

County Council Of Howard County, Maryland

2020 Legislative Session

Legislative Day No. 12

Resolution No. 138 -2020

Introduced by: The Chairperson at the request of the County Executive

A RESOLUTION approving a fine for parking in a bike lane.


Introduced and read first time September 8, 2020.

By order


Diane Schwartz Jones, Administrator

Read for a second time at a public hearing on September 21, 2020.

By order


Diane Schwartz Jones, Administrator

This Resolution was read the third time and was Adopted , Adopted with amendments , Failed , Withdrawn , by the County Council
on October 5, 2020.

Certified By


Diane Schwartz Jones, Administrator

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; Underlining indicates material added by amendment

1 **WHEREAS**, Section 21.202 of the Howard County Code requires that the County
2 Council adopt a schedule of fines for violations of county parking laws; and

3
4 **WHEREAS**, Council Bill No. 49-2020 amends section 21.221 of the County Code to
5 prohibit stopping, standing or parking in a bike lane; and

6
7 **WHEREAS**, the County Executive has proposed a fine for stopping, standing or parking
8 in a bike lane in violation of the County Code.

9
10 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
11 Maryland this 5th day of October, 2020, that the fine for stopping, standing or
12 parking in a bike lane in violation of Section 21.221(a)(20) of the County Code is \$33.

13
14 **BE IT FURTHER RESOLVED** that the fine established by this Resolution shall be
15 effective when Council Bill No. 49-2020 is effective and shall continue in effect until changed or
16 repealed by subsequent resolution of the County Council.

Amendment 1 to Council Resolution No. 138-2020

BY: The Chairperson at the request
of the County Executive

Legislative Day 14
Date: October 5, 2020

Amendment No. 1

(This amendment inserts a bill number.)

- 1 On page 1, in lines 4 and 15, in each instance, in the blank, insert "49".

ADOPTED October 5, 2020
~~FAILED~~
SIGNATURE Diane A. Jones

County Council Of Howard County, Maryland

2020 Legislative Session

Legislative Day No. 12

Resolution No. 138 -2020

Introduced by: The Chairperson at the request of the County Executive

A RESOLUTION approving a fine for parking in a bike lane.

Introduced and read first time _____, 2020.

By order _____
Diane Schwartz Jones, Administrator

Read for a second time at a public hearing on _____, 2020.

By order _____
Diane Schwartz Jones, Administrator

This Resolution was read the third time and was Adopted ____, Adopted with amendments ____, Failed ____, Withdrawn ____, by the County Council
on _____, 2020.

Certified By _____
Diane Schwartz Jones, Administrator

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; Underlining indicates material added by amendment

1 **WHEREAS**, Section 21.202 of the Howard County Code requires that the County
2 Council adopt a schedule of fines for violations of county parking laws; and

3
4 **WHEREAS**, Council Bill No. ____-2020 amends section 21.201 of the County Code to
5 prohibit stopping, standing or parking in a bike lane; and

6
7 **WHEREAS**, the County Executive has proposed a fine for stopping, standing or parking
8 in a bike lane in violation of the County Code.

9
10 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
11 Maryland this _____ day of _____, 2020, that the fine for stopping, standing or
12 parking in a bike lane in violation of Section 21.221(a)(20) of the County Code is \$33.

13
14 **BE IT FURTHER RESOLVED** that the fine established by this Resolution shall be
15 effective when Council Bill No. ____-2020 is effective and shall continue in effect until changed
16 or repealed by subsequent resolution of the County Council.

Amendment 1 to Council Resolution No. 138-2020

**BY: The Chairperson at the request
of the County Executive**

**Legislative Day 14
Date: October 5, 2020**

Amendment No. 1

(This amendment inserts a bill number.)

- 1 On page 1, in lines 4 and 15, in each instance, in the blank, insert "49".

Office of the County Auditor
Auditor's Analysis

Council Resolution No. 138-2020

Introduced: September 8, 2020

Auditor: Maya Cameron

Fiscal Impact:

The fiscal impact cannot be determined. Representatives of the Police Department (HCPD) said they expect infrequent citation occurrences, and therefore the fiscal impact is expected to be minimal.

The proposed fine is **\$35.00** per incident of a citation issued as a result of parking in a bike lane:

- **\$33.00** for the proposed fine
- **\$2.00** for fee indicated in State Law paid to and retained by the County¹

Purpose:

The purpose of this proposed legislation is to approve and implement a fine for “parking in a bike lane.” The legislation serves as a companion to Council Bill 49-2020, which (if passed) will change the County Code to add parking in a bike lane as a violation.

Other Comments:

The HCPD has indicated that they expect minimal occurrences of issuance of this citation. There are very few locations with bike lanes wide enough to park in, and this issue primarily occurs in connection with local sporting events.

¹ The Maryland Courts and Judicial Proceedings Section 7-301(a) Article - Courts and Judicial Proceedings specifies the fees for both contested parking citations (\$22.50) and uncontested parking citations (\$2.00).

Office of the County Auditor
Auditor's Analysis

Amendment No. 1
Council Resolution No. 138-2020

Amendment Proposed by: The Chairperson as the request of the County Executive

Introduced: September 8, 2020

Auditor: Maya Cameron

Fiscal Impact:

There is no fiscal impact as a result of this amendment to Council Resolution 138-2020.

Purpose:

The purpose of this amendment is to specify that Council Bill 49-2020 (on page 1, in lines 4 and 15) is responsible for amending section 21.221 of the County Code to prohibit stopping, standing, or parking in a bike lane.

Other Comments:

The original legislation did not specify which bill was responsible for amending Section 21.221 of the County Code. The Auditor confirmed that Council Bill 49-2020 is the correct reference.