



Legislation Details (With Text)

File #: 21-0100 **Version:** 0 **Name:** City Property - Grant of Easements

Type: Ordinance **Status:** Enacted

File created: 7/19/2021 **In control:** Baltimore City Council

On agenda: **Final action:** 12/8/2021

Enactment date: **Enactment #:** 21-073

Title: City Property - Grant of Easements
 For the purpose of authorizing the Mayor and City Council of Baltimore to grant 2 Perpetual Easements to the Maryland State Highway Administration for the maintenance of 2 storm water drainage inlets along Dulaney Valley Road, through the property of the Loch Raven Reservoir, in Baltimore County, Maryland, as shown on Plat 61536 filed in the State Highway Administration State Roads Commission; and providing for a special effective date.

Sponsors: City Council President (Administration)

Indexes: City Property, Easement

Code sections:

Attachments: 1. Plat 21-0100, 2. 21-0100~1st Reader, 3. Planning 21-0100, 4. Finance 21-0100, 5. DOT 21-0100, 6. Law 21-0100, 7. DHCD 21-0100, 8. PABC 21-0100, 9. Real Estate 21-0100, 10. 21-0100 Agenda, 11. 21-0100 Bill Synopsis, 12. 21-0100 Hearing Notes, 13. 21-0100 Voting Form, 14. 21-0100 Minutes, 15. 21-0100 Project Justification_October 6 2021, 16. 21-0100 MDOT - SHA Stormwater and Sediment Cntrl Plan - 1, 17. 21-0100 MDOT - SHA Stormwater and Sediment Cntrl Plan - 2, 18. BOE 21-0100, 19. 21-0100~3rd Reader, 20. 21-0100_3rd Reader.pdfSigned, 21. Completed Ordinance 21-0100

| Date | Ver. | Action By | Action | Result |
|------------|------|------------------------------------|---|--------|
| 12/9/2021 | 0 | Mayor | Signed by Mayor | |
| 11/1/2021 | 0 | Baltimore City Council | Approved and Sent to the Mayor | |
| 10/18/2021 | 0 | Baltimore City Council | 3rd Reader, for final passage | |
| 10/18/2021 | 0 | Economic and Community Development | Recommended Favorably | |
| 10/5/2021 | 0 | Economic and Community Development | Recommended Favorably | Pass |
| 9/13/2021 | 0 | Economic and Community Development | Scheduled for a Public Hearing | |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Dept. of Real Estate | |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Parking Authority | |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Dept. of Finance | |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Board of Estimates | |
| 7/22/2021 | 0 | Baltimore City Council | Refer to City Solicitor | |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Dept. of Planning | |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Dept. of Housing and Community Development | |
| 7/22/2021 | 0 | Baltimore City Council | Refer to Dept. of Transportation | |
| 7/19/2021 | 0 | Baltimore City Council | Assigned | |

7/19/2021 0 Baltimore City Council Introduced

Introductory*
City of Baltimore
Council Bill

Introduced by: The Council President
At the request of: The Administration (Department of Transportation)
A Bill Entitled

An Ordinance concerning
City Property - Grant of Easements

For the purpose of authorizing the Mayor and City Council of Baltimore to grant 2 Perpetual Easements to the Maryland State Highway Administration for the maintenance of 2 storm water drainage inlets along Dulaney Valley Road, through the property of the Loch Raven Reservoir, in Baltimore County, Maryland, as shown on Plat 61536 filed in the State Highway Administration State Roads Commission; and providing for a special effective date.

By authority of
Article V - Comptroller
Section 5(b)
Baltimore City Charter
(1996 Edition)

Section 1. Be it ordained by the Mayor and City Council of Baltimore, That the Comptroller of Baltimore City is hereby authorized to grant 2 Perpetual Easements, to the Maryland State Highway Administration for the maintenance of 2 storm water drainage inlets along Dulaney Valley Road, through the property of the Loch Raven Reservoir, in Baltimore County, Maryland, and more particularly described as follows:

Beginning for the same at a point on the western side of MD Route 146 (Dulaney Valley Road) 60 feet wide, the point of beginning being offset 30.53 feet to the left of station 130 + 94.89 feet of the baseline of right of way and survey as shown on State of Maryland Acquisition Plat 61536 running thence binding the 4 following courses and distances;

1. North 10° 38' 32'' West a distance of 23.00 feet thence;
2. North 20° 43' 03'' East a distance of 50.00 feet thence;
3. South 69° 16' 57'' East a distance of 11.73 feet and thence;
4. South 20° 31' 19'' West a distance of 69.64 feet to the place of beginning.

Being shown on Plat 61536 of the State Highway Administration and containing 708 square feet or 0.016 acres of land, more or less.

Beginning for the second at a point on the eastern side of MD Route 146 (Dulaney Valley Road) 60 feet wide, the point of beginning being offset 29.43 feet to the right of station 131 + 07.28 feet, of the baseline of right of way and survey as shown on State of Maryland Acquisition Plat 61536 running thence binding the 4 following courses and distances;

1. North 20° 31' 19" East a distance of 66.50 feet thence;
2. South 68° 53' 16" East a distance of 23.00 feet thence;
3. South 20° 31' 19" West a distance of 66.50 feet and thence;
4. North 68° 53' 16" West a distance of 23.00 feet to the place of beginning.

Being shown on Plat 61536 of the State Highway Administration and containing 1,530 square feet or 0.035 acres of land, more or less.

All courses, distances, and coordinates in the preceding description are referred to the true meridian as adopted by the State of Maryland NAD 83/91.

Subject to the following conditions:

1. The plans and specifications for the use of the easement must be approved in writing by the City before construction.
2. The City and its employees or agents must have access to the easement area at all times when necessary for public purposes.
3. The Grantee shall maintain the easement at its sole cost and expense.
4. The City shall be protected, indemnified, and saved harmless from all legal action, losses, and damages resulting from injury to persons or damage to property caused by the use of the easement by the Grantee, its assigns and invitees.
5. No structures may be erected by the Grantee over the easement area except for facilities approved in advance by the City.

Section 2. And be it further ordained, That no easement may be granted under this Ordinance unless the easement has been approved by the City Solicitor.

Section 3. And be it further ordained, That this Ordinance takes effect when it is enacted.