



Legislation Text

File #: 08-0194, **Version:** 0

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

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INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL

Introduced by: Councilmember Kraft

A BILL ENTITLED

AN ORDINANCE concerning

Parking for Disabled Persons and Helpers - Temporary Disabilities

FOR the purpose of authorizing, under certain circumstances, reserved parking for persons with temporary disabilities and their helpers; correcting, conforming, and clarifying related language; and generally relating to reserved parking for disabled persons and their helpers.

BY repealing and reordaining, with amendments

Article 31 - Transit and Traffic
Section(s) 9-1 and 9-12(b)
Baltimore City Code
(Edition 2000)

BY repealing and reordaining, without amendments

Article 31 - Transit and Traffic
Section(s) 9-11
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 31. Transit and Traffic

Subtitle 9. Parking for Disabled Persons and Helpers

Part 1. Reserved Parking for Disabled Persons

§ 9I. Criteria for obtaining.

(A) IN GENERAL.

A disabled person may be eligible for a reserved parking space if the person meets the following criteria:

- (1) the disability of the applicant must be permanent OR OF A NATURE EXPECTED TO ADVERSELY AFFECT THE APPLICANT FOR AT LEAST 1 YEAR;
- (2) the applicant must be unable to use public transportation, leaving a personal vehicle as the only means of transportation;
- (3) the applicant must be the sole operator of the vehicle or, if the applicant is dependent upon a nonhandicapped driver for transportation, the driver must reside in the same household;
- (4) parking space must be available that is not restricted by other parking regulations;
- (5) offstreet parking is not available, such as a driveway, garage, or parking pad, on the applicant's property;
AND
- (6) the applicant [must submit with the] SUBMITS AN application IN THE FORM THAT THE DIRECTOR REQUIRES.

(B) REQUIRED STATEMENTS.

(1) THE APPLICATION SHALL BE ACCOMPANIED BY:

- (i) a physician's statement, DATED WITHIN THE PREVIOUS 6 MONTHS, describing the nature AND ANTICIPATED DURATION of the disability and [its] THE DISABILITY'S effect on the mobility of the applicant[, dated within the previous 6 months]; and
- (ii) signed statements approving the designation of reserved parking for the applicant from the 2 abutting property owners and from 4 additional property owners in the block.

(2) [This provision may be waived by the] THE Director [of Public Works] MAY WAIVE THE REQUIREMENTS OF PARAGRAPH (1)(II) OF THIS SUBSECTION if:

- (I) [(A) it is determined] THE DIRECTOR DETERMINES that there are not enough properties in the block to supply the necessary signatures; or
- (II) [(B)] the Director, in consultation with the Director of the Community Relations Commission, determines that the applicant meets all other criteria for obtaining a reserved parking space.

Part 2. Reserved Parking for Helpers

§ 9II. "Disabled person" defined.

In this Part, “disabled person” means a person who meets the physical criteria for obtaining a reserved parking space for a disabled person.

§ 912. Criteria and procedure for obtaining

(b) Application.

- (1) The application shall be made jointly by the disabled person and the disabled person’s designated helper.
- (2) THE APPLICATION SHALL BE IN THE FORM THAT THE DIRECTOR REQUIRES and shall [include] BE ACCOMPANIED BY:
 - (I) [(1)] a physician’s statement, dated within THE PREVIOUS 6 months [prior to the date of application], describing the nature AND ANTICIPATED DURATION of the disabled person’s disability and [its] THE DISABILITY’S effect on the DISABLED PERSON’S mobility [of the disabled person]; AND
 - (II) [(2)] signed statements approving the designation of reserved parking for the applicant from the 2 abutting property owners and from 4 additional property owners in the block.
- (3) [This provision may be waived by the] THE Director [of Public Works] MAY WAIVE THE REQUIREMENTS OF PARAGRAPH (2)(II) OF THIS SUBSECTION if [it is determined] THE DIRECTOR DETERMINES that there are not enough properties in the block to supply the necessary signatures.

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.

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