

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 13-0217

Introduced by: The Council President
At the request of: The Administration (Department of General Services)
Introduced and read first time: April 22, 2013
Assigned to: Taxation, Finance and Economic Development Committee

Committee Report: Favorable
Council action: Adopted
Read second time: July 15, 2013

AN ORDINANCE CONCERNING

1 **Sale of Property – Former Bed of Howil Terrace**

2 FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public
3 or private sale, all its interest in a certain parcel of land known as the former bed of Howil
4 Terrace, laid out contiguous to the north outline of the property known as 5928 York Road
5 and extending Westerly 138.0 feet, more or less, to the east side of a 10-foot wide alley laid
6 out in the rear of the properties known as 5926 and 5928 York Road, and no longer needed
7 for public use; and providing for a special effective date.

8 BY authority of
9 Article V - Comptroller
10 Section 5(b)
11 Baltimore City Charter
12 (1996 Edition)

13 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That, in
14 accordance with Article V, § 5(b) of the City Charter, the City Comptroller may sell, at either
15 public or private sale, all the interest of the Mayor and City Council of Baltimore in a certain
16 parcel of land known as the former bed of Howil Terrace, laid out contiguous to the north outline
17 of the property known as 5928 York Road and extending Westerly 138.0 feet, more or less, to the
18 east side of a 10-foot wide alley laid out in the rear of the properties known as 5926 and 5928
19 York Road, and more particularly described as follows:

20 Beginning for Parcel No. 1 at the point formed by the intersection of the west side
21 of York Road, 80 feet wide, and the south side of the former bed of Howil
22 Terrace, 15 feet wide, and running thence binding on the south side of the former
23 bed of said Howil Terrace, Southwesterly 138.0 feet, more or less, to the east side
24 of the former bed a 10-foot alley, laid out in the rear of the properties known as
25 Nos. 5926 and 5928 York Road, as condemned and closed under Ordinance No.
26 07-581 approved on November 27, 2007 by the Mayor and City Council of
27 Baltimore; thence by a straight line, Northerly 17.0 feet, more or less, to intersect
28 the point formed by the intersection of the north side of the former bed of said

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 Howil Terrace and the east side of a Vehicular Turn-Around as described in a
2 deed dated September 26, 2006 between the Mayor and City Council of Baltimore
3 (Department of Real Estate) and Pergusa Enterprises, Inc., T/A Jerry’s Belvedere
4 Tavern, and recorded among the Land Records of Baltimore City in Liber F.M.C.
5 No. 8438, Folio 056, there situate; thence binding on the north side of the former
6 bed of said Howil Terrace, Easterly 132.6 feet, more or less, to intersect the west
7 side of said York Road, and thence binding on the west of said York Road,
8 Southerly 15.0 feet, more or less, to the place of beginning.

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

11 This property being no longer needed for public use.

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

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

Mayor, Baltimore City