

Introduced by: The Council President
At the request of: The Administration (Department of Transportation)

Prepared by: Department of Legislative Reference **Date:** September 12, 2018

Referred to: HOUSING AND URBAN AFFAIRS Committee

Also referred for recommendation and report to municipal agencies listed on reverse.

CITY COUNCIL 18-0279

A BILL ENTITLED

AN ORDINANCE concerning

**City Streets – Closing –
Dillon Street**

FOR the purpose of condemning and closing Dillon Street, extending from the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of South Macon Street, as shown on Plat 307-A-21A in the Office of the Department of Transportation; and providing for a special effective date.

BY authority of
Article I - General Provisions
Section 4
and
Article II - General Powers
Sections 2, 34, 35
Baltimore City Charter
(1996 Edition)

****The introduction of an Ordinance or Resolution by Councilmembers at the request of any person, firm or organization is a courtesy extended by the Councilmembers and not an indication of their position.**

Agencies

- _____ Baltimore City Public School System
- _____ Baltimore Development Corporation
- _____ City Solicitor
- _____ Comptroller's Office
- _____ Department of Audits
- _____ Department of Finance
- _____ Department of General Services
- _____ Department of Housing and Community Development
- _____ Department of Human Resources
- _____ Department of Planning
- _____ Other: _____
- _____ Other: _____
- _____ Other: _____
- _____ Department of Public Works
- _____ Department of Real Estate
- _____ Department of Recreation and Parks
- _____ Department of Transportation
- _____ Fire Department
- _____ Health Department
- _____ Mayor's Office of Employment Development
- _____ Mayor's Office of Human Services
- _____ Mayor's Office of Information Technology
- _____ Office of the Mayor
- _____ Police Department
- _____ Other: _____
- _____ Other: _____
- _____ Other: _____
- _____ Department of Public Works
- _____ Department of Real Estate
- _____ Department of Recreation and Parks
- _____ Department of Transportation
- _____ Fire Department
- _____ Health Department
- _____ Mayor's Office of Employment Development
- _____ Mayor's Office of Human Services
- _____ Mayor's Office of Information Technology
- _____ Office of the Mayor
- _____ Police Department
- _____ Other: _____
- _____ Other: _____
- _____ Other: _____
- _____ Board of Estimates
- _____ Board of Ethics
- _____ Board of Municipal and Zoning Appeals
- _____ Comm. for Historical and Architectural Preservation
- _____ Commission on Sustainability
- _____ Employees' Retirement System
- _____ Other: _____
- _____ Other: _____
- _____ Other: _____
- _____ Environmental Control Board
- _____ Fire & Police Employees' Retirement System
- _____ Labor Commissioner
- _____ Parking Authority Board
- _____ Planning Commission
- _____ Wage Commission
- _____ Other: _____
- _____ Other: _____
- _____ Other: _____

Boards and Commissions

- _____ Board of Estimates
- _____ Board of Ethics
- _____ Board of Municipal and Zoning Appeals
- _____ Comm. for Historical and Architectural Preservation
- _____ Commission on Sustainability
- _____ Employees' Retirement System
- _____ Other: _____
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- _____ Labor Commissioner
- _____ Parking Authority Board
- _____ Planning Commission
- _____ Wage Commission
- _____ Other: _____
- _____ Other: _____
- _____ Other: _____

CITY OF BALTIMORE
ORDINANCE **19** • 220
Council Bill 18-0279

Introduced by: The Council President
At the request of: The Administration (Department of Transportation)
Introduced and read first time: September 17, 2018
Assigned to: Housing and Urban Affairs Committee

Committee Report: Favorable
Council action: Adopted
Read second time: December 3, 2018

AN ORDINANCE CONCERNING

**City Streets – Closing –
Dillon Street**

1
2
3 FOR the purpose of condemning and closing Dillon Street, extending from the east side of CSX
4 Transportation Inc. Railroad easterly 201.24 feet to the west side of South Macon Street, as
5 shown on Plat 307-A-21A in the Office of the Department of Transportation; and providing
6 for a special effective date.

7 BY authority of
8 Article I - General Provisions
9 Section 4
10 and
11 Article II - General Powers
12 Sections 2, 34, 35
13 Baltimore City Charter
14 (1996 Edition)

15 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That the
16 Department of Transportation shall proceed to condemn and close Dillon Street, extending from
17 the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of South
18 Macon Street, and more particularly described as follows:

19 Beginning for Parcel 1 at the point formed by the intersection of the west side of
20 CSX Transportation Inc. Railroad and the south side of Dillon Street 70 feet wide
21 the point of beginning being distant Northerly 292 feet, more or less, measured
22 along the east side of CSX Transportation Inc. Railroad from the north side of
23 O'Donnell Street varying in width; thence binding on the east side of Lehigh
24 Street Northerly 70 feet to the north side of Dillon Street; thence binding on the
25 north side of Dillon Street Easterly 201.24 feet to intersect the west side of South
26 Macon Street 60 feet wide; thence binding on the west side of South Macon Street
27 Southerly 70 feet to the south side of Dillon Street; thence binding on the south
28 side of Dillon Street Westerly 201.24 feet to the place of beginning.

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 18-0279

1 Containing 14,086.80 square feet or 0.323 acres, more or less.

2 As delineated on Plat 307-A-21A, prepared by the Survey Section and filed on April 24, 2018, in
3 the Office of the Department of Transportation.

4 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
5 closing of Dillon Street and the rights of all interested parties shall be regulated by and in
6 accordance with all applicable provisions of state and local law and with all applicable rules and
7 regulations adopted by the Director of Transportation and filed with the Department of
8 Legislative Reference.

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

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

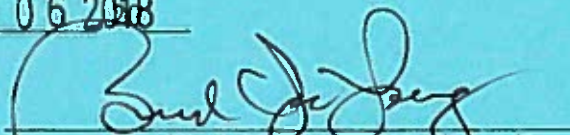
23 **SECTION 5. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all
24 subsurface structures and appurtenances owned by any person other than the Mayor and City
25 Council of Baltimore shall be removed by and at the expense of their owners, promptly upon
26 notice to do so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

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

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

Council Bill 18-0279

Certified as duly passed this _____ day of DEC 06 2018



President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,

this _____ day of DEC 06 2018



Chief Clerk

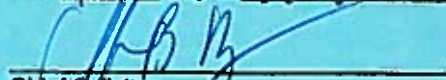
Approved this _____ day of _____, 20____

Mayor, Baltimore City

Pursuant to City Charter Article IV,
Section 5 (c), this bill became law
on February 11, 2019, without the
Mayor's Signature.

Approved For Form and Legal Sufficiency

This 17th Day of December 2018



Chief Solicitor

DEC 14 1961

DEC 14 1961

Approved For Form and Legal Sufficiency

The _____ Day of _____

BALTIMORE CITY COUNCIL
Housing And Urban Affairs Committee
VOTING RECORD

DATE: 11-27-10

BILL#CC: 18- 0279 BILL TITLE: Ordinance – City Streets – Closing – Dillon Street

MOTION BY: Burnett SECONDED BY: Cohen

- FAVORABLE FAVORABLE WITH AMENDMENTS
 UNFAVORABLE WITHOUT RECOMMENDATION

NAME	YEAS	NAYS	ABSENT	ABSTAIN
Bullock, J. Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schleifer, I. Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Burnett, K.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry, B.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sneed ,S.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Cohen, Z	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dorsey, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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TOTALS		<u>6</u>	<u>0</u>	

CHAIRPERSON: [Signature]
 COMMITTEE STAFF: Richard G. Krummerich, Initials: RK

The Baltimore City Department of
HOUSING & COMMUNITY
DEVELOPMENT

MEMORANDUM

To: The Honorable President and Members of the Baltimore City Council
c/o Natawna Austin, Executive Secretary

From: Michael Braverman, Housing Commissioner *MB*

Date: November 16, 2018

Re: City Council Bill 18-0279, City Streets – Closing – Dillon Street

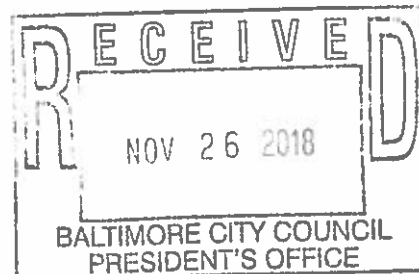
The Department of Housing and Community Development (HCD) has reviewed City Council Bill 18-0278, for the purpose of condemning and closing Dillon Street, extending from the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of Macon Street, as shown on Plat 307-A-21A in the office of the Department of Transportation; and providing for a special effective date.

If enacted, this bill will allow Greektown LLC, the developer, to proceed with their plan to build 13 single-family homes and a commercial space.

The Department of Housing and Community Development supports the passage of City Council Bill 18-0279.

MB:sd

cc: Mr. Kyron Banks, *Mayor's Office of Government Relations*





CITY OF BALTIMORE

CATHERINE L. PUGH, Mayor



DEPARTMENT OF LAW

ANDRE M. DAVIS, CITY SOLICITOR

100 N. Holliday Street
Suite 101, City Hall
Baltimore, Maryland 21202

November 20, 2018

The Honorable President and Members
of the Baltimore City Council

Attn: Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Re: City Council Bill 18-0279 – City Streets – Closing – Dillon Street

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 18-0279 for form and legal sufficiency. The bill would allow the City to condemn and close the part of Dillon Street described in the bill, which it no longer needs. The bill expressly reserves the rights the Mayor and City Council has in the structures located under the street bed, including access rights.

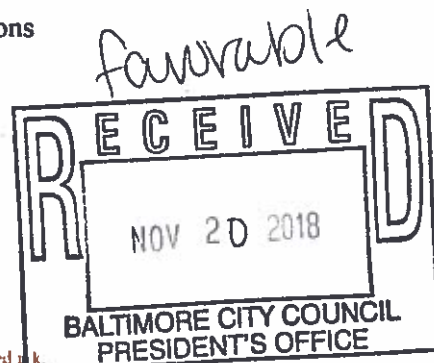
Section (34) of Article II of the City Charter grants the Mayor and City Council the power to “construct, open, extend, widen, straighten or close streets, bridges, tunnels or approaches to them and other public ways of every kind within the bounds of the City.” Section 116(b)(2) of Article VII of the City Charter requires the Department of Transportation to prepare all ordinances for the opening and closing of streets.

The Law Department approves the bill for form and legal sufficiency.

Very truly yours,

Hilary Ruley
Chief Solicitor


cc: Andre M. Davis, City Solicitor
Karen Stokes, Director, Mayor's Office of Government Relations
Kyron Banks, Mayor's Legislative Liaison
Elena DiPietro, Chief Solicitor, General Counsel Division
Victor Tervalá, Chief Solicitor
Ashlea Brown, Assistant Solicitor
Avery Aisenstark





MEMORANDUM

TO: Honorable President and Members of the City Council
Attention: Natawna B. Austin, Executive Secretary

FROM: William H. Cole, President and CEO 

DATE: October 10, 2018

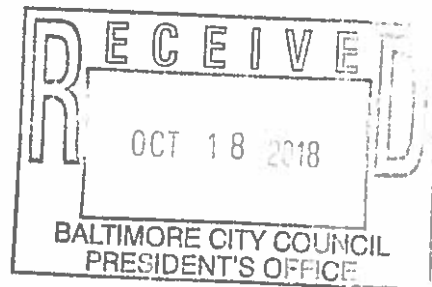
SUBJECT: City Council Bill No. 18-0279
City Streets – Closing – Dillon Street

The Baltimore Development Corporation (BDC) has been asked to comment on City Council Bill No. 18-0279, an ordinance for the purpose of condemning and closing Dillon Street.

Passage of this Bill will allow Greektown LLC, the developer, to take the next step towards executing the Residential Planned Unit Development bringing 13 new townhomes to the community as well as a commercial building proposed along O'Donnell Street.


BDC supports the proposed ordinance and is respectfully requesting that Bill No. 18-0279 be given favorable consideration by the City Council.

cc: Kyron Banks



F



FROM	NAME & TITLE	LAURIE FEINBERG, ACTING DIRECTOR	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	DEPARTMENT OF PLANNING 8TH FLOOR, 417 EAST FAYETTE STREET		
	SUBJECT	CITY COUNCIL BILL #18-0279/ CITY STREETS -- CLOSING -- DILLON STREET		

TO

DATE: **October 1, 2018**

**The Honorable President and
Members of the City Council
City Hall, Room 400
100 North Holliday Street**

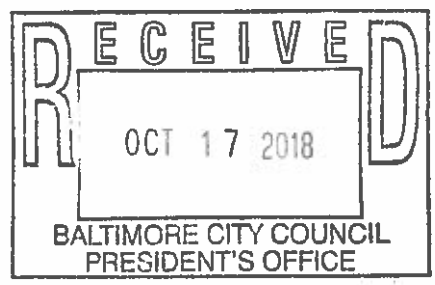
The Department of Planning is in receipt of City Council Bill #18-0279, which is for the purpose of condemning and closing Dillon Street, extending from the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of South Macon Street, as shown on Plat 307-A-21A in the Office of the Department of Transportation; and providing for a special effective date.

The Department of Planning recommends approval of City Council Bill #18-0279, as the Planning Commission determined that this portion of the right-of-way is no longer needed for public purposes in their meeting of December 22, 2016.

If you have any questions, please contact Mr. Eric Tiso, Division Chief, Land Use and Urban Design Division at 410-396-8358.


LF/ewt

- cc: Mr. Pete Hammen, Chief Operating Officer
- Mr. Jim Smith, Chief of Strategic Alliances
- Ms. Karen Stokes, Mayor's Office
- Mr. Colin Tarbert, Mayor's Office
- Mr. Kyron Banks, Mayor's Office
- The Honorable Edward Reisinger, Council Rep. to Planning Commission
- Mr. William H. Cole IV, BDC
- Mr. Derek Baumgardner, BMZA
- Mr. Geoffrey Veale, Zoning Administration
- Ms. Sharon Daboin, DHCD
- Ms. Elena DiPietro, Law Dept.
- Mr. Francis Burnszynski, PABC
- Mr. Josh Taylor, DOT
- Ms. Natawna Austin, Council Services
- Mr. Ervin Bishop, Council Services



F



F R O M	NAME & TITLE	Michelle Pourciau, Director	CITY of BALTIMORE M E M O	
	AGENCY NAME & ADDRESS	Department of Transportation (DOT) 417 E Fayette Street, Room 527		
	SUBJECT	City Council Bill 18-0279		

TO Mayor Catherine E. Pugh

DATE: 10/2/18

TO: Respective City Council Housing and Urban Affairs Committee
 FROM: Department of Transportation
 POSITION: Support
 RE: Council Bill – 18-0279

INTRODUCTION – City Streets – Closing – Dillon Street

PURPOSE/PLANS – For the purpose of condemning and closing Dillon Street, extending from the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of South Macon Street, as shown on Plat 307-A-21A in the Office of the Department of Transportation; and providing for a special effective date.

AGENCY/DEPARTMENT POSITION –

The Department of Transportation Supports City Council 18-0279.

If you have any questions, please do not hesitate to contact Josh Taylor at josh.taylor@baltimorecity.gov, 443-604-3352.

Sincerely,



Michelle Pourciau
 Director



CALL TO ORDER

INTRODUCTIONS

ATTENDANCE

- Present** 6 - Member John T. Bullock, Member Kristerfer Burnett, Member Bill Henry, Member Shannon Sneed, Member Zeke Cohen, and Member Ryan Dorsey
- Absent** 1 - Member Isaac "Yitzy" Schleifer

ITEMS SCHEDULED FOR PUBLIC HEARING

18-0279

City Streets - Closing - Dillon Street

For the purpose of condemning and closing Dillon Street, extending from the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of South Macon Street, as shown on Plat 307-A-21A in the Office of the Department of Transportation; and providing for a special effective date.

Sponsors: City Council President (Administration)

A motion was made by Member Burnett, seconded by Member Cohen, that this Ordinance be Recommended Favorably. The motion carried by the following vote:

- Yes:** 6 - Member Bullock, Member Burnett, Member Henry, Member Sneed, Member Cohen, and Member Dorsey
- Absent:** 1 - Member "Yitzy" Schleifer

ADJOURNMENT

THIS MEETING IS OPEN TO THE PUBLIC

CITY OF BALTIMORE

CATHERINE E. PUGIL Mayor



OFFICE OF COUNCIL SERVICES

LARRY E. GREENE, Director
415 City Hall, 100 N. Holliday Street
Baltimore, Maryland 21202
410-396-7215 / Fax: 410 545 7596
email: larry.greene@baltimorecity.gov

HEARING NOTES

Bill: CC 18-0279

Ordinance – City Streets - Closing – Dillon Street

Committee: Housing and Urban Affairs
Chaired By: Councilmember John Bullock

Hearing Date: November 27, 2018
Time (Beginning): 2:07 PM
Time (Ending): 2:15 PM
Location: Clarence "Du" Burns Chamber
Total Attendance: 12
Committee Members in Attendance:
John Bullock Zeke Cohen Ryan Dorsey
Kristerfer Burnett
Bill Henry
Sharon Sneed

Bill Synopsis in the file? [X] yes [] no [] n/a
Attendance sheet in the file? [X] yes [] no [] n/a
Agency reports read? [X] yes [] no [] n/a
Hearing televised or audio-digitally recorded? [] yes [] no [X] n/a
Certification of advertising/posting notices in the file? [] yes [] no [X] n/a
Evidence of notification to property owners? [] yes [] no [X] n/a
Final vote taken at this hearing? [X] yes [] no [] n/a
Motioned by: Councilmember Burnett
Seconded by: Councilmember Cohen
Final Vote: Favorable

Major Speakers

(This is not an attendance record.)

- Councilmember Zeke Cohen (D.1st)

- t



Major Issues Discussed

1. The Hearing was moved to the Reeves Conference Room because on an extended Hearing.
2. The Chair convened the Hearing and announced that this Bill would be heard concurrently with CC 18-0278
3. This Bill is part of a Package of Legislation to transfer a small parcel of land for private development.
4. Councilman Cohen testified the affected Community is in support of this Bill
5. The Bill passed on a 6-0 Vote with one Member absent.

Further Study

Was further study requested?

Yes No

If yes, describe.

Committee Vote:

J. Bullock:..... Yea
 K. Burnett:..... Yea
 B. Henry: Yea
 S. Sneed:..... Yea
 Z. Cohen:..... Yea
 R. Dorsey:..... Yea

Richard G. Krummerich, Committee Staff

Date: November 28, 2018

cc: Bill File
OCS Chrono File



Handwritten mark or signature in the top right corner.



**CITY OF BALTIMORE
CITY COUNCIL HEARING ATTENDANCE RECORD**

Committee: * Housing and Urban Affairs

Chairperson: * Jo

Date: November 27, 2018

Time: 2:05 PM

Place: * Council Chambers

Subject: * - Ordinance - City Streets - Opening - Dillon Street

PLEASE PRINT

IF YOU WANT TO TESTIFY PLEASE CHECK HERE

FIRST NAME	LAST NAME	ST. #	ADDRESS/ORGANIZATION NAME	ZIP	EMAIL ADDRESS
John	Doe	100	North Charles Street	21202	Johndoenbmore@yahoo.com
Josh	Taylor		Dot		
Caroline	Hecker	25	S. Conest, 21st fl.	21201	checkerprosenberg@...
Tyrell	Dixon		HCD		
Richard	Kueter	8551	PILUPLES PRIVE	22150	rkueter@kelller.com
Mica	Felix		35C		

(* NOTE: IF YOU ARE COMPENSATED OR INCUR EXPENSES IN CONNECTION WITH THIS BILL, YOU MAY BE REQUIRED BY LAW TO REGISTER WITH THE CITY BOARD OF ETHICS. FOR INFORMATION AND FORMS, CALL OR WRITE: BALTIMORE CITY BOARD OF ETHICS, LEGISLATIVE REFERENCE, 626 CITY HALL, BALTIMORE, MD 21202. TEL: 410-396-4730. FAX: 410-396-8483.



City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland
21202

Meeting Agenda - Final

Housing and Urban Affairs Committee

Tuesday, November 27, 2018

2:05 PM

Du Burns Council Chamber, 4th floor, City Hall

18-0279

CALL TO ORDER

INTRODUCTIONS

ATTENDANCE

ITEMS SCHEDULED FOR PUBLIC HEARING

18-0279

City Streets - Closing - Dillon Street

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ADJOURNMENT

THIS MEETING IS OPEN TO THE PUBLIC



BILL SYNOPSIS

Committee: Housing and Urban Affairs

Bill CC 18-0279

Ordinance – City Streets – Closing – Dillon Street

Sponsor: *President Young (The Administration)*

Introduced: *September 17, 2018*

Purpose:

For the purpose of condemning and closing Dillon Street, extending from the east side of CSX Transportation Inc. easterly 201.24 feet to the west side of South Macon Street, as shown on Plat 307-A-21 in the Office of the Department of Transportation; and providing for a special effective date.

Effective: Upon enactment

Hearing Date/Time/Location: November 27, 2018 at 2:05 PM in the Council Chambers

Agency Reports

Planning Commission	Favorable
Department of Housing and Community Development	
Department of Transportation	Favorable
Baltimore Development Corporation	Favorable
Department of Law	Favorable

Analysis

Current Law

Article II sections 2, 34, and 35 of the Baltimore City Charter establishes a process for disposing of city thoroughfares. The final step in the process is enactment of an Ordinance of the Mayor and City Council.

Background

CC 18-0278 is part of a package of Legislation designed to aid development of a townhouse development in the Greektown Community of southeast Baltimore.

The property to be conveyed is an approximately 1/3rd of an acre portion of Dillion Street near its intersection with O'Donnell Street.

CC 12-0279 condemns and closes the above described property. Transfer will be made by separate Ordinance.

Additional Information

Fiscal Note: Not Available

Information Source(s): Bill file

Analysis by: Richard G. Krummerich *RK* Direct Inquiries to: 410-396-1266
Analysis Date: 11-23-18



2 ..

**CITY OF BALTIMORE
COUNCIL BILL 18-0279
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

Introduced and read first time: September 17, 2018

Assigned to: Housing and Urban Affairs Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Housing and Community Development, Department of Transportation, Baltimore Development Corporation

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Streets – Closing –**
3 **Dillon Street**

4 FOR the purpose of condemning and closing Dillon Street, extending from the east side of CSX
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13 Sections 2, 34, 35

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15 (1996 Edition)

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18 the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of South
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21 CSX Transportation Inc. Railroad and the south side of Dillon Street 70 feet wide
22 the point of beginning being distant Northerly 292 feet, more or less, measured
23 along the east side of CSX Transportation Inc. Railroad from the north side of
24 O'Donnell Street varying in width; thence binding on the east side of Lehigh
25 Street Northerly 70 feet to the north side of Dillon Street; thence binding on the
26 north side of Dillon Street Easterly 201.24 feet to intersect the west side of South
27 Macon Street 60 feet wide; thence binding on the west side of South Macon Street
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EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

Council Bill 18-0279

1 Containing 14,086.80 square feet or 0.323 acres, more or less.

2 As delineated on Plat 307-A-21A, prepared by the Survey Section and filed on April 24, 2018, in
3 the Office of the Department of Transportation.

4 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
5 closing of Dillon Street and the rights of all interested parties shall be regulated by and in
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8 Legislative Reference.

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

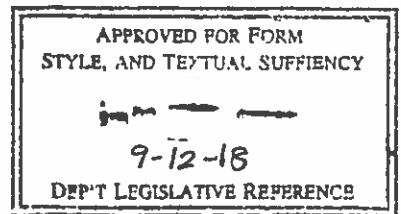
16 **SECTION 4. AND BE IT FURTHER ORDAINED,** That no building or structure of any kind
17 (including but not limited to railroad tracks) may be constructed or erected in or on any part of
18 the street closed under this Ordinance until all subsurface structures and appurtenances owned by
19 the Mayor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

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

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

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

INTRODUCTORY*
CITY OF BALTIMORE
COUNCIL BILL _____



Introduced by: The Council President
At the request of: The Administration (Department of Transportation)

A BILL ENTITLED

AN ORDINANCE concerning

**City Streets – Closing –
Dillon Street**

FOR the purpose of condemning and closing Dillon Street, extending from the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of South Macon Street, as shown on Plat 307-A-21A in the Office of the Department of Transportation; and providing for a special effective date.

BY authority of
Article I - General Provisions
Section 4
and
Article II - General Powers
Sections 2, 34, 35
Baltimore City Charter
(1996 Edition)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Department of Transportation shall proceed to condemn and close Dillon Street, extending from the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of South Macon Street, and more particularly described as follows:

Beginning for Parcel 1 at the point formed by the intersection of the west side of CSX Transportation Inc. Railroad and the south side of Dillon Street 70 feet wide the point of beginning being distant Northerly 292 feet, more or less, measured along the east side of CSX Transportation Inc. Railroad from the north side of O'Donnell Street varying in width; thence binding on the east side of Lehigh Street Northerly 70 feet to the north side of Dillon Street; thence binding on the north side of Dillon Street Easterly 201.24 feet to intersect the west side of South Macon Street 60 feet wide; thence binding on the west side of South Macon Street Southerly 70 feet to the south side of Dillon Street; thence binding on the south side of Dillon Street Westerly 201.24 feet to the place of beginning.

Containing 14,086.80 square feet or 0.323 acres, more or less.

* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

As delineated on Plat 307-A-21A, prepared by the Survey Section and filed on April 24, 2018, in the Office of the Department of Transportation.

SECTION 2. AND BE IT FURTHER ORDAINED, That the proceedings for the condemnation and closing of Dillon Street and the rights of all interested parties shall be regulated by and in accordance with all applicable provisions of state and local law and with all applicable rules and regulations adopted by the Director of Transportation and filed with the Department of Legislative Reference.

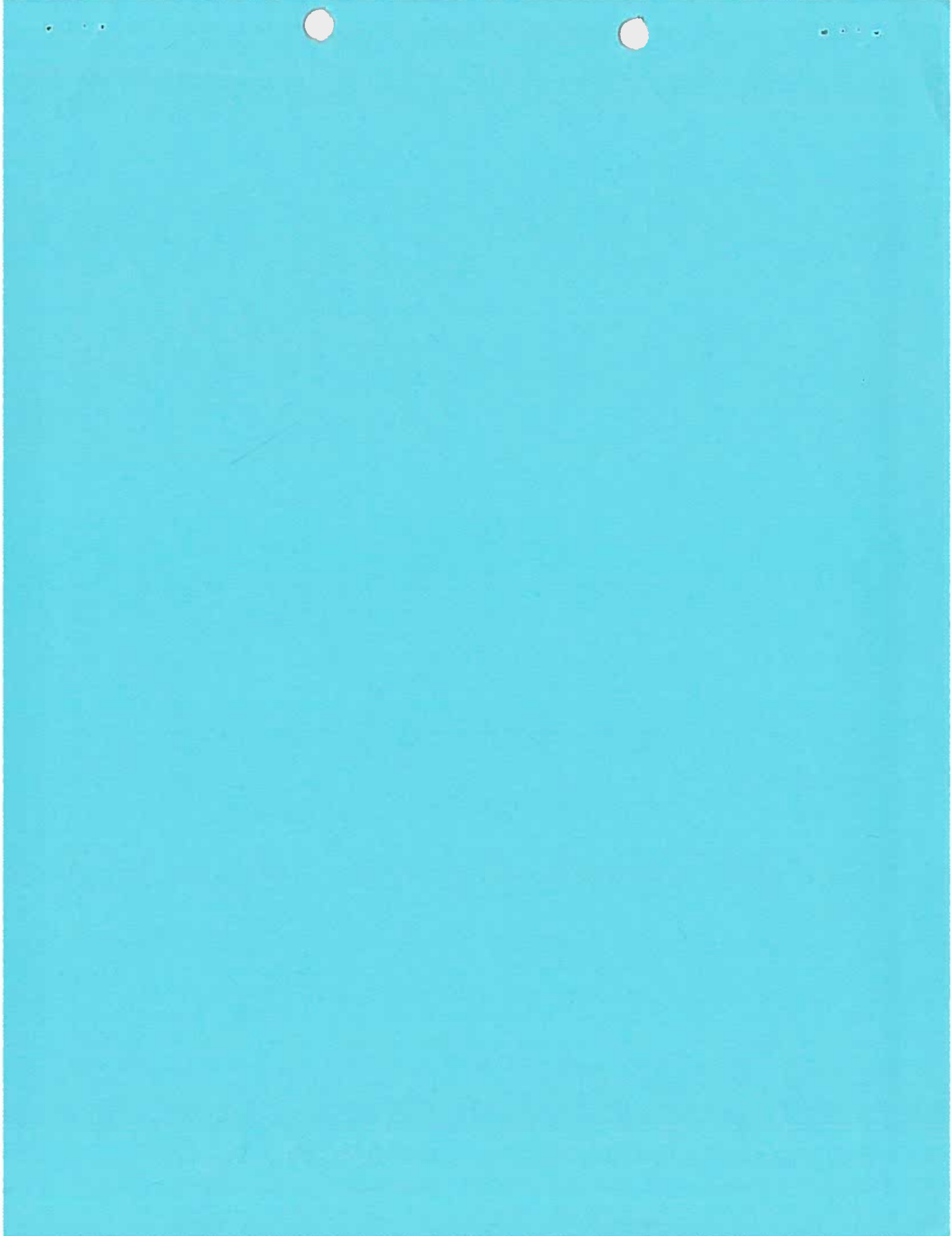
SECTION 3. AND BE IT FURTHER ORDAINED, That after the closing under this Ordinance, all subsurface structures and appurtenances now owned by the Mayor and City Council of Baltimore continue to be the property of the Mayor and City Council, in fee simple, until their use has been abandoned by the Mayor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

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

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

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

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



ACTION BY THE CITY COUNCIL

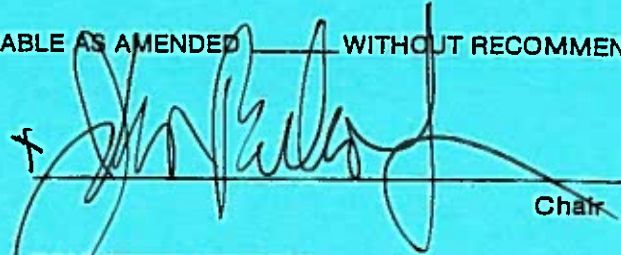
SEP 17 2018

FIRST READING (INTRODUCTION) _____ 20 _____

PUBLIC HEARING HELD ON 11-27-18 _____ 20 18

COMMITTEE REPORT AS OF 12-3 _____ 20 18

FAVORABLE _____ UNFAVORABLE _____ FAVORABLE AS AMENDED _____ WITHOUT RECOMMENDATION


Chair

COMMITTEE MEMBERS:

COMMITTEE MEMBERS:

SECOND READING: The Council's action being favorable (unfavorable), this City Council bill was (was not) ordered printed for Third Reading on:

DEC 03 2018
20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING _____ DEC 06 2018
20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

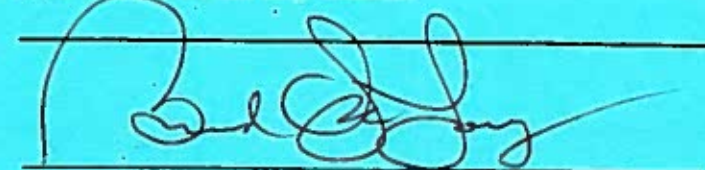
THIRD READING (ENROLLED) _____ 20 _____

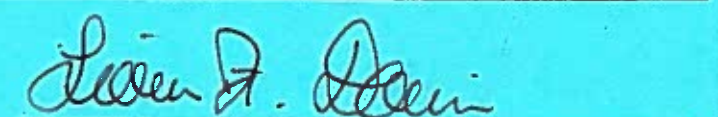
_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (RE-ENROLLED) _____ 20 _____

WITHDRAWAL _____ 20 _____

There being no objections to the request for withdrawal, it was so ordered that this City Council Ordinance be withdrawn from the files of the City Council.


President


Chief Clerk