

**CITY OF BALTIMORE
COUNCIL BILL 13-0182
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Department of General Services)
Introduced and read first time: January 28, 2013
Assigned to: Taxation, Finance and Economic Development Committee

REFERRED TO THE FOLLOWING AGENCIES: Planning Commission, Department of Housing and Community Development, Department of General Services, Department of Transportation, Baltimore City Parking Authority Board, Department of Real Estate, Department of Finance, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

2 style="text-align:center">**Sale of Properties – Former Beds of a Portion of**
3 style="text-align:center">**Fremont Avenue and 2 Portions of Martin Luther King, Jr. Boulevard**

4 FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public
5 or private sale, all its interest in certain parcels of land known as the former beds of a portion
6 of Fremont Avenue and 2 portions of Martin Luther King, Jr. Boulevard lying between
7 Fairmount Avenue and Hollins Street and no longer needed for public use; and providing for
8 a special effective date.

9 BY authority of
10 Article V - Comptroller
11 Section 5(b)
12 Baltimore City Charter
13 (1996 Edition)

14 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That, in
15 accordance with Article V, § 5(b) of the City Charter, the City Comptroller may sell, at either
16 public or private sale, all the interest of the Mayor and City Council of Baltimore in certain
17 parcels of land known as the former beds of a portion of Fremont Avenue and 2 portions of
18 Martin Luther King, Jr. Boulevard lying between Fairmount Avenue and Hollins Street, and
19 more particularly described as follows:

20 Beginning for Parcel No. 1 at the point formed by the intersection of the south
21 side of Baltimore Street, 66 feet wide, and the northeast side of the former bed of
22 a portion of Fremont Avenue, 66 feet wide, the northeast side of the former bed of
23 a portion of said Fremont Avenue is also the southwest side of a former bed of a
24 portion of Martin Luther King, Jr. Boulevard, varying in width, there situate, and
25 running thence binding on the northeast side of the former bed of a portion of said
26 Fremont Avenue and the southwest side of the former bed of a portion of said
27 Martin Luther King, Jr. Boulevard, as shown on Boundary and Topographic
28 Survey Plat Drawing No. 401960 entitled – “South Martin Luther King, Jr.

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

Council Bill 13-0182

1 Boulevard at West Baltimore Street” – prepared by STV Incorporated, dated
2 March 8, 2011, and also shown on Interstate Division for Baltimore City Plat No.
3 U-14-077, South 23° 06’ 05” East 150.41 feet, to the point formed by the
4 intersection of the southwest side of the former bed of a portion of said Martin
5 Luther King, Jr. Boulevard and the southeasternmost extremity of the former bed
6 of a portion of said Fremont Avenue, there situate, and shown on said plats;
7 thence binding on the southeast side of the former bed of a portion of said Martin
8 Luther King, Jr. Boulevard and the southeasternmost extremity of the former bed
9 of a portion of said Fremont Avenue, as shown on said plats, South 66° 53’ 55”
10 West 11.58 feet, to the northwest side of Fremont Avenue, as condemned and
11 closed from its former width of 66 feet to a variable width right of way, and also
12 referred to as the southwest outline of Acquisition Area No. 2 as shown on
13 Exhibit Plat No. 3014350 for the Proposed ROW Closing entitled - “South Martin
14 Luther King, Jr. Boulevard at West Baltimore Street (Proposed Acquisition
15 Area)” - prepared by STV Incorporated, dated March 8, 2011, and thence binding
16 on the northeast sides of said Fremont Avenue, as realigned and closed and shown
17 on last said plat, the three following courses and distances; namely, North 25° 15’
18 53” West 35.91 feet, North 23° 06’ 05” West 106.12 feet, and North 32° 39’ 02”
19 East 15.63 feet, to the place of beginning.

20 The above described Parcel No. 1 is as shown on a plat entitled “Preliminary Plat for the
21 Condemnation and Closing of a Portion of Fremont Avenue and Two Portions of Martin Luther
22 King, Jr. Boulevard Lying Between Fairmount Avenue and Hollins Street” recorded as File Ref.
23 329-A-23A, and filed in the office of the Department of General Services.

24 Beginning for Parcel No. 2 at the point formed by the intersection of south side of
25 Baltimore Street, 66 feet wide, and the southwest side of the former bed of a
26 portion of Martin Luther King, Jr. Boulevard, varying in width, the southwest side
27 of the former bed of a portion of said Martin Luther King, Jr, Boulevard is also
28 the northeast side of the former bed of a portion of Fremont Avenue, 66 feet wide,
29 there situate; and running thence binding in part on the south side of said
30 Baltimore Street, in part on the line of the south side of said Baltimore Street, if
31 projected easterly along the south side of the former bed of a portion of said
32 Martin Luther King, Jr. Boulevard, which is also the north side of Acquisition
33 Area No. 2 as shown on Exhibit Plat No. 3014350 for the Proposed ROW Closing
34 entitled – “South Martin Luther King, Jr. Boulevard at West Baltimore Street
35 (Proposed Acquisition Area)” – prepared by STV Incorporated, dated March 8,
36 2011, North 86° 47’ 42” East 125.70 feet; thence binding on the southeast, south
37 and southwest outlines of the former bed of a portion of said Martin Luther King,
38 Jr. Boulevard and said Acquisition Area No. 2 as shown on said Plat, the four
39 following courses and distances; namely, South 14° 31’ 18” West 198.25 feet, by
40 a non-tangent line curving to the right with a radius of 178.10 feet the distance of
41 5.82 feet, which arc is subtended by a chord bearing North 79° 42’ 56” West 5.82
42 feet, by a non-tangent line curving to the left with a radius of 174.30 feet the
43 distance of 28.02 feet which arc is subtended by a chord bearing North 29° 39’
44 12” West 27.99 feet and by a non-tangent line North 25° 15’ 53” West 18.40 feet,
45 to the southeasternmost extremity of the former bed of a portion of said Fremont
46 Avenue, there situate, which is also a point on the southwest side of Acquisition
47 Area No. 2, as shown on said Plat; thence binding on the southeasternmost
48 extremity of the former bed of a portion of said Fremont Avenue, and through

Council Bill 13-0182

1 Acquisition Area No. 2 as shown on said Plat, and on the northwest side of Martin
2 Luther King, Jr. Boulevard as shown on Boundary and Topographic Survey Plat
3 Drawing No. 401960 entitled – “South Martin Luther King, Jr. Boulevard at West
4 Baltimore Street” – prepared by STV Incorporated, dated March 8, 2011, and also
5 shown on Interstate Division for Baltimore City Plat No. U-14-077, North 66° 53’
6 55” East 11.58 feet to the point formed by the intersection of the northeast side of
7 the former bed of a portion of said Fremont Avenue and the southwest side of said
8 Martin Luther King, Jr. Boulevard, as also shown on last said two plats, and
9 running thence binding on the northeast side of the former bed of a portion of said
10 Fremont Avenue and the southwest side of said Martin Luther King, Jr.
11 Boulevard, as shown on last said two plats, North 23° 06’ 05” West 150.41 feet, to
12 the place of beginning.

13 The above described Parcel No. 2 is as shown on a plat entitled “Preliminary Plat for the
14 Condemnation and Closing of a Portion of Fremont Avenue and Two Portions of Martin Luther
15 King, Jr. Boulevard Lying Between Fairmount Avenue and Hollins Street” recorded as File Ref.
16 329-A-23A, and filed in the office of the Department of General Services.

17 Beginning for Parcel No. 3 at the point formed by the intersection of the line of
18 the south side of Fairmount Avenue, 30 feet wide, if projected easterly along the
19 south side of the former bed of a portion of Martin Luther King, Jr. Boulevard,
20 varying in width, which is also the north outline of Acquisition Area No. 1 as
21 shown on Exhibit Plat Drawing No. 3014350 for the Proposed ROW Closing
22 entitled – “South Martin Luther King, Jr. Boulevard at West Baltimore Street” –
23 prepared by STV Incorporated and dated March 8, 2011, and the southeast outline
24 of said Acquisition Area No.1, and running thence binding on the southeast and
25 south sides of the former bed of a portion of said Martin Luther King, Jr.
26 Boulevard and which also the southeast and south outlines of said Acquisition
27 Area No. 1, the two following courses and distances; namely, South 14° 31’ 18”
28 West 160.81 feet and South 86° 47’ 12” West 90.51 feet to the west outline of
29 said Acquisition Area No. 1 which is also a line drawn parallel with and distant
30 10.00 feet easterly from the west side of Martin Luther King, Jr. Boulevard,
31 varying in width, the west side of said Martin Luther King, Jr. Boulevard is shown
32 on Interstate Division for Baltimore City Plat No. U-14-077; thence binding on
33 the west outline of said Acquisition Area No. 1 and on said line so drawn, North
34 04° 15’ 16” West 153.20 feet to intersect the south side of said Fairmount
35 Avenue; and thence binding in part on the south side of said Fairmount Avenue,
36 in part on the line of south side of said Fairmount Avenue, so projected, which is
37 also the north side of said Acquisition Area No. 1, and in all, North 86° 47’ 42”
38 East 142.48 feet to the place of beginning.

39 The above described Parcel No. 3 is as shown on a plat entitled “Preliminary Plat for the
40 Condemnation and Closing of a Portion of Fremont Avenue and Two Portions of Martin Luther
41 King, Jr. Boulevard Lying Between Fairmount Avenue and Hollins Street” recorded as File Ref.
42 329-A-23A, and filed in the office of the Department of General Services.

43 Subject to full width Perpetual Easements for all Municipal Utilities and Services, not to be
44 abandoned, over the entire hereinabove described parcels of land.

45 These parcels of land being no longer needed for public use.

Council Bill 13-0182

1 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no deed may pass under this Ordinance
2 unless the deed has been approved by the City Solicitor.

3 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is
4 enacted.