

CITY OF BALTIMORE
COUNCIL BILL 15-0535
(First Reader)

Introduced by: The Council President
At the request of: The Administration (Department of General Services)
Introduced and read first time: May 11, 2015
Assigned to: Housing and Community Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Planning Commission, Department of General Services, Department of Housing and Community Development, Department of Transportation, Baltimore Development Corporation

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Streets – Closing –**
3 **Worcester Street**

4 FOR the purpose of condemning and closing Worcester Street, extending from CSX
5 Transportation Railroad Right-of-Way Southeasterly 301.6 feet, more or less, toward Ridgely
6 Street, as shown on Plat 214-A-14A in the Office of the Department of General Services; and
7 providing for a special effective date.

8 BY authority of
9 Article I - General Provisions
10 Section 4
11 and
12 Article II - General Powers
13 Sections 2, 34, 35
14 Baltimore City Charter
15 (1996 Edition)

16 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
17 Department of General Services shall proceed to condemn and close Worcester Street, extending
18 from CSX Transportation Railroad Right-of-Way Southeasterly 301.6 feet, more or less, toward
19 Ridgely Street, and more particularly described as follows:

20 Beginning for Parcel No. 1 at a point on the Northeast side of Worcester Street
21 (formerly Carey Street), 66 feet wide, the point of beginning being distant
22 Northwesterly 144.5 feet, more less, from the intersection of the northwest side of
23 Ridgely Street with the northeast side of Worcester Street; thence crossing the
24 existing right-of-way of Worcester Street, Southwesterly 66.0 feet, more or less,
25 to intersect the Southwest side of Worcester Street; thence binding on the
26 Southwest side of Worcester Street, Northwesterly 301.6 feet, more or less, to
27 intersect the Southeast side of the CSX Transportation Railroad Right-of-Way;

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

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1 thence binding on the right-of-way, Northeasterly 66.9 feet, more or less, to
2 intersect the Northeast side of Worcester Street; thence binding on the Northeast
3 side of Worcester Street, Southeasterly 291.1 feet, more or less, to the point of
4 beginning.

5 As delineated on Plat 214-A-14A, prepared by the Survey Control Section and filed on January 5,
6 2015, in the Office of the Department of General Services.

7 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
8 closing of Worcester Street and the rights of all interested parties shall be regulated by and in
9 accordance with all applicable provisions of state and local law and with all applicable rules and
10 regulations adopted by the Director of General Services and filed with the Department of
11 Legislative Reference.

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

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

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

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

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