

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

Prepared by: Department of Legislative Reference

Date: September 20, 2017

Referred to: TAXATION, FINANCE & ECONOMIC DEVELOPMENT Committee

Also referred for recommendation and report to municipal agencies listed on reverse.

CITY COUNCIL 17-0142

A BILL ENTITLED

AN ORDINANCE concerning

City Property – Grant of Easements

FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

BY authority of

Article V – Comptroller
Section 5(b)
Baltimore City Charter
(1996 Edition)

****The introduction of an Ordinance or Resolution by Councilmembers at the request of any person, firm or organization is a courtesy extended by the Councilmembers and not an indication of their position.**

Agencies

- | | | | |
|--|--|--|--|
| <input type="checkbox"/> Department of Public Works | <input checked="" type="checkbox"/> Department of Real Estate | <input type="checkbox"/> Baltimore City Public School System | <input type="checkbox"/> Baltimore Development Corporation |
| <input checked="" type="checkbox"/> Department of Recreation and Parks | <input checked="" type="checkbox"/> Department of Transportation | <input checked="" type="checkbox"/> City Solicitor | <input type="checkbox"/> Comptroller's Office |
| <input type="checkbox"/> Fire Department | <input type="checkbox"/> Health Department | <input checked="" type="checkbox"/> Department of Finance | <input type="checkbox"/> Department of Audits |
| <input type="checkbox"/> Mayor's Office of Employment Development | <input type="checkbox"/> Mayor's Office of Human Services | <input type="checkbox"/> Department of General Services | <input type="checkbox"/> Department of Housing and Community Development |
| <input type="checkbox"/> Mayor's Office of Information Technology | <input type="checkbox"/> Office of the Mayor | <input checked="" type="checkbox"/> Department of Planning | <input type="checkbox"/> Department of Human Resources |
| <input type="checkbox"/> Police Department | <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ |

Boards and Commissions

- | | |
|---|--|
| <input type="checkbox"/> Environmental Control Board | <input type="checkbox"/> Board of Estimates |
| <input type="checkbox"/> Fire & Police Employees' Retirement System | <input type="checkbox"/> Board of Ethics |
| <input type="checkbox"/> Labor Commissioner | <input type="checkbox"/> Board of Municipal and Zoning Appeals |
| <input type="checkbox"/> Parking Authority Board | <input type="checkbox"/> Comm. for Historical and Architectural Preservation |
| <input type="checkbox"/> Planning Commission | <input type="checkbox"/> Commission on Sustainability |
| <input type="checkbox"/> Wage Commission | <input type="checkbox"/> Employees' Retirement System |
| <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ |
| <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Other: _____ |

CITY OF BALTIMORE
ORDINANCE **18-120**
Council Bill 17-0142

Introduced by: The Council President
At the request of: The Administration (Department of Transportation)
Introduced and read first time: September 25, 2017
Assigned to: Taxation, Finance and Economic Development Committee
Committee Report: Favorable
Council action: Adopted
Read second time: March 12, 2018

AN ORDINANCE CONCERNING

1 City Property – Grant of Easements

2 FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual
3 easements for Supporting Slopes through the property of the Mayor and City Council of
4 Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit
5 Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor
6 and City Council of Baltimore Property Plat; and providing for a special effective date.

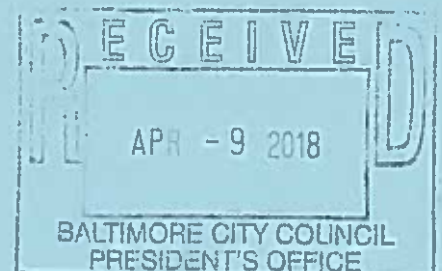
7 BY authority of
8 Article V – Comptroller
9 Section 5(b)
10 Baltimore City Charter
11 (1996 Edition)

12 SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the
13 Comptroller of Baltimore City is hereby authorized to grant 3 perpetual easements for Supporting
14 Slopes through the property of the Mayor and City Council, and described as follows:

15 Beginning for the first on the western right-of-way line of the Maryland Transit
16 Administration (MTA) at a point distant 60.00 feet from the beginning of the North 31°37' 23"
17 West 82.47 feet line of the MTA right-of-way as referenced on MTA drawing number RC-011-
18 01 (Contract No. CL05) entitled "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00" and
19 the point also being 47.67 feet left of MTA N/W baseline station 233+33.34 as referenced on
20 MTA drawing number CG-047-02 (Contract No. CL05) entitled "Track Alignment Data";
21 running thence along the right-of-way the following ten courses and distances, viz

- 22 1. South 31° 37' 21" East a distance of 60.00 feet; thence
23 2. South 11° 43' 16" East a distance of 29.45 feet; thence
24 3. South 09° 53' 00" East a distance of 83.96 feet; thence

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.



Council Bill 17-0142

- 1 4. North 70° 08' 16" West a distance of 8.30 feet; thence
- 2 5. South 05° 02' 30" East a distance of 112.92 feet; thence
- 3 6. South 03° 27' 53" West a distance of 99.38 feet; thence
- 4 7. South 03° 34' 40" West a distance of 99.62 feet; thence
- 5 8. South 08° 44' 25" West a distance of 101.21 feet; thence
- 6 9. South 12° 38' 00" West a distance of 99.25 feet; thence
- 7 10. South 17° 13' 37" West a distance of 56.37 feet to a point 42.29 feet from the
- 8 beginning of the North 17° 13' 37" East 98.66 foot line of the MTA right-of-way as
- 9 referenced on MTA drawing number RC-011-01 and running through the lands of the
- 10 Mayor and City Council of Baltimore the following eight courses and distances;
- 11 thence
- 12 11. North 12° 26' 09" East a distance of 209.97 feet; thence
- 13 12. North 03° 43' 30" East a distance of 259.83 feet; thence
- 14 13. North 06° 14' 34" West a distance of 91.54 feet; thence
- 15 14. North 12° 05' 01" West a distance of 33.07 feet; thence
- 16 15. North 11° 58' 34" East a distance of 25.24 feet; thence
- 17 16. North 09° 52' 32" West a distance of 46.89 feet; thence
- 18 17. North 44° 46' 35" West a distance of 61.25 feet; thence
- 19 18. North 33° 03' 01" East a distance of 23.42 feet to the place of beginning.

20 Containing 4,116 square feet or 0.094 acres of land, more or less,

21 Being part of the land which by deed dated January 3, 1979 and recorded among the Land
22 Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to
23 the Mayor and City Council of Baltimore.

24 Beginning for the second on the western right-of-way line of the Maryland Transit
25 Administration (MTA) at a point distant 69.63 feet from the beginning of the North 08°48' 23"
26 East 97.01 foot line of the MTA right-of-way as referenced on MTA drawing number RC-011-01
27 (Contract No. CL05), entitled "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00" and the
28 point also being 38.59 feet left of MTA N/W baseline station 225+14.71 as referenced on MTA
29 drawing number CG-047-02 (Contract No. CL05), entitled "Track Alignment Data"; running
30 thence along the right-of-way the following two courses and distances, viz

- 31 1. South 08° 48' 22" West a distance of 69.63 feet; thence

Council Bill 17-0142

- 1 2. South 23° 09' 36" West a distance of 83.29 feet to a point 15.97 feet from the
2 beginning of the North 23° 09' 35" East 99.26 foot line of the MTA right-of-way as
3 referenced on MTA drawing number RC-011-01, thence leaving the right-of-way and
4 running through the lands of The Mayor and City Council of Baltimore; thence
- 5 3. North 16° 37' 39" East a distance of 151.73 feet to the place of beginning.

6 Containing 719 square feet or 0.017 acres of land, more or less,

7 Being part of the land which by deed dated January 3, 1979 and recorded among the Land
8 Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to
9 the Mayor and City Council of Baltimore.

10 Beginning for the third on the western right-of-way line of the Maryland Transit
11 Administration (MTA) at a point distant 126.92 feet from the beginning of the North 03° 18' 36"
12 East 212.21 foot line of the MTA right-of-way as referenced on MTA drawing number RC-010-
13 01 (Contract No. CL05), entitled "Right-of-Way Plan Sta. N/E 207+00 to Sta. N/E 222+50" and
14 the point also being 30.45 feet left of MTA N/W baseline station 220+23.36 as referenced on
15 MTA drawing number CG-047-02 (Contract No. CL05), entitled "Track Alignment Data";
16 thence leaving the MTA right-of-way and running through the lands of the Mayor and City
17 Council of Baltimore the following four courses and distances, viz

- 18 1. North 82° 07' 02" West a distance of 15.08 feet; thence
- 19 2. North 10° 39' 14" East a distance of 180.87 feet; thence
- 20 3. North 12° 28' 09" East a distance of 101.63 feet; thence
- 21 4. North 18° 02' 06" East a distance of 33.15 feet to a point on the western right-of-way
22 line of the MTA, 15.18 feet from the end of the North 11° 15' 57" East 103.16 foot
23 line of the MTA right-of-way as referenced on MTA drawing number RC-010-01 and
24 as also referenced on MTA drawing number RC-011-01 (Contract No. CL05), entitled
25 "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00", thence running along the
26 MTA right-of-way as referenced on MTA drawing numbers RC-011-01 and RC-010-
27 01 the following three courses and distances,
- 28 5. South 11° 15' 57" West a distance of 87.98 feet; thence
- 29 6. South 11° 36' 53" West a distance of 142.05 feet; thence
- 30 7. South 03° 18' 35" West a distance of 85.29 feet to the place of beginning.

31 Containing 1,855 square feet or 0.043 acres of land, more or less,

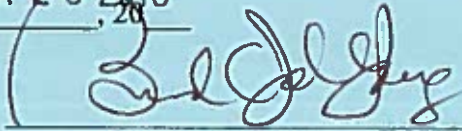
32 Being part of the land which by deed dated January 3, 1979 and recorded among the Land
33 Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to
34 the Mayor and City Council of Baltimore.

35 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no easement shall pass under this
36 Ordinance unless the easement has been approved by the City Solicitor.

Council Bill 17-0142

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

Certified as duly passed this _____ day of MAR 26 2018




President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,
this _____ day of MAR 26 2018

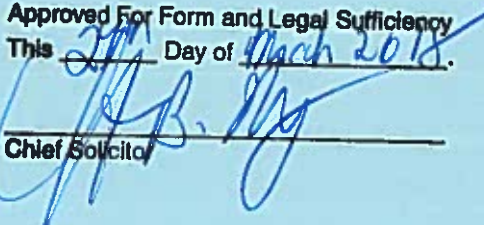


Chief Clerk

Approved this 27 day of March, 20 18



Mayor, Baltimore City

Approved For Form and Legal Sufficiency
This 27 Day of March 2018.


Chief Solicitor

**BALTIMORE CITY COUNCIL
TAXATION, FINANCE AND ECONOMIC DEVELOPMENT
VOTING RECORD**

DATE: March 8, 2018

BILL#: 17-0142

BILL TITLE: City Property - Grant of Easements

MOTION BY: Costello SECONDED BY: Stokes

- FAVORABLE FAVORABLE WITH AMENDMENTS
 UNFAVORABLE WITHOUT RECOMMENDATION

NAME	YEAS	NAYS	ABSENT	ABSTAIN
Middleton, Sharon, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Pinkett, Leon, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Costello, Eric	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Reisinger, Edward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stokes, Robert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTALS	<u>4</u>		<u>1</u>	

CHAIRPERSON: Sharon Middleton

COMMITTEE STAFF: Jennifer L. Coates, Initials: JLC



CITY OF BALTIMORE

BOARD OF ESTIMATES

Room 204, City Hall
Baltimore, Maryland 21202
410-396-4755



BERNARD C. "JACK" YOUNG
PRESIDENT, CITY COUNCIL

CATHERINE E. PUGH
MAYOR

JOAN M. PRATT
COMPTROLLER

RUDOLPH S. CHOW, F.
DIRECTOR OF PUBLIC WORKS

ANDRE M. DAVIS
CITY SOLICITOR

BERNICE H. TAYLOR
DEPUTY COMPTROLLER
AND CLERK TO THE BOARD

March 21, 2018

Honorable President and Members
of the City Council

Ladies and Gentlemen:

On March 21, 2018, the Board had before it for consideration the following pending City Council Bill:

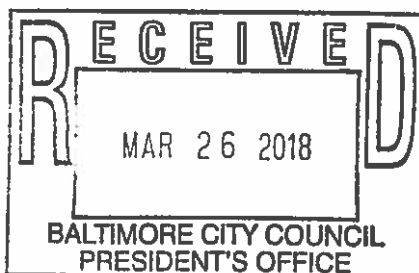
17-0142 - An Ordinance concerning City Property - Grant of Easements for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

After NOTING AND CONCURRING in all favorable reports received, the Board approved the aforementioned City Council Bill and referred it to the City Council with the recommendation that it be approved and passed by that Honorable Body.

The President **ABSTAINED** from voting.

Sincerely,

 **MAR 21 2018**
Bernice H. Taylor
Clerk to the Board of Estimates



3

**CITY OF BALTIMORE
COUNCIL BILL 17-0142
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

Introduced and read first time: September 25, 2017

Assigned to: Taxation, Finance and Economic Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Transportation, Department of Real Estate, Department of Finance, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Property – Grant of Easements**

3 FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual
4 easements for Supporting Slopes through the property of the Mayor and City Council of
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EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

Council Bill 17-0142

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Council Bill 17-0142

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35 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no easement shall pass under this
36 Ordinance unless the easement has been approved by the City Solicitor.

Council Bill 17-0142

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

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

ANDRE M. DAVIS, CITY SOLICITOR
100 N. Holliday Street
Suite 101, City Hall
Baltimore, Maryland 21202

February 23, 2018

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 17-0142 – City Property – Grant of Easements

Dear President and City Council Members:


The Law Department has reviewed City Council Bill 17-0142 for form and legal sufficiency. The bill would grant three perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane. The bill also provides for a special effective date.

Assuming this is neither park property nor a right of way, Article 5, § 5(b) of the Baltimore City Charter grants authority to the Department of Real Estate to arrange for the disposition of any real property not needed by the City for public use. The disposition must be authorized by ordinance. Bill 17-0142 is introduced for this purpose. The Law Department, therefore, approves City Council Bill 17-0142 for form and legal sufficiency.

Sincerely, ^{ecm}
Ashlea H. Brown
Ashlea H. Brown
Assistant Solicitor

cc: Andre M. Davis, City Solicitor
Karen Stokes, Director, Mayor's Office of Government Relations
Kyron Banks, Mayor's Legislative Liaison
Elena DiPietro, Chief Solicitor, General Counsel Division
Hilary Ruley, Chief Solicitor
Victor K. Tervalva, Chief Solicitor
Avery Aisenstark

Favorable

FROM	NAME & TITLE	THOMAS J. STOSUR, DIRECTOR	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	DEPARTMENT OF PLANNING 8 TH FLOOR, 417 EAST FAYETTE STREET		
	SUBJECT	CITY COUNCIL BILL #17-0142/ CITY PROPERTY - GRANT OF EASEMENTS		

TO

DATE:

The Honorable President and
Members of the City Council
City Hall, Room 400
100 North Holliday Street

November 6, 2017

The Department of Planning is in receipt of City Council Bill #17-0142, which is for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.


The Department of Planning has no objection to City Council Bill #17-0142, in that it will allow for required support of slopes in areas that are not otherwise accessible or used for other public purposes.

If you have any questions, please contact Mr. Wolde Ararsa, Division Chief, Land Use and Urban Design Division at 410-396-4488.

TJS/WA

cc: Mr. Pete Hammen, Chief Operating Officer
Mr. Jim Smith, Chief of Strategic Alliances
Ms. Karen Stokes, Mayor's Office
Mr. Colin Tarbert, Mayor's Office
Mr. Kyron Banks, Mayor's Office
The Honorable Edward Reisinger, Council Rep. to Planning Commission
Mr. William H. Cole IV, BDC
Mr. David Tanner, BMZA
~~Mr. Geoffrey Veale, Zoning Administration~~
Ms. Sharon Daboin, DHCD
Ms. Elena DiPietro, Law Dept.
Mr. Francis Burnszynski, PABC
Ms. Lindsay Wines, DOT
Ms. Natawna Austin, Council Services
Mr. Paul Plymouth, Council Services

no objection

FROM	NAME & TITLE	Michelle Pourciau, Director	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Department of Transportation (DOT) 417 E Fayette Street, Room 527		
	SUBJECT	City Council Bill 17-0142		


TO The Honorable President and
Members of the City Council
c/o Natawna Austin
Room 400 City Hall

October 11, 2017

I am herein reporting on City Council Bill 17-0142 City Property – Grant of Easements for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RWINW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

DOT supports this bill and respectfully requests a favorable report.



Respectfully,


Michelle Pourciau
Director

MP/lw

Cc: Kyron Banks, Mayor's Office

Favorable

F R O M	Name & Title	 Walter J. Horton, Real Estate Officer	CITY OF BALTIMORE MEMO	
	Agency Name & Address	Department of Real Estate 100 N. Holliday Street Room 304, City Hall		
	Subject	City Council Bill #17-0142 Grant of Easements		

TO: The Honorable President and Members
of the City Council
100 N. Holliday Street
Room 400, City Hall

DATE: February 16, 2018

Attention: Ms. Natawna B. Austin


As requested, the Department of Real Estate has reviewed City Council Bill 17-0142 for granting 3 perpetual easements for Supporting Slopes through the Mayor and City Council of Baltimore as shown on MTA drawing RW-01 (Contract No.0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RWINW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for as special effective date.

The Department of Real Estate has no objection to the passage of City Council Bill #17-0142.

WJH/wjh

*No
objection*

RKAC, Deputy, for:

FROM	NAME & TITLE	Andrew Kleine, Chief	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941		
	SUBJECT	City Council Bill 17-0142 – City Property - Grant of Easements		

DATE:

TO

The Honorable President and
Members of the City Council
Room 400, City Hall

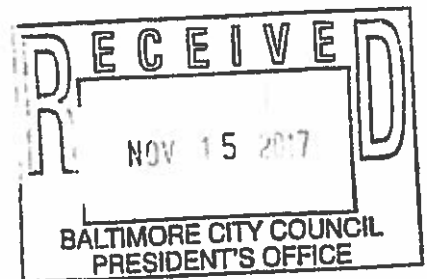
November 9, 2017

City Council Bill #17-0142 was created for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through property shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

This action would allow for required support of slopes in areas that are not otherwise accessible or used for other public purposes.

This proposal generated no objections from other relevant City agencies, and there is not a significant fiscal impact for granting these easements. Therefore, the Department of Finance has no objection to the passage of Council Bill 17-0142.

cc: Henry Raymond
Kyron Banks



No objection

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

ANDRE M. DAVIS, CITY SOLICITOR
100 N. Holliday Street
Suite 101, City Hall
Baltimore, Maryland 21202

February 23, 2018

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 17-0142 – City Property – Grant of Easements

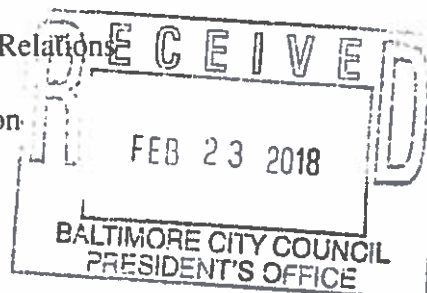
Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0142 for form and legal sufficiency. The bill would grant three perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane. The bill also provides for a special effective date.


Assuming this is neither park property nor a right of way, Article 5, § 5(b) of the Baltimore City Charter grants authority to the Department of Real Estate to arrange for the disposition of any real property not needed by the City for public use. The disposition must be authorized by ordinance. Bill 17-0142 is introduced for this purpose. The Law Department, therefore, approves City Council Bill 17-0142 for form and legal sufficiency.

Sincerely, ^{ecm}
Ashlea H. Brown
Ashlea H. Brown
Assistant Solicitor

cc: Andre M. Davis, City Solicitor
Karen Stokes, Director, Mayor's Office of Government Relations
Kyron Banks, Mayor's Legislative Liaison
Elena DiPietro, Chief Solicitor, General Counsel Division
Hilary Ruley, Chief Solicitor
Victor K. Tervalo, Chief Solicitor
Avery Aisenstark



TJA

FROM	NAME & TITLE	THOMAS J. STOSUR, DIRECTOR	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	DEPARTMENT OF PLANNING 8 TH FLOOR, 417 EAST FAYETTE STREET		
	SUBJECT	CITY COUNCIL BILL #17-0142/ CITY PROPERTY - GRANT OF EASEMENTS		

DATE:

TO

The Honorable President and
Members of the City Council
City Hall, Room 400
100 North Holliday Street

November 6, 2017

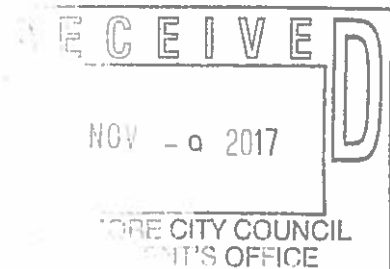
The Department of Planning is in receipt of City Council Bill #17-0142, which is for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

The Department of Planning has no objection to City Council Bill #17-0142, in that it will allow for required support of slopes in areas that are not otherwise accessible or used for other public purposes.


If you have any questions, please contact Mr. Wolde Ararsa, Division Chief, Land Use and Urban Design Division at 410-396-4488.

TJS/WA

- cc: Mr. Pete Hammen, Chief Operating Officer
Mr. Jim Smith, Chief of Strategic Alliances
Ms. Karen Stokes, Mayor's Office
Mr. Colin Tarbert, Mayor's Office
Mr. Kyron Banks, Mayor's Office
The Honorable Edward Reisinger, Council Rep. to Planning Commission
Mr. William H. Cole IV, BDC
Mr. David Tanner, BMZA
~~Mr. Geoffrey Veale, Zoning Administration~~
Ms. Sharon Daboin, DHCD
Ms. Elena DiPietro, Law Dept.
Mr. Francis Burnszynski, PABC
Ms. Lindsay Wines, DOT
Ms. Natawna Austin, Council Services
Mr. Paul Plymouth, Council Services



No objection

F R O M	NAME & TITLE	Michelle Pourciau, Director	CITY of BALTIMORE M E M O	
	AGENCY NAME & ADDRESS	Department of Transportation (DOT) 417 E Fayette Street, Room 527		
	SUBJECT	City Council Bill 17-0142		

TO The Honorable President and
Members of the City Council
c/o Natawna Austin
Room 400 City Hall

October 11, 2017

I am herein reporting on City Council Bill 17-0142 City Property – Grant of Easements for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

DOT supports this bill and respectfully requests a favorable report.

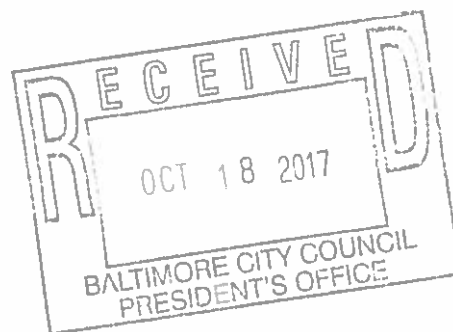
Respectfully,





Michelle Pourciau
Director

MP/lw

Cc: Kyron Banks, Mayor's Office

FROM	Name & Title	 Walter J. Horton, Real Estate Officer	CITY OF BALTIMORE MEMO	
	Agency Name & Address	Department of Real Estate 100 N. Holliday Street Room 304, City Hall		
	Subject	City Council Bill #17-0142 Grant of Easements		

TO: The Honorable President and Members
of the City Council
100 N. Holliday Street
Room 400, City Hall

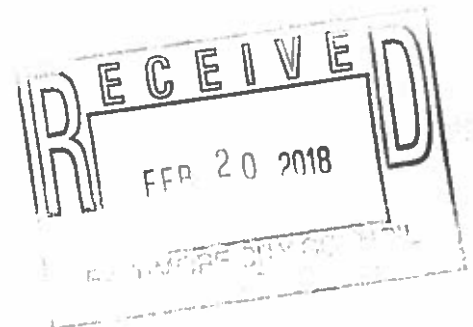
DATE: February 16, 2018

Attention: Ms. Natawna B. Austin

As requested, the Department of Real Estate has reviewed City Council Bill 17-0142 for granting 3 perpetual easements for Supporting Slopes through the Mayor and City Council of Baltimore as shown on MTA drawing RW-01 (Contract No.0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RWINW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for as special effective date.

The Department of Real Estate has no objection to the passage of City Council Bill #17-0142.

WJH/wjh



*no
obj*

RKAC Deputy, for:

FROM	NAME & TITLE	Andrew Kleine, Chief
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941
	SUBJECT	City Council Bill 17-0142 – City Property - Grant of Easements

CITY of
BALTIMORE
MEMO



DATE:

TO

The Honorable President and
Members of the City Council
Room 400, City Hall

November 9, 2017

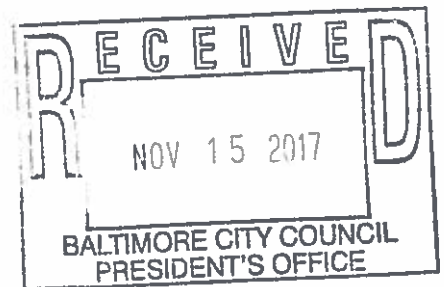
City Council Bill #17-0142 was created for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through property shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

This action would allow for required support of slopes in areas that are not otherwise accessible or used for other public purposes.

This proposal generated no objections from other relevant City agencies, and there is not a significant fiscal impact for granting these easements. Therefore, the Department of Finance has no objection to the passage of Council Bill 17-0142.

cc: Henry Raymond
Kyron Banks

No obj



Coates, Jennifer

From: Middleton, Sharon
Sent: Sunday, March 11, 2018 9:38 PM
To: Coates, Jennifer
Subject: Fwd: Morgan State Board of Regents Approves AFSCME Agreement

Please add this email in Morgan Bill file. They have fulfilled their statement at the hearing.

Sharon Middleton

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: David Wilson <david.wilson@morgan.edu>
Date: 3/10/18 4:06 PM (GMT-05:00)
To:
Subject: Morgan State Board of Regents Approves AFSCME Agreement

Dear Morgan Community:

I am writing to inform you that the Morgan State University Board of Regents, in a specially called meeting held last evening, approved the Memorandum of Agreement the University had negotiated with the AFSCME union that represents our non-exempt employees. The University has been in negotiations with the Union for nearly ten months on a new three year agreement and I'm pleased we were able to reach a deal, which will carry us [through June 30, 2020](#).

I thank all members of our bargaining team for the long hours they devoted to this process. Morgan values all of its employees, and in these negotiations, our goal was, and will always be, to ensure that our staff know how much they are valued by our providing them with competitive wages and benefits that are within the financial constraints of the University.

As many of you know, Morgan has, for decades, employed a large number of "contractual" workers. This means that these colleagues of ours enjoyed few fringe benefits, beyond their salary. This situation is a byproduct of the State of Maryland's not investing over the decades in Morgan in the way it invested in its other universities. This has been a major concern of mine since I assumed the presidency.

Effective [July 1, 2018](#), we will cease the practice of the wholesale hiring of "contractual" staff. That means that we will no longer hire individuals if we don't

have the resources to provide them benefits, and we will have to staff accordingly. Meanwhile, we will start a conversion process this year to convert certain numbers of staff, as per our Agreement with the Union, and as many additional staff as State resources can accommodate.

I thank the Board of Regents for convening in special session last night to take action on the AFSCME MOU. It shows their commitment to fair labor practices at our University.

Please let me know if you have any questions.

Kind regards,
President Wilson

David Wilson
President
Morgan State University
1700 East Cold Spring Lane
Baltimore, MD 21218
443-885-3200
david.wilson@morgan.edu



"Growing the Future, Leading the World."

Designated a National Treasure by the National Trust for Historic Preservation in 2016

City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland
21202

Meeting Minutes - Final

Taxation, Finance and Economic Development Committee

Thursday, March 8, 2018

10:00 AM

Du Burns Council Chamber, 4th floor, City Hall

17-0142

CALL TO ORDER

INTRODUCTIONS

ATTENDANCE

Present 4 - Member Sharon Green Middleton, Member Eric T. Costello, Member Edward Reisinger, and Member Robert Stokes Sr.

Absent 1 - Member Leon F. Pinkett III

ITEMS SCHEDULED FOR PUBLIC HEARING

17-0142

City Property - Grant of Easements

For the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

Sponsors: City Council President (Administration)

A motion was made by Member Costello, seconded by Member Stokes, Sr., that the bill be recommended favorable. The motion carried by the following vote:

Yes: 4 - Member Middleton, Member Costello, Member Reisinger, and Member Stokes Sr.

Absent: 1 - Member Pinkett III

THIS MEETING IS OPEN TO THE PUBLIC

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



OFFICE OF COUNCIL SERVICES

LARRY E. GREENE, Director
415 City Hall, 100 N. Holliday Street
Baltimore, Maryland 21202
410-396-7215 / Fax: 410-545-7596
email: larry.greene@baltimorecity.gov

HEARING NOTES

Bill: 17-0142

City Property - Grant of Easements

Committee: Taxation, Finance and Economic Development
Chaired By: Councilmember Sharon Green Middleton

Hearing Date: March 8, 2018
Time (Beginning): 10:00 AM
Time (Ending): 10:20 AM
Location: Clarence "Du" Burns Chamber
Total Attendance: ~15
Committee Members in Attendance:
Sharon Green Middleton, Chair
Edward Reisinger
Eric Costello
Robert Stokes

Bill Synopsis in the file? [X] yes [] no [] n/a
Attendance sheet in the file? [X] yes [] no [] n/a
Agency reports read? [X] yes [] no [] n/a
Hearing televised or audio-digitally recorded? [] yes [] no [X] n/a
Certification of advertising/posting notices in the file? [] yes [] no [X] n/a
Evidence of notification to property owners? [] yes [] no [X] n/a
Final vote taken at this hearing? [X] yes [] no [] n/a
Motioned by: Councilmember Costello
Seconded by: Councilmember Stokes
Final Vote: Favorable



Major Speakers
(This is not an attendance record.)

- Mr. David Framm, Department of Transportation
- Ms. Pamela Burdell, Mass Transit Administration

Major Issues Discussed

1. Councilwoman Middleton read the bill into the record.
2. Agency representatives testified in support of their respective agency's position.
3. Mr. Framm testified explaining that the easement was needed for a State project aimed at preventing erosion along the Jones Falls waterway from harming light rail tracks.
4. Ms. Burdell explained that construction would begin next June and that the federally funded project would cost \$2.5 million.

Further Study

Was further study requested?

Yes No

If yes, describe.

Committee Vote:

S. Middleton: Yea
L. Pinkett, III: Absent
E. Costello: Yea
E. Reisinger: Yea
R. Stokes:..... Yea

Jennifer L. Coates, Committee Staff



Date: March 8, 2018

cc: Bill File
OCS Chrono File

City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland
21202

Meeting Agenda - Final

Taxation, Finance and Economic Development Committee

Thursday, March 8, 2018

10:00 AM

Du Burns Council Chamber, 4th floor, City Hall

17-0142

CALL TO ORDER

INTRODUCTIONS

ATTENDANCE

ITEMS SCHEDULED FOR PUBLIC HEARING

17-0142

City Property - Grant of Easements

For the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

Sponsors:

City Council President (Administration)

THIS MEETING IS OPEN TO THE PUBLIC



BALTIMORE CITY COUNCIL TAXATION, FINANCE AND ECONOMIC DEVELOPMENT COMMITTEE

Mission Statement

On behalf of the Citizens of Baltimore City, the mission of the Taxation, Finance and Economic Development Committee of the Baltimore City Council is to legislate policy that will deter unnecessary tax burdens while seeking and supporting projects and initiatives that will generate and increase our tax base. Reviewing and considering financing tools that impact the retention and sustainability of our economic base is essential. Introducing and enhancing legislation that perpetuates equal access to economic development for African Americans/Minorities/Women and other members of our community that will result in an improved quality of life for all citizens of Baltimore is a critical component of Baltimore's success.

**The Honorable Sharon Green Middleton
Chairwoman**

PUBLIC HEARING

Thursday, March 8, 2018

10:00 AM

Clarence "Du" Burns Council Chambers

Bill 17-0142

City Property Grant of Easements

CITY COUNCIL COMMITTEES

BUDGET AND APPROPRIATIONS

Eric Costello – Chair
Leon Pinkett – Vice Chair
Bill Henry
Sharon Green Middleton
Brandon M. Scott
Isaac “Yitzy” Schleifer
Shannon Sneed
Staff: Marguerite Currin

EDUCATION AND YOUTH

Zeke Cohen – Chair
Mary Pat Clarke – Vice Chair
John Bullock
Kristerfer Burnett
Ryan Dorsey
Staff: D’Paul Nibber

EXECUTIVE APPOINTMENTS

Robert Stokes – Chair
Kristerfer Burnett – Vice Chair
Mary Pat Clarke
Zeke Cohen
Isaac “Yitzy” Schleifer
Staff: Marguerite Currin

HOUSING AND URBAN AFFAIRS

John Bullock – Chair
Isaac “Yitzy” Schleifer – Vice Chair
Kristerfer Burnett
Bill Henry
Shannon Sneed
Zeke Cohen
Ryan Dorsey
Staff: Richard Krummerich

JUDICIARY AND LEGISLATIVE INVESTIGATIONS

Eric Costello – Chair
Mary Pat Clarke – Vice Chair
John Bullock
Leon Pinkett
Edward Reisinger
Brandon Scott
Robert Stokes
Staff: D’Paul Nibber

LABOR

Shannon Sneed – Chair
Robert Stokes – Vice Chair
Eric Costello
Bill Henry
Mary Pat Clarke
Staff: Marguerite Currin

LAND USE AND TRANSPORTATION

Edward Reisinger – Chair
Sharon Green Middleton – Vice Chair
Mary Pat Clarke
Eric Costello
Ryan Dorsey
Leon Pinkett
Robert Stokes
Staff: Jennifer Coates

PUBLIC SAFETY

Brandon Scott – Chair
Ryan Dorsey – Vice Chair
Kristerfer Burnett
Shannon Sneed
Zeke Cohen
Leon Pinkett
Isaac “Yitzy” Schleifer
Staff: Richard Krummerich

TAXATION, FINANCE AND ECONOMIC DEVELOPMENT

Sharon Green Middleton – Chair
Leon Pinkett – Vice Chair
Eric Costello
Edward Reisinger
Robert Stokes
Staff: Jennifer Coates
- Larry Greene (pension only)



BILL SYNOPSIS

Committee: Taxation, Finance and Economic Development

Bill 17-0142

City Property – Grant of Easements

Sponsor: *President Young (The Administration) * Department of Transportation*
Introduced: *September 25, 2018*

Purpose:

For the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

Effective: Date of Enactment

Hearing Date/Time/Location: March 8, 2018 / 10:00 a.m. / Clarence "Du" Burns Chamber

Agency Reports

Department of Law	Favorable
Department of Planning	No Objection
Department of Transportation	Favorable
Department of Real Estate	No Objection
Department of Finance	No Objection
Board of Estimates	

Analysis

Current Law:

Article V- Comptroller; Section 5(b); Baltimore City Charter (1996 Editions)

Background

If enacted, Bill 17-0142 would grant to the State of Maryland Transit Administration three (3) perpetual easements for supporting slopes through property owned by the City. This proposed construction would protect the Maryland Transit Administration's Light Rail track by providing a gabion (wired caged) retaining wall with riprap (stone foundation) toe armoring on the bank of the Jones Falls waterway.

This site is located in the 6th Council District: South of W. Cold Spring Lane – North of W. 41st Street – and along the West border of I – 83 South. Over the course of this project, approximately 425 feet of existing gabion mattresses and baskets will be repaired, and approximately 700 feet of eroded stream bank will be cleared for installation of the new gabion wall. This project has been estimated at between 1 million and 2.5 million dollars. It has been federally funded and federal minimum wage rates do apply.

The property, was once part of The Arundel Corporation which by deed dated January 3, 1979 and recorded among the Land Record of Baltimore City in Liber 3714 Folio 870 was conveyed to the Mayor and City Council of Baltimore. The property is not park property, nor a right of way, and is not accessible or used for other public purposes.

Additional Information

Fiscal Note: Not Available

Information Source(s): Agency Reports

Analysis by: Jennifer L. Coates & Samuel Johnson, Jr.
Direct Inquiries to: (410) 396-1260 and (410) 396-1091, respectively
Analysis Date: March 2, 2018

**CITY OF BALTIMORE
COUNCIL BILL 17-0142
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

Introduced and read first time: September 25, 2017

Assigned to: Taxation, Finance and Economic Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Transportation, Department of Real Estate, Department of Finance, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Property – Grant of Easements**

3 FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual
4 easements for Supporting Slopes through the property of the Mayor and City Council of
5 Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit
6 Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor
7 and City Council of Baltimore Property Plat; and providing for a special effective 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 for Supporting
15 Slopes through the property of the Mayor and City Council, and described as follows:

16 Beginning for the first on the western right-of-way line of the Maryland Transit
17 Administration (MTA) at a point distant 60.00 feet from the beginning of the North 31°37' 23"
18 West 82.47 feet line of the MTA right-of-way as referenced on MTA drawing number RC-011-
19 01 (Contract No. CL05) entitled "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00" and
20 the point also being 47.67 feet left of MTA N/W baseline station 233+33.34 as referenced on
21 MTA drawing number CG-047-02 (Contract No. CL05) entitled "Track Alignment Data";
22 running thence along the right-of-way the following ten courses and distances, viz

- 23 1. South 31° 37' 21" East a distance of 60.00 feet; thence
24 2. South 11° 43' 16" East a distance of 29.45 feet; thence
25 3. South 09° 53' 00" East a distance of 83.96 feet; thence
26 4. North 70° 08' 16" West a distance of 8.30 feet; thence

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

Council Bill 17-0142

- 1 5. South 05° 02' 30" East a distance of 112.92 feet; thence
- 2 6. South 03° 27' 53" West a distance of 99.38 feet; thence
- 3 7. South 03° 34' 40" West a distance of 99.62 feet; thence
- 4 8. South 08° 44' 25" West a distance of 101.21 feet; thence
- 5 9. South 12° 38' 00" West a distance of 99.25 feet; thence
- 6 10. South 17° 13' 37" West a distance of 56.37 feet to a point 42.29 feet from the
- 7 beginning of the North 17° 13' 37" East 98.66 foot line of the MTA right-of-way as
- 8 referenced on MTA drawing number RC-011-01 and running through the lands of the
- 9 Mayor and City Council of Baltimore the following eight courses and distances;
- 10 thence
- 11 11. North 12° 26' 09" East a distance of 209.97 feet; thence
- 12 12. North 03° 43' 30" East a distance of 259.83 feet; thence
- 13 13. North 06° 14' 34" West a distance of 91.54 feet; thence
- 14 14. North 12° 05' 01" West a distance of 33.07 feet; thence
- 15 15. North 11° 58' 34" East a distance of 25.24 feet; thence
- 16 16. North 09° 52' 32" West a distance of 46.89 feet; thence
- 17 17. North 44° 46' 35" West a distance of 61.25 feet; thence
- 18 18. North 33° 03' 01" East a distance of 23.42 feet to the place of beginning.

19 Containing 4,116 square feet or 0.094 acres of land, more or less,

20 Being part of the land which by deed dated January 3, 1979 and recorded among the Land
21 Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to
22 the Mayor and City Council of Baltimore.

23 Beginning for the second on the western right-of-way line of the Maryland Transit
24 Administration (MTA) at a point distant 69.63 feet from the beginning of the North 08°48' 23"
25 East 97.01 foot line of the MTA right-of-way as referenced on MTA drawing number RC-011-01
26 (Contract No. CL05), entitled "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00" and the
27 point also being 38.59 feet left of MTA N/W baseline station 225+14.71 as referenced on MTA
28 drawing number CG-047-02 (Contract No. CL05), entitled "Track Alignment Data"; running
29 thence along the right-of-way the following two courses and distances, viz

- 30 1. South 08° 48' 22" West a distance of 69.63 feet; thence

Council Bill 17-0142

- 1 2. South 23° 09' 36" West a distance of 83.29 feet to a point 15.97 feet from the
2 beginning of the North 23° 09' 35" East 99.26 foot line of the MTA right-of-way as
3 referenced on MTA drawing number RC-011-01, thence leaving the right-of-way and
4 running through the lands of The Mayor and City Council of Baltimore; thence
- 5 3. North 16° 37' 39" East a distance of 151.73 feet to the place of beginning.

6 Containing 719 square feet or 0.017 acres of land, more or less,

7 Being part of the land which by deed dated January 3, 1979 and recorded among the Land
8 Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to
9 the Mayor and City Council of Baltimore.

10 Beginning for the third on the western right-of-way line of the Maryland Transit
11 Administration (MTA) at a point distant 126.92 feet from the beginning of the North 03°18' 36"
12 East 212.21 foot line of the MTA right-of-way as referenced on MTA drawing number RC-010-
13 01 (Contract No. CL05), entitled "Right-of-Way Plan Sta. N/E 207+00 to Sta. N/E 222+50" and
14 the point also being 30.45 feet left of MTA N/W baseline station 220+23.36 as referenced on
15 MTA drawing number CG-047-02 (Contract No. CL05), entitled "Track Alignment Data";
16 thence leaving the MTA right-of-way and running through the lands of the Mayor and City
17 Council of Baltimore the following four courses and distances, viz

- 18 1. North 82° 07' 02" West a distance of 15.08 feet; thence
- 19 2. North 10° 39' 14" East a distance of 180.87 feet; thence
- 20 3. North 12° 28' 09" East a distance of 101.63 feet; thence
- 21 4. North 18° 02' 06" East a distance of 33.15 feet to a point on the western right-of-way
22 line of the MTA, 15.18 feet from the end of the North 11° 15' 57" East 103.16 foot
23 line of the MTA right-of-way as referenced on MTA drawing number RC-010-01 and
24 as also referenced on MTA drawing number RC-011-01 (Contract No. CL05), entitled
25 "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00", thence running along the
26 MTA right-of-way as referenced on MTA drawing numbers RC-011-01 and RC-010-
27 01 the following three courses and distances,
- 28 5. South 11° 15' 57" West a distance of 87.98 feet; thence
- 29 6. South 11° 36' 53" West a distance of 142.05 feet; thence
- 30 7. South 03° 18' 35" West a distance of 85.29 feet to the place of beginning.

31 Containing 1,855 square feet or 0.043 acres of land, more or less,

32 Being part of the land which by deed dated January 3, 1979 and recorded among the Land
33 Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to
34 the Mayor and City Council of Baltimore.

35 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no easement shall pass under this
36 Ordinance unless the easement has been approved by the City Solicitor.

Council Bill 17-0142

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

**TAXATION, FINANCE &
ECONOMIC DEVELOPMENT
COMMITTEE**

**AGENCY
REPORTS**



CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

ANDRE M. DAVIS, CITY SOLICITOR
100 N. Holliday Street
Suite 101, City Hall
Baltimore, Maryland 21202

February 23, 2018

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 17-0142 – City Property – Grant of Easements

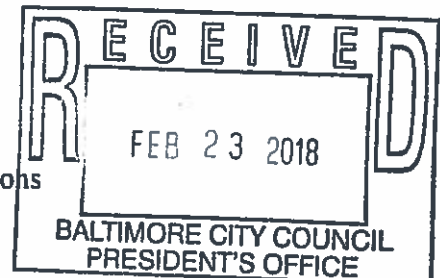
Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0142 for form and legal sufficiency. The bill would grant three perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RWINW south of Cold Spring Lane. The bill also provides for a special effective date.


Assuming this is neither park property nor a right of way, Article 5, § 5(b) of the Baltimore City Charter grants authority to the Department of Real Estate to arrange for the disposition of any real property not needed by the City for public use. The disposition must be authorized by ordinance. Bill 17-0142 is introduced for this purpose. The Law Department, therefore, approves City Council Bill 17-0142 for form and legal sufficiency.

Sincerely, ^{ecm}
Ashlea H. Brown
Ashlea H. Brown
Assistant Solicitor

cc: Andre M. Davis, City Solicitor
Karen Stokes, Director, Mayor's Office of Government Relations
Kyron Banks, Mayor's Legislative Liaison
Elena DiPietro, Chief Solicitor, General Counsel Division
Hilary Ruley, Chief Solicitor
Victor K. Tervalá, Chief Solicitor
Avery Aisenstark



F

F R O M	Name & Title	<i>Walter J. Horton</i> Walter J. Horton, Real Estate Officer	CITY OF BALTIMORE MEMO	
	Agency Name & Address	Department of Real Estate 100 N. Holliday Street Room 304, City Hall		
	Subject	City Council Bill #17-0142 Grant of Easements		

TO: The Honorable President and Members
of the City Council
100 N. Holliday Street
Room 400, City Hall

DATE: February 16, 2018

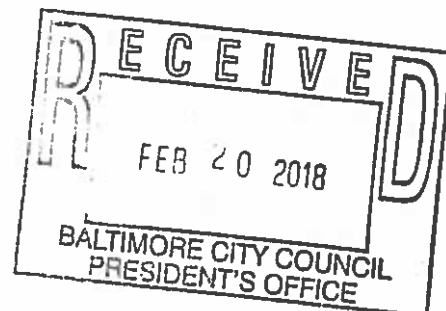
Attention: Ms. Natawna B. Austin

As requested, the Department of Real Estate has reviewed City Council Bill 17-0142 for granting 3 perpetual easements for Supporting Slopes through the Mayor and City Council of Baltimore as shown on MTA drawing RW-01 (Contract No.0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RWINW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for as special effective date.


The Department of Real Estate has no objection to the passage of City Council Bill #17-0142.

WJH/wjh

*No
obj*



RMA, Deputy, for:

FROM	NAME & TITLE	Andrew Kleine, Chief	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941		
	SUBJECT	City Council Bill 17-0142 -- City Property - Grant of Easements		

DATE:

TO

The Honorable President and
Members of the City Council
Room 400, City Hall

November 9, 2017

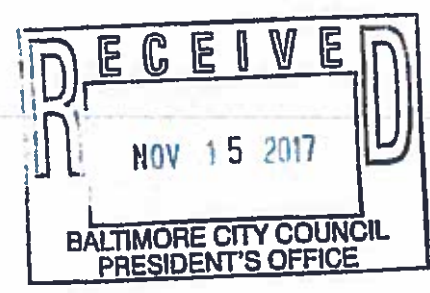
City Council Bill #17-0142 was created for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through property shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.


This action would allow for required support of slopes in areas that are not otherwise accessible or used for other public purposes.

This proposal generated no objections from other relevant City agencies, and there is not a significant fiscal impact for granting these easements. Therefore, the Department of Finance has no objection to the passage of Council Bill 17-0142.

cc: Henry Raymond
Kyron Banks

*No
obj*



FROM	NAME & TITLE	THOMAS J. STOSUR, DIRECTOR	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	DEPARTMENT OF PLANNING 8 TH FLOOR, 417 EAST FAYETTE STREET		
	SUBJECT	CITY COUNCIL BILL #17-0142/ CITY PROPERTY - GRANT OF EASEMENTS		

TO

DATE:

The Honorable President and
 Members of the City Council
 City Hall, Room 400
 100 North Holliday Street

November 6, 2017


The Department of Planning is in receipt of City Council Bill #17-0142, which is for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

The Department of Planning has no objection to City Council Bill #17-0142, in that it will allow for required support of slopes in areas that are not otherwise accessible or used for other public purposes.

If you have any questions, please contact Mr. Wolde Ararsa, Division Chief, Land Use and Urban Design Division at 410-396-4488.

TJS/WA

- cc: Mr. Pete Hammen, Chief Operating Officer
 Mr. Jim Smith, Chief of Strategic Alliances
 Ms. Karen Stokes, Mayor's Office
 Mr. Colin Tarbert, Mayor's Office
 Mr. Kyron Banks, Mayor's Office
 The Honorable Edward Reisinger, Council Rep. to Planning Commission
 Mr. William H. Cole IV, BDC
 Mr. David Tanner, BMZA
 Mr. Geoffrey Veale, Zoning Administration
 Ms. Sharon Daboin, DHCD
 Ms. Elena DiPietro, Law Dept.
 Mr. Francis Burnszynski, PABC
 Ms. Lindsay Wines, DOT
 Ms. Natawna Austin, Council Services
 Mr. Paul Plymouth, Council Services

F R O M	NAME & TITLE	Michelle Pourciau, Director	CITY of BALTIMORE M E M O	
	AGENCY NAME & ADDRESS	Department of Transportation (DOT) 417 E Fayette Street, Room 527		
	SUBJECT	City Council Bill 17-0142		

TO The Honorable President and
Members of the City Council
c/o Natawna Austin
Room 400 City Hall

October 11, 2017

I am herein reporting on City Council Bill 17-0142 City Property – Grant of Easements for the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; and providing for a special effective date.

DOT supports this bill and respectfully requests a favorable report.

Respectfully,



Michelle Pourciau
Director

MP/lw

Cc: Kyron Banks, Mayor's Office

**CITY OF BALTIMORE
COUNCIL BILL 17-0142
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

Introduced and read first time: September 25, 2017

Assigned to: Taxation, Finance and Economic Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Transportation, Department of Real Estate, Department of Finance, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Property – Grant of Easements**

3 FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual
4 easements for Supporting Slopes through the property of the Mayor and City Council of
5 Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit
6 Administration Retaining Wall No. CN22475RWINW south of Cold Spring Lane, Mayor
7 and City Council of Baltimore Property Plat; and providing for a special effective 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 for Supporting
15 Slopes through the property of the Mayor and City Council, and described as follows:

16 Beginning for the first on the western right-of-way line of the Maryland Transit
17 Administration (MTA) at a point distant 60.00 feet from the beginning of the North 31°37' 23"
18 West 82.47 feet line of the MTA right-of-way as referenced on MTA drawing number RC-011-
19 01 (Contract No. CL05) entitled "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00" and
20 the point also being 47.67 feet left of MTA N/W baseline station 233+33.34 as referenced on
21 MTA drawing number CG-047-02 (Contract No. CL05) entitled "Track Alignment Data";
22 running thence along the right-of-way the following ten courses and distances, viz

- 23 1. South 31° 37' 21" East a distance of 60.00 feet; thence
24 2. South 11° 43' 16" East a distance of 29.45 feet; thence
25 3. South 09° 53' 00" East a distance of 83.96 feet; thence
26 4. North 70° 08' 16" West a distance of 8.30 feet; thence

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

Council Bill 17-0142

- 1 5. South 05° 02' 30" East a distance of 112.92 feet; thence
- 2 6. South 03° 27' 53" West a distance of 99.38 feet; thence
- 3 7. South 03° 34' 40" West a distance of 99.62 feet; thence
- 4 8. South 08° 44' 25" West a distance of 101.21 feet; thence
- 5 9. South 12° 38' 00" West a distance of 99.25 feet; thence
- 6 10. South 17° 13' 37" West a distance of 56.37 feet to a point 42.29 feet from the
- 7 beginning of the North 17° 13' 37" East 98.66 foot line of the MTA right-of-way as
- 8 referenced on MTA drawing number RC-011-01 and running through the lands of the
- 9 Mayor and City Council of Baltimore the following eight courses and distances;
- 10 thence
- 11 11. North 12° 26' 09" East a distance of 209.97 feet; thence
- 12 12. North 03° 43' 30" East a distance of 259.83 feet; thence
- 13 13. North 06° 14' 34" West a distance of 91.54 feet; thence
- 14 14. North 12° 05' 01" West a distance of 33.07 feet; thence
- 15 15. North 11° 58' 34" East a distance of 25.24 feet; thence
- 16 16. North 09° 52' 32" West a distance of 46.89 feet; thence
- 17 17. North 44° 46' 35" West a distance of 61.25 feet; thence
- 18 18. North 33° 03' 01" East a distance of 23.42 feet to the place of beginning.

19 Containing 4,116 square feet or 0.094 acres of land, more or less,

20 Being part of the land which by deed dated January 3, 1979 and recorded among the Land
21 Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to
22 the Mayor and City Council of Baltimore.

23 Beginning for the second on the western right-of-way line of the Maryland Transit
24 Administration (MTA) at a point distant 69.63 feet from the beginning of the North 08°48' 23"
25 East 97.01 foot line of the MTA right-of-way as referenced on MTA drawing number RC-011-01
26 (Contract No. CL05), entitled "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00" and the
27 point also being 38.59 feet left of MTA N/W baseline station 225+14.71 as referenced on MTA
28 drawing number CG-047-02 (Contract No. CL05), entitled "Track Alignment Data"; running
29 thence along the right-of-way the following two courses and distances, viz

- 30 1. South 08° 48' 22" West a distance of 69.63 feet; thence

Council Bill 17-0142

- 1 2. South 23° 09' 36" West a distance of 83.29 feet to a point 15.97 feet from the
2 beginning of the North 23° 09' 35" East 99.26 foot line of the MTA right-of-way as
3 referenced on MTA drawing number RC-011-01, thence leaving the right-of-way and
4 running through the lands of The Mayor and City Council of Baltimore; thence
- 5 3. North 16° 37' 39" East a distance of 151.73 feet to the place of beginning.

6 Containing 719 square feet or 0.017 acres of land, more or less,

7 Being part of the land which by deed dated January 3, 1979 and recorded among the Land
8 Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to
9 the Mayor and City Council of Baltimore.

10 Beginning for the third on the western right-of-way line of the Maryland Transit
11 Administration (MTA) at a point distant 126.92 feet from the beginning of the North 03°18' 36"
12 East 212.21 foot line of the MTA right-of-way as referenced on MTA drawing number RC-010-
13 01 (Contract No. CL05), entitled "Right-of-Way Plan Sta. N/E 207+00 to Sta. N/E 222+50" and
14 the point also being 30.45 feet left of MTA N/W baseline station 220+23.36 as referenced on
15 MTA drawing number CG-047-02 (Contract No. CL05), entitled "Track Alignment Data";
16 thence leaving the MTA right-of-way and running through the lands of the Mayor and City
17 Council of Baltimore the following four courses and distances, viz

- 18 1. North 82° 07' 02" West a distance of 15.08 feet; thence
- 19 2. North 10° 39' 14" East a distance of 180.87 feet; thence
- 20 3. North 12° 28' 09" East a distance of 101.63 feet; thence
- 21 4. North 18° 02' 06" East a distance of 33.15 feet to a point on the western right-of-way
22 line of the MTA, 15.18 feet from the end of the North 11° 15' 57" East 103.16 foot
23 line of the MTA right-of-way as referenced on MTA drawing number RC-010-01 and
24 as also referenced on MTA drawing number RC-011-01 (Contract No. CL05), entitled
25 "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00", thence running along the
26 MTA right-of-way as referenced on MTA drawing numbers RC-011-01 and RC-010-
27 01 the following three courses and distances,
- 28 5. South 11° 15' 57" West a distance of 87.98 feet; thence
- 29 6. South 11° 36' 53" West a distance of 142.05 feet; thence
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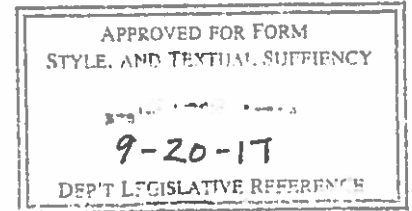
32 Being part of the land which by deed dated January 3, 1979 and recorded among the Land
33 Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to
34 the Mayor and City Council of Baltimore.

35 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no easement shall pass under this
36 Ordinance unless the easement has been approved by the City Solicitor.

Council Bill 17-0142

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

INTRODUCTORY*
CITY OF BALTIMORE
COUNCIL BILL _____



Introduced by: The Council President
At the request of: The Administration (Department of Transportation)

A BILL ENTITLED

AN ORDINANCE concerning

City Property – Grant of Easements

FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council of Baltimore, as shown on MTA drawing RW-01 (Contract No. 0856-1540) Maryland Transit Administration Retaining Wall No. CN22475RW1NW south of Cold Spring Lane, Mayor and City Council of Baltimore Property Plat; 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 3 perpetual easements for Supporting Slopes through the property of the Mayor and City Council, and described as follows:

Beginning for the first on the western right-of-way line of the Maryland Transit Administration (MTA) at a point distant 60.00 feet from the beginning of the North 31°37' 23" West 82.47 feet line of the MTA right-of-way as referenced on MTA drawing number RC-011-01 (Contract No. CL05) entitled "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00" and the point also being 47.67 feet left of MTA N/W baseline station 233+33.34 as referenced on MTA drawing number CG-047-02 (Contract No. CL05) entitled "Track Alignment Data"; running thence along the right-of-way the following ten courses and distances, viz

1. South 31° 37' 21" East a distance of 60.00 feet; thence
2. South 11° 43' 16" East a distance of 29.45 feet; thence
3. South 09° 53' 00" East a distance of 83.96 feet; thence
4. North 70° 08' 16" West a distance of 8.30 feet; thence
5. South 05° 02' 30" East a distance of 112.92 feet; thence
6. South 03° 27' 53" West a distance of 99.38 feet; thence

* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

7. South 03° 34' 40" West a distance of 99.62 feet; thence
8. South 08° 44' 25" West a distance of 101.21 feet; thence
9. South 12° 38' 00" West a distance of 99.25 feet; thence
10. South 17° 13' 37" West a distance of 56.37 feet to a point 42.29 feet from the beginning of the North 17° 13' 37" East 98.66 foot line of the MTA right-of-way as referenced on MTA drawing number RC-011-01 and running through the lands of the Mayor and City Council of Baltimore the following eight courses and distances; thence
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12. North 03° 43' 30" East a distance of 259.83 feet; thence
13. North 06° 14' 34" West a distance of 91.54 feet; thence
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17. North 44° 46' 35" West a distance of 61.25 feet; thence
18. North 33° 03' 01" East a distance of 23.42 feet to the place of beginning.

Containing 4,116 square feet or 0.094 acres of land, more or less,

Being part of the land which by deed dated January 3, 1979 and recorded among the Land Records of Baltimore City in Liber 3714 Folio 870 was conveyed by The Arundel Corporation to the Mayor and City Council of Baltimore.

Beginning for the second on the western right-of-way line of the Maryland Transit Administration (MTA) at a point distant 69.63 feet from the beginning of the North 08°48' 23" East 97.01 foot line of the MTA right-of-way as referenced on MTA drawing number RC-011-01 (Contract No. CL05), entitled "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00" and the point also being 38.59 feet left of MTA N/W baseline station 225+14.71 as referenced on MTA drawing number CG-047-02 (Contract No. CL05), entitled "Track Alignment Data"; running thence along the right-of-way the following two courses and distances, viz

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2. South 23° 09' 36" West a distance of 83.29 feet to a point 15.97 feet from the beginning of the North 23° 09' 35" East 99.26 foot line of the MTA right-of-way as referenced on MTA drawing number RC-011-01, thence leaving the right-of-way and running through the lands of The Mayor and City Council of Baltimore; thence
3. North 16° 37' 39" East a distance of 151.73 feet to the place of beginning.

Containing 719 square feet or 0.017 acres of land, more or less,

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3. North 12° 28' 09" East a distance of 101.63 feet; thence
4. North 18° 02' 06" East a distance of 33.15 feet to a point on the western right-of-way line of the MTA, 15.18 feet from the end of the North 11° 15' 57" East 103.16 foot line of the MTA right-of-way as referenced on MTA drawing number RC-010-01 and as also referenced on MTA drawing number RC-011-01 (Contract No. CL05), entitled "Right-of-Way Plan Sta. N/E 222+50 to Sta. N/E 238+00", thence running along the MTA right-of-way as referenced on MTA drawing numbers RC-011-01 and RC-010-01 the following three courses and distances,
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6. South 11° 36' 53" West a distance of 142.05 feet; thence
7. South 03° 18' 35" West a distance of 85.29 feet to the place of beginning.

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SECTION 2. AND BE IT FURTHER ORDAINED, That no easement shall pass under this Ordinance unless the easement has been approved by the City Solicitor.

SECTION 2. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the date it is enacted.

.....



.....

ACTION BY THE CITY COUNCIL

SEP 25 2017

FIRST READING (INTRODUCTION) _____

PUBLIC HEARING HELD ON March 8, 20 18

COMMITTEE REPORT AS OF March 12, 20 18

FAVORABLE _____ UNFAVORABLE _____ FAVORABLE AS AMENDED _____ WITHOUT RECOMMENDATION

[Signature]
Chair

COMMITTEE MEMBERS:

COMMITTEE MEMBERS:

SECOND READING: The Council's action being favorable (unfavorable), this City Council bill was (was not) ordered printed for Third Reading on:

MAR 12 2018

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING _____ MAR 26 2018

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (ENROLLED) _____ 20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (RE-ENROLLED) _____ 20 _____

WITHDRAWAL _____ 20 _____

There being no objections to the request for withdrawal, it was so ordered that this City Council Ordinance be withdrawn from the files of the City Council.

[Signature]
President

[Signature]
Chief Clerk