



Legislation Details (With Text)

**File #:** 17-0150      **Version:** 0      **Name:** Zoning - Prohibiting Crude Oil Terminals  
**Type:** Ordinance      **Status:** Enacted  
**File created:** 10/16/2017      **In control:** City Council  
**On agenda:**      **Final action:** 3/27/2018  
**Enactment date:**      **Enactment #:** 18-110

**Title:** Zoning - Prohibiting Crude Oil Terminals  
 For the purpose of prohibiting new or expanded crude oil terminals throughout Baltimore City; defining a certain term; and generally relating to crude oil terminals.

**Sponsors:** Mary Pat Clarke, Edward Reisinger, Zeke Cohen, Bill Henry, John Bullock, Leon F. Pinkett, III, Ryan Dorsey, Sharon Green Middleton, Kristerfer Burnett, Shannon Sneed, Robert Stokes, Sr.

**Indexes:** Crude Oil, Zoning

**Code sections:**

**Attachments:** 1. 17-0150~1st Reader, 2. Law 17-0150, 3. Fire 17-0150, 4. DOT 17-0150, 5. BMZA 17-0150, 6. 2nd Reader Amendment 17-0150, 7. 17-0150~3rd Reader, 8. Complete File 17-0150

Date	Ver.	Action By	Action	Result
4/23/2018	0	Mayor	Signed by Mayor	
3/12/2018	0	City Council	Approved and Sent to the Mayor	
2/26/2018	0	City Council	3rd Reader, for final passage	
2/26/2018	0	Land Use & Transportation Committee	Recommended Favorably with Amendment	
2/21/2018	0	Land Use & Transportation Committee	Recommended Favorably with Amendment	Pass
2/5/2018	0	Land Use & Transportation Committee	Advertising	
1/8/2018	0	Land Use & Transportation Committee	Scheduled for a Public Hearing	
10/19/2017	0	The City Council	Refer to Board of Municipal and Zoning Appeals	
10/19/2017	0	The City Council	Refer to Planning Commission	
10/19/2017	0	The City Council	Refer to Dept. of Transportation	
10/19/2017	0	The City Council	Refer to City Solicitor	
10/19/2017	0	The City Council	Refer to Fire Department	
10/16/2017	0	City Council	Assigned	
10/16/2017	0	City Council	Introduced	

**Explanation:** Capitals indicate matter added to existing law.  
 [Brackets] indicate matter deleted from existing law.

\* **Warning:** This is an unofficial, introductory copy of the bill.  
 The official copy considered by the City Council is the first reader copy.

**Introductory\***

## Council Bill

Introduced by: Councilmembers Clarke and Reisinger

### A Bill Entitled

An Ordinance concerning

#### **Zoning - Prohibiting Crude Oil Terminals**

For the purpose of prohibiting new or expanded crude oil terminals throughout Baltimore City; defining a certain term; and generally relating to crude oil terminals.

By repealing and reordaining, with amendments

Article 32 - Zoning  
Section(s) 1-218  
Baltimore City Code  
(Edition 2000)

By adding

Article 32 - Zoning  
Section(s) 1- 304(v-1)  
Baltimore City 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 32. Zoning**

#### **Title 1. General Provisions**

#### *Subtitle 2. Rules of Interpretation*

§ 1-218. Uses prohibited citywide.

(a) *Application of section.*

This section and its listing of certain prohibited uses:

(1) is not exhaustive; and

(2) may not be construed to imply that any use not listed here is a permitted or conditional use.

(b) *Listing.*

The following uses are prohibited in all zoning districts of the City:

(1) crude oil terminals;

- (2) [(1)] incinerators;
- (3) [(2)] junk or scrap storage and yards;
- (4) [(3)] nuclear power plants;
- (4) [(3)] solid waste sanitary landfills;
- (5) [(4)] storage on barges and belt conveyor systems used for the transfer of materials, but this prohibition does not apply to the continuous process of unloading or loading processed metal (as defined in § 1-308) for and during its transfer to or from a docked barge or vessel awaiting shipment; and
- (6) [(5)] vehicle dismantling facilities.

*Subtitle 3. Definitions*

§ 1-304. “Chimney” to “Day-care center: Child ”.

(v-1) *Crude Oil Terminal.*

(1) *In general.*

“Crude Oil Terminal” means a facility that receives, stores, transfers, ships, or processes crude oil.

(2) *Exclusions.*

“Crude Oil Terminal” does not include facilities owned or operated by a rail carrier, as defined in U.S. Code Title 49, Subtitle IV, Part A, Chapter 101, § 10102 {“Definitions”} .

**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 30<sup>th</sup> day after the date it is enacted.