

**CITY OF BALTIMORE  
COUNCIL BILL 05-0282  
(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of Public Works)  
Introduced and read first time: November 21, 2005  
Assigned to: Highways and Franchises Subcommittee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Planning Commission, Department of Housing and Community Development, Department of Public Works, Department of Transportation, Baltimore City Parking Authority

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Release of Right of Way – a 10-Foot Right-of-Way**  
3 **Granted to the Mayor and City Council of Baltimore,**  
4 **Through the Property of Midtown Baltimore LLC**

5 FOR the purpose of authorizing the release and surrender by the Mayor and City Council  
6 of Baltimore of all of its interests in and to a 10-foot wide right-of-way granted to the City of  
7 Baltimore through the property of Midtown Baltimore LLC, the location and course of the  
8 10-foot wide right-of-way to be released being shown on a plat thereof numbered RW 20-  
9 35538 prepared by the Survey Control Section; and providing for a special effective date.

10 BY authority of  
11 Article I – General Provisions  
12 Section 4  
13 and  
14 Article II – General Powers  
15 Section 31  
16 Baltimore City Charter  
17 (1996 Edition)

18 **Recitals**

19 WHEREAS, by Agreement dated September 29, 1975, and recorded among the Land Records  
20 of Baltimore City in Liber R.H.B. No. 3295, Folio 243, Bethlehem Steel Corporation granted to  
21 the Mayor and City Council of Baltimore the right-of-way shown on Plat RW 20-35538, dated  
22 March 24, 1975, which plat is recorded with the Agreement; and

23 WHEREAS, the right-of-way hereinafter described is no longer needed for public use, the  
24 public utility that had previously been there having been abandoned and/or relocated to another  
25 right-of-way that was granted to the Mayor and City Council of Baltimore.

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

1       **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
2 Comptroller of Baltimore City be and is hereby authorized on behalf of the Mayor and City  
3 Council of Baltimore to execute and deliver to the owner or owners of the land within the right-  
4 of-way hereinafter described, a release and surrender of all of the interest of the City of  
5 Baltimore in the right-of-way described as follows:

6           Beginning for a 10-foot wide right-of-way to be extinguished at a point on the  
7 east side of Key Highway, 106 feet wide, said point of beginning also being the  
8 beginning of a right-of-way for Municipal Utilities and Services as shown on Plat  
9 RW 20-35538, dated March 24, 1975, and attached to an agreement by and  
10 between Bethlehem Steel Corporation and the Mayor and City Council of  
11 Baltimore dated September 29, 1975, and recorded among the Land Records of  
12 Baltimore City in Liber R.H.B. No. 3295, Folio 243, said point of beginning  
13 being distant 47.34 feet southerly, measured along the east side of Key Highway  
14 from the south side of the former bed of Montgomery Street, 82.5 feet wide, and  
15 running thence binding on the north and northwest outline of said right-of-way,  
16 the 2 following courses and distances; namely, North 87° 08' 05" East 51.59 feet  
17 and South 44° 02' 40" East 73.15 feet to intersect the existing steel bulkhead line  
18 of the Inner Harbor Basin North West, there situate; thence binding on said steel  
19 bulkhead line of the Inner Harbor Basin North West, South 01° 34' 25" East 14.81  
20 feet; thence binding on the southeast and south outline of said right-of-way, the 3  
21 following courses and distances; namely, North 44° 02' 40" West 74.53 feet,  
22 North 68° 27' 15" West 9.11 feet, and South 87° 08' 05" West 42.18 feet to  
23 intersect the east side of said Key Highway, and thence binding on the east side of  
24 said Key Highway, North 02° 07' 20" West 10.00 feet to the place of beginning.

25           Containing 1,266.71 square feet of land, more or less.

26           All courses and distances in the above description are referred to the true meridian as  
27 adopted by the Baltimore Survey Control System.

28           The use of the right-of-way described hereinabove is no longer needed for public purposes.

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

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