

<b>FROM</b>	NAME & TITLE	Steve Sharkey, Director
	AGENCY NAME & ADDRESS	Department of General Services 800 Abel Wolman Municipal Building
	SUBJECT	<b>CITY COUNCIL BILL 14-0417</b>

CITY of  
BALTIMORE  
**MEMO**



DATE: September 4, 2014

**TO**

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

I am herein reporting on City Council Bill 14-0417, Introduced by Council President Young at the request of the Administration (Department of Legislative Reference).

The purpose of this bill is to correct certain technical errors and omissions in the City Code; repealing certain obsolete, obsolescent, or otherwise preempted, superseded, or superfluous provisions; correcting, clarifying, and conforming certain language; and providing for a special effective date.

Every few years, legislation is introduced to correct errors, omissions, and obsolete references in the Baltimore City Revised Code (Edition 2000). Ordinance 13-175, adopted in 2013, made the most recent corrective measures to the Code. City Council Bill 14-0417, if approved, would correct certain technical errors and omissions, and would clarify language in the Code that resulted from subsequent legislative additions and deletions.

This Bill makes certain corrections to the Building, Fire, and Related Codes. Part II {International Building Code} and Part VII {International Property Maintenance Code} each list certain other codes which, as modified, are included in the requirements of the Building, Fire, and Related Codes. The list of referenced codes in these two sections inadvertently omitted the International Residential Code for One- and Two- Family Dwellings (2012 Edition). This legislation would add that code to the list and would state its applicability in both Part II, Section 101 and in Part VII, Section 102. Furthermore, this legislation would modify the list of International Codes (§202.2.37) in Part II. {International Building Code} in order to include the initialisms used to refer to the various codes in the list.

Article 15, Subtitle 17 {Street Vendors} updated the requirements regarding mobile street vendors. In conjunction with this adoption, Ordinance 14-237 updated the Health Code to add Subtitle 7 {Mobile Vendors} with the purpose of prohibiting smoking in vendor trucks. Therefore, changing the title of Subtitle 7 to “Smoking in Vendor Trucks” better reflects the purpose of the section.

Ordinance 14-327, which rewrote Article 15, Subtitle 17 {Street Vendors}, transferred powers of the Board of Licenses for Street Vendors to the Department of General Services. Many changes were made under the adoption of Ordinance 14-327 and some inadvertent errors and redundancies were made. This legislation would make corrections and clarifications to the subtitle.



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The Honorable President and Members  
of the Baltimore City Council  
September 4, 2014  
Page 2

“Vendor truck” is defined in §17-1(k), however, the definition is limited to motor vehicles used by “a mobile vendor licensed under this subtitle.” This definition is inaccurate since all mobile vendors are required to be licensed and the failure to be licensed does not preclude a mobile vendor from its status as a mobile vendor and does not exempt it from the requirements that are applicable to vendor trucks and mobile vendors. This legislation corrects the oversight by removing the phrase “licensed under this subtitle.” Certain other sections are amended to improve clarity, including the clarification that certain references to “the Department” refer to the Department of General Services. Additional grammatical corrections are also made.

Article 31 {Transit and Traffic} addresses parking, standing, and stopping regulations for vendor trucks in §6-28. This legislation corrects the placement of definitions and punctuation. It also deletes redundancy in §36-2 {\$500 fines}. These corrections clarify the language in the sections.

Having reviewed City Council Bill 14-0417, the Department of General Services finds the proposed changes and corrections to be reasonable and necessary and therefore supports its passage.

Respectfully,



STEVE SHARKEY  
DIRECTOR

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