

F R O M	NAME & TITLE	Khalil A. Zaied, Director	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Department of Transportation 417 East Fayette Street, Room 527		
	SUBJECT	City Council Bill 10-0583		

TO

The Honorable President and Members
of the City Council
c/o Karen Randle
Room 400 City Hall

September 23, 2010

I am herein reporting on City Council Bill 10-0583.

The purpose of the Bill is to permit, subject to certain conditions, the construction and maintenance of portions of a building projecting into the right-of-way, on the southwest side of the Jones Falls Expressway (I-83), of the property known as 1401 North Charles Street.

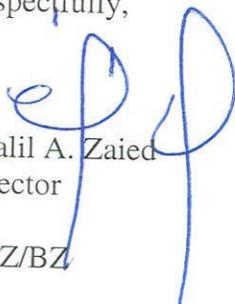
The University of Baltimore plans to complete construction of its new \$107 million John and Frances Angelos Law Center building, located at 1401 North Charles Street at the corner of Charles Street and Mount Royal Avenue, in time for the 2012 fall semester. Four City of Baltimore easements previously existed within the building footprint before Ordinance 10-276 extinguished them.

City Council Bill 10-0583, if approved, would permit portions of the building to project into the southwest side of the Jones Falls Expressway right-of-way, an unimproved portion of expressway right-of-way. The projections occur at two corners of the structure. The northernmost projection occurs at levels 2 through 7 of the building and project approximately 1.7 feet into the right-of-way; and at levels 8 and 9 of the building, projecting approximately 2 feet into the right-of-way. The second projection occurs at levels 4 through 7 of the building, projecting approximately 1.5 feet into the right-of-way; and at levels 8 and 9 of the building, projecting approximately 1.5 feet into the right-of-way. The Department of Transportation (DOT) controls this right of way and is responsible for maintaining it on a regular basis.

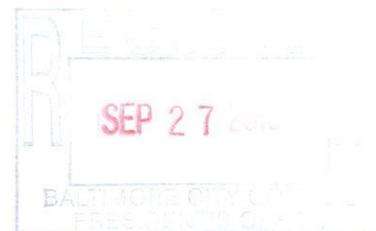
A Board of Estimates-approved licensing agreement between the City of Baltimore and the State of Maryland on behalf of the University of Baltimore requires the State to pay an annual licensing fee of \$9,500.00 to the City in exchange for encroaching on this right of way. According to Title 23, Section §710.403 of the Code of Federal Regulations, the City must use this revenue for certain eligible "transportation purposes" because I-83 was originally obtained using Federal Highway Administration funding.

With the Administration's appropriate consideration and resolution of this issue, DOT has no objections to this bill.

Respectfully,


Khalil A. Zaied
Director

KAZ/BZ



Cc: Ms. Angela C. Gibson
Mr. Jamie Kendrick
Mr. Frank Murphy
Ms. Barbara Zektick