

**CITY OF BALTIMORE**  
**ORDINANCE \_\_\_\_\_**  
**Council Bill 15-0517**

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Introduced by: The Council President  
At the request of: The Administration (Department of General Services)  
Introduced and read first time: April 20, 2015  
Assigned to: Taxation, Finance and Economic Development Committee  
Committee Report: Favorable  
Council action: Adopted  
Read second time: June 15, 2015

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**AN ORDINANCE CONCERNING**

**Sale of Property – Air Rights Area Over a Portion of a  
10-Foot Alley in the Rear of 435-439 East Lafayette Avenue**

FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in the air rights area over a portion of a 10-foot alley in the rear of 435-439 East Lafayette Avenue, extending westerly 56 feet, more or less, from Greenmount Avenue and no longer needed for public use; 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, in accordance with Article V, § 5(b) of the City Charter, the City Comptroller may sell, at either public or private sale, all the interest of the Mayor and City Council of Baltimore in the air rights area over a portion of a 10-foot alley in the rear of 435-439 East Lafayette Avenue, extending westerly 56 feet, more or less, from Greenmount Avenue, and more particularly described as all that land lying above at an elevation of 112.00 feet (Baltimore City Vertical Datum) and contained within the following metes and bounds, to wit:

Beginning for Parcel 1 at the intersection of the west side of Greenmount Avenue, as widened by deed dated February 3, 1853 and recorded among the Land Records of Baltimore, Maryland in Liber E.D. 47 Folio 327 from Christian Keener, etal. to the Mayor and City Council of Baltimore, on the north side of a 10-foot alley, lying parallel with and 100 feet south of Lafayette Avenue 66 feet wide, said point of beginning being distant 100.15 feet measured along the west side of said Greenmount Avenue from the south side of said Lafayette Avenue, and running thence on the west side of said Greenmount Avenue, the following courses and distances:

**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 05° 57' 17" East 10.01 feet to the south side of said 10-foot alley, running thence binding on the south side of said 10-foot alley,
2. South 87° 08' 43" West 56.30 feet, to the new division line of said alley, running thence on said new division line,
3. North 02° 54' 31" West 10.00 feet to the north side of said 10-foot alley, and running thence binding,
4. North 87° 08' 43" East 55.76 feet to the point of beginning.

Containing 560 square feet or 0.0129 acres, more or less, as surveyed in February of 2014 by S.J. Martenet and Company, Inc.

Subject to a full width Perpetual Easement for all Municipal Utilities and Services, not to be abandoned, over the entire hereinabove described parcel of land.

This property being no longer needed for public use.

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

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

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\_\_

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Mayor, Baltimore City