

**CITY OF BALTIMORE**  
**ORDINANCE \_\_\_\_\_**  
**Council Bill 14-0392**

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Introduced by: The Council President  
At the request of: The Administration (Department of Housing and Community Development)  
Introduced and read first time: June 2, 2014  
Assigned to: Urban Affairs and Aging Committee  
Committee Report: Favorable with amendments  
Council action: Adopted  
Read second time: September 15, 2014

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**AN ORDINANCE CONCERNING**

**Urban Renewal – Broadway East –  
Amendment 5**

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3 FOR the purpose of amending the Urban Renewal Plan for Broadway East to reauthorize the  
4 acquisition of properties within the Project Area and to remove certain properties from the  
5 list in Appendix A; waiving certain content and procedural requirements; making the  
6 provisions of this Ordinance severable; providing for the application of this Ordinance in  
7 conjunction with certain other ordinances; and providing for a special effective date.

8 BY authority of  
9 Article 13 - Housing and Urban Renewal  
10 Section 2-6  
11 Baltimore City Code  
12 (Edition 2000)

**Recitals**

13  
14 The Urban Renewal Plan for Broadway East was originally approved by the Mayor and City  
15 Council of Baltimore by Ordinance 88-156 and last amended by Ordinance 11-534.

16 An amendment to the Urban Renewal Plan for Broadway East is necessary to reauthorize the  
17 Plan's powers of acquisition and condemnation so that these actions may legally continue, in  
18 compliance with § 12-105.1 of the Real Property Article of the Annotated Code of Maryland, and  
19 to remove certain properties from the list in Appendix A.

20 Under Article 13, § 2-6 of the Baltimore City Code, no change may be made in any approved  
21 renewal plan unless the change is approved in the same manner as that required for the approval  
22 of a renewal plan.

23 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
24 following changes in the Urban Renewal Plan for Broadway East are approved:

**EXPLANATION:** CAPITALS indicate matter added to existing law.  
[Brackets] indicate matter deleted from existing law.  
Underlining indicates matter added to the bill by amendment.  
~~Strike out~~ indicates matter stricken from the bill by  
amendment or deleted from existing law by amendment.

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1 (1) In the Plan, amend C.1.c. to read as follows:

2 C. Techniques Used to Achieve Plan Objectives

3 1. Acquisition

- 4 . . . .
- 5 c. The authority to acquire the Properties within the Project Area is expressly
- 6 confirmed and reauthorized through and including [December 31, 2014]
- 7 DECEMBER 31, 2018.

8 (2) In the Plan, in Appendix A, delete the following from the list of properties:

- 9 58. 1201 North Broadway
- 10 59. 1201.5 North Broadway
- 11 61. 1205 North Broadway
- 12 72. 1237 North Broadway
- 13 73. 1239 North Broadway

14 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the Urban Renewal Plan for Broadway  
15 East, as amended by this Ordinance and identified as “Urban Renewal Plan, Broadway East,  
16 revised to include Amendment 5, dated June 2, 2014”, is approved. The Department of Planning  
17 shall file a copy of the amended Urban Renewal Plan with the Department of Legislative  
18 Reference as a permanent public record, available for public inspection and information.

19 **SECTION 3. AND BE IT FURTHER ORDAINED,** That if the amended Urban Renewal Plan  
20 approved by this Ordinance in any way fails to meet the statutory requirements for the content of  
21 a renewal plan or for the procedures for the preparation, adoption, and approval of a renewal  
22 plan, those requirements are waived and the amended Urban Renewal Plan approved by this  
23 Ordinance is exempted from them.

24 **SECTION 4. AND BE IT FURTHER ORDAINED,** That if any provision of this Ordinance or the  
25 application of this Ordinance to any person or circumstance is held invalid for any reason, the  
26 invalidity does not affect any other provision or any other application of this Ordinance, and for  
27 this purpose the provisions of this Ordinance are declared severable.

28 **SECTION 5. AND BE IT FURTHER ORDAINED,** That if a provision of this Ordinance concerns  
29 the same subject as a provision of any zoning, building, electrical, plumbing, health, fire, or  
30 safety law or regulation, the applicable provisions shall be construed to give effect to each.  
31 However, if the provisions are found to be in irreconcilable conflict, the one that establishes the  
32 higher standard for the protection of the public health and safety prevails. If a provision of this  
33 Ordinance is found to be in conflict with an existing provision of any other law or regulation that  
34 establishes a lower standard for the protection of the public health and safety, the provision of  
35 this Ordinance prevails and the other conflicting provision is repealed to the extent of the  
36 conflict.

37 **SECTION 6. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is  
38 enacted.

**Council Bill 14-0392**

Certified as duly passed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Chief Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Mayor, Baltimore City