

**CITY OF BALTIMORE
COUNCIL BILL 11-0713
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Department of General Services)
Introduced and read first time: June 6, 2011
Assigned to: Taxation, Finance and Economic Development Committee

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

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Sale of Properties – the Former Beds of a 10-Foot Portion of**
3 **Foster Avenue and a 7-Foot Portion of Fait Avenue**

4 FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public
5 or private sale, all its interest in certain properties known as the former beds of (1) a 10-foot
6 portion of Foster Avenue, contiguous to the south side thereof and extending from Oldham
7 Street Westerly 356.0 feet, more or less, and (2) a 7-foot portion of Fait Avenue, contiguous
8 to the north side thereof and extending from Oldham Street Westerly 729.0 feet, more or less,
9 to the CSX Transportation, Inc., Railroad Right of Way and no longer needed for public use;
10 and providing for a special effective date.

11 BY authority of
12 Article V - Comptroller
13 Section 5(b)
14 Baltimore City Charter
15 (1996 Edition)

16 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That, in
17 accordance with Article V, § 5(b) of the City Charter, the City Comptroller may sell, at either
18 public or private sale, all the interest of the Mayor and City Council of Baltimore in the
19 properties known as the former beds of (1) a 10-foot portion of Foster Avenue, contiguous to the
20 south side thereof and extending from Oldham Street Westerly 356.0 feet, more or less, and (2) a
21 7-foot portion of Fait Avenue, contiguous to the north side thereof and extending from Oldham
22 Street Westerly 729.0 feet, more or less, to the CSX Transportation, Inc., Railroad Right of Way,
23 and more particularly described as follows:

24 Beginning for Parcel No.1 at the point formed by the intersection of the west side
25 of Oldham Street, 80 feet wide, and the south side of the former bed of Foster
26 Avenue, 70 feet wide, and running thence binding on the south side of the former
27 bed of said Foster Avenue, Westerly 356.0 feet, more or less; thence by a straight
28 line drawn at a right angle to the south side of the former bed of said Foster
29 Avenue, Northerly 10.0 feet to intersect a line drawn parallel with and distant

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

Council Bill 11-0713

1 10.0 feet north of the south side of the former bed of said Foster Avenue, thence
2 binding on last said line so drawn, Easterly 356.0 feet, more or less, to intersect
3 the west side of said Oldham Street, and thence binding on the west side of said
4 Oldham Street, Southerly 10.0 feet to the place of beginning.

5 Beginning for Parcel No. 2 at the point formed by the intersection of the north
6 side of the former bed of Fait Street, 70 feet wide, and the west side of Oldham
7 Street, 80 feet wide, and running thence binding on the west side of said Oldham
8 Street, Southerly 7.0 feet to intersect a line drawn parallel with and distant 7.0
9 feet south of the north side of the former bed of said Fait Avenue; thence binding
10 on said line so drawn Westerly 729.0 feet, more or less, to intersect the east side
11 of the CSX Transportation, Inc., Railroad Right of Way, there situate, thence
12 binding on the east side of said CSX Transportation, Inc., Railroad Right of Way,
13 Northerly 7.0 feet, more or less, to intersect the north side of the former bed of
14 said Fait Avenue, and thence binding on the north side of the former bed of said
15 Fait Avenue, Easterly 729.0 feet, more or less, to the place of beginning.

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

18 These properties being no longer needed for public use.

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

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