

**CITY OF BALTIMORE  
COUNCIL BILL 09-0378  
(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of Recreation and Parks)  
Introduced and read first time: August 10, 2009  
Assigned to: Highways and Franchises Subcommittee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Public Works,  
Department of Real Estate, Department of Finance, Board of Estimates, Department of  
Recreation and Parks

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Property – Grant of Easement – Robert E. Lee Park**

3 FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant a drainage and  
4 utility easement through Robert E. Lee Park for the property known as 6608 Falls Road,  
5 Baltimore County; and providing for a special effective date.

6 BY authority of

7 Article V - Comptroller  
8 Section 5(b)  
9 Baltimore City Charter  
10 (1996 Edition)

11 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That, in  
12 accordance with Article V, § 5(b) of the City Charter, the City Comptroller may grant a  
13 perpetual easement for the installation of a permanent sewer connection for the property located  
14 at 6608 Falls Road, Baltimore County, the easement to be through that parcel of land known as  
15 Robert E. Lee Park, Baltimore County, and more particularly described as follows:

16 Beginning for a Perpetual Easement for a permanent sewer connection at a point  
17 on the east side of Falls Road, Maryland Route 25, 50 feet wide, said point of  
18 beginning being distant Northerly 817 feet, more or less, measured along the east  
19 side of said Falls Road from the north side of Old Pimlico Road, having a  
20 coordinate value of East 1408631.230 feet and North 627012.281 feet, and  
21 running thence by a straight line through the property now or formerly owned by  
22 the Mayor and City Council of Baltimore, and on the northeast side of said  
23 Perpetual Easement, South 72° 41' 41" East 150.11 feet to intersect a "10'  
24 Drainage and Utility Easement," as shown on the Baltimore County Bureau of  
25 Land Acquisition Drawing No. RW 64-125, there situate; thence binding on the  
26 north and northwest sides of said "10' Drainage and Utility Easement" the two  
27 following courses and distances; namely, South 77° 25' 32" West 14.72 feet and  
28 South 14° 25' 47" West 12.68 feet to intersect the southwest side of said  
29 Perpetual Easement; thence binding on the southwest side of said Perpetual  
30 Easement, and through said property, North 72° 41' 41" West 130.32 feet to

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

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1 intersect the east side of said Falls Road, and thence binding on the east side of  
2 said Falls Road, North 03° 41' 11" West 21.42 feet to the place of beginning,

3 containing 2,720.77 square feet, more or less.

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

6  
7 Subject to the following conditions:

- 8  
9 1. The plans and specifications for the use of the easement must be approved in writing by  
10 the City before construction.
- 11 2. The City and its employees or agents must have access to the easement area at all times  
12 when necessary for public purposes.
- 13 3. The Grantee shall maintain the easement at its sole cost and expense.
- 14 4. The City shall be protected, indemnified, and saved harmless from all legal action, losses,  
15 and damages resulting from injury to persons or damage to property caused by the use of  
16 the easement by the Grantee, its assigns and invitees.
- 17 5. No structures may be erected by the Grantee over the easement area except for facilities  
18 approved in advance by the City.

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

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