



August 1, 2014

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

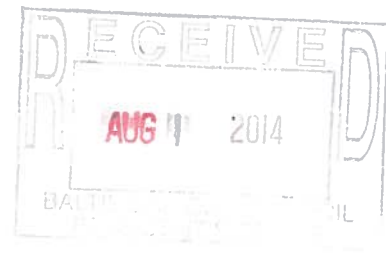
Re: City Council Bill 14-0413 – International Green Construction Code

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 14-0413 for form and legal sufficiency. The bill adopts the International Green Construction Code (2012 Edition) (“IGCC”) as part of the Building, Fire, and Related Codes Article of Baltimore City, subject to certain additions, deletions, amendments, and other modifications. The bill also provides for certain exceptions and alternatives (such as LEED Silver Certification); conforms, corrects, and clarifies related language; and provides for the effect, construction, and effective date of this Ordinance.

In adopting portions of the IGCC, the Law Department notes the bill does not specify whether the following sections of it are adopted or rejected:

- 101.3.1 Residential construction
- 608.7 Fuel gas lighting systems
  - 608.7.1 Continuously burning pilot lights
- 608.8 Electrical lighting efficiency
  - 608.8.1 Prescriptive compliance
  - 608.8.1 Transformer efficiency
    - 608.8.1.2 Voltage drop in feeders
    - 608.8.1.3 Voltage drop in branch circuits
- 903.1.1 Preoccupancy report requirement
- 903.1.2 Post-occupancy report requirement



We recommend the bill be amended to specify the adoption or rejection of these sections.

The Law Department also points to a drafting error on page 7, lines 22-23 where it states: “108.4 Occupancy permit. Issuance of an occupancy permit does not an approval of a violation of this Code or any other law.” (emphasis supplied). We recommend the word “constitute” be

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inserted between the words “not’ and “an” so the sentence will read as follows: “Issuance of an occupancy permit does not constitute an approval of a violation of this Code or any other law.” (emphasis supplied).

The Law Department preliminarily approves the bill as drafted for form and legal sufficiency, but reserves the right to provide supplemental reports in the event facts are supplied during the bill hearing that have a bearing on the legality of the bill.

Sincerely yours,



Victor K. Tervala  
Chief Solicitor

cc: George Nilson, City Solicitor  
Angela C. Gibson, Mayor’s Legislative Liaison  
Elena DiPietro, Chief, Opinions & Advice  
Hilary Ruley, Chief Solicitor  
Jennifer Landis, Assistant Solicitor