



Legislation Text

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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 Cole

A BILL ENTITLED

AN ORDINANCE concerning
Special-Event Parking - Zoning - Licensing and Regulation

FOR the purpose of providing for the licensing and regulation of special-event parking lots; limiting their operation to a specified Special-Event Parking District; defining certain terms; imposing certain fees; requiring payment of the parking tax; imposing certain penalties; conforming certain provisions of the Zoning and Building Codes; conforming, correcting, and clarifying other related provisions; and generally relating to the licensing, regulation, operation, and zoning of parking lots.

BY repealing and reordaining, without amendments

Article - Zoning
Section(s) 1-114, 1-162, 10-501
Baltimore City Revised Code
(Edition 2000)

BY repealing and reordaining, with amendments

Article - Zoning
Section(s) 1-123, 1-135, 1-153.1, 1-168.2, 3-209(c)(17), 4-1004(4),
5-204(7), 6-209(3), 6-406(50), 7-208(2), 7-306(44), 7-407(9),
11-317, 11-417,
Baltimore City Revised Code
(Edition 2000)

BY repealing

Article - Zoning
Section(s) 7-407(3) and (4)
Baltimore City Revised Code
(Edition 2000)

BY adding

Article - Zoning
Section(s) 3-209(c)(17a), 7-407(9) and (10), 10-502(d)
Baltimore City Revised Code
(Edition 2000)

BY adding

Article - Zoning
Section(s) 10-601 to 10-602, to be under the new subtitle heading,
“Subtitle 6. Special-Event Parking Districts”
Baltimore City Revised Code
(Edition 2000)

BY repealing and reordaining, with amendments

Article - Building, Fire, and Related Codes
Section(s) 1-103 (BC § 3111)
Baltimore City Revised Code
(Edition 2000)

BY renaming

Article 15 - Licensing and Regulation
Subtitle 12. Parking Facilities
to be
“Subtitle 12. Parking Facilities - Generally”
Baltimore City Code
(Edition 2000)

BY repealing and reordaining, with amendments

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

BY adding

Article 15 - Licensing and Regulation
Section(s) 13-1 to 13-22, to be under the new subtitle heading,
“Subtitle 13. Parking Facilities - Special-Event Parking Lots”
Baltimore City Code
(Edition 2000)

BY repealing and reordaining, with amendments

Article 28 - Taxes
Section(s) 22-1(f) and (h)
Baltimore City Code
(Edition 2000)

BY repealing and reordaining, with amendments

Article 1 - Mayor, City Council, and Municipal Agencies

Section(s) 40-14(e)(2)(Subtitle 12)
Baltimore City Code
(Edition 2000)

BY adding

Article 1 - Mayor, City Council, and Municipal Agencies
Section(s) 40-14(e)(2)(Subtitle 13)
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 Revised Code

Article - Zoning

Title 1. Definitions; General Provisions

Subtitle 1. Definitions

§ 1114. Automobile.

“Automobile” means a passenger car, station wagon, or multipurpose passenger, as these terms are defined or used in the Maryland Vehicle Law, Title 11 et seq. of the State Transportation Article.

§ 1123. Car wash.

(a) In general.

“Car wash” means a structure that:

- (1) contains facilities for washing or cleaning [automobiles or other] motor vehicles; and
- (2) uses productionline methods with a chain conveyor, blower, sprayer, steamcleaning device, or other mechanical device.

§ 1135. Drivein establishment.

(a) In general.

“Drivein establishment” means a business establishment at which patrons are able to make purchases, transact business, or view motion pictures or other entertainment while occupying [automobiles] MOTOR VEHICLES.

§ 1-153.1. Junk or scrap storage and yards.

(b) Junk ... yards.

“Junk or scrap storage and yards” means any premises used for any one or more of the following:

(3) the sorting, baling, separating, shearing, shredding, or torch preparation of metal or any other form of scrap-metal processing, including [automobile] MOTOR VEHICLE flattening and crushing.

§ 1162. Motor vehicle.

“Motor vehicle” has the meaning stated in §11135 {“Motor vehicle”} of the State Transportation Article.

§ 1-168.2. PARKING; Parking facility, parking space, etc.; SPECIAL-EVENT PARKING LOT.

(A) PARKING.

“PARKING” MEANS THE PARKING, STORAGE, HOUSING, OR KEEPING OF A MOTOR VEHICLE, WHETHER SELF-SERVICE OR VALET-SERVICE, LONG-TERM OR SHORT-TERM, TICKETED OR METERED, FOR SPECIAL EVENTS ONLY, OR OTHERWISE.

(B) PARKING FACILITY, PARKING SPACE, ETC.

“Parking facility”, “parking space”, “vehicular parking space”, and “bicycle parking space” have the meanings stated in § 10-101 {“Off-Street Parking Regulations: Definitions”} of this article.

(C) SPECIAL-EVENT PARKING LOT.

“SPECIAL-EVENT PARKING LOT” HAS THE MEANING STATED IN § 10-601 {“SPECIAL-EVENT PARKING DISTRICT: DEFINITIONS”} OF THIS ARTICLE.

Title 3. General Rules for Use, Bulk, and Other Regulations

Subtitle 2. Bulk Regulations

§ 3209. Projections and obstructions into required yards.

(c) Permitted projections and obstructions.

Front and other	Interior	Rear
yards adjoining streets	side yards	yards

(17) Open offstreet parking spaces
(OTHER THAN SPECIAL-EVENT
PARKING LOT)

? ?

(17A) SPECIAL-EVENT PARKING LOT SPACES ? ?
?

Title 4. Residence Districts

Subtitle 2. R1 Single Family Residence District

§ 4204. Conditional uses - Ordinance required.

In an R1 District, conditional uses that require approval by ordinance are as follows:

- (4) Parking, open offstreet areas, other than accessory, for the parking of [4] 3 or more [automobiles] MOTOR VEHICLES - but only if no charge or fee is imposed for parking.

Subtitle 10. R7 General Residence District

§ 41004. Conditional uses - Ordinance required.

In an R7 District, conditional uses that require approval by ordinance are as follows:

- (4) Parking, open offstreet areas and offstreet garages, other than accessory, for the parking of [4] 3 or more automobiles.

Title 5. Office Residence Districts

Subtitle 2. OR District

§ 5204. Conditional uses - Ordinance required.

In an OR District, conditional uses that require approval by ordinance are as follows:

- (7) Parking, open offstreet areas and offstreet garages, other than accessory, for the parking of [4] 3 or more [automobiles] MOTOR VEHICLES.

Title 6. Business Districts

Subtitle 2. B1 Neighborhood Business District

§ 6209. Conditional uses - Ordinance required.

In a B1 District, conditional uses that require approval by ordinance are as follows:

- (3) Parking, open offstreet areas and offstreet garages, other than accessory, for the parking of [4] 3 or more [automobiles] MOTOR VEHICLES.

Subtitle 4. B3 Community Commercial District

§ 6406. Permitted uses.

In a B3 District, permitted uses are as follows:

- (50) Parking, open offstreet areas, other than accessory, for the parking of [4] 3 or more motor vehicles.

Title 7. Industrial Districts

Subtitle 2. M1 Industrial District

§ 7208. Conditional uses - Ordinance required.

In an M1 District, conditional uses that require approval by ordinance are as follows, subject to compliance with the performance standards set forth in Title 12 {"Performance Standards"} of this article:

(2) Parking, open offstreet areas, other than accessory, for the parking of [4] 3 or more motor vehicles.

Subtitle 3. M2 Industrial District

§ 7306. Permitted uses.

In an M2 District, permitted uses are as follows:

(44) Parking, open offstreet areas, other than accessory, for the parking of [4] 3 or more motor vehicles.

Subtitle 4. M3 Industrial District

§ 7407. Conditional uses - Board approval required.

In an M3 District, conditional uses that require Board approval are as follows:

[(3) Automobile dismantling or scrapping.]

[(4) Automotive testing grounds.]

(9) MOTOR VEHICLE DISMANTLING OR SCRAPPING.

(10) MOTOR VEHICLE TESTING GROUNDS.

(11) [(9)] Radioactive waste handling.

Title 10. OffStreet Parking Regulations

Subtitle 5. Parking Lot Districts

§ 10501. "Parking lot" defined.

In this subtitle, "parking lot" means land used for the non-accessory offstreet parking of 3 or more motor vehicles, together with the adjoining and perimeter areas required by this subtitle or by any other law of Baltimore City.

§ 10502. Scope of subtitle.

(D) EXCEPTIONS - SPECIAL-EVENT PARKING.

THIS SUBTITLE DOES NOT APPLY TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND IN

COMPLIANCE WITH CITY CODE ARTICLE 15, SUBTITLE 13 {“PARKING FACILITIES - SPECIAL-EVENT PARKING LOTS”}.

SUBTITLE 6. SPECIAL-EVENT PARKING DISTRICT

§ 10-601. DEFINITIONS.

(A) IN GENERAL.

IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(B) SPECIAL-EVENT PARKING DISTRICT.

“SPECIAL-EVENT PARKING DISTRICT” MEANS THE FOLLOWING AREA OF THE CITY:

BEGINNING AT THE INTERSECTION OF BUSH STREET AND THE NORTHBOUND SIDE OF RUSSELL STREET; FROM THIS POINT OF BEGINNING, BINDING NORTHWESTERLY ON THE CENTERLINE OF BUSH STREET FOR ~2,018 FEET TO INTERSECT WITH W. HAMBURG STREET; THEN BINDING NORTHEASTERLY ON THE CENTERLINE OF W. HAMBURG STREET ~2,485 FEET TO THE INTERSECTION WITH SCOTT STREET; THEN TURNING NORTH ON THE CENTERLINE OF SCOTT STREET FOR ~1,935 TO THE INTERSECTION WITH W. PRATT STREET; FOLLOWING THE CENTERLINE OF W. PRATT STREET FOR ~2,770 FEET IN AN EASTERLY DIRECTION TO THE INTERSECTION WITH S. HOWARD STREET; THEN HEADING SOUTH ON THE CENTERLINE S. HOWARD STREET FOR ~181 FEET UNTIL THE SPLIT; AND THEN CONTINUING SOUTH ON THE NORTHBOUND CENTERLINE OF S. HOWARD STREET FOR ANOTHER ~636 FEET TO THE INTERSECTION WITH THE WESTBOUND CENTERLINE OF W. CONWAY STREET; CONTINUING EAST ON THE WESTBOUND CENTERLINE OF W. CONWAY STREET FOR ~1,238 FEET TO THE NORTHBOUND CENTERLINE OF S. CHARLES STREET; BINDING ON THE CENTERLINE OF S. CHARLES STREET FOR ~3,120 FEET IN A SOUTHERLY DIRECTION TO THE INTERSECTION WITH W. WEST STREET; THEN CONTINUING WEST ON SAID CENTERLINE FOR ~330 FEET TO THE INTERSECTION WITH THE STREET CENTERLINE OF S. HANOVER STREET; HEADING SOUTH OF S. HANOVER STREET FOR ~335 FEET TO INTERSECT THE CENTERLINE OF E. OSTEND STREET; HEADING IN A WESTERLY DIRECTION ON E. OSTEND STREET FOR ~706 FEET TO THE EXTENDED WESTERN PROPERTY LINE OF BLOCK 0975 LOT 002 (139 W. OSTEND STREET); FOLLOWING THE WESTERN AND SOUTHERN PROPERTY LINES OF 139 W. OSTEND STREET FOR A TOTAL OF ~560 FEET; CONTINUING ACROSS LEADENHALL STREET TO THE SOUTHEASTERN CORNER OF BLOCK 0974 LOT 001 (175 W. OSTEND STREET); FOLLOWING THE SOUTHERN BOUNDARY OF SAID PROPERTY AND EXTENDING TO THE CENTERLINE OF S. SHARP STREET FOR A TOTAL OF ~494 FEET; BINDING SOUTHWESTERLY ON THE CENTERLINE OF S. SHARP STREET FOR ~55 FEET WHERE IS TURNS INTO STOCKHOLM STREET; THEN MOVING SOUTHEAST ~7.5 FEET TO JOIN THE NORTHWESTERN CORNER OF BLOCK 0987 LOT 001 (1800 RACE STREET) AND FOLLOW THIS WESTERN PROPERTY LINE [JOINS THE EASTERN PROPERTY LINE OF BLOCK 0985 LOT 002 (215 STOCKHOLM STREET)] FOR ~405 FEET; EXTENDING FROM THIS SAME PROPERTY LINE ON AN IMAGINARY LINE INTO THE MIDDLE BRANCH; WRAPPING AROUND THE COASTLINE FOR ~4200 FEET AND INTERESTING THE POINT OF BEGINNING.

(C) SPECIAL-EVENT PARKING LOT.

“SPECIAL-EVENT PARKING LOT” HAS THE MEANING STATED IN CITY CODE ARTICLE 15, SUBTITLE 13 {“PARKING FACILITIES - SPECIAL EVENT PARKING LOTS”}.

§ 10-602. PERMITTED OPERATIONS.

NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, A SPECIAL-EVENT PARKING LOT MAY OPERATE WITHIN THE SPECIAL-EVENT PARKING DISTRICT IF:

- (1) IT IS LICENSED TO DO SO UNDER CITY CODE ARTICLE 15, SUBTITLE 13 {"PARKING FACILITIES - SPECIAL EVENT PARKING LOTS"}; AND
- (2) ITS OPERATIONS ARE IN FULL ACCORD WITH ALL REQUIREMENTS OF ARTICLE 15, SUBTITLE 13, AND WITH ALL CONDITIONS OF ITS LICENSE.

Title 11. Sign Regulations

Subtitle 3. Signs in Residence and OfficeResidence Districts

§ 11317. Parking access signs.

- (A) SECTION INAPPLICABLE TO SPECIAL-EVENT PARKING.

THIS SECTION DOES NOT APPLY TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND IN COMPLIANCE WITH CITY CODE ARTICLE 15, SUBTITLE 13 {"PARKING FACILITIES - SPECIAL-EVENT PARKING LOTS"}. SPECIAL-EVENT PARKING LOTS ARE SUBJECT TO THE SIGNAGE REQUIREMENTS IN ARTICLE 15, § 13-13 {"IDENTIFICATION SIGNS"}.

- (B) [(a)] Signs allowed.

1 nonilluminated or indirectly illuminated sign, indicating the entrance to or exit from an open offstreet parking area or offstreet parking garage, is allowed for each street frontage of the lot.

- (C) [(b)] Limitations.

The sign may not:

- (1) exceed 4 square feet;
- (2) be more than 20 feet high; or
- (3) project more than 18 inches across a street line.

Subtitle 4. Signs in Business and Industrial Districts

§ 11417. Parking access signs.

- (A) SECTION INAPPLICABLE TO SPECIAL-EVENT PARKING.

THIS SECTION DOES NOT APPLY TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND IN COMPLIANCE WITH CITY CODE ARTICLE 15, SUBTITLE 13 {"PARKING FACILITIES - SPECIAL-EVENT PARKING LOTS"}. SPECIAL-EVENT PARKING LOTS ARE SUBJECT TO THE SIGNAGE REQUIREMENTS

IN ARTICLE 15, § 13-13 {"IDENTIFICATION SIGNS}.

(B) [(a)] Signs allowed.

1 nonilluminated or indirectly or directly illuminated sign, indicating the entrance to or exit from an open offstreet parking area or offstreet parking garage, is allowed for each street frontage of the lot.

(C) [(b)] Limitations.

The sign may not:

- (1) exceed 12 square feet;
- (2) be more than 24 feet high; or
- (3) project more than 3 feet across a street line.

Article - Building, Fire, and Related Codes

Part II. International Building Code

§ 2-103. City modifications.

The additions, deletions, amendments, and other modifications adopted by the City are as follows:

Chapter 31. Special Construction

Section 3111 Parking Lots, Driveways, and Other Paved Surfaces

3111.1 SECTION INAPPLICABLE TO SPECIAL-EVENT PARKING. THIS § 3111 DOES NOT APPLY TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND IN COMPLIANCE WITH CITY CODE ARTICLE 15, SUBTITLE 13 {"PARKING FACILITIES - SPECIAL-EVENT PARKING LOTS"} AS LONG AS THE LOT COMPLIES WITH ALL OTHER REQUIREMENTS APPLICABLE TO THE LOT'S PRINCIPAL OCCUPANCY, USE, OR STRUCTURE.

3111.2 [3111.1] Driveway entrances. All driveway entrances located on a public rightofway must be constructed in accordance with the rules and regulations of the Department of Public Works.

3111.3 [3111.2] Surface paving. Parking lots, parking pads, driveways, and private roads must be paved with asphalt, brick, concrete, macadam, or stone block. Permeable paving systems may be utilized in accordance with the rules and regulations of the Department of Public Works. All paving must be able to support the design loads for the proposed vehicular traffic.

3111.4 [3111.3] Parking spaces. The size, layout, and arrangement of parking spaces must comply with:

1. the Zoning Code,
2. the Maryland State Accessibility Code, and
3. the rules and regulations of the City Planning Commission.

3111.5 [3111.4] Curbs or bumpers. Curbs or bumpers must be installed for all parking spaces. Each curb or bumper must be:

1. made of concrete, wood, or an approved metal wheel stop,
2. at least 6 inches (152 mm) high and 8 inches (203 mm) wide,
3. securely fixed in place, and
4. located:
 - a. at least 4 feet (1.22 m) from the parking lot perimeter, or
 - b. for parking spaces that are parallel to the perimeter of the parking lot, at least 2 feet (0.61 m) from the perimeter.

3111.6 [3111.5] Surface drainage. Storm drainage off paved surface areas, such as parking lots, playgrounds, and plazas, must be properly conveyed to paved alleys, paved streets, or other approved water courses.

3111.6.1 [3111.5.1] Limitations. No drainage may be discharged:

1. so as to run or flow over any sidewalk or footway, except at a driveway with a depressed curb, or
2. across any adjoining property.

3111.6.2 [3111.5.2] Methods. Drainage must be piped to a storm drain, to the street or alley, to a paved swale, or to another approved water course. The installation of piping, connections to storm drains, etc., must be made in accordance with the plumbing regulations of Chapter 29 of this Code.

Baltimore City Code

Article 15. Licensing and Regulation

Subtitle 12. Parking Facilities - GENERALLY

§ 121. Definitions; SCOPE.

(A) DEFINITIONS.

(1) [(a)] In general.

In this subtitle, the following terms have the meanings indicated.

(2) [(b)] Parking facility.

“Parking facility” means any:

(I) [(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

(II) [(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.

(3) [(c)] Person.

“Person” means:

(I) [(1)] an individual;

[(2) a receiver, trustee, guardian, personal representative, fiduciary, or representative of any kind;]

(II) [(3)] a partnership, firm, association, limited liability company, corporation, or other entity of any kind;

(III) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY, OR REPRESENTATIVE OF ANY KIND; and

(IV) [(4)] a governmental entity or an instrumentality or unit of a governmental entity.

(B) SUBTITLE INAPPLICABLE TO SPECIAL-EVENT PARKING.

THIS SUBTITLE DOES NOT APPLY TO SPECIAL-EVENT PARKING LOTS OPERATING UNDER AND IN COMPLIANCE WITH SUBTITLE 13 {“PARKING FACILITIES - SPECIAL-EVENT PARKING LOTS”} OF THIS ARTICLE.

SUBTITLE 13. PARKING FACILITIES - SPECIAL-EVENT PARKING LOTS

§ 13-1. DEFINITIONS.

(A) IN GENERAL.

IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(B) DIRECTOR.

“DIRECTOR” MEANS THE DIRECTOR OF THE DEPARTMENT OF FINANCE OF HIS OR HER DESIGNEE.

(C) INCLUDES; INCLUDING.

“INCLUDES” OR “INCLUDING” MEANS BY WAY OF ILLUSTRATION AND NOT BY WAY OF LIMITATION.

(D) PARKING LOT.

“PARKING LOT” MEANS ANY 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.

(E) PERSON.

“PERSON” MEANS:

- (1) an individual;
- (2) a partnership, firm, association, limited liability company, corporation, or other entity of any kind;
- (3) a receiver, trustee, guardian, personal representative, fiduciary, or representative of any kind; and
- (4) a governmental entity or an instrumentality or unit of a governmental entity.

(f) Special-Event Parking District.

“Special-Event Parking District” means the area of the City delineated in Baltimore City Zoning Code § 10-601(b) {“Definitions: Special-Event Parking District”}.

(g) Special-event parking lot.

“Special-event parking lot” means a parking lot that:

- (1) is not otherwise licensed under Subtitle 12 {“Parking Facilities”} of this article;
- (2) is located within the Special-Event Parking District;
- (3) provides parking services to persons attending sporting, social, cultural, or other special events; and
- (4) operates on a limited schedule of 100 or fewer days in any Licensing year.

§ 132. Mandatory, prohibitory, and permissive terms.

(a) Mandatory terms.

“Must” and “shall” are each mandatory terms used to express a requirement or to impose a duty.

(b) Prohibitory terms.

“Must not” and “may not” are each mandatory negative terms used to establish a prohibition.

(c) Permissive terms.

“May” is permissive.

§ 13-3. Rules, regulations, and forms.

(a) Director may adopt.

The Director may adopt rules, regulations, and forms to carry out this subtitle.

(b) Filing.

A copy of the rules, regulations, and forms and of any amendments to them must be filed with the Department of Legislative Reference before they take effect.

§ 13-4. {Reserved}

§ 13-5. License required.

No person may operate a special-event parking lot without having first obtained a license to do so from the Director.

§ 13-6. Applications - General.

(A) IN GENERAL.

THE OPERATOR OF THE PROPOSED SPECIAL-EVENT PARKING LOT MUST APPLY TO THE DIRECTOR FOR THE SPECIAL-EVENT PARKING LOT LICENSE.

(B) FORM.

THE APPLICATION MUST BE IN THE FORM THAT THE DIRECTOR REQUIRES.

(C) APPLICATION FEE.

(1) THE APPLICATION MUST BE ACCOMPANIED BY A NON-REFUNDABLE APPLICATION FEE TO COVER THE DIRECTOR'S EXPENSES IN PROCESSING THE APPLICATION..

(2) THE AMOUNT OF THE FEE IS AS SET BY THE BOARD OF ESTIMATES.

§ 13-7. APPLICATIONS - REQUIRED INFORMATION.

THE APPLICATION MUST INCLUDE:

(1) THE NAME, ADDRESS, AND TELEPHONE NUMBER OF THE PARKING LOT'S OPERATOR;

(2) THE NAME, ADDRESS, AND TELEPHONE NUMBER OF THE OWNER OF THE PROPERTY ON WHICH THE PARKING LOT WILL OPERATE;

(3) THE ADDRESS OF THE PROPOSED SPECIAL-EVENT PARKING LOT;

(4) THE GROSS AREA OF THE PARKING LOT, INCLUDING ALL PARKING SPACES, DRIVEWAYS, ENTRANCES, EXITS, AISLES, AND FACILITIES USED IN CONNECTION WITH THE OPERATION OF THE PARKING LOT;

(5) THE DATES (NOT TO EXCEED 100) AND TIMES OF THE EVENTS FOR WHICH THE PROPOSED PARKING LOT WILL BE IN OPERATION;

(6) A SCHEDULE OF PARKING FEES TO BE CHARGED;

(7) EVIDENCE SATISFACTORY TO THE DIRECTOR THAT THE OPERATOR HAS OBTAINED

LIABILITY INSURANCE COVERAGE IN AT LEAST THE AMOUNTS AND TENOR SET BY THE DIRECTOR IN THE RULES AND REGULATIONS ADOPTED UNDER THIS SUBTITLE;

(8) A TRAFFIC MANAGEMENT PLAN;

(9) A SECURITY PLAN;

(10) A DIAGRAM OF THE PROPERTY ON WHICH THE PROPOSED PARKING LOT WOULD BE LOCATED, SHOWING ALL PARKING SPACES, DRIVEWAYS, ENTRANCES, EXITS, AISLES, STRUCTURES, AND OTHER FACILITIES;

(11) ANY OTHER INFORMATION THAT THE DIRECTOR REQUIRES; AND

(12) A SIGNED AFFIRMATION, UNDER PENALTIES OF PERJURY, THAT THE APPLICANT EITHER:

(I) IS THE OWNER OF THE PROPERTY ON WHICH THE PARKING LOT WILL BE OPERATED; OR

(II) IS AUTHORIZED BY THE OWNER OF THE PROPERTY TO OPERATE THE PARKING LOT.

§ 13-8. LICENSE TERM AND RENEWAL.

(A) TERM.

EACH SPECIAL-EVENT PARKING LOT LICENSE EXPIRES ANNUALLY ON THE ANNIVERSARY OF ITS ISSUANCE AND IS RENEWABLE AS PROVIDED IN THIS SECTION.

(B) APPLICATION FOR RENEWAL.

(1) TO RENEW A SPECIAL-EVENT PARKING LOT LICENSE, THE LICENSEE MUST APPLY NO LESS THAN 30 DAYS NOR MORE THAN 90 DAYS BEFORE THE LICENSE EXPIRES.

(2) THE APPLICATION MUST BE IN THE FORM AND CONTAIN THE INFORMATION THAT THE DIRECTOR REQUIRES.

(C) APPLICATION FEE.

(1) THE APPLICATION MUST BE ACCOMPANIED BY A NON-REFUNDABLE APPLICATION FEE TO COVER THE DIRECTOR'S EXPENSES IN PROCESSING THE APPLICATION.

(2) THE AMOUNT OF THE FEE IS AS SET BY THE BOARD OF ESTIMATES.

§ 13-9. LICENSE FEE.

THE ANNUAL FEE FOR A SPECIAL-EVENT PARKING LOT LICENSE IS AS SET BY THE BOARD OF ESTIMATES.

§ 13-10. TRANSFER; SUBSTITUTIONS.

(A) LICENSE NOT TRANSFERABLE.

A SPECIAL-EVENT PARKING LOT LICENSE IS NOT TRANSFERABLE TO A NEW OPERATOR, TO A DIFFERENT LOCATION, OR OTHERWISE.

(B) SUBSTITUTION OF DATES.

DATES OF OPERATION MAY BE SUBSTITUTED ON ADVANCE NOTICE TO THE DIRECTOR.

§ 13-11. TAX ARREARAGE BARS ISSUANCE OR RENEWAL.

A LICENSE MAY NOT BE ISSUED TO OR RENEWED BY ANY PERSON FROM WHOM TAXES, INTEREST, OR PENALTIES ARE DUE AND UNPAID UNDER CITY CODE ARTICLE 28, SUBTITLE 22 {"PARKING TAX"}.

§ 13-12. {RESERVED}

§ 13-13. IDENTIFICATION SIGNS.

(A) REQUIRED.

AT ALL TIMES WHILE A SPECIAL-EVENT PARKING LOT IS IN OPERATION, AN IDENTIFICATION SIGN MUST BE POSTED ON EACH STREET FRONTAGE OF THE LOT.

(B) CONTENTS.

EACH IDENTIFICATION SIGN MUST CONTAIN:

- (1) THE NAME, ADDRESS, AND TELEPHONE NUMBER OF THE LOT'S OPERATOR;
- (2) THE LICENSE NUMBER OF THE OPERATOR'S SPECIAL-EVENT PARKING LOT LICENSE; AND
- (3) THE FEE CHARGED FOR PARKING.

(C) LIMITATIONS.

NO SIGN MAY:

- (1) EXCEED 12 SQUARE FEET;
- (2) BE MORE THAN 24 FEET HIGH;
- (3) PROJECT MORE THAN 3 FEET ACROSS A STREET LINE;
- (4) BE ILLUMINATED; OR
- (5) REMAIN ON THE PROPERTY FOR LONGER THAN 2 HOURS AFTER THE END OF THE EVENT FOR WHICH THE LOT WAS OPEN.

§ 13-14. ATTENDANT ON DUTY.

AN ADULT ATTENDANT MUST BE PRESENT AT ALL TIMES WHILE ANY VEHICLE REMAINS PARKED ON A SPECIAL-EVENT PARKING LOT.

§ 1315. CARS LEFT IN STREET.

(A) PROHIBITED CONDUCT.

EXCEPT AS SPECIFICALLY AUTHORIZED IN SUBSECTION (B) OF THIS SECTION, NO PERSON OPERATING OR EMPLOYED BY A SPECIAL-EVENT PARKING LOT MAY PARK OR PLACE A MOTOR VEHICLE LEFT FOR PARKING ON ANY STREET, ALLEY, OR HIGHWAY IN THE CITY.

(B) EXCEPTION.

(1) Subsection (a) of this section does not apply to the parking or placement of a vehicle on a street, alley, or highway if it is parked or placed there only for a sufficient time to permit the removal of another car from the parking lot.

(2) This exception does not apply between 7 a.m. and 10 a.m. or between 4 p.m. and 6 p.m.

§§ 13-16 TO 13-20. {RESERVED}

§ 13-21. ENFORCEMENT BY CITATION.

(A) IN GENERAL.

IN ADDITION TO ANY OTHER CIVIL OR CRIMINAL REMEDY OR ENFORCEMENT PROCEDURE, THIS SUBTITLE MAY BE ENFORCED BY ISSUANCE OF AN ENVIRONMENTAL CITATION UNDER CITY CODE ARTICLE 1, SUBTITLE 40 {"ENVIRONMENTAL CONTROL BOARD"}.

(B) PROCESS NOT EXCLUSIVE.

THE ISSUANCE OF A CITATION TO ENFORCE THIS SUBTITLE DOES NOT PRECLUDE PURSUING ANY OTHER CIVIL OR CRIMINAL REMEDY OR ENFORCEMENT ACTION AUTHORIZED BY LAW.

§ 13-22. CRIMINAL PENALTIES.

(A) IN GENERAL.

ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE OR OF A RULE OR REGULATION ADOPTED UNDER THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT MORE THAN \$1,000 OR IMPRISONMENT FOR NOT MORE HAN 6 MONTHS OR BOTH FINE AND IMPRISONMENT FOR EACH OFFENSE.

(B) EACH DAY A SEPARATE OFFENSE.

EACH DAY THAT A VIOLATION CONTINUES IS A SEPARATE OFFENSE.

Article 28. Taxes

Subtitle 22. Parking Tax

§ 22I. Definitions.

(f) Parking.

“Parking” means any parking, storing, housing, or keeping of a motor vehicle, whether self-service, valet-service, long-term, [short-time] SHORT-TERM, ticketed, metered, for special events only, or otherwise.

(h) Person.

“Person” means:

(5) an individual;

[(2) a receiver, trustee, guardian, personal representative, fiduciary, or representative of any kind;]

(6) [(3)] a partnership, firm, association, limited liability company, corporation, or other entity of any kind;

(7) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY, OR REPRESENTATIVE OF ANY KIND; and

(8) [(4)] a governmental entity or an instrumentality or unit of a governmental entity.

Article 1. Mayor, City Council, and Municipal Agencies

Subtitle 40. Environmental Control Board

§ 40I4. Violations to which subtitle applies.

(e) Provisions and penalties enumerated.

(2) Article 15. Licensing and Regulation

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Subtitle 12. Parking Facilities - GENERALLY \$750

SUBTITLE 13. PARKING FACILITIES - SPECIAL-EVENT PARKING LOTS \$750

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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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