Introduced 4	1.	19	,
Public Hearing —	4]	27	19
Council Action —	57	<u>Lef F</u>	9
Executive Action	7	14	Ha
Effective Date —			1

County Council Of Howard County, Maryland

2019 Legislative Session	Legislative Day No	5
Bill No. 5 -20	19	
Din 170 20		
Introduced by: The Chairperson at the requ	est of the County Executive	
AN ACT adopting certain national codes as the Howard Co	ounty Property Maintenance Code	
for Rental Housing; adopting local amendments; ma	king certain technical corrections;	
and generally relating to the Howard County Prope	erty Maintenance Code for Rental	
Housing.		
Introduced and read first time	earing scheduled. Seldwark Feldmark, Administrator	_
Having been posted and notice of time & place of hearing & title of Bill having been place of hearing on 2, 2019.	published according to Charter, the Bill was read	
By order	Lessica Jeldmark Feldmark, Administrator	
This Bill was read the third time on Moy (2019 and Passed, Passed with By order	amendments, Failed Pessica Jeldwark Feldmark, Administrator	/
Sealed with the County Seal and presented to the County Executive for approval this a.m./p.m.	9th of Way, 2019 at 3	/
By order Jessiça	Jessica Jeldman Feldmark, Administrator	k
Approved/vetoed by the County Executive		
	Pall County Eventure	
Calvin	Ball, County Executive	

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; <u>Underlining</u> indicates material added by amendment.

1	Secti	on 1. Be I	lt Ena	icted by the County Council of Howard County, Maryland, that the
2	How	ard County	v Code	e is amended as follows:
3				
4	By re	pealing an	nd ree	nacting:
5		Title 3.	Build	lings.
6		Subtitle	7. P	roperty Maintenance Code for Rental Housing.
7		Section	3.700	. Howard County Property Maintenance Code for Rental Housing.
8				
9	By ar	nending:		
10		Title 14.	. Lice	enses, Inspections and Permits
11		Subtitle	9. Rei	ntal Housing Licenses
12		Section	14.90	0(f).
13				
14				Title 3. Buildings.
15		Sı	ıbtitle	e 7. Property Maintenance Code for Rental Housing.
16				
17	SECT	TION 3.700	. Hov	WARD COUNTY PROPERTY MAINTENANCE CODE FOR RENTAL
18	Hou	SING.		
19	(A)	ADOPTIO	ON OF	NATIONAL CODE. EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS
20		SECTION	I, THE	International Property Maintenance Code, 2018, as
21		PUBLISH	IED BY	THE INTERNATIONAL CODE COUNCIL IS HEREBY ADOPTED AS THE
22		Howar	d Cou	INTY PROPERTY MAINTENANCE CODE FOR RENTAL HOUSING.
23	(B)	LOCAL A	(MEND	MENTS. THE FOLLOWING AMENDMENTS MODIFY CERTAIN PROVISIONS
24		OF THE A	ADOPT	TED CODE.
25		(1)	IN GEN	NERAL.
26		((I)	As used in this subtitle, the term "this code" shall mean the
27				HOWARD COUNTY PROPERTY MAINTENANCE CODE FOR RENTAL
28				Housing.
29		((II)	AS USED IN THIS SECTION, THE TERM "CODE OFFICIAL" SHALL MEAN
30				THE DIRECTOR OF THE DEPARTMENT OF INSPECTIONS, LICENSES
31				AND PERMITS OR THE DIRECTOR'S AUTHORIZED DESIGNEE.

1		(III)	WHER	E THE NAM	ME OF THE JURISDICTION IS TO BE INDICATED IN ANY
2			SECTION	ON OF THIS	s code, insert "Howard County, Maryland".
3	(2)	SUBSI	ECTION .	101.1 тіті	LE.
4		DELE	TE THIS	SUBSECTION	ON AND SUBSTITUTE THE FOLLOWING:
5		101.1	TITLE. T	HESE REC	GULATIONS SHALL BE KNOWN AS THE HOWARD
6		Coun	TY PRO	PERTY MA	AINTENANCE CODE FOR RENTAL HOUSING,
7		HEREI	NAFTER	REFERRE	D TO AS "THIS CODE".
8	(3)	SUBSI	ECTION .	101.2 Sc	OPE.
9		DELE	TE THIS	SUBSECTION	ON AND SUBSTITUTE THE FOLLOWING:
10		101.2	SCOPE.		
11		(I)	THE S	COPE OF T	THIS CODE IS LIMITED TO EXISTING STRUCTURES IN
12			THE FO	OLLOWING	OCCUPANCIES AS DEFINED IN THE HOWARD
13			Coun	ty Build	ING CODE:
14			Α.	Institu	TIONAL, USE GROUP I-1; AND
15			В.	RESIDEN	NTIAL,
16				I. 1	USE GROUPS R-1, R-2, R-4; AND
17				II. I	USE GROUPS R-3 THAT ARE NOT OWNER-OCCUPIED,
18				(OCCUPIED BY THE OWNER'S IMMEDIATE FAMILY, OR
19				(OWNER-OCCUPIED WITH 2 OR MORE ROOMERS OR
20				I	BOARDERS.
21		(II)	THIS	CODE SHAI	LL NOT APPLY TO THE FOLLOWING EXISTING
22			OCCUI	PANCIES A	S DEFINED IN THE HOWARD COUNTY BUILDING
23			Code	:	
24			Α.	ASSEMB	BLY, ALL USE GROUPS;
25			В.	Busines	SS, USE GROUP B;
26			С.	EDUCAT	TIONAL, USE GROUP E;
27			D.	FACTOR	Y AND INDUSTRIAL USE GROUPS F-1 AND F-2;
28			Ε.	High H	AZARD, ALL USE GROUPS;
29			F.	Institu	TIONAL, USE GROUPS I-2, I-3, AND I-4;
30			G.	MERCA	NTILE, USE GROUP M; AND
31			н.	RESIDEN	NTIAL, USE GROUP R-3, IF THE DWELLING IS:

1		I. OWNER OCCUPIED;
2		II. OCCUPIED BY MEMBERS OF THE OWNER'S
3		IMMEDIATE FAMILY; OR
4		III. OWNER OCCUPIED HAVING NO MORE THAN ONE
5		ROOMER OR BOARDER.
6	(4)	Subsection 101.3 Intent.
7		DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
8		101.3 Intent. The purpose of actions taken by the jurisdiction
9		pursuant to this Code is purely governmental in nature and are
10		CONDUCTED SOLELY FOR THE PUBLIC BENEFIT. ACTIONS TAKEN PURSUANT
11		TO THIS CODE ARE NOT TO BE CONSTRUED AS PROVIDING ANY WARRANTY
12		OF CONDITION TO ANY PERSON.
13	(5)	Subsection 101.5 Licensing.
14		ADD NEW SUBSECTION 101.5 AFTER SUBSECTION 101.4 AS FOLLOWS:
15		$101.5\ \text{LICENSING}$. A STRUCTURE WITHIN THE SCOPE OF THIS CODE SHALL
16		NOT BE OCCUPIED UNLESS THE PROPERTY OWNER OBTAINS THE LICENSE
17		REQUIRED BY TITLE 14, SUBTITLE 9 OF THE HOWARD COUNTY CODE. THE
18		PROPERTY OWNER MAY BE SUBJECT TO PENALTIES AND FINES FOR
19		ILLEGALLY OCCUPYING A PROPERTY WITHOUT A RENTAL LICENSE.
20	(6)	Subsection 102.6 Historic Buildings.
21		DELETE THIS SUBSECTION.
22	(7)	Subsection 102.7 Referenced Codes And Standards.
23		(I) DELETE "CHAPTER 8" AND SUBSTITUTE "THE HOWARD COUNTY
24		Building Code as adopted in title 3, subtitle 1 of the
25		HOWARD COUNTY CODE, AS APPLICABLE,".
26		(II) AT THE END OF THIS SUBSECTION, INSERT THE FOLLOWING:
27		102.7.3 BUILDING. WHENEVER THE TERM "INTERNATIONAL
28		Building Code" is used in this code, it shall mean the
29		HOWARD COUNTY BUILDING CODE ADOPTED PURSUANT TO TITLE 3
30		SUBTITLE 1 OF THE HOWARD COUNTY CODE.

	102.7.4 ELECTRICAL. WHENEVER THE TERM "ICC ELECTRICAL
	Code" is used in this code, it shall mean the Howard
	County Electrical Code adopted pursuant to Title 3,
	SUBTITLE 2 OF THE HOWARD COUNTY CODE.
	102.7.5 FIRE PREVENTION. WHENEVER THE TERM "INTERNATIONAL
	Fire Code" is used in this code, it shall mean the Howard
	COUNTY FIRE PREVENTION CODE ADOPTED PURSUANT TO TITLE 17,
	SUBTITLE 1 OF THE HOWARD COUNTY CODE.
	102.7.6 PLUMBING AND GASFITTING. WHENEVER THE TERMS
	"International Plumbing Code" or "International Fuel Gas
	Code" are used in this code, they shall mean the Howard
	COUNTY PLUMBING AND GASFITTING CODE ADOPTED PURSUANT TO
	TITLE 3, SUBTITLE 3 OF THE HOWARD COUNTY CODE.
	102.7.7 MECHANICAL. WHENEVER THE TERM "INTERNATIONAL
	Mechanical Code" is used in this code, it shall mean the
	MECHANICAL CODE OF HOWARD COUNTY ADOPTED PURSUANT TO
	TITLE 3, SUBTITLE 1 OF THE HOWARD COUNTY CODE.
	102.7.8 ZONING. WHENEVER THE TERM "INTERNATIONAL ZONING
	Code" is used in this code, it shall mean the Howard
	County Zoning Regulations as adopted pursuant to Title
	16 of the Howard County Code.
(8)	SECTION 103 DEPARTMENT OF PROPERTY MAINTENANCE INSPECTION.
	Delete the name of this section and substitute "Department Of
	Inspections, Licenses and Permits".
(9)	Subsection 103.1 General.
	DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
	103.1 GENERAL. THE CODE OFFICIAL IS THE DIRECTOR OF THE
	DEPARTMENT OF INSPECTIONS, LICENSES AND PERMITS OR THE DIRECTOR'S
	AUTHORIZED DESIGNEE.
(10)	Subsection 103.2 Appointment.
	DELETE THIS SUBSECTION.
	(9)

1	(11)	Subsection 103.3 Deputies.
2		DELETE THIS SUBSECTION.
3	(12)	Subsection 103.4 Liability.
4		DELETE THIS SUBSECTION.
5	(13)	SUBSECTION 103.5 FEES.
6		DELETE THIS SUBSECTION.
7	(14)	SUBSECTION 104.3 RIGHT OF ENTRY.
8		DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
9		104.3 RIGHT OF ENTRY. THE SUBJECT TO TITLE 14, SUBTITLE 9 AND TITLE
10		17, Subtitle 10 of the Howard County Code, the code official is
11		AUTHORIZED TO ENTER A DWELLING UNIT, PROPERTY, OR PREMISES AT
12		REASONABLE TIMES SOLELY FOR THE PURPOSE OF INSPECTING FOR
13		COMPLIANCE WITH THIS CODE. IF ENTRY IS REFUSED, THE CODE OFFICIAL
14		MAY SEEK A COURT ORDER TO PERMIT ENTRY AND FREE ACCESS TO THE
15		DWELLING UNIT, PROPERTY, OR PREMISES.
16	(15)	SUBSECTION 104.3.1 OCCUPANT OR TENANT TO GIVE ACCESS.
17		ADD NEW SUBSECTION 104.3.1 AFTER SUBSECTION 104.3 AS FOLLOWS:
18		104.3.1 Occupant or Tenant to Give Access. An Subject to Title 14,
19		SUBTITLE 9 AND TITLE 17, SUBTITLE 10 OF THE HOWARD COUNTY CODE,
20		AN OCCUPANT OR TENANT OF A DWELLING UNIT, PROPERTY, OR PREMISES
21		SHALL GIVE ACCESS TO ANY PART OF THE DWELLING UNIT, PROPERTY, OR
22		PREMISES FOR THE PURPOSE OF MAKING INSPECTIONS, MAINTENANCE,
23		REPAIRS, OR ALTERATIONS AS ARE NECESSARY TO COMPLY WITH THIS CODE.
24		ACCESS MUST BE PROVIDED DURING NORMAL BUSINESS HOURS OR AT A
25		TIME THAT HAS BEEN MUTUALLY AGREED UPON BY BOTH THE LANDLORD
26		AND THE TENANT.
27	(16)	Subsection 104.3.2 Property Owner Right of Entry.
28		ADD NEW SUBSECTION 104.3.2 AFTER NEW SUBSECTION 104.3.1 AS
29		FOLLOWS:
30		104.3.2 Property Owner Right of Entry. The Subject to Title 14,
31		SUBTITLE 9 AND TITLE 17, SUBTITLE 10 OF THE HOWARD COUNTY CODE,

1		THE PROPERTY OWNER SHALL GIVE THE TENANT OR OCCUPANT AT LEAST
2		24-HOURS WRITTEN OR VERBAL NOTICE PRIOR TO ENTRY FOR REPAIRS.
3		EXCEPTION: EMERGENCY SITUATIONS.
4	(17)	SUBSECTION 106.1 UNLAWFUL ACTS.
5		DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
6		106.1 Unlawful Acts. An owner, occupant, or tenant shall not
7		ERECT, CONSTRUCT, ALTER, EXTEND, REPAIR, REMOVE, DEMOLISH,
8		MAINTAIN, FAIL TO MAINTAIN, PROVIDE, FAIL TO PROVIDE, OCCUPY, PERMIT
9		ANOTHER PERSON TO OCCUPY ANY PREMISES, PROPERTY, DWELLING UNIT,
10		OR EQUIPMENT REGULATED BY THIS CODE, OR CAUSE THE SAME TO BE DONE
11		IN VIOLATION OF ANY OF THE PROVISIONS OF THIS CODE; FAIL TO OBEY A
12		LAWFUL ORDER OF THE CODE OFFICIAL; OR REMOVE OR DEFACE A PLACARD
13		OR NOTICE POSTED UNDER A PROVISION OF THIS CODE.
14	(18)	Subsection 106.3 Prosecution of Violation.
15		Delete this subsection, rename, and substitute the following:
16		106.3 Enforcement and Penalties. A person who violates a
17		PROVISION OF THIS CODE IS GUILTY OF A MISDEMEANOR AND, UPON
18		CONVICTION, IS SUBJECT TO A FINE, NOT EXCEEDING \$1,000, OR
19		imprisonment, not exceeding 30 days, or both. Alternatively, and
20		IN ADDITION TO AND CONCURRENT WITH ALL OTHER REMEDIES AT LAW OR
21		AT EQUITY, THE DEPARTMENT OF INSPECTIONS, LICENSES AND PERMITS
22		MAY ENFORCE THIS CODE WITH CIVIL PENALTIES AS PROVIDED IN TITLE 24
23		"CIVIL PENALTIES" OF THE HOWARD COUNTY CODE. A VIOLATION OF THIS
24		SUBTITLE IS A CLASS B OFFENSE. EACH DAY THAT A VIOLATION CONTINUES
25		IS A SEPARATE OFFENSE.
26	(19)	SUBSECTION 106.4 VIOLATION PENALTIES.
27		Delete this subsection, rename, and substitute the following:
28		106.4 REVOCATION. THE DIRECTOR OF THE DEPARTMENT OF INSPECTIONS,
29		Licenses and Permits may suspend, revoke, or refuse to renew a
30		RENTAL HOUSING LICENSE IF THE CODE OFFICIAL FINDS THAT AN OWNER OF
31		A PROPERTY HAS VIOLATED A PROVISION OF THIS CODE, THIS TITLE, OR

1		REGU	ILATIONS THAT IMPLEMENT THIS TITLE IN CONNECTION WITH THE
2		CONS	TRUCTION, MAINTENANCE, ALTERATION, OR REPAIR OF A PREMISES,
3		PROP	erty, dwelling unit, equipment, or land within Howard
4		Cour	NTY. THE DIRECTOR MAY REVOKE A RENTAL HOUSING LICENSE IF IT IS
5		DISCO	OVERED THAT THE OWNER OR APPLICANT MISREPRESENTED
6		THEM	ISELVES OR FALSIFIED RECORDS RELATING TO THE LICENSE. AND/OR
7		HAS E	BEEN ISSUED MULTIPLE NOTICES OF VIOLATIONS AND/OR CITATIONS.
8	(20)	SUBS	ECTION 106.5 ABATEMENT OF VIOLATION.
9		DELE	TE THIS SUBSECTION.
10	(21)	SUBS	ECTION 107.2 FORM.
11		(I)	Item 4, after " <i>dwelling unit</i> or" delete "structure" and
12			SUBSTITUTE "PREMISES".
13		(II)	Delete items 5 and 6.
14	(22)	SUBS	ECTION 107.5. PENALTIES.
15		DELE	te "106.4" and substitute "106.3".
16	(23)	SUBS	ECTION 108.1.5 DANGEROUS STRUCTURE OR PREMISES.
17		DELE	те ітем 11.
18	(24)	SUBS	ECTION 108.2 CLOSING OF VACANT STRUCTURES.
19		(I)	In the title delete "Closing of" and substitute "Securing".
20		(II)	In the first and second sentence, delete "close up" and
21			SUBSTITUTE "SECURE AGAINST CASUAL ENTRY".
22		(III)	In the second sentence, delete "closed and".
23		(IV)	In the second sentence, after "private persons", insert a
24			PERIOD AND DELETE THE REMAINDER OF THIS SECTION;
25		(V)	AFTER "PERSONS." INSERT "THE OWNER IS RESPONSIBLE FOR
26			REIMBURSING THE COUNTY FOR THE COST OF NECESSARY REPAIRS.
27			THE DIRECTOR OF FINANCE SHALL BILL THE OWNER FOR THE COST
28			OF THE WORK. THE OWNER SHALL PAY THE BILL FOR THE WORK
29			WITHIN 30 DAYS OF BILLING. IF THE OWNER DOES NOT PAY THE BILL
30			WITHIN 30 DAYS, THE CODE OFFICIAL MAY SEEK A COURT ORDER

1		REQUIRING THE OWNER TO REIMBURSE THE COUNTY FOR THE COST
2		OF REPAIRS."
3		(VI) DELETE SUBSECTION 108.2.1.
4	(25)	Subsection 108.4 Placarding.
5		In the first sentence, delete "bearing" through the end of the
6		SENTENCE AND SUBSTITUTE THE FOLLOWING:
7		BEARING THE PHRASE "UNLICENSED PREMISES, UNLAWFUL TO OCCUPY ANY
8		CURRENTLY VACANT DWELLING UNIT IN THESE PREMISES OR ANY DWELLING
9		UNIT BECOMING VACANT UNTIL A RENTAL HOUSING LICENSE HAS BEEN
10		OBTAINED.".
11	(26)	Subsection 109.4 Emergency Repairs.
12		ADD THE FOLLOWING TO THE END OF THIS SUBSECTION:
13		The owner is responsible for reimbursing the County for the cost
14		of necessary repairs. The Director of Finance shall bill the
15		OWNER FOR THE COST OF THE WORK. THE OWNER SHALL PAY THE BILL FOR
16		The work within 30 days of billing. If the owner does not pay the
17		bill within 30 days, the code official may seek a court order
18		REQUIRING THE OWNER TO REIMBURSE THE COUNTY FOR THE COST OF
19		REPAIRS.
20	(27)	SUBSECTION 109.5 COSTS OF EMERGENCY REPAIRS.
21		DELETE THIS SUBSECTION.
22	(28)	Subsection 109.6 Hearing.
23		DELETE THE SECOND SENTENCE AND SUBSTITUTE THE FOLLOWING:
24		${ m A}$ person may appeal an order to take emergency measures to a
25		HEARING EXAMINER OF THE HOWARD COUNTY BOARD OF APPEALS IN
26		ACCORDANCE WITH THE RULES OF PROCEDURE SET FORTH IN TITLE 16,
27		SUBTITLE 3 OF THE HOWARD COUNTY CODE.
28	(29)	SUBSECTION 110.3 FAILURE TO COMPLY.
29		(I) AFTER "PRIVATE PERSONS":
30		A. DELETE THE COMMA AND INSERT A PERIOD; AND
31		B. DELETE THE REMAINDER OF THE SECTION AFTER "PERSONS."

1		(II)	AFTER "PERSONS." INSERT THE FOLLOWING:
2			"The owner is responsible for reimbursing the County for
3			THE COST OF NECESSARY REPAIRS. THE DIRECTOR OF FINANCE
4			SHALL BILL THE OWNER FOR THE COST OF THE WORK. THE OWNER
5			shall pay the bill for the work within $30\mathrm{days}$ of billing. If
6			The owner does not pay the bill within $30\mathrm{days}$, the code
7			OFFICIAL MAY SEEK A COURT ORDER REQUIRING THE OWNER TO
8			REIMBURSE THE COUNTY FOR THE COST OF REPAIRS."
9	(30)	SECT	TION 111 MEANS OF APPEAL.
10		DELE	TE THIS SECTION IN ITS ENTIRETY.
11	(31)	SECT	TION 112 STOP WORK ORDER.
12		DELE	ETE THIS SECTION IN ITS ENTIRETY.
13	(32)	SECT	TION 202 GENERAL DEFINITIONS.
14		(I)	Delete the definition for "dwelling unit" and substitute
15			THE FOLLOWING:
16			[BG] DWELLING UNIT. A BUILDING, STRUCTURE, OR ANY PORTION
17			OF A BUILDING OR STRUCTURE THAT CONTAINS A SINGLE UNIT
18			PROVIDING INDEPENDENT LIVING FACILITIES FOR ONE OR MORE
19			PERSONS, INCLUDING PERMANENT PROVISIONS FOR LIVING, EATING,
20			COOKING, SANITATION OR SLEEPING. A DWELLING UNIT SHALL
21			INCLUDE, WITHOUT LIMITATION, A MULTI-FAMILY HOUSE, SINGLE-
22			FAMILY HOUSE, APARTMENT, APARTMENT HOUSE, BOARDING HOUSE,
23			ROOMING HOUSE, DORMITORY, ROOMING UNIT, EFFICIENCY UNIT,
24			HOTEL, MOTEL, OR A MULTI-FAMILY DWELLING OWNED BY A SINGLE
25			OWNER.
26		(II)	Delete the definition for "owner" and substitute the
27			FOLLOWING:
28			[A] OWNER. A PERSON, AGENT, OPERATOR, FIRM, OR CORPORATION
29			HAVING A LEGAL OR EQUITABLE INTEREST IN THE DWELLING UNIT;
30			HOLDING RECORDED TITLE IN THE OFFICIAL RECORDS OF THE STATE,
31			COUNTY, OR MUNICIPALITY: OR JOINTLY OR SEVERALLY HAVING

1		C	ONTROL OF THE PROPERTY, INCLUDING, WITHOUT LIMITATION, AN
2		E	XECUTOR, ADMINISTRATOR, TRUSTEE, RECEIVER, GUARDIAN, OR
3		О	THER REPRESENTATIVE APPOINTED ACCORDING TO LAW, AND THE
4		S	ENIOR OFFICER, DIRECTOR, OR TRUSTEE OF THE ASSOCIATION OF
5		U	NIT OWNERS OF A CONDOMINIUM.
6		(III) A	DD THE FOLLOWING ALPHABETICALLY WITHIN THIS SECTION:
7		A	Normal business hours. 9:00 a.m. to 5:00 p.m.
8		В	. Sanitary condition. Promoting health and
9			HEALTHFUL LIVING CONDITIONS BY THE ELIMINATION OF
10			DIRT, FECES, URINE, GARBAGE AND RUBBISH.
11	(33)	SUBSECT	TON 302.4 WEEDS.
12		Insert"	12 inches" where indicated.
13	(34)	SUBSECT	TION 302.4.1 BUSHES AND SHRUBS.
14		ADD NEV	subsection 302.4.1 after subsection 302.4 as follows:
15		302.4.1 E	Bushes and Shrubs. Bushes and/or shrubs shall not block
16		OR INTER	fere with ingress or egress. Foliage may not exceed 6
17		INCHES A	BOVE ANY WINDOW SILL OR BE LOCATED WITHIN 12 INCHES OF
18		ANY EXT	ERIOR WINDOW FACE.
19	(35)	SUBSECT	TION 302.4.2 TREES AND BRANCHES.
20		ADD NEW	subsection 302.4.2 after new subsection 302.4.1 as
21		FOLLOWS	3:
22		302.4.2 Т	Trees and Branches. If, in the opinion of the code official,
23		DEAD OR	DISEASED TREES AND BRANCHES PRESENT A HAZARD TO PERSONS
24		OR PROPE	ERTY, THOSE TREES AND/OR BRANCHES SHALL BE REMOVED.
25	(36)	SUBSECT	TION 302.5 RODENT HARBORAGE.
26		In the se	COND SENTENCE, DELETE "EXTERMINATED" AND SUBSTITUTE
27		"ELIMINA	TED".
28	(37)	SUBSECT	TION 304.3.1 PREMISES IDENTIFICATION FOR APARTMENTS AND
29		Condo U	INITS.
30		ADD NEW	SUBSECTION 304.3.1 AFTER SECTION 304.3 AS FOLLOWS:

1		304.3	.1 PREMISES IDENTIFICATION FOR APARTMENTS AND CONDO UNITS.
2		Cond	O AND APARTMENT UNITS SHALL HAVE UNIT NUMBERS POSTED ON
3		EXTE	RIOR DOORS TO UNIT.
4	(38)	SUBS	ECTION 304.14 INSECT SCREENS.
5		DELE	ге "during the PERIOD from [date] to [date],".
6	(39)	SUBS	ECTION 305.1.1 UNSAFE CONDITIONS.
7		DELE	TE THIS SECTION IN ITS ENTIRETY.
8	(40)	SUBS	ECTION 305.3.1 LEAD-BASED PAINT.
9		ADD	NEW SUBSECTION 305.3.1 AFTER SUBSECTION 305.3 AS FOLLOWS:
10		305.3	.1. Lead-Based Paint. The owner of a dwelling unit shall
11		COMP	LY WITH REQUIREMENTS OF THE $f M$ ARYLAND $f D$ EPARTMENT OF THE
12		Envii	RONMENT FOR LEAD-BASED PAINT AND SHALL PROVIDE THE REQUIRED
13		DISCL	OSURES IN ACCORDANCE WITH STATE LAW. A COPY OF THE MDE
14		LEAD	CERTIFICATION MUST BE PROVIDED TO THE LOCAL JURISDICTION.
15	(41)	SUBS	ECTION 307.1 GENERAL.
16		In th	e first sentence, delete "more than four risers" and
17		SUBST	TITUTE "FOUR OR MORE RISERS".
18	(42)	SUBS	ECTION 308.2.1 RUBBISH STORAGE FACILITIES.
19		(I)	DELETE THE TITLE OF THIS SECTION AND SUBSTITUTE "RUBBISH AND
20			RECYCLING STORAGE FACILITIES".
21		(II)	AT THE END OF THIS SUBSECTION, AFTER "RUBBISH." INSERT:
22			EXCEPTION: THE OCCUPANT OF A ONE-FAMILY DWELLING SHALL BE
23			RESPONSIBLE FOR THE SAFE AND SANITARY STORAGE AND REMOVAL
24			OF ALL RUBBISH AND RECYCLABLES.
25	(43)	SUBS	ECTION 308.3.1 GARBAGE FACILITIES.
26		Add '	THE FOLLOWING AT THE END OF THIS SUBSECTION:
27		Exce	PTION: THE OCCUPANT OF A ONE-FAMILY DWELLING SHALL BE
28		RESPO	ONSIBLE FOR THE SAFE AND SANITARY STORAGE AND REMOVAL OF ALL
29		GARB	AGE.
30	(44)	CIDO	ECTION 300 1 INFESTATION

1		(I)	IN THE FIRST SENTENCE DELETE "INSECT" AND SUBSTITUTE "INSECT,
2			VERMIN,".
3		(11)	In the second sentence:
4			A. DELETE "INSECTS" AND SUBSTITUTE "INSECTS, VERMIN,";
5			AND
6			B. DELETE "EXTERMINATED BY APPROVED PROCESSES" AND
7			SUBSTITUTE "ELIMINATED BY A PROCESS APPROVED BY THE
8			DEPARTMENT OF INSPECTIONS, LICENSES AND PERMITS".
9	(45)	SUBS	ECTION 309.1.1 WILDLIFE AND PROTECTED SPECIES.
10		Add	new subsection 309.1.1 after subsection 309.1 as follows:
11		SUBS	ection 309.1.1 Wildlife and Protected Species. Wildlife shall
12		ВЕ НА	NDLED IN ACCORDANCE WITH STATE AND FEDERAL GUIDELINES.
13	(46)	SUBS	ECTION 309.1.2 OCCUPANT RESPONSIBILITY.
14		Addi	new subsection 309.1.2 after new subsection 309.1.1 as
15		FOLL	ows:
16		SUBS	ECTION 309.1.2 OCCUPANT RESPONSIBILITY. THE OCCUPANT SHALL
17		PREPA	ARE THEIR DWELLING UNIT FOR PEST CONTROL TREATMENT AS
18		NECE	SSARY.
19	(47)	SUBS	ECTION 309.2 OWNER.
20		DELE	TE "PRIOR TO RENTING OR LEASING THE STRUCTURE".
21	(48)	SUBS	ECTION 309.3 SINGLE OCCUPANT.
22		DELE	TE THIS SUBSECTION.
23	(49)	SUBS	ECTION 309.4 MULTIPLE OCCUPANCY.
24		DELE	TE THIS SUBSECTION.
25	(50)	SUBS	ECTION 309.5 OCCUPANT.
26		DELE	TE THIS SUBSECTION.
27	(51)	SUBS	ECTION 403.5 CLOTHES DRYER EXHAUST.
28		AT TH	HE END OF THE PARAGRAPH, AFTER "INSTRUCTIONS" ADD "AND LOCAL
29		ADOP	TED MECHANICAL CODES".
30	(52)	SUBS	ECTION 403.5.1 DRYER VENTING TRANSITION DUCTS.
31		App	NEW SUBSECTION 403.5.1 AFTER SUBSECTION 403.5 AS FOLLOWS:

1		403.5.1 DRYER VENTING TRANSITION DUCTS. TRANSITION DUCTS USED TO
2		CONNECT THE DRYER TO THE EXHAUST DUCT SYSTEM SHALL BE A SINGLE
3		LENGTH THAT IS LISTED AND LABELED IN ACCORDANCE WITH UL 2158 a.
4		Transition ducts shall be a maximum of 8 feet (2438 mm) in length
5		AND SHALL NOT BE CONCEALED WITHIN CONSTRUCTION.
6	(53)	SUBSECTION 404.1 PRIVACY.
7		At the beginning of the sentence, delete "Dwelling units" and
8		SUBSTITUTE "SLEEPING ROOMS WITHIN DWELLING UNITS".
9	(54)	Subsection 404.8 Location of Food Preparation Equipment.
10		ADD NEW SUBSECTION 404.8 AFTER SUBSECTION 404.7 AS FOLLOWS:
11		404.8 Location of Food Preparation Equipment. A person shall
12		NOT USE PORTABLE COOKING EQUIPMENT INCLUDING, BUT NOT LIMITED TO,
13		A BARBEQUE, CHARCOAL OR PROPANE GRILL, OR STOVE INSIDE OR WITHIN
14		15 feet of a multifamily dwelling.
15	(55)	SUBSECTION 503.4 FLOOR SURFACE.
16		Delete "In other than dwelling units, every" and substitute
17		"Every".
18	(56)	Subsection 505.2.1 Water Potability.
19		ADD NEW SUBSECTION 505.2.1 AFTER SUBSECTION 505.2 AS FOLLOWS:
20		505.2.1 Water Potability: In order to become licensed or renew a
21		LICENSE, OWNERS OF PROPERTIES ON PRIVATE WATER SYSTEMS MUST
22		PROVIDE THE CODE OFFICIAL WITH A LEGIBLE COPY OF A PASSING WELL
23		POTABILITY TEST THAT IS NO MORE THAN 4 YEARS OLD. RESULTS MUST BE
24		IN CONFORMANCE WITH EXISTING COMAR (CODE OF MARYLAND
25		REGULATIONS) STANDARDS.
26	(57)	Subsection 505.3 Supply.
27		AT THE END OF THE SENTENCE, DELETE "DEFECTS AND LEAKS" AND
28		SUBSTITUTE "CONTAMINATION, DEFECTS, AND LEAKS."
29	(58)	Subsection 505.4 Water Heating Facilities.
30		In the first sentence, delete "an adequate amount" and substitute
31		"A 20 MINUTE SUPPLY".

1	(59)(58)SUBSECTION 506.4 SEWAGE BACKUP.
2	ADD NEW SUBSECTION 506.4 AFTER SUBSECTION 506.3 AS FOLLOWS:
3	506.4 Sewage Backup. In the event of a sewage backup, the owner
4	SHALL BE REQUIRED TO IMMEDIATELY RESTORE THE PREMISES TO A CLEAN
5	AND SANITARY CONDITION BY A PROCESS APPROVED BY THE DEPARTMENT
6	OF INSPECTIONS, LICENSES AND PERMITS.
7	(60)(59)Subsection 602.2 Residential Occupancies.
8	DELETE THE SUBSECTION AND REPLACE WITH THE FOLLOWING:
9	602.2 Residential Occupancies. Dwellings shall be provided with
10	HEATING FACILITIES THAT ARE CONTINUOUSLY MAINTAINED, IN GOOD
11	WORKING ORDER, AND CAPABLE OF MAINTAINING A ROOM TEMPERATURE
12	of 68 degrees f (20 degrees c) in all habitable rooms, bathrooms,
13	AND TOILET ROOMS BASED ON THE WINTER OUTDOOR DESIGN TEMPERATURE
14	FOR THE LOCALITY. COOKING APPLIANCES SHALL NOT BE USED, NOR
15	SHALL PORTABLE UNVENTED FUEL-BURNING SPACE HEATERS USED, AS A
16	MEANS TO PROVIDE HEATING TO MEET THE REQUIREMENTS OF THE SECTION.
17	EXCEPTION: IN AREAS WHERE THE AVERAGE MONTHLY TEMPERATURE IS
18	above 30 degrees f (-1 c), a minimum temperature of 65 degrees f
19	(18 degrees c) shall be maintained.
20	(61)(60)SUBSECTION 602.3 HEAT SUPPLY.
21	(I) IN THE FIRST SENTENCE, DELETE "[DATE] TO [DATE]" AND
22	SUBSTITUTE "OCTOBER 1 TO MAY 1"; AND
23	(II) IN EXCEPTION #1, DELETE THE SECOND SENTENCE.
24	(62)(61)Subsection 602.4 Occupiable Work Spaces.
25	Delete "[date] to [date]" and substitute "October 1 to May 1".
26	(63)(62)Subsection 603.2 Removal of Combustion Products.
27	ADD THE FOLLOWING AS THE SECOND EXCEPTION TO THIS SUBSECTION:
28	Exception number 2: Portable unvented kerosene heaters are not
29	PERMITTED.
30	(64)(63)Subsection 604.4 Electrical Panel Clearances.
31	ADD NEW SUBSECTION 604 4 AFTER SUBSECTION 604 3 2.1 AS FOLLOWS:

1	604.4 ELECTRICAL PANEL CLEARANCES. A WORKING SPACE OF NOT LESS
2	Than 30 inches (762 mm) in width, 36 inches (914 mm) in depth and 78
3	INCHES (1981 MM) IN HEIGHT SHALL BE PROVIDED IN FRONT OF THE
4	ELECTRICAL SERVICE EQUIPMENT. WHERE THE ELECTRICAL SERVICE
5	EQUIPMENT IS WIDER THAN 30 INCHES (762 MM), THE WORKING SPACE
6	SHALL NOT BE LESS THAN THE WIDTH OF THE EQUIPMENT. NO STORAGE OF
7	ANY MATERIALS SHALL BE LOCATED WITHIN THE DESIGNATED WORKING
8	SPACE. MATERIALS SHALL NOT BE STORED IN A MANNER THAT OBSTRUCTS
9	THE ELECTRICAL PANEL OR OTHERWISE CREATES A HAZARD. A CLEAR
10	UNOBSTRUCTED PATH TO THE ELECTRICAL PANEL MUST BE MAINTAINED.
11	(65)(64)Subsection 605.2.1 Painted Receptacles.
12	add new subsection $605.2.1$ after subsection 605.2 as follows:
13	605.2.1 Painted Receptacles. Painted electrical receptacles
14	(OUTLETS) CANNOT BE CLEANED AND MUST BE REPLACED.
15	(66)(65)Subsection 605.3 luminaires.
16	After "Every" insert "exterior exit,".
17	(67)(66)SUBSECTION 607.1 GENERAL.
18	AFTER "MAINTAINED", INSERT "IN GOOD CONDITION".
19	(68)(67)Subsection 701.3 Testing and Maintenance.
20	Add new subsection 701.3 after subsection 701.2 as follows:
21	701.3 Testing and Maintenance. Sprinkler systems shall be
22	inspected at least annually by a M aryland state licensed
23	SPRINKLER CONTRACTOR. FIRE ALARM SYSTEMS SHALL BE INSPECTED AT
24	LEAST ANNUALLY BY AN APPROVED COMPANY OR INDIVIDUAL. INSPECTION
25	REPORTS AND DEFICIENCY CORRECTION REPORTS MUST BE PROVIDED
26	ANNUALLY TO THE CODE OFFICIAL.
27	(69)(68)SUBSECTION 702.1.1 EMERGENCY PLANNING.
28	Add new subsection $702.1.1$ after subsection 702.1 as follows:
29	702.1.1 Emergency Planning. The administration of every
30	RESIDENTIAL CARE FACILITY OR ASSISTED LIVING FACILITY SHALL HAVE A
31	PLAN IN EFFECT TO PROTECT INDIVIDUALS IN THE EVENT OF A FIRE. THE

1	PLAN SHALL BE IN WRITING AND SHALL BE AVAILABLE TO ALL SUPERVISORY
2	PERSONNEL. THE PLAN SHALL BE AMENDED TO ENSURE THE SAFETY OF ALL
3	RESIDENTS AND SHALL BE AMENDED OR REVISED AS THE RESIDENTS OR
4	THEIR NEEDS CHANGE. STAFF SHALL BE INSTRUCTED OF THEIR DUTIES AND
5	RESPONSIBILITIES UNDER THE PLAN AND A RECORD OF SUCH INSTRUCTIONS
6	SHALL BE MAINTAINED. A COPY OF THE PLAN SHALL BE READILY
7	AVAILABLE AT ALL TIMES WITHIN THE FACILITY.
8	(70)(69)Subsection 702.5 Arrangement.
9	ADD NEW SUBSECTION 702.5 AFTER SUBSECTION 702.4 AS FOLLOWS:
10	702.5 Arrangement. The required path or travel from any room
11	SHALL NOT BE THROUGH ANOTHER ROOM THAT IS NOT UNDER THE
12	IMMEDIATE CONTROL OF THE OCCUPANT OF THE FIRST ROOM OR THROUGH A
13	BATHROOM OR OTHER SPACE SUBJECT TO LOCKING.
14	(71)(70)SUBSECTION 704.2.3. TAMPERING.
15	ADD NEW SUBSECTION 704.2.3 AFTER SUBSECTION 704.2.2 AS FOLLOWS:
16	704.2.3. Tampering. Any tenant or occupant tampering or
17	INTERFERING WITH THE EFFECTIVENESS OF A SMOKE DETECTOR IS IN
18	VIOLATION OF THIS CODE.
19	(72)(71)Subsection 704.6.1 where required.
20	Delete exception #2 and renumber exception #3 to be exception #2.
21	(73)(72)SUBSECTION 704.8 SPRINKLERS.
22	ADD NEW SUBSECTION 704.8 AFTER SUBSECTION 704.7 AS FOLLOWS:
23	704.7 Sprinklers. Sprinklers shall be clean and free from
24	CORROSION, PAINT, AND DAMAGE. KITCHEN SUPPLIES OR STORAGE STOCK
25	SHALL BE AT LEAST 18 INCHES BELOW SPRINKLER DEFLECTORS.
26	(74) (73) Section 706 Storage of Hazardous Materials.
27	Add new section 706 after section 705 as follows:
28	706 Storage of Hazardous Materials.
29	706.1 HAZARDOUS MATERIALS. UNLESS STORAGE COMPLIES WITH THE
30	APPLICABLE REQUIREMENTS OF THE HOWARD COUNTY BUILDING CODE

1	AND THE HOWARD COUNTY FIRE PREVENTION CODE, A PERSON SHALL NO	T
2	STORE OR ACCUMULATE:	
3	(I) COMBUSTIBLE, FLAMMABLE, EXPLOSIVE, OR OTHER HAZARDOUS	
4	MATERIALS, SUCH AS PAINTS, VOLATILE OILS, OR CLEANING FLUIDS	3;
5	OR	
6	(II) COMBUSTIBLE RUBBISH, SUCH AS WASTEPAPER, BOXES AND RAGS.	
7	706.2 Storage of Vehicles that Contain Hazardous Materials.	N
8	A COMMON AREA OF A MULTI-FAMILY DWELLING OWNED BY ONE PERSON,	
9	PATIO, BALCONY, HALLWAY, OR STAIRWELL OF A STRUCTURE OR PREMISES	3,
10	A PERSON SHALL NOT STORE OR ACCUMULATE A MOTORCYCLE, MOPED,	
11	GASOLINE-POWERED LAWNMOWER, OR OTHER SIMILAR EQUIPMENT THAT	
12	MAY CONTAIN A HAZARDOUS MATERIAL INCLUDING, WITHOUT LIMITATION	₹,
13	GASOLINE.	
14	706.3 Storage of Items and Equipment in Multi-Family Dwelling	ß,
15	HOTELS/MOTELS. ALL AREAS OF EGRESS, COMMON TRAVEL AND REFUGE	
16	SHALL BE FREE OF STORAGE, FURNISHINGS, DECORATIONS AND/OR	
17	OBSTRUCTIONS.	
18	706.4 Storage in Sprinkler Equipment Rooms. Sprinkler	
19	EQUIPMENT ROOMS MAY NOT BE USED AS STORAGE ROOMS.	
20	706.5 Storage and Use of Open Flame/Fuel Fired Equipment. A	
21	PERSON SHALL NOT USE OR STORE OPEN FLAME/FUEL FIRED EQUIPMENT	
22	inside or within 15 feet of a multi-family dwelling.	
23	(75) (74) Delete Appendix A, Boarding Standard, in its entirety.	
24		
25	Title 14. Licenses, inspections and permits.	
26	Subtitle 9. Rental housing license.	
27		
28	Section 14.900. Definitions.	
29	In this subtitle the following terms have the meanings indicated.	

- 1 (f) "Howard County Property Maintenance Code for Rental Housing" means the
- 2 International Property Maintenance Code, [[2006]] 2018 Edition, as adopted in Title 3,
- 3 Subtitle 7 of the Howard County Code.

4

- 5 Section 2. And Be It Further Enacted by the County Council of Howard County,
- 6 Maryland, that this Act shall become effective 61 days after its enactment.

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on
7V ay 19 , 2019.
Lissica Feldmark
Jessica Feldmark, Administrator to the County Council
BY THE COUNCIL
This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the
objections of the Executive, stands enacted on, 2019.
Jessica Feldmark, Administrator to the County Council
BY THE COUNCIL
This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its
presentation, stands enacted on, 2019.
Jessica Feldmark, Administrator to the County Council
BY THE COUNCIL
BY THE GOOTHOLE
This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of
consideration on, 2019.
Jessica Feldmark, Administrator to the County Council
BY THE COUNCIL
DI THE COUNCIL
This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the
Council stands failed on, 2019.
Jessica Feldmark, Administrator to the County Council
BY THE COUNCIL
DI THE COONCIL
This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn
from further consideration on
Jessica Feldmark, Administrator to the County Council