

**CITY OF BALTIMORE  
COUNCIL BILL 20-0522  
(First Reader)**

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Introduced by: Councilmember Schleifer, President Scott, Councilmembers Henry, Cohen,  
Burnett, Costello

At the request of: The Administration (Board of Municipal and Zoning Appeals)

Introduced and read first time: April 27, 2020

Assigned to: Judiciary Committee

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

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Board of Municipal and Zoning Appeals –**  
3 **Repeal of “Physically Present” Requirements**

4 FOR the purpose of repealing certain provisions of the Zoning Code regarding the Board of  
5 Municipal and Zoning Appeals that require members of the Board to be “physically present”  
6 during a hearing and for voting; and providing for a special effective date.

7 BY repealing

8 Article 32 - Zoning  
9 Section(s) 3-202(j) and 3-202(m)  
10 Baltimore City Code  
11 (Edition 2000)

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

14 **Baltimore City Code**

15 **Article 32. Zoning**

16 **Title 3. Outline of Code Administration**

17 **Subtitle 2. Administrative Agencies and Officials**

18 **§ 3-202. Board of Municipal and Zoning Appeals.**

19 *[(j) Public hearings – Member must be present to participate.]*

20 [A member of the Board of Municipal and Zoning Appeals may not participate in a  
21 hearing unless the member is physically present at the hearing.]

22 . . . .

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

**Council Bill 20-0522**

1 [(m) *Voting – Member must be present to vote.*]

2 [A member of the Board of Municipal and Zoning Appeals may not vote on a matter  
3 unless the member:

4 (1) was physically present at the public hearing on the matter: and

5 (2) is physically present at the voting session.]

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

9 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is  
10 enacted. It will remain effective through August 31, 2020, and immediately after that date, with  
11 no further action by the Mayor and City Council, this Ordinance will be abrogated and of no  
12 further effect.