



## Legislation Text

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**File #:** 09-0275, **Version:** 0

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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 Curran

A BILL ENTITLED

AN ORDINANCE concerning  
**Parking Facilities - Towing Services**

FOR the purpose of imposing certain conditions on the right of a parking facility to use towing services to enforce parking restrictions; and generally relating to the licensing and regulation of parking facilities.

BY repealing and reordaining, without amendments

Article 15 - Licensing and Regulation  
Section(s) 12-1(b), 47-1, and 47-2  
Baltimore City Code  
(Edition 2000)

BY adding

Article 15 - Licensing and Regulation  
Section(s) 12-8  
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 15. Licensing and Regulation

Subtitle 12. Parking Facilities

§ 121. Definitions.

(b) Parking facility.

“Parking facility” means any:

- (1) garage, structure, or part of a structure for the parking, storage, housing, or keeping of 3 or more motor vehicles in exchange for a fee or other consideration; or
- (2) parking lot or outdoor area or space for the parking, storage, housing, or keeping of 3 or more motor vehicles in exchange for a fee or other consideration.

§ 128: ENFORCEMENT BY TOWING.

(A) SCOPE.

(1) EXCEPT AS SPECIFIED IN PARAGRAPH (2) OF THIS SUBSECTION, THIS SECTION APPLIES TO ANY PARKING FACILITY THAT PROVIDES PARKING ON AN HOURLY OR DAILY BASIS.

(2) THIS SECTION DOES NOT APPLY TO PUBLICLY OWNED METERED PARKING SPACES.

(B) TOWING REQUISITES.

THE OWNER, MANAGER, OR OTHER PERSON IN CHARGE OF THE PARKING FACILITY MAY NOT USE TOWING SERVICES TO ENFORCE PARKING RESTRICTIONS UNLESS:

(1) THE FACILITY AND THE TOWING COMPANY COMPLIES WITH THE SIGNAGE AND OTHER REQUIREMENTS OF CITY CODE ARTICLE 31 {“TRANSIT AND TRAFFIC”}, SUBTITLE 21 {“TOWING VEHICLES FROM PRIVATE PARKING FACILITIES”};

(2) THE FACILITY IS CURRENT IN ALL TAX, INTEREST, AND PENALTY OBLIGATIONS TO THE CITY UNDER CITY CODE ARTICLE 28 {“TAXES”}, SUBTITLE 22 {“PARKING TAX”}; AND

(3) THE FACILITY ALLOWS CUSTOMERS TO PAY FOR HOURLY OR DAILY PARKING, AT THE CUSTOMER’S OPTION:

(I) WITH A MAJOR CREDIT CARD, DEBIT CARD, OR OTHER CHARGE CARD; OR

(II) IN CASH, USING ANY COMBINATION OF U.S. CURRENCY UP TO AND INCLUDING A \$20-BILL.

Subtitle 47. Penalties

§ 47: In general.

Unless otherwise provided, a person, firm, corporation, or other legal entity that violates any provision of this article or of a rule or regulation adopted under this article is guilty of a misdemeanor and, on conviction, is subject to a fine of not more than \$250 for each offense.

§ 47: Continuing offenses.

Each day that a violation continues constitutes a separate offense.

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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