



## Legislation Details (With Text)

**File #:** 09-0400      **Version:** 0      **Name:** Zoning - Conditional Use Incinerator - Amending Conditional Use

**Type:** Ordinance      **Status:** Enacted

**File created:** 9/21/2009      **In control:** City Council

**On agenda:**      **Final action:** 2/3/2010

**Enactment date:**      **Enactment #:** 10-259

**Title:** Zoning - Conditional Use Incinerator - Amending Conditional Use

FOR the purpose of amending Ordinances 89-323, 93-224, and 97-127, which authorized a conditional use for an incinerator, to repeal certain geographic restrictions on the use of the incinerator; clarifying, conforming, and correcting certain citations and related language; and providing for a special effective date.

**Sponsors:** Edward Reisinger, Rochelle Spector, Helen L. Holton

**Indexes:** Amendment, Conditional Use, Incinerator, Zoning

**Code sections:**

**Attachments:** 1. 09-0400 - Plat.pdf, 2. 09-0400 - 1st Reader.pdf, 3. BDC - 09-0400.pdf, 4. Planning - 09-0400.pdf, 5. Law - 09-0400.pdf, 6. BMZA - 09-0400.pdf, 7. BDC REVISED - 09-0400.pdf, 8. 09-0400 - 3rd Reader.pdf

Date	Ver.	Action By	Action	Result
2/3/2010	0	Mayor	Signed by Mayor	
2/1/2010	0	City Council	Approved and Sent to the Mayor	
1/25/2010	0	Land Use and Transportation Committee	Recommended Favorably	
1/25/2010	0	City Council	Advanced to 3rd Rdr., Adopted Comm. Report	
12/1/2009	0	Land Use and Transportation Committee	Advertising	
12/1/2009	0	Land Use and Transportation Committee	Sign Posting	
11/23/2009	0	Land Use and Transportation Committee	Scheduled for a Public Hearing	
9/24/2009	0	The City Council	Referred for a Report	
9/24/2009	0	The City Council	Referred for a Report	
9/24/2009	0	The City Council	Referred for a Report	
9/24/2009	0	The City Council	Referred for a Report	
9/21/2009	0	City Council	Assigned	
9/21/2009	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\*

CITY OF BALTIMORE  
COUNCIL BILL

Introduced by: Councilmember Reisinger

At the request of: Curtis Bay Energy

Address: c/o Tom Ligan, Esquire, 750 East Pratt Street, Suite 900, Baltimore, Maryland 21202

Telephone: 410-244-7820

A BILL ENTITLED

AN ORDINANCE concerning

**Zoning - Conditional Use Incinerator - Amending Conditional Use**

FOR the purpose of amending Ordinances 89-323, 93-224, and 97-127, which authorized a conditional use for an incinerator, to repeal certain geographic restrictions on the use of the incinerator; clarifying, conforming, and correcting certain citations and related language; and providing for a special effective date.

BY repealing and reordaining, with amendments

Ordinance 89-323

Section 1

BY repealing

Ordinance 89-323

Section 2

(As amended by Ordinances 93-224 and 97-127)

BY renumbering

Ordinance 89-323

Sections 3 through 6

to be

Sections 2 through 5

(As amended by Ordinances 93-224 and 97-127)

BY repealing

Ordinance 93-224

Section 3

(As amended by Ordinance 97-127)

Recitals

The Curtis Bay Energy Limited Partnership operates a medical waste incinerator in Hawkins Point, Baltimore City. The City recognizes the importance of safe and efficient waste disposal facilities.

This Ordinance is necessary to enhance the cogeneration capacity and capabilities of the waste-to-energy facility and is otherwise in the public interest.

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

Ordinance 89-323  
(As amended by Ordinances 93-224 and 97-127)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That permission is hereby granted to Medical Waste Associates, a Maryland Limited Partnership, for the construction and operation of an incinerator for the disposal of special medical waste on the property located at 3204-3214 Hawkins Pt. Road, as outlined in red on the plats accompanying this [ordinance] ORDINANCE, under the provisions of [Sections 7-3-1cc-5 and 11.0-6d of Article 30 of the Baltimore City Code (1983 Replacement Volume, as amended)] ZONING CODE §§ 7-408 AND 14-102, and subject to final licensure by the State Department of the Environment.

[SEC. 2. AND BE IT FURTHER ORDAINED, That the use of the incinerator, including testing and any use under any reciprocal agreement with any other waste disposal site or incinerator, will be restricted to facilities located within 250 miles of the city limits of Baltimore City.]

Ordinance 93-224  
(As amended by Ordinance 97-127)

[SEC. 3. AND BE IT FURTHER ORDAINED, That any medical or other facility that is served by this medical waste incinerator and that is located outside of the area originally authorized by Section 2 if Ordinance 89-323 shall not serve as a pass through or medical waste transfer facility for any medical waste generated outside of the area authorized by this or any other Ordinance.]

SECTION 2. AND BE IT FURTHER ORDAINED, That Sections 3 through 6 of Ordinance 89323, as amended by Ordinances 93-224 and 97-127, are renumbered to be Sections 2 through 5 of Ordinance 89-323.

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

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ordamdt/Incinerator/nbr