



Legislation Details (With Text)

File #: 17-0150 **Version:** 0 **Name:** Zoning - Prohibiting Crude Oil Terminals
Type: Ordinance **Status:** Enacted
File created: 10/16/2017 **In control:** City Council
On agenda: **Final action:** 3/27/2018
Enactment date: **Enactment #:** 18-110

Title: Zoning - Prohibiting Crude Oil Terminals
For the purpose of prohibiting new or expanded crude oil terminals throughout Baltimore City; defining a certain term; and generally relating to crude oil terminals.

Sponsors: Mary Pat Clarke, Edward Reisinger, Zeke Cohen, Bill Henry, John T. Bullock, Leon F. Pinkett, III, Ryan Dorsey, Sharon Green Middleton, Kristerfer Burnett, Shannon Sneed, Robert Stokes, Sr.

Indexes: Crude Oil, Zoning

Code sections:

Attachments: 1. 17-0150~1st Reader, 2. Law 17-0150, 3. Fire 17-0150, 4. DOT 17-0150, 5. BMZA 17-0150, 6. 2nd Reader Amendment 17-0150, 7. 17-0150~3rd Reader, 8. Complete File 17-0150

| Date | Ver. | Action By | Action | Result |
|------------|------|---------------------------------------|--|--------|
| 4/23/2018 | 0 | Mayor | Signed by Mayor | |
| 3/12/2018 | 0 | City Council | Approved and Sent to the Mayor | |
| 2/26/2018 | 0 | City Council | 3rd Reader, for final passage | |
| 2/26/2018 | 0 | Land Use and Transportation Committee | Recommended Favorably with Amendment | |
| 2/21/2018 | 0 | Land Use and Transportation Committee | Recommended Favorably with Amendment | Pass |
| 2/5/2018 | 0 | Land Use and Transportation Committee | Advertising | |
| 1/8/2018 | 0 | Land Use and Transportation Committee | Scheduled for a Public Hearing | |
| 10/19/2017 | 0 | The City Council | Refer to Board of Municipal and Zoning Appeals | |
| 10/19/2017 | 0 | The City Council | Refer to Planning Commission | |
| 10/19/2017 | 0 | The City Council | Refer to Dept. of Transportation | |
| 10/19/2017 | 0 | The City Council | Refer to City Solicitor | |
| 10/19/2017 | 0 | The City Council | Refer to Fire Department | |
| 10/16/2017 | 0 | City Council | Assigned | |
| 10/16/2017 | 0 | City Council | Introduced | |

Explanation: Capitals indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

* **Warning:** This is an unofficial, introductory copy of the bill.
The official copy considered by the City Council is the first reader copy.

Introductory*

City of Baltimore

Council Bill

Introduced by: Councilmembers Clarke and Reisinger

A Bill Entitled

An Ordinance concerning

Zoning - Prohibiting Crude Oil Terminals

For the purpose of prohibiting new or expanded crude oil terminals throughout Baltimore City; defining a certain term; and generally relating to crude oil terminals.

By repealing and reordaining, with amendments

Article 32 - Zoning
Section(s) 1-218
Baltimore City Code
(Edition 2000)

By adding

Article 32 - Zoning
Section(s) 1- 304(v-1)
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 32. Zoning

Title 1. General Provisions

Subtitle 2. Rules of Interpretation

§ 1-218. Uses prohibited citywide.

(a) *Application of section.*

This section and its listing of certain prohibited uses:

(1) is not exhaustive; and

(2) may not be construed to imply that any use not listed here is a permitted or conditional use.

(b) *Listing.*

The following uses are prohibited in all zoning districts of the City:

(1) crude oil terminals;

- (2) [(1)] incinerators;
- (3) [(2)] junk or scrap storage and yards;
- (4) [(3)] nuclear power plants;
- (4) [(3)] solid waste sanitary landfills;
- (5) [(4)] storage on barges and belt conveyor systems used for the transfer of materials, but this prohibition does not apply to the continuous process of unloading or loading processed metal (as defined in § 1-308) for and during its transfer to or from a docked barge or vessel awaiting shipment; and
- (6) [(5)] vehicle dismantling facilities.

Subtitle 3. Definitions

§ 1-304. “Chimney” to “Day-care center: Child ”.

(v-1) *Crude Oil Terminal.*

(1) *In general.*

“Crude Oil Terminal” means a facility that receives, stores, transfers, ships, or processes crude oil.

(2) *Exclusions.*

“Crude Oil Terminal” does not include facilities owned or operated by a rail carrier, as defined in U.S. Code Title 49, Subtitle IV, Part A, Chapter 101, § 10102 {“Definitions”} .

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.