

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 13-0179

Introduced by: The Council President
At the request of: The Administration (Department of General Services)
Introduced and read first time: January 28, 2013
Assigned to: Taxation, Finance and Economic Development Committee
Committee Report: Favorable
Council action: Adopted
Read second time: June 24, 2013

AN ORDINANCE CONCERNING

**Sale of Properties – Former Beds of Certain Streets and
Alleys or Portions of Them**

FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of certain streets and alleys or portions of them bounded by North Avenue, Warwick Avenue, Baker Street, and the CSX Transportation, Inc., Railroad Right of Way and no longer needed for public use; and providing for a special effective date.

BY authority of
Article V - Comptroller
Section 5(b)
Baltimore City Charter
(1996 Edition)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That, in accordance with Article V, § 5(b) of the City Charter, the City Comptroller may sell, at either public or private sale, all the interest of the Mayor and City Council of Baltimore in certain parcels of land known as the former beds of certain streets and alleys or portions of them bounded by North Avenue, Warwick Avenue, Baker Street, and the CSX Transportation, Inc., Railroad Right of Way, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the south side of North Avenue, 100 feet wide, and the east side of the former bed of Thomas Avenue, 66 feet wide, and running thence binding on the east side of the former bed of said Thomas Avenue, Southerly 1071.8 feet, more or less, to intersect the north side of Baker Street, 66 feet wide; thence binding on the north side of said Baker Street, Westerly 66.0 feet to intersect the west side of the former bed of said Thomas Avenue; thence binding on the west side of the former bed of said Thomas Avenue, Northerly 1071.8 feet, more or less, to intersect the south side of said North Avenue, and thence binding on the south side of said North Avenue, Easterly 66.0 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.

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1 Beginning for Parcel No. 2 at the point formed by the intersection of the west side
2 of the former bed of Thomas Avenue, 66 feet wide, and the south side of the
3 former bed of Presbury Street, 66 feet wide, and running thence binding on the
4 south side of the former bed of said Presbury Street, Westerly 115.0 feet, more or
5 less, to the westernmost extremity of the former bed of said Presbury Street, there
6 situate, the westernmost extremity of the former bed of said Presbury Street is also
7 the easternmost extremity of the former bed of Presbury Street, 66 feet wide, as
8 condemned and closed under Ordinance No. 1203, approved December 2, 1967 by
9 the Mayor and City Council of Baltimore; thence binding on the westernmost
10 extremity of the former bed of said Presbury Street, mentioned firstly herein,
11 Northerly 66.0 feet to intersect the north side of the former bed of said Presbury
12 Street, mentioned firstly herein; thence binding on the north side of the former bed
13 of said Presbury Street, mentioned firstly herein, Easterly 115.0 feet, more or less,
14 to intersect the west side of the former bed of said Thomas Avenue, and thence
15 binding on the west side of the former bed of said Thomas Avenue, Southerly
16 66.0 feet to the place of beginning.

17 Beginning for Parcel No. 3 at the point formed by the intersection of the south
18 side of North Avenue, 100 feet wide, and the east side of the former bed of
19 Whitmore Avenue, 66 feet wide, and running thence binding on the east side of
20 the former bed of said Whitmore Avenue, Southerly 100.0 feet, more or less, to
21 the southernmost extremity of the former bed of said Whitmore Avenue, there
22 situate, the southernmost extremity of the former bed of said Whitmore Avenue is
23 also the northernmost extremity of the former bed of Whitmore Avenue, 66 feet
24 wide, as condemned and closed under Ordinance No. 559, approved November
25 26, 2007 by the Mayor and City Council of Baltimore; thence binding on the
26 southernmost extremity of the former bed of said Whitmore Avenue, mentioned
27 firstly herein, Westerly 66.0 feet to intersect the west side of the former bed of
28 said Whitmore Avenue, mentioned firstly herein; thence binding on the west side
29 of the former bed of said Whitmore Avenue, mentioned firstly herein, Northerly
30 100.0 feet, more or less, to intersect the south side of said North Avenue, and
31 thence binding on the south side of said North Avenue, Easterly 66.0 feet to the
32 place of beginning.

33 Beginning for Parcel No. 4 at the point formed by the intersection of the north
34 side of the former bed of Presbury Street, 20 feet wide, and the west side of
35 Warwick Avenue, 66 feet wide, and running thence binding on the west side of
36 said Warwick Avenue, Southerly 20.0 feet to intersect the south side of the former
37 bed of said Presbury Street; thence binding on the south side of the former bed of
38 said Presbury Street, Westerly 80.0 feet, more or less; thence by a straight line
39 through the bed of the former bed of said Presbury Street, Northerly 10.0 feet,
40 more or less, to intersect the centerline of the former bed of said Presbury Street;
41 thence binding on the centerline of the former bed of said Presbury Street,
42 Westerly 30.0 feet, more or less, to intersect the east side of the former bed of a
43 10-foot alley, laid out in the rear of the properties known as Nos. 1601 through
44 1733 Thomas Avenue; thence binding on the east side of the former bed of said
45 10-foot alley, Northerly 10.0 feet to intersect the north side of the former bed of
46 said Presbury Street, and thence binding on the north side of the former bed of
47 said Presbury Street, Easterly 110.0 feet, more or less, to the place of beginning.

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1 Subject to full width Perpetual Easements for all Municipal Utilities and Services, not to be
2 abandoned, over the entire hereinabove described parcels of land.

3 The parcels of land being no longer needed for public use.

4 **SECTION 2. AND BE IT FURTHER ORDAINED**, That no deed may pass under this Ordinance
5 unless the deed has been approved by the City Solicitor.

6 **SECTION 3. AND BE IT FURTHER ORDAINED**, That this Ordinance takes effect on the date it is
7 enacted.

Certified as duly passed this _____ day of _____, 20__

President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,

this _____ day of _____, 20__

Chief Clerk

Approved this _____ day of _____, 20__

Mayor, Baltimore City