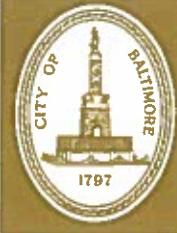


CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

ANDRE M. DAVIS, CITY SOLICITOR  
100 N. Holliday Street  
Suite 101, City Hall  
Baltimore, Maryland 21202

January 22, 2018

The Honorable President and Members  
of the Baltimore City Council  
Attn: Natawna Austin, Executive Secretary  
Room 409, City Hall  
100 N. Holliday Street  
Baltimore, Maryland 21202

Re: City Council Bill 18-0176 – Alley Gating and Greening-Standards

Dear President and City Council Members:

The Law Department has been asked to review City Council Bill 18-0176 for form and legal sufficiency. The bill clarifies a requirement that, to gate or green an alley, the majority of structures abutting the alley must be “residential.” The bill clarifies that abutting structures that are either residential or are non-residential on the first level but, in accordance with the Zoning Code, have one or more upper stories that are being used or are designed and intended to be used as residential dwellings, will both meet the majority residential standard of the law.

Article II, Section 35(e) of the Baltimore City Charter give the Mayor and City Council authority to by ordinance “gate an alley that is no longer needed for through pedestrian or vehicular traffic, in order to promote the public health, safety or welfare. This bill is an appropriate exercise of that authority. Accordingly, the Law Department approves the bill for form and legal sufficiency.

Sincerely yours,

A handwritten signature in blue ink that reads "Elena R. DiPietro".

Elena R. DiPietro  
Chief Solicitor

cc: Andre Davis, City Solicitor  
Karen Stokes, Executive Director, MOGR  
Kyron Banks Mayor's Legislative Liaison  
Victor Tervala, Chief Solicitor  
Hilary Ruley, Chief Solicitor  
Jennifer Landis, Special Assistant Solicitor



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