City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland 21202

Legislation Text

File #: 09-0352, **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 Young

A BILL ENTITLED

AN ORDINANCE concerning
Environmental Citations - Penalties

FOR the purpose of precluding the penalties for certain environmental offenses from creating liens on residential property; and generally relating to the enforcement of environmental citations.
BY repealing and reordaining, with amendments
  Article 1 - Mayor, City Council, and Municipal Agencies
  Section(s) 40-11(a)
  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 1. Mayor, City Council, and Municipal Agencies

   Subtitle 40. Environmental Control Board

§ 4011. Enforcement of Board orders.

(a) Penalty as debt and lien.

(1)   Any civil penalty imposed on a person by the Board, whether on hearing, on default, or otherwise:

(I)   [(1)] is a personal debt owed by that person to the City; and

(II)   [(2)] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, if the offense involves real

property owned by that person, creates a lien on that property in favor of the City.

(2)   PARAGRAPH (1)(II) OF THIS SUBSECTION DOES NOT APPLY TO RESIDENTIAL REAL PROPERTY IF THE PENALTY IMPOSED IS FOR AN OFFENSE LISTED IN § 40-14(E)(4) {"ARTICLE 23. SANITATION"} OR § 40-14(E)(6A) {"PROPERTY MAINTENANCE CODE"} OF THIS SUBTITLE.

   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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