

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

ANDRE M. DAVIS, City Solicitor  
101 City Hall  
Baltimore, Maryland 21202

June 18, 2018

The Honorable President and Members  
of the Baltimore City Council  
Attn: Executive Secretary  
Room 409, City Hall  
100 N. Holliday Street  
Baltimore, Maryland 21202

Re: City Council Bill 18-0259 – Fire Code – Repealing Appendix D

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 18-0259 for form and legal sufficiency. The bill provides for amending the City Fire Code to repeal Appendix D {"Fire Apparatus Access Roads." Although the bill eliminates one reference to the provisions of the IFC regarding "Fire Access Roads," Chap. 5 of the Fire Code also provides for regulation of fire access roads and incorporates certain provisions of the IFC on that subject.

The Mayor and City Council the power, by ordinance, to provide for protection against fires, and to establish and to regulate all matters relating to a Fire Department. Baltimore City Charter Art. II, Sec.7(a). In addition, the Public Safety Art. of the Md. Ann. Code, Sec.6-401 specifically exempts Baltimore City from State fire regulations except with respect to State property, hospitals, nursing homes etc. and sprinkler contractors. This bill is, therefore, consistent with the City's authority.

The Law Department, therefore, approves this bill for form and legal sufficiency.

Sincerely yours,

A handwritten signature in blue ink that reads "Elena R. DiPietro".

Elena R. DiPietro  
Chief Solicitor

cc: Andre M. Davis, City Solicitor  
Karen Stokes, Director, Office of Government Relations  
Kyron Banks, Mayor's Legislative Liaison  
Hilary Ruley, Chief Solicitor  
Victor Tervalá, Chief Solicitor  
Ashlea Brown, Assistant Solicitor  
Avery Aisenstark, DLR