

**CITY OF BALTIMORE  
COUNCIL BILL 25-0049  
(First Reader)**

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Introduced by: Councilmember McCray

Introduced and read first time: March 24, 2025

Assigned to: Land Use and Transportation Committee

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REFERRED TO THE FOLLOWING AGENCIES: Department of Finance, Planning Commission,  
Department of Transportation

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Release of Access Easement – Vehicular Access to U.S. Route 40**  
3 **through 6709 Pulaski Highway**

4 FOR the purpose of authorizing the release and surrender by the Mayor and City Council of  
5 Baltimore of all of its interests in and to the access easement generally described as a 30 foot  
6 wide parcel, which extends from Pulaski Highway on the north to the southern boundary of  
7 the Property along the entire eastern boundary of the Property (“the Easement Area”),  
8 previously granted by WH-Pulaski, LLC, predecessor in interest to the current land owner,  
9 6709 Pulaski, LLC; the location and course of the access easement to be released being  
10 created and described by that certain Access Easement Agreement dated October 7, 2011 and  
11 recorded among the Land Records of Baltimore City, Liber 13806, Page 235 (“the Access  
12 Easement”).

13 BY authority of  
14 Article I - General Provisions  
15 Section 4  
16 and  
17 Article II - General Powers  
18 Section 31  
19 Baltimore City Charter  
20 (1996 Edition)

21 **Recitals**

22 **WHEREAS**, by the Access Easement, the City of Baltimore was granted the right to vehicular  
23 access over the Easement Area to access a different parcel of land owned by the City of  
24 Baltimore.

25 **WHEREAS**, the City of Baltimore does not have the legal right to cross the railroad tracks  
26 between the Property and the parcel owned by the City of Baltimore and the determination that  
27 the cost of grading the Easement Area and constructing a road thereon if the City of Baltimore  
28 were to be able to obtain the right to cross the railroad tracks would be prohibitively expensive  
29 and impractical.

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

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1       **WHEREAS**, because the Access Easement has never been used for public use and cannot  
2 practically be used in the future, the City of Baltimore has determined that the Access Easement  
3 should be released of record and terminated.

4       **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That the  
5 Comptroller of Baltimore City be and is hereby authorized on behalf of the Mayor and City  
6 Council of Baltimore to execute and deliver unto the owner or owners of the Property, a release,  
7 termination, and surrender of all the interest of the City of Baltimore in the Access Easement and  
8 the Easement Area.

9       The Easement Area is generally described as a thirty foot wide parcel, which extends from  
10 Pulaski Highway on the north to the southern boundary of Block 6235, Lots 009 and 009A, and  
11 along the entire eastern boundary of Block 6235, Lots 009 and 009A.

12       The use of the Access Easement and the Easement Area described hereinabove is no longer  
13 needed for public purposes and has not been used for public purposes.

14       **SECTION 2. AND BE IT FURTHER ORDAINED**, That no deed may pass under this Ordinance  
15 unless the deed, release, and surrender has been approved by the City Solicitor.

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