
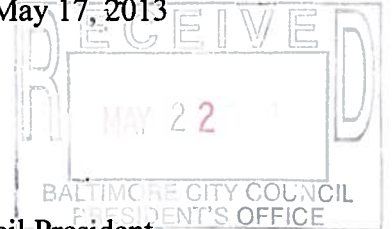


FROM	NAME & TITLE	Steve Sharkey, Acting Director	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Department of General Services 800 Abel Wolman Municipal Building		
	SUBJECT	CITY COUNCIL BILL 13-0228		

TO

DATE: May 17, 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 13-0228 introduced by the Council President on behalf of the Administration (Department of General Services).

Savorable

The purpose of the Bill is to grant a franchise to Petroleum Fuel & Terminal Company, to construct, use, and maintain private pipelines under and across or over and across portions of the 1600 block of South Clinton Street, the 1600 block of South Highland Avenue, the 1400 block of South Haven Street, the 4100 block of Boston Street, the 4100 block of O'Donnell Street, the 4400 block of Eastern Avenue, the 4500 block of East Lombard Street, and the 5100 block of Pulaski Highway rights-of-way, connecting the Company's North Terminal at 5101 Erdman Avenue to the Company's South Terminal at 1622 South Clinton Street, subject to certain terms, conditions, and reservations; and to repeal Ordinance 55-1462, Ordinance 79-1157, and Ordinance 82-851.

Petroleum Fuel & Terminal Company owns and operates two petroleum product terminals in Baltimore City; the North Terminal at 5101 Erdman Avenue, and the South Terminal at 1622 South Clinton Street. These two terminals are connected by a system of pipelines, portions of which cross City rights-of-way, either below or above grade. The authority to occupy City rights-of-way was granted under several franchise ordinances and Minor Privilege permits to either a predecessor entity or to Petroleum Fuel & Terminal Company. City Council Bill 13-0228, if approved, would consolidate all existing franchise ordinances and Minor Privilege permits permitted and assigned to Petroleum Fuel & Terminal Company, into one franchise ordinance. The new franchise would grant authority for the Company's pipelines and appurtenant structures to be constructed, operated and maintained in City rights-of-way for an additional 25 years. The legislation will also repeal Ordinance 55-1462 (originally issued to Merchants Terminal Corporation), Ordinance 79-1157, and Ordinance 82-851. Structures authorized under Minor Privilege permits 98405, 87364, and 115393 will also be consolidated into the new franchise, requiring Board of Estimates action to rescind them should this legislation be enacted.

The following is a brief description of the encroachments:

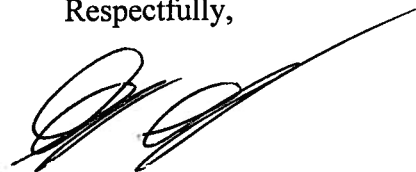
- An existing pipe bridgeway above and across the 1600 block of South Clinton Street, approximately 225 feet north of the centerline of Eastbourne Avenue. The bridgeway is approximately 70 feet long by 8 feet wide by 7 feet high and is approximately 18 feet above the surface of South Clinton Street at its lowest point. The bridgeway occupies approximately 560 square feet of the right-of-way; and

- An existing pipe bridgeway above and across the 1600 block of South Highland Avenue, approximately 64 feet south of the south building line of Danville Avenue. The bridgeway is approximately 134 feet long by 4 feet 6 inches wide by 3 feet high and is approximately 18 feet above the surface of South Highland Avenue at its lowest point. The bridgeway occupies approximately 603 square feet of the right-of-way. Four columns support the bridgeway and are located in the right-of-way. The volume of each supporting column footing is approximately 62.8 cubic feet, for a total of 251.2 cubic feet for all four column footings; and
- A new 12-inch pipeline under and across the 1400 block of South Haven Street, occupying approximately 80 linear feet of the right-of-way; and
- An existing 12-inch pipeline under and across the 4100 block of Boston Street, occupying approximately 70 linear feet of the right-of-way; and
- An existing 12-inch pipeline under and across the 4100 block of O'Donnell Street, occupying approximately 70 linear feet of the right-of-way; and
- An existing 12-inch pipeline above and across the 4400 block of Eastern Avenue on a bracket attached to the railroad bridge, occupying approximately 97 linear feet of the right-of-way; and
- An existing 12-inch pipeline under and across the 4500 block of East Lombard Street, occupying approximately 81 linear feet of the right-of-way; and
- An existing 12-inch pipeline under and across the 5100 block of Pulaski Highway, occupying approximately 162 linear feet of the right-of-way.

In accordance with the Minor Privilege Schedule of Charges and Regulations as established and set by the Board of Estimates, an annual franchise fee of \$15,091.64 is recommended for these encroachments into the public rights-of-way.

Based on these findings, the Department of General Services supports passage of City Council Bill 13-0228.

Respectfully,



STEVE SHARKEY
ACTING DIRECTOR

SS/MMC:ela