

**CITY OF BALTIMORE
COUNCIL BILL 07-0594
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Department of Public Works)
Introduced and read first time: February 26, 2007
Assigned to: Highways and Franchises Subcommittee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Planning Commission, Department of Public Works, Department of Finance, Department of Real Estate

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Release of Right of Way - a Portion of a 16-Foot Wide Right of Way**
3 **Granted to the Mayor and City Council of Baltimore Through the**
4 **Property of the Maryland Port Administration**

5 FOR the purpose of authorizing the release and surrender by the Mayor and City Council
6 of Baltimore of all its interests in and to a portion of a 16-foot wide right of way granted to
7 the Mayor and City Council of Baltimore through the property of the Arundel Sand and
8 Gravel Company currently owned by the Maryland Port Administration, as shown on Plat
9 R.W. 20-33198 prepared by the Right of Way Division. The location and course of the
10 portion of the 16-foot wide right of way to be released being shown on Plat R.W. 20-33198A
11 prepared by the Survey Control Section; and providing for a special effective date.

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

20 **Recitals**

21 By the Agreement dated January 29, 1943, and recorded among the Land Records
22 of Baltimore City in Liber M.L.P. No. 6493, Folio 065, the Arundel Corporation
23 and Arundel Sand and Gravel Company granted to the Mayor and City Council of
24 Baltimore the right of way shown on Plat R.W. 20-33198 and dated December 29,
25 1942, which plat is recorded with the Agreement.

26 The portion of right of way hereinafter described is no longer needed for public
27 use, the public utility that had previously been therein having been abandoned
28 and/or relocated to another right of way that was granted to the Mayor and City
29 Council of Baltimore.

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

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1 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
2 Comptroller of Baltimore City is authorized on behalf of the Mayor and City Council of
3 Baltimore to execute and deliver to the owner or owners of the land within the right of way
4 hereinafter described, a release and surrender of all the interest of the City of Baltimore in the
5 portion of right of way described as follows:

6 Beginning for a portion of a 16-foot wide right of way for Municipal
7 Utilities and Services to be extinguished at the intersection of the west
8 side of the 16-foot wide right of way, as shown on Plat R.W. 20-33198,
9 dated December 29, 1942, and attached to an agreement by and between
10 the Arundel Corporation and the Arundel Sand and Gravel Company and
11 the Mayor and City Council of Baltimore, dated January 29, 1943, and
12 recorded among the Land Records of Baltimore City in Liber M.L.P. No.
13 6493, Folio 065, and the waters of the Patapsco River, there situate, and
14 running thence binding on the north and east sides of the right of way, the
15 2 following courses and distances; namely, South 88° 38' 10" East 16.00
16 feet and South 01° 21' 50" West 533.4 feet, more or less; thence by a
17 straight line through the property now or formerly owned by the State of
18 Maryland, c/o Maryland Port Administration, North 88° 38' 10" West
19 16.00 feet to intersect the west side of the right of way, and thence binding
20 on the west side of the right of way, North 01° 21' 50" East 533.4 feet,
21 more or less, to the place of beginning.

22 Containing 8,534.1 square feet of land or 0.196 acre of land, more or less.

23 All courses and distances in the above description are referred to the true meridian as
24 adopted by the Baltimore Survey Control System.

25 The use of the right of way described hereinabove is no longer needed for public
26 purposes.

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

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