

**CITY OF BALTIMORE**  
**COUNCIL BILL 12-0070**  
**(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of General Services)  
Introduced and read first time: April 30, 2012  
Assigned to: Housing and Community Development Committee

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REFERRED TO THE FOLLOWING AGENCIES: Planning Commission, Department of Housing and Community Development, Department of General Services, Department of Transportation, Baltimore Development Corporation

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 style="text-align:center">**City Streets – Closing – 15-Foot Alley**

3 FOR the purpose of condemning and closing a 15-foot alley, laid out in the rear of the properties  
4 known as 4406 and 4410 Pall Mall Road, as shown on Plat 332-A-28A in the Office of the  
5 Department of General Services; and providing for a special effective date.

6 BY authority of

7 Article I - General Provisions

8 Section 4

9 and

10 Article II - General Powers

11 Sections 2, 34, 35

12 Baltimore City Charter

13 (1996 Edition)

14 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
15 Department of General Services shall proceed to condemn and close a 15-foot alley laid out in  
16 the rear of the properties known as 4406 and 4410 Pall Mall Road,, and more particularly  
17 described as follows:

18 Beginning for Parcel No. 1 at the point formed by the intersection of the northeast  
19 side of a 15-foot alley, laid out in the rear of the properties known as Nos. 4406  
20 and 4410 Pall Mall Road and the northwest side of a 12-foot alley, laid out in the  
21 rear of the property known as Lot No. 1 of Block 3349 as referred to among the  
22 Real Property Records of the Property Location Section of the Department of  
23 General Services of the City of Baltimore through the property known as No.  
24 2622 Loyola Northway, said point of beginning being distant southwesterly 148.9  
25 feet, more or less, measured along the northwest side of said 12-foot alley from  
26 the southwest side of Pall Mall Road, 40 feet wide, and running thence binding on  
27 the northwest side of said 12-foot alley, Southwesterly 15.2 feet, more or less, to  
28 intersect the southwest side of said 15-foot alley; thence binding on the southwest  
29 side of said 15-foot alley, Northwesterly 160.0 feet, more or less, to the northwest

EXPLANATION: CAPITALS indicate matter added to existing law.  
[Brackets] indicate matter deleted from existing law.

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1 outline of the property known as No. 4309/4311 Pimlico Road; thence by a  
2 straight line through the bed of said 15-foot alley, Northeasterly 15.6 feet, more or  
3 less, to intersect the northeast side of said 15-foot alley at the division line  
4 between the properties known as Nos. 4410 and 4422 Pall Mall Road, there  
5 situated, and thence binding on the northeast side of said 15-foot alley,  
6 Southeasterly 162.1 feet, more or less, to the place of beginning.

7 As delineated on Plat 332-A-28A, prepared by the Survey Control Section and filed on April 9,  
8 2012, in the Office of the Department of General Services.

9 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and  
10 closing of the 15-foot alley and the rights of all interested parties shall be regulated by and in  
11 accordance with all applicable provisions of state and local law and with all applicable rules and  
12 regulations adopted by the Director of General Services and filed with the Department of  
13 Legislative Reference.

14 **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
15 subsurface structures and appurtenances now owned by the Mayor and City Council of Baltimore  
16 continue to be the property of the Mayor and City Council, in fee simple, until their use has been  
17 abandoned by the Mayor and City Council. If any person wants to remove, alter, or interfere with  
18 them, that person must first obtain permission from the Mayor and City Council and, in the  
19 application for this permission, must agree to pay all costs and expenses, of every kind, arising  
20 out of the removal, alteration, or interference.

21 **SECTION 4. AND BE IT FURTHER ORDAINED,** That no building or structure of any kind  
22 (including but not limited to railroad tracks) may be constructed or erected in or on any part of  
23 the street closed under this Ordinance until all subsurface structures and appurtenances owned by  
24 the Mayor and City Council of Baltimore have been abandoned by the Mayor and City Council  
25 or, at the expense of the person seeking to erect the building or structure, have been removed and  
26 relaid in accordance with the specifications and under the direction of the Director of General  
27 Services of Baltimore City.

28 **SECTION 5. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
29 subsurface structures and appurtenances owned by any person other than the Mayor and City  
30 Council of Baltimore shall be removed by and at the expense of their owners, promptly upon  
31 notice to do so from the Director of Public Works.

32 **SECTION 6. AND BE IT FURTHER ORDAINED,** That at all times after the closing under this  
33 Ordinance, the Mayor and City Council of Baltimore, acting by or through its authorized  
34 representatives, shall have access to the subject property and to all subsurface structures and  
35 appurtenances used by the Mayor and City Council, for the purpose of inspecting, maintaining,  
36 repairing, altering, relocating, or replacing any of them, without need to obtain permission from  
37 or pay compensation to the owner of the property.

38 **SECTION 7. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is  
39 enacted.