

**CITY OF BALTIMORE
COUNCIL BILL 17-0150
(First Reader)**

Introduced by: Councilmembers Clarke, Reisinger, Cohen, Henry, Bullock, Pinkett, Dorsey,
Middleton, Burnett, Sneed, Stokes

Introduced and read first time: October 16, 2017

Assigned to: Land Use and Transportation Committee

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

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Zoning – Prohibiting Crude Oil Terminals**

3 FOR the purpose of prohibiting new or expanded crude oil terminals throughout Baltimore City;
4 defining a certain term; and generally relating to crude oil terminals.

5 BY repealing and reordaining, with amendments

6 Article 32 - Zoning
7 Section(s) 1-218
8 Baltimore City Code
9 (Edition 2000)

10 BY adding

11 Article 32 - Zoning
12 Section(s) 1- 304(v-1)
13 Baltimore City Code
14 (Edition 2000)

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

17 **Baltimore City Code**

18 **Article 32. Zoning**

19 **Title 1. General Provisions**

20 ***Subtitle 2. Rules of Interpretation***

21 **§ 1-218. Uses prohibited citywide.**

22 (a) *Application of section.*

23 This section and its listing of certain prohibited uses:

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

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1 (1) is not exhaustive; and

2 (2) may not be construed to imply that any use not listed here is a permitted
3 or conditional use.

4 (b) *Listing.*

5 The following uses are prohibited in all zoning districts of the City:

6 (1) CRUDE OIL TERMINALS;

7 (2) [(1)] incinerators;

8 (3) [(2)] junk or scrap storage and yards;

9 (4) [(3)] nuclear power plants;

10 (5) [(4)] solid waste sanitary landfills;

11 (6) [(5)] storage on barges and belt conveyor systems used for the transfer of
12 materials, but this prohibition does not apply to the continuous process of
13 unloading or loading processed metal (as defined in § 1-308) for and during its
14 transfer to or from a docked barge or vessel awaiting shipment; and

15 (7) [(6)] vehicle dismantling facilities.

16 ***Subtitle 3. Definitions***

17 **§ 1-304. “Chimney” to “Day-care center: Child”.**

18 (v-1) *CRUDE OIL TERMINAL.*

19 (1) *IN GENERAL.*

20 “CRUDE OIL TERMINAL” MEANS A FACILITY THAT RECEIVES, STORES, TRANSFERS,
21 SHIPS, OR PROCESSES CRUDE OIL.

22 (2) *EXCLUSIONS.*

23 “CRUDE OIL TERMINAL” DOES NOT INCLUDE FACILITIES OWNED OR OPERATED BY A
24 RAIL CARRIER, AS DEFINED IN U.S. CODE TITLE 49, SUBTITLE IV, PART A, CHAPTER
25 101, § 10102 {“DEFINITIONS”} .

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

29 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
30 after the date it is enacted.