

**CITY OF BALTIMORE  
COUNCIL BILL 11-0723  
(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of General Services)  
Introduced and read first time: July 18, 2011  
Assigned to: Highways and Franchises Subcommittee

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REFERRED TO THE FOLLOWING AGENCIES: Planning Commission, Department of Housing and Community Development, Department of General Services, Department of Transportation, Baltimore Development Corporation

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Streets – Closing –**  
3 **Certain Alleys Bounded by Riverside Road, Levin Road, and Meadow Road**

4 FOR the purpose of condemning and closing certain alleys bounded by Riverside Road, Levin  
5 Road, and Meadow Road, as shown on Plat 347-A-74A in the Office of the Department of  
6 General Services; and providing 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 Public Works shall proceed to condemn and close certain alleys bounded by  
17 Riverside Road, Levin Road, and Meadow Road, and more particularly described as follows:

18 Beginning for Parcel No. 1 at the point formed by the intersection of the south  
19 side of Riverside Road, 50 feet wide, and the northwest side of a 10-foot alley laid  
20 out in the rear of the property known as No. 121 Riverside Road, said point of  
21 beginning being distant easterly 141.7 feet, more or less, measured along the  
22 south side of said Riverside Road from the southeast side of said Riverside Road,  
23 and running thence binding on the south side of said Riverside Road Easterly 11.4  
24 feet, more or less, to intersect the southeast side of said 10-foot alley; thence  
25 binding on the southeast side of said 10-foot alley Southwesterly 147.2 feet, more  
26 or less, to intersect the line of the southwest side of a 10-foot alley laid out  
27 contiguous to the southwest outline of the parcel of land known as Lot 36 of  
28 Block 7027D, if projected northwesterly; thence binding on said line, so  
29 projected, Northwesterly 10.0 feet to intersect the northwest side of said 10-foot

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

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1 alley, mentioned firstly herein, and thence binding on the northwest side of said  
2 10-foot alley, mentioned firstly herein, Northeasterly 141.8 feet, more or less, to  
3 the place of beginning.

4 Beginning for Parcel No. 2 at a point on the north side of a 10-foot alley laid out  
5 in the rear of the properties known as Nos. 111 and 115 Riverside Road, said  
6 point of beginning being distant westerly 160.0 feet, more or less, measured along  
7 the north side of said 10-foot alley from the west side of Levin Road, 40 feet  
8 wide, and running thence binding on the line of the east outline of the property  
9 known as No. 111 Riverside Road, if projected southerly, Southerly 10.0 feet to  
10 intersect the south side of said 10-foot alley; thence binding on the south side of  
11 said 10-foot alley Westerly 254.3 feet, more or less, to intersect the northeast side  
12 of a 10-foot alley laid out contiguous to the southwest outline of the parcel of land  
13 known as Lot 36 of Block 7029D; thence binding on the northeast side of last said  
14 10-foot alley, Northwesterly 21.2 feet, more or less, to intersect the north side of  
15 said 10-foot alley, mentioned firstly herein, and thence binding on the north side  
16 of said 10-foot alley, mentioned firstly herein, Easterly 273.0 feet, more or less, to  
17 the place of beginning.

18 Beginning for Parcel No. 3 at the point formed by the intersection of the  
19 southwest side of a 10-foot alley laid out contiguous to the southwest outline of  
20 the parcel of land known as Lot 36 of Block 7027D and the line of the northwest  
21 side of a 10-foot alley laid out 125.0 feet, more or less, northwest of Levin Road,  
22 40 feet wide, if projected southwesterly, said point of beginning being distant  
23 northwesterly 135.0 feet, more or less, measured along the southwest side of said  
24 10 foot alley, mentioned firstly herein, from the northwest side of said Levin  
25 Road, and running thence binding on the southwest side of said 10-foot alley,  
26 mentioned firstly herein, Northwesterly 265.0 feet, more or less, to intersect the  
27 southeast side of a 10-foot alley laid out in the rear of the property known as No.  
28 121 Riverside Road; thence binding on the southeast side of last said 10-foot  
29 alley, Northeasterly 10.0 feet to intersect the northeast side of said 10-foot alley,  
30 mentioned firstly herein; thence binding on the northeast side of said 10-foot  
31 alley, mentioned firstly herein, Southeasterly 265.0 feet, more or less, to intersect  
32 the line of the northwest side of said 10-foot alley, mentioned secondly herein, so  
33 projected, and thence binding on the line of the northwest side of said 10-foot  
34 alley, mentioned secondly herein, Southwesterly 10.0 feet to the place of  
35 beginning.

36 As delineated on Plat 347-A-74A, prepared by the Survey Control Section and filed on  
37 September 22, 2010, in the Office of the Department of General Services.

38 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and  
39 closing of certain alleys and the rights of all interested parties shall be regulated by and in  
40 accordance with all applicable provisions of state and local law and with all applicable rules and  
41 regulations adopted by the Director of General Services and filed with the Department of  
42 Legislative Reference.

43 **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
44 subsurface structures and appurtenances now owned by the Mayor and City Council of  
45 Baltimore continue to be the property of the Mayor and City Council, in fee simple, until their  
46 use has been abandoned by the Mayor and City Council. If any person wants to remove, alter, or

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1 interfere with them, that person must first obtain permission from the Mayor and City Council  
2 and, in the application for this permission, must agree to pay all costs and expenses, of every  
3 kind, arising out of the removal, alteration, or interference.

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

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

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

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