



Legislation Details (With Text)

File #: 08-0181 **Version:** 0 **Name:** Environmental and Civil Citations - Building Code Notices - Service
Type: Ordinance **Status:** Withdrawn
File created: 8/11/2008 **In control:** City Council
On agenda: **Final action:** 1/11/2010
Enactment date: **Enactment #:**

Title: Environmental and Civil Citations - Building Code Notices - Service

FOR the purpose of requiring that service by mail of environmental citations, civil citations, and building code notices be both by certified mail and by regular mail; conforming and clarifying certain language; and generally relating to the service of environmental citations, civil citations, and building code notices .

Sponsors: Stephanie President Rawlings-Blake, Mary Pat Clarke, President Young, Sharon Green Middleton, Bill Henry, Warren Branch, Edward Reisinger, William H. Cole, IV, Belinda Conaway, Nicholas C. D'Adamo, Agnes Welch

Indexes: Building Code, Civil Citations, Environmental Citations, Notice

Code sections:

Attachments: 1. 08-0181 - 1st Reader.pdf, 2. Health - 08-0181.pdf, 3. Environmental Control - 08-0181.pdf, 4. DPW - 08-0181.pdf, 5. Finance - 08-0181.pdf, 6. Law - 08-0181.pdf, 7. HCD - 08-0181.pdf, 8. Police - 08-0181.pdf, 9. Law - 08-0181.pdf, 10. Law - 08-0181 - Amends.pdf

Date	Ver.	Action By	Action	Result
1/11/2010	0	City Council	Withdrawn	
5/18/2009	0	City Council	Held to a date uncertain	
5/4/2009	0	City Council	Held for 1 meeting	
4/27/2009	0	City Council	Advanced to 3rd Rdr., Adopted Comm. Report	
4/20/2009	0	Judiciary and Legislative Investigations	Recommended Favorably with Amendment	
4/20/2009	0	City Council	Held for 1 meeting	
12/4/2008	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
8/14/2008	0	City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/11/2008	0	City Council	Assigned	
8/11/2008	0	City Council	Introduced	

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

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INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL

Introduced by: President Rawlings-Blake

A BILL ENTITLED

AN ORDINANCE concerning
Environmental and Civil Citations - Building Code Notices - Service

FOR the purpose of requiring that service by mail of environmental citations, civil citations, and building code notices be both by certified mail and by regular mail; conforming and clarifying certain language; and generally relating to the service of environmental citations, civil citations, and building code notices .

BY repealing and reordaining, with amendments

Article 1 - Mayor, City Council, and Municipal Agencies
Section(s) 40-7(c) and 41-6(a)
Baltimore City Code
(Edition 2000)

BY repealing and reordaining, with amendments

Article - Building, Fire, and Related Codes
Section(s) 2-103 (IBC § 123.6.2)
Baltimore City Revised Code
(Edition 2000)

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

Baltimore City Code

Article 1. Mayor, City Council, and Municipal Agencies

Subtitle 40. Environmental Control Board

§ 40Z. Environmental Citations.

(c) Service of citations.

(1) An environmental citation must be: (1) issued by a Sanitary Enforcement Officer or other City employee who has been authorized to act as a Special Enforcement Officer under Article 19, § 71 of the City Code; and].

(2) AN ENVIRONMENTAL CITATION MUST BE served on the person cited by 1 of the following methods:

(i) in person;

(ii) BY MAILING, BOTH BY certified mail[, return receipt requested] AND BY REGULAR MAIL;

(iii) BY delivery to a person of suitable age and discretion who resides at the [cited person's] last-known address OF THE PERSON CITED; or

(iv) for service on an occupant of the premises at which the violation occurred, BY:

(A) posting on the main entrance of the premises; and

(B) mailing by regular mail to the person cited, at that person's last known address.

Subtitle 41. Civil Citations

§ 41-6. Service; copies.

(a) In general.

The citation may be served on the person charged by 1 of the following methods:

(4) in person;

(5) by MAILING, BOTH BY certified mail[, return receipt requested] AND BY REGULAR MAIL;

(6) by delivery to a person of suitable age and discretion who resides at the last-known address of the person charged; or

(7) for service on an occupant of the premises at which the violation occurred, by:

(i) posting on the main entrance of the premises; and

(ii) mailing by regular mail to the person charged, at that person's last known address.

Baltimore City Revised Code

Article - Building, Fire, and Related Codes

Part II. International Building Code

§ 2-103. City modifications.

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

CHAPTER 1

ADMINISTRATION

Section 123 Notices

123.6.2 Method of service. A notice is properly served if:

1. served personally on the owner, agent, person in control, former owner, or other person responsible for the property,
2. hand delivered to that person's home, business, or tax record address, or
3. [sent] MAILING, BOTH by certified [or registered] mail AND BY REGULAR MAIL, to that person's home, business, or [tax record] TAX-RECORD address.

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.

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

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art1/EnvCtns/aa:me

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art1/EnvCtns/aa:me