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CITY OF BALTIMORE

BERNARD C. "JACK" YOUNG  
Mayor



DEPARTMENT OF LAW  
ANDRE M. DAVIS, CITY SOLICITOR  
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January 16, 2020

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 19-0440 – Acquisition of Property – Temporary Construction Easement  
and Permanent Easements

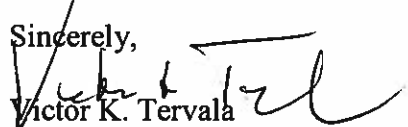
Dear President and City Council Members:

The Law Department has reviewed City Council Bill 19-0440 for form and legal sufficiency. The bill authorizes the Mayor and City Council of Baltimore to acquire, by purchase or condemnation, the fee simple or other interests as the Director of Transportation may deem necessary in portions of a descriptive property on the south side of Waterview Avenue, rear of 2200-2208 Round Road and known as Ward 25, Section 05, Block 7610, Lot 19, needed for the Seamon Avenue Storm Drain Project. The bill provides for a special effective date.

The City is empowered to authorize by ordinance the acquisition of property, by condemnation or otherwise, pursuant to the City Charter. *See*, Baltimore City Charter, Art. I, §4, Art. II, §2. City Council Bill 14-0440 is the requisite ordinance. In addition, City Code, Article 5, Subtitle 18, requires that when an ordinance has been introduced to acquire property by condemnation, property owners must receive notice of the bill's public hearing by mail. City Code, Art. 5, §18-2. Furthermore, the City Council is required to hold the public hearing at no shorter period than one week following the date when property owners ordinarily should have received the notice. City Code, Art. 5, §18-3.

Assuming the procedural requirements are met, the Law Department approves the bill for form and legal sufficiency as drafted.

Sincerely,

  
Victor K. Tervalá  
Chief Solicitor

cc: Andre M. Davis, City Solicitor  
Nicholas Blendy, MOGR

**Matt Stegman, Mayor's Legislative Liaison**  
**Caylin Young, President's Legislative Director**  
**Elena DiPietro, Chief Solicitor, General Counsel Division**  
**Hilary Ruley, Chief Solicitor**  
**Ashlea Brown, Assistant Solicitor**