

**CITY OF BALTIMORE
COUNCIL BILL 19-0339
(First Reader)**

Introduced by: Councilmembers Dorsey, Cohen, Clarke, Scott
Introduced and read first time: February 11, 2019
Assigned to: Judiciary and Legislative Investigations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Department of Housing and Community Development, Department of Transportation, Department of Public Works

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Building, Fire, and Related Codes – Drainage**

3 FOR the purpose of amending the City Building Code and the City Residential Code to provide
4 for additional limitations on drainage; and clarifying and conforming related provisions.

5 BY repealing and re-ordaining, with amendments

6 Article - Building, Fire, and Related Codes

7 Section(s) 2-103 (BC § 3201.4) and 10-102 (RC § 327.4.1)

8 Baltimore City Revised Code

9 (2015 Edition)

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

12 **Baltimore City Revised Code**

13 **Article – Building, Fire, and Related Codes**

14 **Part II. International Building Code**

15 **§ 2-103. City modifications.**

16 The additions, deletions, amendments, and other modifications adopted by the City are as
17 follows:

18 **Chapter 32. Encroachments into the Public Right-of-Way**

19 **Section 3201. General**

20 **3201.4 Drainage generally.** Drainage may not be discharged from private property on to
21 the public right-of-way except through piping to a storm drain, to a street or alley, or to some
22 other water course approved by the Department of Public Works.

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

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1 **3201.4.1 LIMITATIONS.** [Drainage] NOTWITHSTANDING THE EXCEPTIONS IN § 3201.4,
2 DRAINAGE may not be discharged from private property:

- 3 1. to flow over the surface of any public sidewalk, OR
4 2. TO FLOW OVER ANY STREET OR ALLEY WHEN THERE IS A REASONABLE LIKELIHOOD
5 THAT THE DISCHARGE WILL FREEZE.

6 **Part X. International Residential Code**

7 **§ 10-102. City modifications.**

8 The additions, deletions, amendments, and other modifications adopted by the City are as
9 follows:

10 **Chapter 3. Building Planning**

11 **Section 327 Driveways and Other Paved Surfaces**

12 **327.4 Surface drainage.** Storm drainage off paved surface areas must be properly conveyed
13 to paved alleys, paved streets, or other approved water courses.

14 **327.4.1 Limitations.** No SURFACE drainage may be discharged:

- 15 1. so as to run or flow over any sidewalk or footway, except at a driveway with a
16 depressed curb, [or]
17 2. across any adjoining property, OR
18 3. IN VIOLATION OF BALTIMORE CITY BUILDING CODE § 3201.4.1 {"LIMITATIONS"}.

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

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