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FROM	NAME & TITLE	THOMAS J. STOSUR, DIRECTOR	CITY of BALTIMORE MEMO 
	AGENCY NAME & ADDRESS	DEPARTMENT OF PLANNING 417 E. FAYETTE STREET, 8 th FLOOR	
	SUBJECT	CITY COUNCIL BILL #10-0598/ FRANCHISE – PRIVATE FUEL PIPELINE UNDER AND ACROSS A PORTION OF FRANKFURST AVENUE RIGHT-OF-WAY	

TO

DATE: November 5, 2010

The Honorable President and
 Members of the City Council
 City Hall, Room 400
 100 N. Holliday Street
 Baltimore, MD 21202

At its regular meeting of November 4, 2010 the Planning Commission considered City Council Bill #10-0598, for the purpose of granting a franchise to Apex Oil Company to construct, use and maintain a private fuel pipeline under and across a portion of the 1800 block of Frankfurst Avenue right-of-way, connecting facilities located on the properties known as NuStar-LP Terminal pier and Center Point Terminal on Vera Street, subject to certain terms, conditions, and reservations; and providing for a special effective date.

In its consideration of this Bill, the Planning Commission reviewed the attached staff report which recommended approval of City Council Bill #10-0598 and adopted the following resolution, eight members being present (eight in favor).

RESOLVED, That the Planning Commission concurs with the recommendation of its departmental staff, and recommends that City Council Bill #10-0598 be passed by the City Council.

If you have questions, please contact Mr. Wolde Ararsa, Division Chief of the Land Use and Urban Design Division, at 410-396-4488.

TJS/WYA/ttl

Attachments

- cc: Ms. Kaliope Parthemos, Deputy Mayor
- Ms. Sophie Dagenais, Chief of Staff
- Ms. Angela Gibson, Mayor's Office
- The Honorable Bill Henry, City Council Commission Representative
- Ms. Nikol Nabors-Jackson, Department of Housing and Community Development
- Ms. Karen Randle, City Council Services
- Mr. Paul Barnes, Department of General Services
- Ms. Marcia Collins, Department of Public Works



Stephanie Rawlings-Blake
Mayor

PLANNING COMMISSION

Wilbur E. "Bill" Cunningham, Chairman

STAFF REPORT



Thomas J. Stosur
Director

November 4, 2010

REQUEST: CCB#10-0598/Franchise – Private Fuel Pipeline Under And Across A Portion Of Frankfurst Avenue Right-Of-Way

For the purpose of granting a franchise to Apex Oil Company to construct, use and maintain a private fuel pipeline under and across a portion of the 1800 block of Frankfurst Avenue right-of-way, connecting facilities located on the properties known as NuStar-LP Terminal pier and Center Point Terminal on Vera Street, subject to certain terms, conditions, and reservations; and providing for a special effective date.

RECOMMENDATION: Approval, subject to comments from the Department of General Services

STAFF: Ervin McDaniel

PETITIONER(S): Apex Oil Company

OWNER: Mayor and City Council

SITE/ GENERAL AREA

Site Conditions: The affected right-of-way lies within the Fairfield neighborhood. The area is primarily industrial with oil and automobile storage facilities. The area is zoned M-3.

HISTORY

- On October 21, 2010, the Planning Commission deferred action on this item until November 4, 2010.
- Ordinance #04-810, approved on October 6, 2004 established the Fairfield Urban Renewal Plan.

CONFORMITY TO PLANS

The proposed Franchise to construct private pipeline under and across a portion of Frankfurst Avenue right-of-way is in conformance with the Fairfield Urban Renewal Plan. This project is also consistent with the Comprehensive Master Plan's EARN section, Goal One: Strengthen Identified Growth Sectors, Objective One: Retain and Attract Businesses in all Growth Sectors.

ANALYSIS

City Council Bill #10-0598, if approved, would grant a franchise to Apex Oil Company to construct, use and maintain a private pipeline under and across a portion of the 1800 block of Frankfurst Avenue right-of-way, connecting facilities located on the properties known as the NUStar-LP Terminal pier and Center Point on Vera Street, subject to certain terms, conditions, and reservations; and providing for a special effective date. The pipeline will run approximately 4,400 linear feet between the two oil storage facilities.

This franchise will cover the 60-foot right-of-way of Frankfurst Avenue. The pipeline will be located approximately six feet below the surface of the Frankfurst Avenue. The installation of the pipeline is not expected to unduly interfere with traffic on Frankfurst Avenue. All appropriate agreements with the owners of the impacted properties will be obtained prior to start of construction.

The Planning Commission initially considered this matter on October 21, 2010, but decided to defer action, pending additional information from the applicant, (Apex Oil).

The Brooklyn and Curtis Bay Coalition was notified of this action.



Thomas J. Stosur
Director