



City of Baltimore

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

Legislation Details (With Text)

File #:	20-0522	Version:	0	Name:	Board of Municipal and Zoning Appeals - Repeal of "Physically Present" Requirements
Type:	Ordinance	Status:		Status:	Enacted
File created:	4/27/2020	In control:		In control:	Mayor
On agenda:		Final action:		Final action:	7/20/2020
Enactment date:		Enactment #:		Enactment #:	20-386
Title:	Board of Municipal and Zoning Appeals - Repeal of "Physically Present" Requirements For the purpose of repealing certain provisions of the Zoning Code regarding the Board of Municipal and Zoning Appeals that require members of the Board to be "physically present" during a hearing and for voting; and providing for a special effective date.				
Sponsors:	Isaac "Yitzzy" Schleifer, Bill Henry, Zeke Cohen, Kristerfer Burnett, Eric T. Costello, Mayor Brandon M. Scott				
Indexes:	Board of Municipal and Zoning Appeals (BMZA), Repeal				
Code sections:					
Attachments:	1. Daily Record 20-0522 Affidavits, 2. 20-0522~1st Reader, 3. Planning 20-0522, 4. Law 20-0522, 5. BMZA 20-0522, 6. Bill Synopsis 20-0522, 7. Hearing Agenda 20-0522, 8. Public Testimony 20-0522, 9. Hearing Minutes 20-0522, 10. Hearing Notes 20-0522, 11. 2nd Reader Amendments 20-0522 - Adopted, 12. 20-0522~3rd Reader, 13. Signed Ordinance 20-0522				

Date	Ver.	Action By	Action	Result
7/20/2020	0	City Council	Enacted, pursuant to Baltimore City Charter, Art. IV, Sec. 5(c)	
6/15/2020	0	City Council	Approved and Sent to the Mayor	
5/18/2020	0	City Council	3rd Reader, for final passage	
5/18/2020	0	City Council	3rd Reader, for final passage	
5/14/2020	0	Judiciary Committee	Recommended Favorably with Amendment	Pass
4/30/2020	0	The City Council	Refer to Board of Municipal and Zoning Appeals	
4/30/2020	0	The City Council	Refer to City Solicitor	
4/30/2020	0	The City Council	Refer to Planning Commission	
4/29/2020	0	Judiciary Committee	Advertising	
4/27/2020	0	City Council	Assigned	
4/27/2020	0	City Council	Introduced	
4/27/2020	0	Judiciary Committee	Scheduled for a Public Hearing	

Introductory*

City of Baltimore Council Bill

Introduced by: Councilmember Schleifer

At the request of: The Administration (Board of Municipal and Zoning Appeals)

A Bill Entitled

An Ordinance concerning

Board of Municipal and Zoning Appeals - Repeal of “Physically Present” Requirements

For the purpose of repealing certain provisions of the Zoning Code regarding the Board of Municipal and Zoning Appeals that require members of the Board to be “physically present” during a hearing and for voting; and providing for a special effective date.

By repealing

Article 32 - Zoning

Section(s) 3-202(j) and 3-202(m)

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 3. Outline of Code Administration

Subtitle 2. Administrative Agencies and Officials

§ 3-202. Board of Municipal and Zoning Appeals.

[(j) Public hearings - Member must be present to participate.]

[A member of the Board of Municipal and Zoning Appeals may not participate in a hearing unless the member is physically present at the hearing.]

. . . .

[(m) Voting - Member must be present to vote.]

[A member of the Board of Municipal and Zoning Appeals may not vote on a matter unless the member:

(1) was physically present at the public hearing on the matter: and

(2) is physically present at the voting session.]

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 date it is enacted. It will remain effective through August 31, 2020, and immediately after that date, with no further action by the Mayor and City Council, this Ordinance will be abrogated and of no further effect.