



Legislation Details (With Text)

**File #:** 22-0225      **Version:** 0      **Name:** Vacant Structures - Nuisance Abatement - Penalty  
**Type:** Ordinance      **Status:** In Committee  
**File created:** 4/25/2022      **In control:** Economic and Community Development  
**On agenda:**      **Final action:**  
**Enactment date:**      **Enactment #:**

**Title:** Vacant Structures - Nuisance Abatement - Penalty  
For the purpose of increasing a certain penalty for failing to obey a nuisance abatement order at a certain type of property; providing for a special effective date; and generally relating to nuisance abatement penalties for vacant structures.

**Sponsors:** President Nicholas J. Mosby

**Indexes:** Abatement, Nuisance, Penalty, Vacant Structures

**Code sections:**

**Attachments:** 1. 22-0225~1st Reader, 2. LAW 22-0225, 3. BCFD 22-0225, 4. DHCD 22-0225, 5. BPD 22-0225, 6. cc22-0225(1)~1st (DHCD), 7. 22-0225 Hearing Packet, 8. ECD Notes - Vacant Structures - 22-0225, 22-0206, 22-0205

Date	Ver.	Action By	Action	Result
2/26/2024	0	Economic and Community Development	Scheduled for a Public Hearing	
12/7/2023	0	Economic and Community Development	Scheduled for a Public Hearing	
4/28/2022	0	Baltimore City Council	Refer to Dept. of Housing and Community Development	
4/28/2022	0	Baltimore City Council	Refer to Police Department	
4/28/2022	0	Baltimore City Council	Refer to City Solicitor	
4/28/2022	0	Baltimore City Council	Refer to Fire Department	
4/25/2022	0	Baltimore City Council	Introduced	
4/25/2022	0	Baltimore City Council	Assigned	

**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: President Mosby

A Bill Entitled

An Ordinance concerning  
**Vacant Structures - Nuisance Abatement - Penalty**

For the purpose of increasing a certain penalty for failing to obey a nuisance abatement order at a certain type of property; providing for a special effective date; and generally relating to nuisance abatement penalties for vacant structures.

By adding

Article 19 - Police Ordinances  
Section 43A-1(h)  
Baltimore City Code  
(Edition 2000)

By amending

Article 19 - Police Ordinances  
Section 43A-8  
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 19. Police Ordinances**

**Subtitle 43A. Neighborhood Nuisances - Abatement**

**§ 43A-1. Definitions.**

(h) *Vacant structure.*

(1) *In general.*

“Vacant structure” has the meaning stated in § 116.4.1.2 of the Baltimore City Building Code.

(2) *Exclusions.*

“Vacant structure” does not include an accessory structure that is not intended for occupancy, such as a garage, shed, or storage building.

**§ 43A-8. Penalties.**

(a) *In general.*

Any person who violates a provision of § 43A-7 is guilty of a misdemeanor and, on conviction, is subject to the following penalties:

(1) for a violation of § 43A-7(a) {“Prohibited conduct: Destruction, etc., of posted order”}, the offender is subject to a fine of not more than \$500; and

(2) for a violation of § 43A-7(b) {“Prohibited conduct: Failure to obey order”}, the offender is subject to:

(i) a fine of not more than \$500 or to imprisonment for not more than 90 days or to both fine and imprisonment[.] ; or

(ii) a fine of not more than \$1000 or to imprisonment for not more than 90 day or to both fine and imprisonment if:

(A) the premisis subject to the order issued under § 43A-2  
{“Nuisance abatement authorized”} is a vacant structure; and

(B) the offender is the owner of the vacant structure.

(b) *Each day a separate offense.*

Each day that a violation continues is a separate offense.

**Section 2. And be it further ordained,** That this Ordinance takes effect on the 30<sup>th</sup> day after the date it is enacted.