

**CITY OF BALTIMORE**  
**ORDINANCE \_\_\_\_\_**  
**Council Bill 06-0534**

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Introduced by: The Council President  
At the request of: The Administration (Department of Public Works)  
Introduced and read first time: October 30, 2006  
Assigned to: Highways and Franchises Subcommittee

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Committee Report: Favorable  
Council action: Adopted  
Read second time: January 22, 2007

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**AN ORDINANCE CONCERNING**

**City Streets – Closing –  
Certain Streets and Alleys Lying Within the Area Bounded by Biddle Street,  
Collington Avenue, Preston Street, and Patterson Park Avenue and Lying  
Within the Broadway East Urban Renewal Project**

FOR the purpose of condemning and closing certain streets and alleys lying within the area bounded by Biddle Street, Collington Avenue, Preston Street, and Patterson Park Avenue and lying within the Broadway East Urban Renewal Project, as shown on Plat 346-A-57A in the Office of the Department of Public Works; and providing for a special effective date.

By authority of  
Article I - General Provisions  
Section 4  
and  
Article II - General Powers  
Sections 2, 34, 35  
Baltimore City Charter  
(1996 Edition)

**SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the Department of Public Works shall proceed to condemn and close certain streets and alleys lying within the area bounded by Biddle Street, Collington Avenue, Preston Street, and Patterson Park Avenue and lying within the Broadway East Urban Renewal Project, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the south side of Mura Street, 40 feet wide, and the east side of Collington Avenue, 70 feet wide, and running thence binding on the east side of said Collington Avenue, Northerly 40.0 feet to intersect the north side of said Mura Street; thence binding on the north side of said Mura Street, Easterly 363.1 feet, more or less, to intersect the west side of Patterson Park Avenue, 70 feet wide; thence binding on the west side of said Patterson Park Avenue, Southerly 40.0 feet, to intersect the

**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 south side of said Mura Street, and thence binding on the south side of said Mura  
2 Street, Westerly 363.1 feet, more or less, to the place of beginning.

3 Beginning for Parcel No. 2 at the point formed by the intersection of the south  
4 side of a 10-foot alley laid out in the rear of the properties known as Nos.  
5 2200/2202 through 2238 E. Biddle Street, and the east side of Collington Avenue,  
6 70 feet wide, said point of beginning being distant northerly 71.5 feet, more or  
7 less, measured along the east side of said Collington Avenue from the north side  
8 of Biddle Street, 66 feet wide; thence binding on the east side of said Collington  
9 Avenue, Northerly 10.0 feet to intersect the north side of said 10-foot alley;  
10 thence binding on the north side of said 10-foot alley, Easterly 285.1 feet, more or  
11 less, to the easternmost extremity of said 10-foot alley; thence binding on the  
12 easternmost extremity of said 10-foot alley, Southerly 10.0 feet to intersect the  
13 south side of said 10-foot alley, and thence binding on the south side of said 10-  
14 foot alley, Westerly 285.1 feet, more or less, to the place of beginning.

15 Beginning for Parcel No. 3 at the point formed by the intersection of the south  
16 side of Mura Street, 40 feet wide, and the east side of a 12-foot alley, laid out in  
17 the rear of the properties known as Nos. 1210 through 1218 N. Patterson Park  
18 Avenue, said point of beginning being distant westerly 78.0 feet, measured along  
19 the south side of said Mura Street from the west side of Patterson Park Avenue,  
20 70 feet wide, and running thence binding on the east side of said 12-foot alley,  
21 Southerly 60.0 feet, more or less, to intersect the north side of a 10-foot alley, laid  
22 out in the rear of the properties known as Nos. 2200/2202 through 2238 E. Biddle  
23 Street; thence binding on the north side of said 10-foot alley, Westerly 12.0 feet to  
24 intersect the west side of said 12-foot alley; thence binding on the west side of  
25 said 12-foot alley, Northerly 60.0 feet, more or less, to intersect the south side of  
26 said Mura Street, and thence binding on the south side of said Mura Street,  
27 Easterly 12.0 feet to the place of beginning.

28 Beginning for Parcel No. 4 at the point formed by the east side of a 10-foot alley,  
29 laid out in the rear of the properties known as Nos. 1220 through 1226 N.  
30 Patterson Park Avenue, and the north side of Mura Street, 40 feet wide, said point  
31 of beginning being distant westerly 70.0 feet, measured along the north side of  
32 said Mura Street from the west side of Patterson Park Avenue, 70 feet wide, and  
33 running thence binding on the north side of said Mura Street, Westerly 10.0 feet  
34 to intersect the west side of said 10-foot alley; thence binding on the west side of  
35 said 10-foot alley, Northerly 60.0 feet, more or less, to intersect the south side of  
36 a 10-foot alley, laid out in the rear of the properties known as Nos. 2201 through  
37 2251 E. Preston Street; thence binding on the south side of last said 10-foot alley,  
38 Easterly 10.0 feet to intersect the east side of said 10-foot alley, mentioned firstly  
39 herein, and thence binding on the east side of said 10-foot alley, mentioned firstly  
40 herein, Southerly 60.0 feet, more or less, to the place of beginning.

41 Beginning for Parcel No. 5 at the point formed by the intersection of the east side  
42 of a 4-foot alley, laid out in the rear of the properties known as Nos. 1200 through  
43 1208 N. Patterson Park Avenue, and the north side of E. Biddle Street, 66 feet  
44 wide, said point of beginning being distant westerly 78.0 feet, more or less,  
45 measured along the north side of said Biddle Street from the west side of  
46 Patterson Park Avenue, 70 feet wide, and running thence binding on the north  
47 side of said Biddle Street, Westerly 4.0 feet to intersect the west side of said 4-

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1 foot alley; thence binding on the west side of said 4-foot alley, Northerly 71.5  
2 feet, more or less, to intersect the south side of a 10-foot alley, laid out in the rear  
3 of the properties known as Nos. 2200/2202 through 2238 E. Biddle Street; thence  
4 binding on the south side of said 10-foot alley, Easterly 4.0 feet to intersect the  
5 east side of said 4-foot alley, and thence binding on the east side of said 4-foot  
6 alley, Southerly 71.5 feet, more or less, to the place of beginning.

7 As delineated on Plat 346-A-57A, prepared by the Survey Control Section and filed on October  
8 11, 2006 in the Office of the Department of Public Works.

9 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and  
10 closing of the streets and alleys and the rights of all interested parties shall be regulated by and in  
11 accordance with all applicable provisions of state and local law and with all applicable rules and  
12 regulations adopted by the Director of Public Works and filed with the Department of  
13 Legislative Reference.

14 **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
15 subsurface structures and appurtenances now owned by the Mayor and City Council of  
16 Baltimore continue to be the property of the Mayor and City Council, in fee simple, until their  
17 use has been abandoned by the Mayor and City Council. If any person wants to remove, alter, or  
18 interfere with them, that person must first obtain permission from the Mayor and City Council  
19 and, in the application for this permission, must agree to pay all costs and expenses, of every  
20 kind, arising out of the removal, alteration, or interference.

21 **SECTION 4. AND BE IT FURTHER ORDAINED,** That no building or structure of any kind  
22 (including but not limited to railroad tracks) may be constructed or erected in or on any part of  
23 the street closed under this Ordinance until all subsurface structures and appurtenances owned by  
24 the Mayor and City Council of Baltimore have been abandoned by the Mayor and City Council  
25 or, at the expense of the person seeking to erect the building or structure, have been removed and  
26 relaid in accordance with the specifications and under the direction of the Director of Public  
27 Works of Baltimore City.

28 **SECTION 5. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
29 subsurface structures and appurtenances owned by any person other than the Mayor and City  
30 Council of Baltimore shall be removed by and at the expense of their owners, promptly upon  
31 notice to do so from the Director of Public Works.

32 **SECTION 6. AND BE IT FURTHER ORDAINED,** That at all times after the closing under this  
33 Ordinance, the Mayor and City Council of Baltimore, acting by or through its authorized  
34 representatives, shall have access to the subject property and to all subsurface structures and  
35 appurtenances used by the Mayor and City Council, for the purpose of inspecting, maintaining,  
36 repairing, altering, relocating, or replacing any of them, without need to obtain permission from  
37 or pay compensation to the owner of the property.

38 **SECTION 7. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it  
39 is enacted.

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Certified as duly passed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
President, Baltimore City Council

Certified as duly delivered to His Honor, the Mayor,  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

\_\_\_\_\_  
Chief Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

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Mayor, Baltimore City