

**CITY OF BALTIMORE
COUNCIL BILL 13-0184
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (City of Baltimore Development Corporation)

Introduced and read first time: January 28, 2013

Assigned to: Taxation, Finance and Economic Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Planning Commission, Department of Housing and Community Development, Department of Public Works, Baltimore Development Corporation, Department of Real Estate, Department of Transportation, Baltimore City Parking Authority Board, Department of Finance, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Acquisition of Property – 4629 Liberty Heights Avenue**

3 FOR the purpose of authorizing the Mayor and City Council of Baltimore to acquire, by purchase
4 or condemnation, the fee simple or other interests in certain property known as 4629 Liberty
5 Heights Avenue (Ward 28, Section 3, Block 8297, Lot 1), and needed for extinguishment of a
6 restrictive covenant; and providing for a special effective date.

7 BY authority of
8 Article I - General Provisions
9 Section 4
10 and
11 Article II - General Powers
12 Sections 2 and 15
13 Baltimore City Charter
14 (1996 Edition)

15 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That it is
16 necessary to acquire, for redevelopment purposes, the fee simple or other interests, including but
17 not limited to restrictive covenants, that the Director of Housing and Community Development
18 considers needed or sufficient in the land and improvements known as 4629 Liberty Heights
19 Avenue (Ward 28, Section 3, Block 8297, Lot 1), and more particularly described as follows:

20 The restrictive covenant on the property known as 4629 Liberty Heights Avenue
21 (Ward 28, Section 3, Block 8297, Lot 1) found in Liber FMC 330, page 164.

22 Together with all right, title, interest, and estate that the owner of that property has in all streets,
23 alleys, ways, or lanes, public or private, contained within or abutting the property.

24 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the Department of Real Estate, or any
25 other person or agency that the Board of Estimates designates, may negotiate and acquire on
26 behalf of the Mayor and City Council of Baltimore the fee simple or other interests in the land

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

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1 and improvements described in this Ordinance as needed or sufficient for the purposes described
2 in this Ordinance. If the Department of Real Estate, or the person or agency otherwise
3 designated by the Board of Estimates, is unable to agree with the owner on the purchase price for
4 the property, it shall promptly notify the City Solicitor, who shall institute the necessary legal
5 proceedings to acquire by condemnation the fee simple or other interests needed or sufficient for
6 the purposes described in this Ordinance.

7 **SECTION 3. AND BE IT FURTHER ORDAINED,** That proceedings for the acquisition by
8 condemnation of the property described in this Ordinance and all rights of all parties interested or
9 affected shall be in accordance with Title 12 of the Real Property Article of the Maryland Code.

10 **SECTION 4. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is
11 enacted.