

**CITY OF BALTIMORE
COUNCIL BILL 13-0217
(First Reader)**

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

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Planning Commission, Department of Housing and Community Development, Department of General Services, Department of Public Works, 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 Property – Former Bed of Howil Terrace**

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

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

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

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

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

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

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

12 This property being no longer needed for public use.

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

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