



City of Baltimore

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

Legislation Text

File #: 12-0154, **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 Middleton

A BILL ENTITLED

AN ORDINANCE concerning
Code Enforcement Officers

FOR the purpose of redefining the persons authorized to issue environmental citations; correcting, clarifying, and conforming related provisions; and generally relating to the designation of environmental control officers.

BY repealing and reordaining, with amendments
Article 1 - Mayor, City Council, and Municipal Agencies
Section(s) 40-1 and 40-7(c)
Baltimore City Code
(Edition 2000)

BY repealing
Article 19 - Police Ordinances
Section(s) 71-1(f)
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

§ 40□ Definitions.

(a) In General.

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

(b) Board.

“Board” means the Environmental Control Board of Baltimore City.

(C) CODE ENFORCEMENT OFFICER.

“CODE ENFORCEMENT OFFICER” MEANS A CITY EMPLOYEE WHO:

- (1) IS IN A POSITION OF TRUST, AS DEFINED BY THE ADMINISTRATIVE MANUAL AM237-1; AND
- (2) HAS BEEN AUTHORIZED BY HIS OR HER AGENCY HEAD TO ISSUE ENVIRONMENTAL CITATIONS UNDER THIS SUBTITLE.

(D) [(c)] Director.

“Director” means the Executive Director of the Environmental Control Board of Baltimore City.

(E) [(d)] Environmental citation.

“Environmental citation” means a prepayable citation for violation of any provision of law or regulation under the jurisdiction of the Board.

(F) [(e)] Person.

“Person” means:

- (1) an individual;
- [(2) a receiver, trustee, guardian, personal representative, fiduciary, or representative of any kind; and]
- (2) [(3)] a partnership, firm, association, corporation, governmental agency, or other entity of any kind; AND
- (3) A RECEIVER, TRUSTEE, GUARDIAN, PERSONAL REPRESENTATIVE, FIDUCIARY, OR REPRESENTATIVE OF ANY KIND.

§ 407. Environmental citations.

(c) Service of citations.

An environmental citation must be:

- (1) issued by [a Sanitary Enforcement Officer or other City employee who has been authorized to act as a Special Enforcement Officer under Article 19, § 71 of the City Code] A CODE ENFORCEMENT OFFICER OR A BALTIMORE CITY POLICE OFFICER; and

. . . .

Article 19. Police Ordinances

Subtitle 71. Special Enforcement Officers

§ 71□ Appointment; duties.

[(f) Additional authority.]

[In addition to issuing prepayable criminal citations under § 712□ of this subtitle, Special Enforcement Officers may issue and serve civil administrative citations to appear before the Environmental Control Board under Article 1, Subtitle 40 {“Environmental Control Board”} of the City Code.]

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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