

**CITY OF BALTIMORE
COUNCIL BILL 13-0179
(First Reader)**

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

REFERRED TO THE FOLLOWING AGENCIES: Planning Commission, Department of Housing and Community Development, Department of General Services, Department of Transportation, Baltimore City Parking Authority Board, Department of Real Estate, Department of Finance, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

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

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

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

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

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

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

Council Bill 13-0179

1 bed of said Thomas Avenue, Northerly 1071.8 feet, more or less, to intersect the
2 south side of said North Avenue, and thence binding on the south side of said
3 North Avenue, Easterly 66.0 feet to the place of beginning.

4 Beginning for Parcel No. 2 at the point formed by the intersection of the west side
5 of the former bed of Thomas Avenue, 66 feet wide, and the south side of the
6 former bed of Presbury Street, 66 feet wide, and running thence binding on the
7 south side of the former bed of said Presbury Street, Westerly 115.0 feet, more or
8 less, to the westernmost extremity of the former bed of said Presbury Street, there
9 situate, the westernmost extremity of the former bed of said Presbury Street is also
10 the easternmost extremity of the former bed of Presbury Street, 66 feet wide, as
11 condemned and closed under Ordinance No. 1203, approved December 2, 1967 by
12 the Mayor and City Council of Baltimore; thence binding on the westernmost
13 extremity of the former bed of said Presbury Street, mentioned firstly herein,
14 Northerly 66.0 feet to intersect the north side of the former bed of said Presbury
15 Street, mentioned firstly herein; thence binding on the north side of the former bed
16 of said Presbury Street, mentioned firstly herein, Easterly 115.0 feet, more or less,
17 to intersect the west side of the former bed of said Thomas Avenue, and thence
18 binding on the west side of the former bed of said Thomas Avenue, Southerly
19 66.0 feet to the place of beginning.

20 Beginning for Parcel No. 3 at the point formed by the intersection of the south
21 side of North Avenue, 100 feet wide, and the east side of the former bed of
22 Whitmore Avenue, 66 feet wide, and running thence binding on the east side of
23 the former bed of said Whitmore Avenue, Southerly 100.0 feet, more or less, to
24 the southernmost extremity of the former bed of said Whitmore Avenue, there
25 situate, the southernmost extremity of the former bed of said Whitmore Avenue is
26 also the northernmost extremity of the former bed of Whitmore Avenue, 66 feet
27 wide, as condemned and closed under Ordinance No. 559, approved November
28 26, 2007 by the Mayor and City Council of Baltimore; thence binding on the
29 southernmost extremity of the former bed of said Whitmore Avenue, mentioned
30 firstly herein, Westerly 66.0 feet to intersect the west side of the former bed of
31 said Whitmore Avenue, mentioned firstly herein; thence binding on the west side
32 of the former bed of said Whitmore Avenue, mentioned firstly herein, Northerly
33 100.0 feet, more or less, to intersect the south side of said North Avenue, and
34 thence binding on the south side of said North Avenue, Easterly 66.0 feet to the
35 place of beginning.

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

Council Bill 13-0179

1 10-foot alley, Northerly 10.0 feet to intersect the north side of the former bed of
2 said Presbury Street, and thence binding on the north side of the former bed of
3 said Presbury Street, Easterly 110.0 feet, more or less, to the place of beginning.

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

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

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

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