



Legislation Details (With Text)

**File #:** 11-0284R    **Version:** 0    **Name:** Informational Hearing - Board of Municipal and Zoning Appeals Practices and Procedures  
**Type:** City Council Resolution    **Status:** Adopted  
**File created:** 5/9/2011    **In control:** Judiciary and Legislative Investigations  
**On agenda:**    **Final action:** 7/18/2011  
**Enactment date:**    **Enactment #:**

**Title:** Informational Hearing - Board of Municipal and Zoning Appeals Practices and Procedures

FOR the purpose of directing the Chair and Director of the Board of Municipal and Zoning Appeals to appear before the Council to discuss the Board's current practices, procedures, and regulations; evaluate what changes to these practices may be necessary; and determine how to keep the public better informed about how the Board operates.

**Sponsors:** Carl Stokes, Warren Branch, James B. Kraft, Belinda Conaway

**Indexes:** BMZA, Resolution

**Code sections:**

**Attachments:** 1. 11-0284R - 1st Reader.pdf, 2. BMZA - 11-0284R.pdf, 3. 11-0284R - Adopted.pdf

Date	Ver.	Action By	Action	Result
7/18/2011	0	Judiciary and Legislative Investigations	Recommended Favorably	
7/18/2011	0	City Council	Adopted	
6/13/2011	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
6/6/2011	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
5/12/2011	0	The City Council	Referred for a Report	
5/9/2011	0	City Council	Assigned	
5/9/2011	0	City Council	Introduced	

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THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.  
INTRODUCTORY\*

CITY OF BALTIMORE  
COUNCIL BILL        R  
(Resolution)

Introduced by: Councilmember Stokes

A RESOLUTION ENTITLED

A COUNCIL RESOLUTION concerning  
**Informational Hearing - Board of Municipal and Zoning Appeals Practices and Procedures**

FOR the purpose of directing the Chair and Director of the Board of Municipal and Zoning Appeals to appear before the Council to discuss the Board's current practices, procedures, and regulations; evaluate what changes to these practices may be necessary; and determine how to keep the public better informed about how the Board operates.

#### Recitals

Baltimore's Zoning Code embodies many of the most important decisions our community has made about the nature and shape of our City. These laws determine what property owners may do with their land, where various types of activities and businesses can be found, and much of what we are entitled to expect from our neighbors.

In order to provide for the flexibility necessary to meet the needs of Baltimore's large and diverse population, the Zoning Code does not try to definitively answer every possible land use question that could possibly arise. Instead, it establishes general guidelines and then allows the Board of Municipal and Zoning Appeals (BMZA) to apply those guidelines in particular cases. In a very real sense, it is the BMZA that ultimately decides what Baltimore looks like today and in the future.

Unfortunately - although the Zoning Code itself is publically available, widely debated in neighborhood meetings, and amended as the need arises - many citizens do not have a clear understanding of how the rules in the Zoning Code are applied to the reality on the ground by the BMZA. The procedures and practices of the BMZA in general are too often seen as inscrutable and unknown, its internal regulations governing the zoning appeals process are not widely distributed, and there is a perception that past BMZA decisions are not looked to as precedents when similar issues arise. All of this leads to a feeling in some parts of the community that the BMZA's actions are inconsistent and unpredictable. This feeling increases the sense of alienation from their government that too many of Baltimore's citizens already have.

Today, as the City works with community groups throughout Baltimore to finalize the first comprehensive update of the Zoning Code in decades, it is more important than ever for Baltimoreans to feel confident that the priorities promoted by that Code will be consistently and coherently translated into results on the ground by the BMZA. Now is therefore an opportune time to review the BMZA's practices and procedures to ensure that going forward these practices and procedures are consistent, comprehensible to citizens, and widely understood.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF BALTIMORE,** That the Chair and Director of the Board of Municipal and Zoning Appeals are directed to appear before the Council to discuss the Board's current practices, procedures, and regulations; evaluate what changes to these practices may be necessary; and determine how to keep the public better informed about how the Board operates.

**AND BE IT FURTHER RESOLVED,** That a copy of this Resolution be sent to the Chair and Director of the Board of Municipal and Zoning Appeals, the Mayor, and the Mayor's Legislative Liaison to the City Council.

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ccres/ZonBrdHear/tw

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