



Legislation Details (With Text)

File #: 14-0409 **Version:** 0 **Name:** Floodplain Management Code - Corrective
Type: Ordinance **Status:** Enacted
File created: 6/23/2014 **In control:** City Council
On agenda: **Final action:** 9/17/2014
Enactment date: **Enactment #:** 14-283
Title: Floodplain Management Code - Corrective

FOR the purpose of correcting, as mandated by the Federal Emergency Management Agency, the definition of "historic structure", clarifying an exclusion from the definition of "substantial improvement", and correcting a misleading conjunction; providing for a special effective date; and generally relating to the protection, maintenance, and enhancement of the public health, safety, and welfare through floodplain management.

Sponsors: City Council President (Administration)
Indexes: Code, Corrective Bill, Floodplain, Management

Code sections:

Attachments: 1. 14-0409~1st Reader.pdf, 2. City Solicitor 14-0409.pdf, 3. BMZA 14-0409.pdf, 4. Housing 14-0409.pdf, 5. Sustainability 14-0409.pdf, 6. Planning 14-0409.pdf, 7. 14-0409~3rd Reader.pdf

Date	Ver.	Action By	Action	Result
9/17/2014	0	Mayor	Signed by Mayor	
9/8/2014	0	Judiciary and Legislative Investigations	Recommended Favorably with Amendment	
9/8/2014	0	City Council	Advanced to 3rd Reader on same day	
9/8/2014	0	City Council	Approved and Sent to the Mayor	
8/11/2014	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
7/3/2014	0	The City Council	Referred for a Report	
6/26/2014	0	The City Council	Referred for a Report	
6/26/2014	0	The City Council	Referred for a Report	
6/26/2014	0	The City Council	Referred for a Report	
6/26/2014	0	The City Council	Referred for a Report	
6/23/2014	0	City Council	Assigned	
6/23/2014	0	City Council	Introduced	

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

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

CITY OF BALTIMORE

COUNCIL BILL

Introduced by: The Council President
At the request of: The Administration (Department of Planning)

A BILL ENTITLED

AN ORDINANCE concerning
Floodplain Management Code - Corrective

FOR the purpose of correcting, as mandated by the Federal Emergency Management Agency, the definition of “historic structure”, clarifying an exclusion from the definition of “substantial improvement”, and correcting a misleading conjunction; providing for a special effective date; and generally relating to the protection, maintenance, and enhancement of the public health, safety, and welfare through floodplain management.

BY repealing and reordaining
Article 7 - Natural Resources
Section(s) 1-3(g) and (u)(3) and 3-35(b)(2)
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 7. Natural Resources

Subtitle 1. Definitions; General Provisions

§ 1-3. Definitions - “Floodproofing” to “Wet floodproofing”.

(g) Historic structure.

“Historic structure” means a structure that is:

- (1) individually listed in the National Register of Historic Places or certified or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing in the Register;
- (2) individually listed in the Maryland [Inventory] REGISTER of Historic Properties [or certified or preliminarily determined by the Maryland Historical Trust as meeting the requirements for individual listing in the Inventory];
- (3) individually listed in the Baltimore City Landmark List; OR
- (4) certified or preliminarily determined by the Secretary of the Interior as contributing to the historic significance of an historic district registered with the Secretary[; or
- (5) certified or preliminarily determined by the Baltimore City Commission for Historical and Architectural Preservation as contributing to the significance of an Historical and Architectural Preservation District].

(u) Substantial improvement.

(3) Exclusions.

“Substantial improvement” does not include either:

(i) an improvement [of a structure] that is[needed] REQUIRED BY A CONDEMNATION OR VIOLATION NOTICE, ORDER, OR CITATION to secure safe living conditions in compliance with State or City health, sanitary, or safety code specifications; or

(ii) an alteration of an historic structure, as long as the alteration will not preclude the structure's continued designation as an historic structure.

§ 335. Coastal High Hazard Area.

(b) Land below base flood level.

No land below the level of the base flood may be developed unless the new construction or substantial improvement:

...

(2) is elevated on adequately anchored pilings or columns to resist flotation, collapse, or lateral movement due to the effects of base-flood wind and water loads acting simultaneously on all building components, and the bottom of the lowest horizontal structural members of the lowest floor (excluding the pilings or columns) is elevated to at least the flood-protection elevation;

....

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 date it is enacted.

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