

FROM	NAME & TITLE	Alfred H. Foxx, Director	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Department of Public Works 600 Abel Wolman Municipal Building		
	SUBJECT	CITY COUNCIL BILL 13-0184		

TO DATE: February 15, 2013

The Honorable President and Members
of the Baltimore City Council
c/o Karen Randle
Room 400 – City Hall

I am herein reporting on City Council Bill 13-0184 introduced by the Council President on behalf of the Administration (Baltimore Development Corporation).

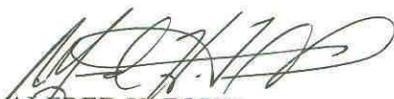
The purpose of the Bill is to authorize the Mayor and City Council of Baltimore to acquire, by purchase or condemnation, the fee simple or other interests in certain property known as 4629 Liberty Heights Avenue (Ward 28, Section 3, Block 8297, Lot 1), and needed for extinguishment of a restrictive covenant.

The subject property is approximately 0.408 acres and is located at the southeasterly corner of Liberty Heights Avenue and Gwynn Oak Avenue. A new ShopRite supermarket is proposed to be built on property bounded by Liberty Heights Avenue, Gwynn Oak Avenue, Hillsdale Avenue, and Maine Avenue in the Howard Park community of Baltimore City. The development parcel includes the 4629 Liberty Heights Avenue parcel, the subject of this legislation. In order to fully accommodate the proposed supermarket footprint, portions of Maine Avenue and a 10-foot alley, located between Hillsdale Road and Gwynn Oak Avenue, will need to be closed to public use and incorporated into the development parcel (City Council Bill 13-0183).

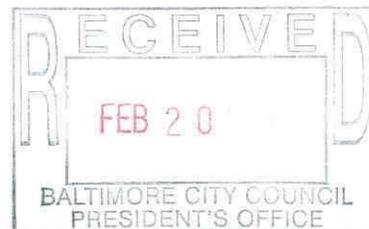
The 4629 Liberty Heights Avenue property was formerly owned by Rite-Aid. The property was purchased by another entity and, later, purchased by the Mayor and City Council of Baltimore for the development of this and adjacent properties for a supermarket. The 4629 Liberty Heights Avenue property deed includes a covenant that restricts the use of this property (or in conjunction with other properties) from selling prescription drugs, health or beauty aids, as a pharmacy or drug store, or the selling or dispensing of items requiring the presence of a licensed pharmacist. The proposed ShopRite, like most supermarkets, will have a pharmacy and health and beauty aids section. City Council Bill 13-0184, if approved, would authorize the Mayor and City Council to purchase, or condemn and purchase, the retained covenant interest in this property.

Based on these findings, the Department of Public Works has no objection to the passage of City Council Bill 13-0184.

Respectfully,


ALFRED H. FOXX
DIRECTOR

AHF/MMC:ela



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