

**CITY OF BALTIMORE
COUNCIL BILL 10-0436
(First Reader)**

Introduced by: Councilmembers Clarke, Middleton, D'Adamo, Branch, Young, Kraft, Holton, Henry, Cole, Welch, Reisinger, Spector

Introduced and read first time: January 11, 2010

Assigned to: Land Use and Transportation Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Planning Commission, Health Department, Department of Transportation, Commission on Sustainability, Mayor's Office of Neighborhoods, Police Commissioner, Department of Finance, Baltimore Office of Promotion and the Arts

A BILL ENTITLED

AN ORDINANCE concerning

BMore Streets for People Program – Establishment

FOR the purpose of establishing a BMORE Streets for People Program; providing for the administration of the BMORE Streets for People Program; defining certain terms; establishing a BMORE Streets for People Advisory Board; providing for the composition of the Advisory Board; establishing the duties of the Advisory Board; establishing a special effective date; and generally relating to BMORE Streets for People.

By adding

Article 31 - Transit and Traffic

Section(s) 15-1 to 15-22, to be under the new subtitle,

“Subtitle 15. BMORE Streets for People”

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 31. Transit and Traffic

SUBTITLE 15. BMORE STREETS FOR PEOPLE

PART I. DEFINITIONS.

§ 15-1. DEFINITIONS.

(A) *IN GENERAL.*

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

EXPLANATION: CAPITALS indicate matter added to existing law
[Brackets] indicate matter deleted from existing law.

1 (B) *ADVISORY BOARD.*

2 “ADVISORY BOARD” MEANS THE BMORE STREETS FOR PEOPLE ADVISORY BOARD
3 ESTABLISHED UNDER THIS SUBTITLE.

4 (C) *BMORE STREETS FOR PEOPLE; PROGRAM.*

5 “BMORE STREETS FOR PEOPLE” OR “PROGRAM” MEANS THE BMORE STREETS FOR
6 PEOPLE PROGRAM ESTABLISHED UNDER THIS SUBTITLE.

7 (D) *DIRECTOR.*

8 “DIRECTOR” MEANS THE DIRECTOR OF TRANSPORTATION OR THE DIRECTOR’S DESIGNEE.

9 **§ 15-2. {RESERVED}**

10 **PART II. PROGRAM ESTABLISHMENT; PURPOSE**

11 **§ 15-3. PROGRAM ESTABLISHED.**

12 THERE IS A BMORE STREETS FOR PEOPLE PROGRAM.

13 **§ 15-4. PURPOSE OF PROGRAM.**

14 THE PURPOSE OF THE BMORE STREETS FOR PEOPLE PROGRAM IS TO CREATE ECONOMIC,
15 HEALTH, AND COMMUNITY BENEFITS BY PERIODICALLY CLOSING CERTAIN STREETS TO
16 MOTORIZED TRAFFIC IN ORDER TO ENCOURAGE RESIDENTS TO ENJOY CAMARADERIE, BICYCLE
17 RIDING, WALKING, AND EXERCISE ON MAIN ROADS IN THEIR NEIGHBORHOODS.

18 **§ 15-5. {RESERVED}**

19 **PART III. ADMINISTRATION.**

20 **§ 15-6. DoT TO ADMINISTER.**

21 THE PROGRAM IS ADMINISTERED BY THE DEPARTMENT OF TRANSPORTATION, WITH THE
22 ADVICE OF THE BMORE STREETS FOR PEOPLE ADVISORY BOARD.

23 **§ 15-7. RULES AND REGULATIONS.**

24 THE DEPARTMENT OF TRANSPORTATION MAY ADOPT RULES AND REGULATIONS TO:

25 (1) IMPLEMENT THE PROGRAM; AND

26 (2) OTHERWISE CARRY OUT THIS SUBTITLE.

27 **§ 15-8. DESIGNATION OF ROUTES, SCHEDULES.**

28 (A) *IN GENERAL.*

Council Bill 10-0436

IN CONSULTATION WITH THE ADVISORY BOARD, THE DIRECTOR MAY DESIGNATE ROUTES AND SCHEDULES ON CITY STREETS FOR THE BMORE STREETS FOR PEOPLE PROGRAM.

(B) "LAKE TO LAKE" ROUTE.

IN CONSULTATION WITH THE ADVISORY BOARD, THE DIRECTOR WILL DESIGNATE AN INITIAL “LAKE TO LAKE” ROUTE RUNNING FROM LAKE MONTEBELLO TO DRUID HILL LAKE.

(c) *ADDITIONAL ROUTES.*

ADDITIONAL ROUTES MAY BE DESIGNATED UNDER THIS SECTION IF A NEIGHBORHOOD ASSOCIATION REQUESTS THAT IT BE ALLOWED TO HOST A BMORE STREETS FOR PEOPLE EVENT IN ITS NEIGHBORHOOD.

§ 15-9. ROAD CLOSURES.

THE DIRECTOR MAY CLOSE STREETS TO MOTOR VEHICLES ALONG DESIGNATED BMORE STREETS FOR PEOPLE ROUTES DURING PROGRAM EVENTS.

§ 15-10. {RESERVED}

PART IV. ADVISORY BOARD.

§ 15-11. BOARD ESTABLISHED.

THERE IS A BMORE STREETS FOR PEOPLE ADVISORY BOARD.

§ 15-12. ADVISORY BOARD MEMBERSHIP.

(A) *IN GENERAL.*

(1) THE ADVISORY BOARD CONSISTS OF 24 MEMBERS.

(2) OF THESE:

(i) 9 MEMBERS ARE APPOINTED BY THE MAYOR IN ACCORDANCE WITH ARTICLE IV, § 6 OF THE BALTIMORE CITY CHARTER;

(II) 9 MEMBERS ARE APPOINTED BY THE PRESIDENT OF THE CITY COUNCIL; AND

(III) 6 MEMBERS ARE AGENCY REPRESENTATIVES.

(B) *APPOINTED MEMBERS.*

THE 18 APPOINTED MEMBERS OF THE ADVISORY BOARD ARE AS FOLLOWS:

(1) 2 AT-LARGE MEMBERS, APPOINTED BY THE MAYOR.

(2) 4 MEMBERS NOMINATED BY COMMUNITY ORGANIZATIONS AND APPOINTED BY THE MAYOR, 1 FROM EACH OF THE FOLLOWING ORGANIZATIONS:

Council Bill 10-0436

- (I) ONE LESS CAR;
- (II) ROLAND PARK CIVIC LEAGUE;
- (III) MAYOR'S BICYCLE ADVISORY COMMITTEE; AND
- (IV) A NON-PROFIT ORGANIZATION OR FOUNDATION WITH A HISTORY OF SUPPORT FOR THE BMORE STREETS FOR PEOPLE PROGRAM, THE PROGRAM'S CYCLOVIA MODEL, AND THE PROGRAM'S SUNDAY STREETS PREDECESSOR.

(3) 3 MEMBERS NOMINATED BY NEIGHBORHOOD ASSOCIATIONS REPRESENTING NEIGHBORHOODS ALONG ANY PROPOSED BMORE STREETS FOR PEOPLE ROUTE AND APPOINTED BY THE MAYOR.

(4) 9 MEMBERS APPOINTED BY THE PRESIDENT OF THE CITY COUNCIL TO REPRESENT NEIGHBORHOODS ALONG THE PROPOSED "LAKE-TO-LAKE" (MONTEBELLO-TO-DRUID HILL) ROUTE, AS FOLLOWS:

- (I) 3 FROM NEIGHBORHOOD ASSOCIATIONS;
- (II) 2 FROM LOCAL BUSINESS ASSOCIATIONS;
- (III) 2 FROM LOCAL RELIGIOUS INSTITUTIONS, NON-PROFIT ORGANIZATIONS, OR FOUNDATIONS WITH KNOWLEDGE OF AND SUPPORT FOR THE BMORE STREETS FOR PEOPLE PROGRAM; AND
- (IV) 2 FROM LOCAL SCHOOLS.

ENCY REPRESENTATIVES.

THE 6 AGENCY REPRESENTATIVES ARE THE FOLLOWING, OR THEIR DESIGNATED REPRESENTATIVES:

- (1) THE DIRECTOR OF TRANSPORTATION;
- (2) THE HEALTH COMMISSIONER;
- (3) THE DIRECTOR OF THE BALTIMORE OFFICE OF PROMOTION AND THE ARTS;
- (4) THE DIRECTOR OF THE OFFICE OF SUSTAINABILITY;
- (5) THE DIRECTOR OF THE OFFICE OF NEIGHBORHOODS; AND
- (6) THE POLICE COMMISSIONER.

Council Bill 10-0436

1 (D) *APPOINTMENT WITHOUT REGARD TO POLITICAL AFFILIATION.*

2 THE APPOINTMENT OF MEMBERS MUST BE MADE WITHOUT REGARD TO POLITICAL
3 AFFILIATION.

4 **§ 15-13. TERMS, COMPENSATION, VACANCIES.**

5 (A) *TERMS OF OFFICE.*

6 (1) ADVISORY BOARD MEMBERS SERVE FOR A TERM OF 4 YEARS, CONCURRENT WITH THE
7 TERMS OF THE MAYOR AND THE CITY COUNCIL.

8 (2) AT THE END OF A TERM, AN ADVISORY BOARD MEMBER CONTINUES TO SERVE UNTIL A
9 SUCCESSOR IS APPOINTED AND QUALIFIES.

10 (B) *COMPENSATION; EXPENSES.*

11 MEMBERS OF THE ADVISORY BOARD:

12 (1) ARE NOT ENTITLED TO COMPENSATION FOR THEIR SERVICES; BUT

13 (2) ARE ENTITLED TO REIMBURSEMENT FOR EXPENSES INCURRED, AS PROVIDED IN THE
14 ORDINANCE OF ESTIMATES.

15 (C) *VACANCIES.*

16 A MEMBER APPOINTED TO FILL A VACANCY IN AN UNEXPIRED TERM SERVES ONLY FOR THE
17 REMAINDER OF THAT TERM.

18 **§ 15-14. OFFICERS; COMMITTEES.**

19 (A) *OFFICERS.*

20 (1) THE MAYOR MUST DESIGNATE A MEMBER OF THE ADVISORY BOARD TO SERVE AS ITS
21 CHAIR.

22 (2) MEMBERS OF THE ADVISORY BOARD MAY SELECT ANY OTHER OFFICERS THEY
23 CONSIDER NECESSARY OR APPROPRIATE.

24 (B) *COMMITTEES.*

25 THE CHAIR MAY APPOINT COMMITTEES TO ASSIST THE ADVISORY BOARD IN CARRYING
26 OUT ITS FUNCTIONS AND DUTIES.

27 **§ 15-15. MEETINGS; QUORUM.**

28 (A) *IN GENERAL.*

29 (1) THE ADVISORY BOARD MAY MEET, AT THE CALL OF THE CHAIR, AS FREQUENTLY AS
30 REQUIRED TO PERFORM ITS DUTIES.

Council Bill 10-0436

- (2) A MAJORITY OF THE MEMBERS OF THE ADVISORY BOARD CONSTITUTES A QUORUM FOR THE TRANSACTION OF BUSINESS.
- (3) AN AFFIRMATIVE VOTE BY THE MAJORITY OF A QUORUM IS NEEDED FOR ANY OFFICIAL ACTION.

(B) *RULES OF PROCEDURE.*

THE ADVISORY BOARD MAY ADOPT RULES OF PROCEDURE TO GOVERN ITS MEETINGS AND PROCEDURES.

(c) *FAILURE TO ATTEND MEETINGS.*

IF ANY MEMBER IS ABSENT FROM REGULARLY SCHEDULED MEETINGS MORE THAN 3 TIMES IN 1 YEAR, NOT COUNTING ABSENCES EXCUSED BY THE CHAIR:

- (1) THE MEMBER IS CONSIDERED TO HAVE RESIGNED; AND
- (2) THE CHAIR MUST REQUEST THAT THE MEMBER'S APPOINTING AUTHORITY FILL THE RESULTANT VACANCY.

§ 15-16. VOLUNTEERS.

THE ADVISORY BOARD MAY ENGAGE THE SERVICES OF VOLUNTEER WORKERS AND CONSULTANTS, WITHOUT SALARY.

§ 15-17. BUDGET.

THE ADVISORY BOARD MAY EXPEND FUNDS AS AUTHORIZED IN THE ORDINANCE OF ESTIMATES.

§ 15-18. POWERS AND DUTIES.

(A) *IN GENERAL.*

THE BMORE STREETS FOR PEOPLE ADVISORY BOARD MAY UNDERTAKE THE ACTIVITIES DESCRIBED IN THIS SECTION.

(B) ROUTING AND PROGRAMMING.

THE ADVISORY BOARD MAY:

- (1) PROPOSE PILOT AND PERMANENT ROUTES FOR THE BMORE STREETS FOR PEOPLE PROGRAM; AND
- (2) RECOMMEND PROGRAMMING ENHANCEMENTS AND OTHER SERVICES WHEN A NEED FOR THEM IS DETERMINED BY THE ADVISORY BOARD.

Council Bill 10-0436

1 (C) *ADVICE.*

2 THE ADVISORY BOARD MAY PROPOSE SOLUTIONS AND ALTERNATIVES FOR ROUTING
3 CHALLENGES, PROGRAMMING, COMMUNICATION STRATEGIES, AND THE COST EFFECTIVE
4 USE OF CITY PERSONNEL.

5 (D) *RESEARCH AND EDUCATION.*

6 TO GAUGE THE IMPACT OF THE BMORE STREETS FOR PEOPLE PROGRAM ON
7 PARTICIPATING COMMUNITIES, THE ADVISORY BOARD MUST RESEARCH AND MEASURE
8 THE FOLLOWING IN NEIGHBORHOODS ALONG PROGRAM ROUTES:

9 (1) LEVEL OF COMMUNITY PARTICIPATION IN BMORE STREETS FOR PEOPLE PLANNING
10 AND IMPLEMENTATION;

11 (2) DIVERSITY OF PARTICIPATION AMONG AGE GROUPS AND NONPROFIT
12 ORGANIZATIONS; AND

13 (3) EVIDENCE OF ENHANCED SOCIABILITY AND HEALTHY ACTIVITIES.

14 (E) *MONITOR PROGRAM.*

15 THE ADVISORY BOARD MAY:

16 (1) REVIEW AND MONITOR THE SUCCESSES AND LESSONS LEARNED IN CONDUCTING
17 THE BMORE STREETS FOR PEOPLE PROGRAM IN BALTIMORE CITY; AND

18 (2) MAKE RECOMMENDATIONS FOR PROMOTING THE EFFORTS OF THE PROGRAM.

19 (F) *ADVISE AND COUNSEL.*

20 THE ADVISORY BOARD MAY:

21 (1) ADVISE AND COUNSEL THE RESIDENTS OF BALTIMORE CITY, THE CITY COUNCIL,
22 THE MAYOR, AND THE VARIOUS DEPARTMENTS AND AGENCIES OF THE CITY ON
23 PROGRAM ACTIVITIES AND OUTCOMES; AND

24 (2) RECOMMEND PROGRAMS AND LEGISLATION IT CONSIDERS NECESSARY AND PROPER
25 TO PROMOTE AND ENSURE THE CONTINUED SUCCESS AND EXPANSION OF THE
26 PROGRAM THROUGHOUT BALTIMORE CITY.

27 (G) *EVALUATE POLICIES AND PROGRAMS.*

28 THE ADVISORY BOARD MAY REVIEW AND EVALUATE THE IMPACT OF EXISTING AND
29 PROPOSED POLICIES, PROGRAMS, AND LEGISLATION AFFECTING THE BMORE STREETS FOR
30 PEOPLE PROGRAM.

1 (H) *SEEK TO REMOVE IMPEDIMENTS.*

2 THE ADVISORY BOARD MUST SEEK TO REMOVE ANY IMPEDIMENTS TO CONDUCTING AND
3 EXPANDING PROGRAM EVENTS.

4 **§ 15-20. {RESERVED}**

5 *PART V. AGENCY ASSISTANCE; ANNUAL REPORTS*

6 **§ 15-21. AGENCY ASSISTANCE.**

7 AT THE REQUEST OF THE DIRECTOR OR THE ADVISORY BOARD, ALL CITY OFFICIALS AND
8 AGENCIES MUST EXTEND THE SERVICES AND FACILITIES REQUIRED FOR THE PROGRAM,
9 INCLUDING PROFESSIONAL TRAINING OF STREET CONTROL VOLUNTEERS, TO THE EXTENT THAT
10 THOSE OFFICIALS AND AGENCIES ARE ABLE TO DO SO GIVEN THEIR PERSONNEL AND BUDGETS.

11 **§ 15-22. ANNUAL REPORTS.**

12 THE DIRECTOR AND THE ADVISORY BOARD MUST SUBMIT AN ANNUAL REPORT ON THEIR
13 ACTIVITIES TO THE MAYOR AND CITY COUNCIL.

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

17 **SECTION 3. AND BE IT FURTHER ORDAINED**, That this Ordinance takes effect on the date it
18 is enacted.