



Legislation Details (With Text)

File #: 15-0590 **Version:** 0 **Name:** Demolition, etc., of City Structures
Type: Ordinance **Status:** Enacted
File created: 11/2/2015 **In control:** Mayor
On agenda: **Final action:** 2/8/2016
Enactment date: **Enactment #:** 16-451

Title: Demolition, etc., of City Structures
FOR the purpose of prohibiting the demolition or reconstruction of certain City-owned structures unless expressly authorized by an ordinance of the Mayor and City Council; defining certain terms; and requiring that, on introduction of a proposed authorizing ordinance, the bill be referred to certain agencies for their reports and recommendations.

Sponsors: Bill Henry, President Young, Sharon Green Middleton, Eric T. Costello, James B. Kraft, Mary Pat Clarke, Edward Reisinger, Brandon M. Scott, Nick Mosby, William "Pete" Welch, Rochelle Spector

Indexes: City Structures, Demolition

Code sections:

Attachments: 1. 15-0590~1st Reader, 2. DOT 15-0590, 3. Parking 15-0590, 4. DPW 15-0590, 5. BDC 15-0590, 6. Police 15-0590, 7. Planning 15-0590, 8. Rec and Parks 15-0590, 9. Finance 15-0590, 10. HCD 15-0590, 11. City Solicitor Report 1 15-0590, 12. DGS 15-0590, 13. City Solicitor Report 2 15-0590, 14. 2nd Reader Amendment 15-0590, 15. 15-0590~ Enrolled 3rd Reader, 16. 15-0590~3rd Reader, 17. 3rd Reader Floor Amendment 15-0590, 18. Real Estate 15-0590

Date	Ver.	Action By	Action	Result
2/8/2016	0	City Council	Enacted, pursuant to Baltimore City Charter, Art. IV, Sec. 5(c)	
1/11/2016	0	City Council	Approved and Sent to the Mayor	
12/10/2015	0	City Council	3rd Reader, for final passage	
12/10/2015	0	Judiciary and Legislative Investigations	Recommended Favorably with Amendment	
12/9/2015	0	Judiciary and Legislative Investigations	Recommended Favorably with Amendment	Pass
12/7/2015	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
12/7/2015	0	City Council	Re-referred to Committee	
12/7/2015	0	Judiciary and Legislative Investigations	Recommended Favorably with Amendment	
11/17/2015	0	Judiciary and Legislative Investigations	Recommended Favorably with Amendment	Pass
11/9/2015	0	Judiciary and Legislative Investigations	Scheduled for a Public Hearing	
11/5/2015	0	The City Council	Refer to Parking Authority Board	
11/5/2015	0	The City Council	Refer to Dept. of Finance	
11/5/2015	0	The City Council	Refer to Baltimore Development Corporation	
11/5/2015	0	The City Council	Refer to Fire Department	
11/5/2015	0	The City Council	Refer to Police Department	

11/5/2015	0	The City Council	Refer to Dept. of General Services
11/5/2015	0	The City Council	Refer to Dept. of Recreation and Parks
11/5/2015	0	The City Council	Refer to Dept. of Housing and Community Development
11/5/2015	0	The City Council	Refer to Dept. of Transportation
11/5/2015	0	The City Council	Refer to Dept. of Public Works
11/5/2015	0	The City Council	Refer to Dept. of Planning
11/5/2015	0	The City Council	Refer to Dept. of Real Estate
11/5/2015	0	The City Council	Refer to City Solicitor
11/2/2015	0	City Council	Assigned
11/2/2015	0	City Council	Introduced

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

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THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER
COPY.
INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL

Introduced by: Councilmember Henry

A BILL ENTITLED

AN ORDINANCE concerning
Demolition, etc., of City Structures

FOR the purpose of prohibiting the demolition or reconstruction of certain City-owned structures unless expressly authorized by an ordinance of the Mayor and City Council; defining certain terms; and requiring that, on introduction of a proposed authorizing ordinance, the bill be referred to certain agencies for their reports and recommendations.

BY adding
Article 5 - Finance, Property, and Procurement
Sections 20A-1 through 20A-3, to be under the new subtitle designation,
◆Subtitle 20A. Demolition, etc., of City Property◆
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 5. Finance, Property, and Procurement

SUBTITLE 20A. DEMOLITION, ETC., OF CITY PROPERTY

♦ 20A-1. DEFINITIONS.

(A) IN GENERAL.

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

(B) CITY STRUCTURE.

♦CITY STRUCTURE♦ MEANS ANY BUILDING OR OTHER STRUCTURAL IMPROVEMENT TO REAL PROPERTY THAT:

(1) IS OWNED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE; AND

(2) HAS BEEN OR IS BEING USED FOR A MUNICIPAL FUNCTION OR PUBLIC PURPOSE, INCLUDING OFFICES, WORK PLACES, SCHOOLS, FIRE STATIONS, POLICE STATIONS, MONUMENTS, RECREATION FACILITIES, NEIGHBORHOOD CENTERS, AND THE LIKE.

(C) INCLUDES; INCLUDING.

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

(D) PERSON.

♦PERSON♦ MEANS:

(I) AN INDIVIDUAL;

(II) A PARTNERSHIP, FIRM, ASSOCIATION, CORPORATION, OR OTHER ENTITY OF ANY KIND;

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

(IV) A GOVERNMENTAL ENTITY OR AN INSTRUMENTALITY OR UNIT OF A GOVERNMENTAL ENTITY.

♦ 20A-2. ORDINANCE REQUIRED FOR DEMOLITION, ETC.

NO CITY OFFICIAL, EMPLOYEE, OR CONTRACTOR, NOR ANY OTHER PERSON MAY UNDERTAKE, APPROVE, OR ALLOW THE DEMOLITION OR RECONSTRUCTION, IN WHOLE OR SUBSTANTIAL PART, OF ANY CITY STRUCTURE UNLESS THE DEMOLITION OR RECONSTRUCTION HAS BEEN EXPRESSLY AUTHORIZED BY AN ORDINANCE OF THE MAYOR AND CITY COUNCIL

◆ 20A-3. COUNCIL ACTION.

(A) AGENCY REFERRALS.

ON INTRODUCTION OF ANY PROPOSED ORDINANCE TO AUTHORIZE THE DEMOLITION OR RECONSTRUCTION OF A CITY STRUCTURE, THE CITY COUNCIL SHALL REFER THE BILL TO THE FOLLOWING FOR THEIR WRITTEN REPORTS AND RECOMMENDATIONS:

- (1) THE PLANNING DEPARTMENT;
- (2) THE AGENCY OR PUBLIC OFFICIAL THAT HAS OR WILL HAVE CONTROL OVER THE CITY STRUCTURE;
- (3) THE DEPARTMENT OF REAL ESTATE; AND
- (4) ANY OTHER AGENCY THAT THE COUNCIL PRESIDENT DESIGNATES.

(B) REPORTS, ETC., FOR SECOND READING.

THE CITY COUNCIL MAY NOT PLACE THE BILL ON THE COUNCIL'S SECOND READING CALENDAR UNTIL THE PLANNING DEPARTMENT AND THE AGENCY OR OFFICIAL IN CONTROL OF THE CITY STRUCTURE:

- (1) SUBMIT THEIR REPORTS AND RECOMMENDATIONS TO THE COUNCIL; OR
- (2) FAIL TO DO SO WITHIN 30 DAYS OF THE REFERRAL.

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.

dlr15-1330(1)~intro/28Oct15
art5/DemoCityProp/aa:me

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