 10 beds, plus 1
32 per 6 employees
33 including staff
34 doctors

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1	All other districts	1 per 5 beds, plus 1
2		per 6 employees
3		including staff
4		doctors
5	(iv) [(iii)] Massage therapists offices	
6	O-R, M-1, M-2, M-3	1 per massage
7		therapist's station or
8		table at the location
9		
10	All other districts	No requirement

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

14 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th
15 day 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