

**CITY OF BALTIMORE**  
**ORDINANCE \_\_\_\_\_**  
**Council Bill 12-0074**

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Introduced by: Councilmembers Clarke, Curran  
Introduced and read first time: April 30, 2012  
Assigned to: Urban Affairs and Aging Committee

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Committee Report: Favorable with an amendment  
Council action: Adopted  
Read second time: November 19, 2012

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**AN ORDINANCE CONCERNING**

**Urban Renewal – Waverly Business Area –  
Amendment 5**

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FOR the purpose of amending the Urban Renewal Plan for Waverly Business Area to add the property known as 3313-3319 Greenmount Avenue to those properties designated for acquisition, by revising Exhibit 2, “Property Acquisition” of the Plan and to add the property known as 3313-3319 Greenmount Avenue to those properties designated for disposition by revising Exhibit 3, “Land Disposition” of the Plan; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date.

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

16 **Recitals**

17 The Urban Renewal Plan for Waverly Business Area was originally approved by the Mayor  
18 and City Council of Baltimore by Ordinance 79-1029 and last amended by Ordinance 11-470.

19 An amendment to the Urban Renewal Plan for Waverly Business Area is necessary to add the  
20 property known as 3313-3319 Greenmount Avenue to those properties designated for acquisition,  
21 by revising Exhibit 2, “Property Acquisition”, of the Plan and to add the property known as 3313-  
22 3319 Greenmount Avenue to those properties designated for disposition by revising Exhibit 3,  
23 “Land Disposition” of the Plan.

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

**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.

## Council Bill 12-0074

1       **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That the  
2 following changes in the Urban Renewal Plan for Waverly Business Area are approved:

- 3           1. Revise Exhibit 2, “Property Acquisition”, to reflect the addition of the property known  
4 as 3313-3319 Greenmount Avenue to those properties designated for acquisition.
- 5           2. Revise Exhibit 3, “Land Disposition”, to reflect the addition of the property known as  
6 3313-3319 Greenmount Avenue to those properties designated for disposition.

7       **SECTION 2. AND BE IT FURTHER ORDAINED**, That the Urban Renewal Plan for Waverly  
8 Business Area, as amended by this Ordinance and identified as “Urban Renewal Plan, Waverly  
9 Business Area, revised to include Amendment 5, dated April 16, 2012”, is approved. The  
10 Department of Planning shall file a copy of the amended Urban Renewal Plan with the Department  
11 of Legislative Reference as a permanent public record, available for public inspection and  
12 information.

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

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

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

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

**Council Bill 12-0074**

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\_\_

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Mayor, Baltimore City