

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 16-0649

Introduced by: The Council President
At the request of: The Administration (Department of Transportation)
Introduced and read first time: April 7, 2016
Assigned to: Taxation, Finance and Economic Development Committee
Committee Report: Favorable
Council action: Adopted
Read second time: August 8, 2016

AN ORDINANCE CONCERNING

City Property – Grant of Easements

1
2 FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual
3 easements to the Maryland State Highway Administration for the maintenance of 3 storm
4 water drainage inlets along Dulaney Valley Road, through the property of the Loch Raven
5 Reservoir, in Baltimore County, Maryland, as shown on Plats 60060 and 60061 filed in the
6 State Highway Administration State Roads Commission; and providing for a special effective
7 date.

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

13 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That the
14 Comptroller of Baltimore City is hereby authorized to grant 3 perpetual easements to the
15 Maryland State Highway Administration for the purpose of maintaining 3 storm water drainage
16 inlets along Dulaney Valley Road, through the property of the Loch Raven Reservoir, in
17 Baltimore County, Maryland, and more particularly described as follows:

18 Beginning for the first at a point being distant from the end of S °64 40' 18"
19 W 634.81 foot line of a plat entitled "Section 1 Revised, Wakefield" recorded in
20 plat book 23 page 93, the following 4 courses and distances; 1. S 64° 29' 35" W
21 7.74 feet, 2. N 24° 07' 39" E 112.71 feet, 3. By a curve to the left, with a radius of
22 1430.00 feet and an arch length of 594.12 feet, having a chord bearing N 12° 13'
23 31" E 589.85 feet, 4. N 00° 19' 23" E 668.21 feet, said point of beginning being
24 30 feet offset to the right of station 19+81.55 base line of right of way, thence;

- 25 1. North 00° 19' 23" East 43.00 feet to a point on the northeast side of
26 the Maintenance of Drainage Structure Easement;

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 2. Thence binding on the northeast side of said easement South 89° 40’
2 37” East 17.00 feet, to a point on the southeast side of said easement;
- 3 3. Thence binding on the southeast side of said easement South 00° 19’
4 23” West 43.00 feet, to a point on the southwest side of said easement
5 and thence
- 6 4. North 89° 40’ 37” West 17.00 feet, to the place of beginning.

7 Being shown on Plat 60060 of the State Highway Administration and containing 731
8 square feet or 0.017 acres of land, more or less.

9 Beginning for the second at a point being distant from the end of S 50° 31’ 23” W
10 1190.79 foot line of a plat entitled “First Amended Subdivision Plat of The
11 Cardinal Shehan Center” recorded in plat book 72 page 59, the following 3
12 courses and distances; 1. S 50° 47’ 00” E 15.84 feet, 2. By a curve to the right,
13 with a radius of 1536.00 feet and an arch length of 72.06 feet, having a chord
14 bearing N 19° 22’ 24” E 72.06 feet, 3. N 20° 43’ 03” E 375.26 feet, said point of
15 beginning being 30 feet offset to the left of station 30+47.93 base line of right of
16 way, thence;

- 17 1. North 69° 16’ 57” West 2.00 feet to a point on the northwest side of
18 the Maintenance of Drainage Structure Easement;
- 19 2. Thence binding on the northwest side of said easement North 20° 43’
20 03” East 47.50 feet, to a point on the northeast side of said easement;
- 21 3. Thence binding on the northeast side of said easement South 69° 16’
22 57” East 2.00 feet, to the north side of the right of way line of Dulaney
23 Valley Road 60 feet wide, and thence
- 24 4. South 20° 43’ 03” West 47.50 feet, to the place of beginning.

25 Being known as Parcel 1, item 109135 on Plat 60061 of the State Highway
26 Administration and containing 95 square feet or 0.002 acres of land, more or less.

27 Beginning for the third at a point being distant from the end of S 64° 40’ 18”
28 W 634.81 foot line of a plat entitled “Section 1 Revised, Wakefield” recorded in
29 plat book 23 page 93, the following 6 courses and distances; 1. S 64° 29’ 35” W
30 7.74 feet, 2. N 24° 07’ 39” E 112.71 feet, 3. By a curve to the left, with a radius of
31 1430.00 feet and an arch length of 594.12 feet, having a chord bearing N 12° 13’
32 31” E 589.85 feet, 4. N 00° 19’ 23” E 823.27 feet, 5. By a curve to the right, with
33 a radius of 1476.00 feet and an arch length of 525.38 feet, having a chord bearing
34 N 10° 31’ 13” E 522.62 feet, 6. N 20° 43’ 03” E 359.08 feet, said point of
35 beginning being 30 feet offset to the right of station 30+31.75 base line of right of
36 way, thence;

- 37 1. North 20° 43’ 03” East 54.00 feet to a point on the northeast side of
38 the Maintenance of Drainage Structure Easement;

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- 1 2. Thence binding on the northeast side of said easement South 69° 16’
2 57” East 26.50 feet, to a point on the southeast side of said easement;
- 3 3. Thence binding on the southeast side of said easement South 20° 43’
4 03” West 54.00 feet, to a point on the southwest side of said easement
5 and thence
- 6 4. North 69° 16’ 57” West 26.50 feet, to the place of beginning.

7 Being known as Parcel 2, item 109135, on Plat 60061 of the State Highway
8 Administration and containing 1,434 square feet or 0.033 acres of land, more or less.

9 All courses, distances, and coordinates in the preceding description are referred to the true
10 meridian as adopted by the State of Maryland NAD 83/91.

11 Subject to the following conditions:

- 12 1. The plans and specifications for the use of the easement must be approved in writing by
13 the City before construction.
- 14 2. The City and its employees or agents must have access to the easement area at all times
15 when necessary for public purposes.
- 16 3. The Grantee shall maintain the easement at its sole cost and expense.
- 17 4. The City shall be protected, indemnified, and saved harmless from all legal action, losses,
18 and damages resulting from injury to persons or damage to property caused by the use of
19 the easement by the Grantee, its assigns and invitees.
- 20 5. No structures may be erected by the Grantee over the easement area except for facilities
21 approved in advance by the City.

22 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no easement may be granted under this
23 Ordinance unless the easement has been approved by the City Solicitor.

24 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect when it is
25 enacted.

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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