

**CITY OF BALTIMORE
COUNCIL BILL 18-0242
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Department of Housing and Community Development)
Introduced and read first time: May 14, 2018
Assigned to: Housing and Urban Affairs Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Board of Municipal and Zoning Appeals, Planning Commission, Department of Housing and Community Development, Department of Public Works, Commission for Historical and Architectural Preservation, Baltimore Development Corporation, Department of Transportation

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Urban Renewal – Broadway East –**
3 **Amendment _**

4 FOR the purpose of amending the Urban Renewal Plan for Broadway East to reauthorize the
5 acquisition of properties within the Project Area; waiving certain content and procedural
6 requirements; making the provisions of this Ordinance severable; providing for the
7 application of this Ordinance in conjunction with certain other ordinances; and providing for
8 a special effective date.

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

14 **Recitals**

15 The Urban Renewal Plan for Broadway East was originally approved by the Mayor and City
16 Council of Baltimore by Ordinance 88-156 and last amended by Ordinance 14-302.

17 An amendment to the Urban Renewal Plan for Broadway East is necessary to reauthorize the
18 Plan's powers of acquisition and condemnation so that these actions may legally continue, in
19 compliance with § 12-105.1 of the Real Property Article of the Annotated Code of Maryland.

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

23 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
24 following change in the Urban Renewal Plan for Broadway East is approved:

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

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1 (1) In the Plan, amend C.1.c. to read as follows:

2 C. Techniques Used to Achieve Plan Objectives

3 1. Acquisition

- 4
5 c. The authority to acquire Properties within the Project Area is expressly
6 confirmed and reauthorized through and including [December 31, 2018]
7 DECEMBER 31, 2022.
8

9 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the Urban Renewal Plan for Broadway
10 East, as amended by this Ordinance and identified as “Urban Renewal Plan, Broadway East,
11 revised to include Amendment __, dated May 14, 2018”, is approved. The Department of
12 Planning shall file a copy of the amended Urban Renewal Plan with the Department of
13 Legislative Reference as a permanent public record, available for public inspection and
14 information.

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

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

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

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