


FROM	NAME & TITLE	Michelle Pourciau, Director	CITY of BALTIMORE  MEMO	
	AGENCY NAME & ADDRESS	Department of Transportation (DOT) 417 E Fayette Street, Room 527		
	SUBJECT	City Council Bill 17-0093		

TO The Honorable President and  
Members of the City Council  
c/o Natawna Austin  
Room 400 City Hall

December 22, 2017

I am herein reporting on City Council Bill 17-0093- Zoning - Appeals to Zoning Board - Corrective For the purpose of deleting certain court-imposed statutory provisions, since rendered inoperative by Ch. 596, Acts of 2017, which direct persons aggrieved by land-use decisions of the Planning Commission (among certain other "authorized administrative officer[s] or unit[s]") to appeal those decisions to the Board of Municipal and Zoning Appeals, rather than seeking their judicial review; conforming the new Zoning Code to decades of City practice and procedures that recognize the final-administrative status of Planning Commission decisions; and providing for a special effective date.

DOT supports this bill and respectfully requests a favorable report.

Respectfully,



Michelle Pourciau  
Director

MP/lw

Cc: Kyron Banks, Mayor's Office

**CITY OF BALTIMORE  
COUNCIL BILL 17-0093  
(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Law Department)  
Introduced and read first time: July 17, 2017  
Assigned to: Land Use and Transportation Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Board of Municipal and Zoning Appeals, Planning Commission, Department of Transportation, Department of Housing and Community Development

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Zoning – Appeals to Zoning Board – Corrective**

3 FOR the purpose of deleting certain court-imposed statutory provisions, since rendered  
4 inoperative by Ch. 596, Acts of 2017, which direct persons aggrieved by land-use decisions  
5 of the Planning Commission (among certain other “authorized administrative officer[s] or  
6 unit[s]”) to appeal those decisions to the Board of Municipal and Zoning Appeals, rather  
7 than seeking their judicial review; conforming the new Zoning Code to decades of  
8 City practice and procedures that recognize the final-administrative status of Planning  
9 Commission decisions; and providing for a special effective date.

10 BY authority of

11 Article - Land Use  
12 Section 10-404  
13 Annotated Code of Maryland  
14 (As amended by Ch. 596, Acts of 2017 )

15 BY repealing and reordaining, with amendments

16 Article 32 - Zoning  
17 Sections 3-202(l) and 19-301(a)  
18 Baltimore City Code  
19 (As amended by Ord. 17-015)

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

22 **Baltimore City Code**

23 **Article 32. Zoning**

24 **Title 3. Outline of Code Administration**

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