

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 20-0522

Introduced by: Councilmember Schleifer, President Scott, Councilmembers Henry, Cohen,
Burnett, Costello

At the request of: The Administration (Board of Municipal and Zoning Appeals)

Introduced and read first time: April 27, 2020

Assigned to: Judiciary Committee

Committee Report: Favorable with an amendment

Council action: Adopted

Read second time: May 11, 2020

AN ORDINANCE CONCERNING

**Board of Municipal and Zoning Appeals –
Repeal of “Physically Present” Requirements**

FOR the purpose of repealing certain provisions of the Zoning Code regarding the Board of
Municipal and Zoning Appeals that require members of the Board to be “physically present”
during a hearing and for voting; and providing for a special effective date.

BY repealing

Article 32 - Zoning
Section(s) 3-202(j) and 3-202(m)
Baltimore City 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 Code

Article 32. Zoning

Title 3. Outline of Code Administration

Subtitle 2. Administrative Agencies and Officials

§ 3-202. Board of Municipal and Zoning Appeals.

[(j) Public hearings – Member must be present to participate.]

[A member of the Board of Municipal and Zoning Appeals may not participate in a
hearing unless the member is physically present at the hearing.]

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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2 [(m) *Voting – Member must be present to vote.*]

3 [A member of the Board of Municipal and Zoning Appeals may not vote on a matter
4 unless the member:

- 5 (1) was physically present at the public hearing on the matter: and
6 (2) is physically present at the voting session.]

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

10 **SECTION 3. AND BE IT FURTHER ORDAINED**, That this Ordinance takes effect on the date it is
11 enacted. ~~It will remain effective through August 31, 2020, and immediately after that date, with~~
12 ~~no further action by the Mayor and City Council, this Ordinance will be abrogated and of no~~
13 ~~further effect.~~

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