CITY OF BALTIMORE ORDINANCE Council Bill 18-0251

Introduced by: President Young, Councilmembers Dorsey, Bullock, Pinkett, Cohen, Clarke, Stokes, Middleton, Sneed, Scott, Burnett, Schleifer

Introduced and read first time: June 4, 2018

Assigned to: Judiciary and Legislative Investigations Committee

Committee Report: Favorable Council action: Adopted

Read second time: June 25, 2018

AN ORDINANCE CONCERNING

1	Obstructing Traffic in an Intersection – \$125 Fine	
2 3	FOR the purpose of changing the fine for obstructing or impeding the free flow of traffic within an intersection or a marked crosswalk from \$250 to \$125; clarifying and conforming related	
4	provisions; and generally relating to fines for obstructing or impeding the free flow of traffic.	
5	By repealing and reordaining, with amendments	
6	Article 31 - Transit and Traffic	
7	Section(s) 36-4(2) and 35-5(3)	
8	Baltimore City Code	
9	(Edition 2000)	
10	By adding	
11	Article 31 - Transit and Traffic	
12	Section(s) 36-4.1	
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 31. Transit and Traffic	
19	Subtitle 36. Parking, etc., Fines, Penalties, and Procedures	
20	§ 36-4. \$250 fines.	
21	(2) Obstructing or impeding the free flow of traffic [within an intersection or a marked	
22	crosswalk or] by a commercial vehicle is punishable by a fine of \$250.	

EXPLANATION: CAPITALS indicate matter added to existing law. [Brackets] indicate matter deleted from existing law. Underlining indicates matter added to the bill by amendment. Strike out indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

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1	§ 36-4.1. \$125 FINES.
2 3	OBSTRUCTING OR IMPEDING THE FREE FLOW OF TRAFFIC WITHIN AN INTERSECTION OR A MARKED CROSSWALK IS PUNISHABLE BY A FINE OF \$125.
4	§ 36-5. \$100 fines.
5 6 7	(3) (i) Parking, stopping, or standing in a manner that obstructs or impedes the free flow of vehicular or pedestrian traffic is punishable by a fine of \$100, subject to the requirements of subparagraph (ii) of this paragraph (3).
8 9	(ii) (A) Except as provided in sub-subparagraph (B) of this subparagraph (ii), the Transportation Department may not issue a citation for this offense unless:
10 11	1. it first issues a written warning, ordering the obstruction or impediment to be removed within 15 minutes of the warning; and
12	2. the obstruction or impediment is not removed within the specified time.
13 14 15	(B) This subparagraph (ii) does not apply, and a citation may be issued without a prior warning, on a street marked as a snow emergency route at any time between the hours of 7 a.m and 9:30 a.m. or between the hours of 4 p.m. and 6 p.m.
17	(iii) This paragraph (3) does not apply to an obstruction or impediment:
18 19	(A) [within an intersection or a marked crosswalk or] by a commercial vehicle, as provided in § 36-4(2) of this subtitle; [or]
20 21	(B) along a block face abutting or across from the grounds of a school, as provided in § 36-4(3) of this subtitle; OR
22 23	(C) WITHIN AN INTERSECTION OR A MARKED CROSSWALK AS PROVIDED IN \S 36-4.1 of this subtitle.
24 25 26	SECTION 2. AND BE IT FURTHER ORDAINED , That the catchlines contained in this Ordinance are not law and may not be considered to have been enacted as a part of this or any prior Ordinance.
27 28	SECTION 3. AND BE IT FURTHER ORDAINED , That this Ordinance takes effect on the 30 th day after the date it is enacted.

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Certified as duly passed this day of	, 20
	President, Baltimore City Council
Certified as duly delivered to Her Honor, the Mayor,	
this, 20	
	Chief Clerk
Approved this day of, 20	
	Mayor, Baltimore City