

**CITY OF BALTIMORE
COUNCIL BILL 22-0216
(First Reader)**

Introduced by: The City Council President
At the request of: The Administration (Department of Transportation)
Introduced and read first time: April 4, 2022
Assigned to: Economic and Community Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Housing and Community Development, Department of Transportation, Department of Recreation and Parks, Department of Finance, Board of Estimates, Baltimore City Parking Authority

A BILL ENTITLED

1 AN ORDINANCE concerning

2 style="text-align:center">**City Property – Grant of Easement**

3 FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant a Perpetual
4 Easement to the Maryland State Highway Administration for the installation and maintenance
5 of a traffic control device, sidewalk, and median in the vicinity of the intersection of MD 150
6 (Eastern Avenue) and the entrance to East Point Mall, Baltimore County, Maryland, as shown
7 on Plat 59795 filed in the State Highway Administration State Roads Commission; and
8 providing for a special effective date.

9 BY authority of
10 Article V - Comptroller
11 Section(s) 5(b)
12 Baltimore City Charter
13 (1996 Edition)

14 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
15 Comptroller of Baltimore City is hereby authorized to grant a Perpetual Easement to the
16 Maryland State Highway Administration for the installation and maintenance of a traffic control
17 device, sidewalk, and median in the vicinity of the intersection of MD Route 150 (Eastern
18 Avenue) and the entrance to East Point Mall, Baltimore County, Maryland, and described as
19 follows:

20 Beginning for the same at a point on the south side of the Right of Way Line of
21 MD Route 150 (Eastern Avenue) varying in width, said point of beginning being
22 distant 48.19 feet offset to the right of station 64+79.12 feet measured along Base
23 Line of Right of Way as shown on Plat 59795 filed in the State Highway
24 Administration State Roads Commission, running thence along the south side of
25 the Right of Way Line of MD Route 150 (Eastern Avenue);

26 1. North 67° 23' 48" East 57.11 feet, to a point on the south side of said right
27 of way line of MD Route 150 (Eastern Avenue) 45.06 feet offset to the
28 right of station 65+36.15;

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

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- 1 2. Thence leaving said right of way line and running by a curve to the left,
2 with a radius of 799.02 feet and an arc length of 5.82 feet, having a chord
3 bearing South 52° 17' 19" East 5.82 feet, to a point being offset 49.94 feet
4 to the right of station 65+39.40;
- 5 3. Thence South 24° 38' 54" West 29.77 feet, to a point being offset 71.32
6 feet to the right of station 65+18.59;
- 7 4. Thence South 19° 24' 58" East 24.68 feet, to a point 96.00 feet offset to the
8 right of station 65+18.57;
- 9 5. Thence South 70° 32' 35" West 8.80 feet, to a point 96.00 feet offset to the
10 right of station 65+09.77 and thence;
- 11 6. By a curve to the right with a radius of 849.02 feet and an arc length of
12 56.79 feet, having a chord bearing North 52° 06' 47" West 56.78 feet, to
13 the place of beginning.

14 Being known as Perpetual Easement for Traffic Control Device, Sidewalk and
15 Median Installation and Maintenance, item 107458 on Plat 59795 of the State
16 Highway Administration State Roads Commission.

17 Containing 1,521 square feet or 0.035 acres of land, more or less.

18 Subject to a full width Perpetual Easement for all Municipal Utilities and Services, not to be
19 abandoned, over the entire hereinabove described parcels of land.

20 Subject to the following conditions:

- 21 1. The plans and specifications for the use of the easement must be approved in writing
22 by the City before construction.
- 23 2. The City and its employees or agents must have access to the easement area at all
24 times when necessary for public purposes.
- 25 3. The Grantee shall maintain the easement at its sole cost and expense.
- 26 4. The City shall be protected, indemnified, and saved harmless from all legal action,
27 losses, and damages resulting from injury to persons or damage to property caused by
28 the use of the easement by the Grantee, its assigns and invitees.
- 29 5. No structures may be erected by the Grantee over the easement area except for
30 facilities approved in advance by the City.
- 31

32 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no deeds shall pass under this ordinance
33 unless the deed has been approved by the City Solicitor.

34 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this ordinance takes effect on the date it is
35 enacted.