

CITY OF BALTIMORE

BOARD OF ESTIMATES

Room 204, City Hall
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CITY SOLICITOR

BERNICE H. TAYLOR
DEPUTY COMPTROLLER
AND CLERK TO THE BOARD

October 23, 2013

Honorable President and Members
of the City Council

Ladies and Gentlemen:

On October 23, 2013 the Board had before it for consideration the following pending City Council Bill:

13-0228 - An ordinance concerning Franchise - Private Pipelines Under and Across or Over and Across Portions of the South Clinton Street, South Highland Avenue, South Haven Street, Boston Street, O'Donnell Street, Eastern Avenue, East Lombard Street, and Pulaski Highway Rights-of-Way for the purpose of granting 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; repealing Ordinance 55-1462, Ordinance 79-1157, and Ordinance 82-851; and providing for a special effective date.

Annual Fee: \$15,091.46



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 BY THE DEPARTMENT OF GENERAL SERVICES FOR THESE ENCROACHMENTS INTO THE PUBLIC RIGHTS-OF-WAY.

ASSUMING THE PROCEDURAL REQUIREMENTS IN THE CITY CHARTER ARE MET, THE LAW DEPARTMENT WILL APPROVE THE BILL FOR FORM AND LEGAL SUFFICIENCY.

THE PLANNING COMMISSION CONCURS WITH THE RECOMMENDATION OF ITS DEPARTMENTAL STAFF, AND RECOMMENDS THAT CITY COUNCIL BILL 13-0228 BE PASSED BY THE CITY COUNCIL.

THE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT RESPECTFULLY DEFERS ITS POSITION ON CITY COUNCIL BILL 13-0228 TO THE DEPARTMENT OF PLANNING.

IN ACCORDANCE WITH THE MINOR PRIVILEGE SCHEDULE OF CHARGES AND REGULATIONS AS ESTABLISHED BY THE BOARD OF ESTIMATES, THE DEPARTMENT OF GENERAL SERVICES RECOMMENDED AN ANNUAL FRANCHISE FEE OF \$15,091.64 FOR THIS TYPE OF ENCROACHMENT INTO THE PUBLIC WAY.

After NOTING AND CONCURRING in all favorable reports received, the Board approved the aforementioned City Council Bill with an annual franchise fee of \$15,091.64 and referred it to the City Council with the recommendation that it be approved and passed by that Honorable Body.

The President ABSTAINED from voting.

Sincerely,


Bernice H. Taylor
Clerk to the Board of Estimates

OCT 23 2013