

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 10-0507

Introduced by: The Council President
At the request of: The Administration (Department of General Services)
Introduced and read first time: May 17, 2010
Assigned to: Highways and Franchises Subcommittee

Committee Report: Favorable with amendments
Council action: Adopted
Read second time: October 18, 2010

AN ORDINANCE CONCERNING

**City Property - Grant of Easement -
Portion of 2201 West Cold Spring Lane**

FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant a Perpetual Easement ~~for Municipal Utilities and Services~~ through the parcel of land known as a portion of 2201 West Cold Spring Lane (Block 3357E, Lot 9A), as shown on Plat R.W. 20-36315 and filed in the Office of the Department of General Services; and providing for a special effective date.

By authority of
Article V - Comptroller
Section 5(b)
Baltimore City Charter (1996 Edition)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Comptroller of Baltimore City is hereby authorized to grant to Loyola University Maryland, Inc., an Easement ~~for Municipal Utilities and Services~~ in accordance with Article V, Section 5(b) of the Baltimore City Charter, on the parcel of land situate in Baltimore City known as a portion of 2201 West Cold Spring Lane (Block 3357E, Lot 9A), and described as follows:

Beginning for Perpetual Easement ~~for Municipal Utilities and Services~~ at a point on the southeast side of West Cold Spring Lane, of variable width, located at the northernmost corner of a plat entitled "Final Subdivision of No. 2101 and 2221 W. Cold Spring Lane", which plat is recorded among the land records of Baltimore City, Maryland, in Plat Pocket Folder FMC 3627, said point of beginning being designated "B1" on said plat; thence leaving said point of beginning, running with and binding on the outline of said plat, referring all courses of this description to the meridian of the Baltimore City Control System; (1) South 57 degrees 54 minutes 30 seconds East 85.00 feet, thence leaving the said outline of said plat, running through the parcel known and designated as Lot 1, as laid out and shown on said plat (FMC 3627); (2) South 12 degrees 46 minutes 27 seconds West 167.83 feet to intersect the northeast side of the 50-foot right of way for ingress and egress, utility and maintenance, laid out and shown

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 on the above mentioned plat at the point designated “N312”, thereon; thence
2 binding on said 50-foot right of way, North 42 degrees 47 minutes 15 Seconds
3 West 177.10 feet to intersect the aforesaid southeast side of West Cold Spring
4 Lane, at the point designated “N318” on said plat; thence binding on the southeast
5 side of West Cold Spring Lane; North 47 degrees 16 minutes 40 seconds East
6 116.24 feet to the point of beginning.

7 Containing 17,025 square feet or 0.391 acre of land, more or less.

8 All courses and distances in the above description are referred to the true meridian as adopted by
9 the Baltimore Survey Control System.

10 Subject to the following conditions:

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

21 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no easement or easements shall be
22 granted under this ordinance until the same has been approved by the City Solicitor.

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