



Legislation Details (With Text)

File #: 19-0372 **Version:** 0 **Name:** Zoning - Fells Point Height Overlay District
Type: Ordinance **Status:** Failed - End of Term
File created: 4/15/2019 **In control:** Land Use and Transportation Committee
On agenda: **Final action:** 12/7/2020
Enactment date: **Enactment #:**

Title: Zoning - Fells Point Height Overlay District
For the purpose of establishing a new Fells Point Height Overlay District; specifying height limits allowed in certain areas of the district; providing that the regulations of the underlying zoning districts apply; and generally specifying the regulation of properties within the Overlay District.

Sponsors: Zeke Cohen

Indexes: District, Zoning

Code sections:

Attachments: 1. 19-0372~1st Reader, 2. BMZA 19-0372, 3. BDC 19-0372, 4. DOT 19-0372, 5. Planning 19-0372, 6. Law 19-0372, 7. HCD 19-0372, 8. Parking 19-0372

Date	Ver.	Action By	Action	Result
12/7/2020	0	City Council	Failed - End of Term	
7/23/2019	0	Land Use and Transportation Committee	Advertising	
7/7/2019	0	Land Use and Transportation Committee	Sign Posting	
6/11/2019	0	Land Use and Transportation Committee	Scheduled for a Public Hearing	
4/18/2019	0	The City Council	Refer to Baltimore Development Corporation	
4/18/2019	0	The City Council	Refer to Dept. of Housing and Community Development	
4/18/2019	0	The City Council	Refer to Parking Authority Board	
4/18/2019	0	The City Council	Refer to City Solicitor	
4/18/2019	0	The City Council	Refer to Board of Municipal and Zoning Appeals	
4/18/2019	0	The City Council	Refer to Planning Commission	
4/18/2019	0	The City Council	Refer to Dept. of Transportation	
4/15/2019	0	City Council	Assigned	
4/15/2019	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 Cohen

A Bill Entitled

An Ordinance concerning
Zoning - Fells Point Height Overlay District

For the purpose of establishing a new Fells Point Height Overlay District; specifying height limits allowed in certain areas of the district; providing that the regulations of the underlying zoning districts apply; and generally specifying the regulation of properties within the Overlay District.

By repealing and reordaining, with amendments

Article 32 - Zoning
Section 12-101
Baltimore City Code
(Edition 2000)

By adding

Article 32 - Zoning
Section 12-212
Baltimore City Code
(Edition 2000)

By adding

Article 32 - Zoning
Sections 12-1401 through 12-1406, to be under the new subtitle, "Fells Point Height Overlay District", and Table 12-1401
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 12. Special Purpose Districts

Subtitle 1. Purpose of Title

§ 12-101. In general.

The purpose of this title is to set out the use regulations, bulk and yard regulations, and other standards for:

...
(12) Fells Point Height Overlay District.

Subtitle 2. District Descriptions

§ 12-212. Fells Point Height Overlay District.

The Fells Point Height Overlay District is intended to establish height limitations for new construction and

for additions and alterations of existing structures in certain areas of the district. This Overlay District is tied directly to the underlying zoning districts in order to maintain the existing character and development of the neighborhood.

Subtitle 14. Fells Point Height Overlay District

§ 12-1401. Applicability.

The Fells Point Height Overlay District, the boundaries of which are shown on *Table 12-1401: Fells Point Height Overlay District*, applies only to new construction and to additions and alterations of existing structures.

§ 12-1402. Areas within the district.

(a) Broadway corridor.

Within the Overlay District, the Broadway corridor consists of those lots and structures with addresses on Broadway and those lots or structures with addresses abutting Broadway, as shown on *Table 12-1401: Fells Point Height Overlay District*.

(b) Other area.

Within the Overlay District, the other area consists of all land and structures, exclusive of those in the Broadway Corridor, as shown on *Table 12-1401: Fells Point Height Overlay District*.

§ 12-1403. Use regulations.

The use regulations of the Zoning Code for the underlying zoning districts in the Overlay District remain in effect.

§ 12-1404. Height regulations.

(a) Broadway corridor.

The height of any new development or of any addition or alteration to an existing structure may not exceed the lesser of:

- (1) 50 feet; or
- (2) any lower maximum height permitted under the underlying zoning.

(b) Other area of the overlay district.

The height of any new development or of any addition or alteration to an existing structure may not exceed the lesser of:

- (1) 40 feet; or
- (2) any lower maximum height permitted under the underlying zoning.

§ 12-1405. Bulk and yard regulations.

The bulk and yard regulations of the underlying zoning districts apply in the Fells Point Height Overlay District.

§ 12-1406. Design review required.

Before any new construction or any addition or alteration to an existing structure may begin in the Fells Point Height Overlay District, design review approval is required.

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 30th day after the date it is enacted.