

**CITY OF BALTIMORE
COUNCIL BILL 14-0387
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Department of Housing and Community Development)
Introduced and read first time: June 2, 2014
Assigned to: Urban Affairs and Aging Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Board of Municipal and Zoning Appeals, Planning Commission, Department of Housing and Community Development, Department of Public Works, Commission for Historical and Architectural Preservation, Baltimore Development Corporation, Baltimore City Parking Authority Board, Department of Transportation

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Urban Renewal – Park Heights –**
3 **Amendment _**

4 FOR the purpose of amending the Urban Renewal Plan for Park Heights to reauthorize the
5 acquisition of properties within the Project Area and to remove certain properties from the
6 list in Appendix B; waiving certain content and procedural requirements; making the
7 provisions of this Ordinance severable; providing for the application of this Ordinance in
8 conjunction with certain other ordinances; and providing for a special effective date.

9 BY authority of
10 Article 13 - Housing and Urban Renewal
11 Section 2-6
12 Baltimore City Code
13 (Edition 2000)

14 **Recitals**

15 The Urban Renewal Plan for Park Heights was originally approved by the Mayor and City
16 Council of Baltimore by Ordinance 08-93 and last amended by Ordinance 11-450.

17 An amendment to the Urban Renewal Plan for Park Heights is necessary to reauthorize the
18 Plan's powers of acquisition and condemnation so that these actions may legally continue, in
19 compliance with § 12-105.1 of the Real Property Article of the Annotated Code of Maryland, and
20 to remove certain properties from the list in Appendix B.

21 Under Article 13, § 2-6 of the Baltimore City Code, no change may be made in any approved
22 renewal plan unless the change is approved in the same manner as that required for the approval
23 of a renewal plan.

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 following changes in the Urban Renewal Plan for Park Heights are approved:

3 (1) In the Plan, amend section C.1.d. to read as follows:

4 C. Techniques Used to Achieve Plan Objectives

5 1. Acquisition

6

7 d. The authority to acquire the Properties within the Project Area is expressly
8 confirmed and reauthorized through and including [December 31, 2014]
9 DECEMBER 31, 2018.

10 (2) In the Plan, in Appendix B, under “**Scattered Sites**”, delete the following from the
11 list of properties:

12	3004 Dupont Avenue	4810 028
13	2814 Hilldale Avenue	3168 020
14	2521 Loyola Southway	3355A 040
15	3620 Lucille Avenue	4608 028
16	2810 Oakley Avenue	4747A 002
17	4603 Pall Mall Road	4813B 023
18	4309 Pimlico Road	3349 018
19	3017 Rosalind Avenue	4804A 022

20 **SECTION 2. AND BE IT FURTHER ORDAINED**, That the Urban Renewal Plan for Park Heights,
21 as amended by this Ordinance and identified as “Urban Renewal Plan, Park Heights, revised to
22 include Amendment __, dated June 2, 2014”, is approved. The Department of Planning shall file a
23 copy of the amended Urban Renewal Plan with the Department of Legislative Reference as a
24 permanent public record, available for public inspection and information.

25 **SECTION 3. AND BE IT FURTHER ORDAINED**, That if the amended Urban Renewal Plan
26 approved by this Ordinance in any way fails to meet the statutory requirements for the content of
27 a renewal plan or for the procedures for the preparation, adoption, and approval of a renewal
28 plan, those requirements are waived and the amended Urban Renewal Plan approved by this
29 Ordinance is exempted from them.

30 **SECTION 4. AND BE IT FURTHER ORDAINED**, That if any provision of this Ordinance or the
31 application of this Ordinance to any person or circumstance is held invalid for any reason, the
32 invalidity does not affect any other provision or any other application of this Ordinance, and for
33 this purpose the provisions of this Ordinance are declared severable.

34 **SECTION 5. AND BE IT FURTHER ORDAINED**, That if a provision of this Ordinance concerns
35 the same subject as a provision of any zoning, building, electrical, plumbing, health, fire, or
36 safety law or regulation, the applicable provisions shall be construed to give effect to each.
37 However, if the provisions are found to be in irreconcilable conflict, the one that establishes the
38 higher standard for the protection of the public health and safety prevails. If a provision of this
39 Ordinance is found to be in conflict with an existing provision of any other law or regulation that
40 establishes a lower standard for the protection of the public health and safety, the provision of

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1 this Ordinance prevails and the other conflicting provision is repealed to the extent of the
2 conflict.

3 **SECTION 6. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is
4 enacted.