

CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor



DEPARTMENT OF LAW

CENTRAL BUREAU OF INVESTIGATION
Room 31, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

September 16, 2016

The Honorable President and Members
of the Baltimore City Council
Attn: Natawna B. Austin, Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Re: City Council Bill 16-0747 – City Streets – Closing – A Portion of East
Fairmount Avenue

Dear Mr. President and City Council Members:

The Law Department has reviewed City Council Bill 16-0747 for form and legal sufficiency. The bill would allow the City to condemn and close a portion of East Fairmount Avenue, extending from the Norfolk Southern Railway Right of Way easterly 146.5 feet, more or less, to intersect the west side of a 10-foot alley, as shown on Plat 295-A-35A in the Office of the Department of Transportation. The bill also provides for an immediate effective date.

Section (34)(a) of Article II of the City Charter grants the Mayor and City Council the power to “construct, open, extend, widen, straighten or close streets, bridges, tunnels or approaches to them and other public ways of every kind within the bounds of the City.” Section 116(b)(2) of Article VII of the City Charter requires the Department of Transportation to prepare all ordinances for the opening and closing of streets. As this bill conforms to the applicable sections of the Charter, the Law Department approves it for form and legal sufficiency.

Sincerely,

Victor K. Tervala
Chief Solicitor

cc: David Ralph, Acting City Solicitor
Angela C. Gibson, Mayor’s Legislative Liaison
Elena DiPietro, Chief, General Counsel Division
Hilary Ruley, Chief Solicitor
Jennifer Landis, Assistant Solicitor

