

**CITY OF BALTIMORE
COUNCIL BILL 06-0418
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Public Works)

Introduced and read first time: May 1, 2006

Assigned to: Economic Development and Public Financing Subcommittee

REFERRED TO THE FOLLOWING AGENCIES: Planning Commission, Department of Housing and Community Development, Department of Public Works, Department of Real Estate, Department of Finance, Baltimore Development Corporation, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Acquisition of Property – A Parcel of Land to be Acquired**
3 **for the Special Services Unit of the Solid Waste Collection Division**
4 **at 6201 Pulaski Highway**

5 FOR the purpose of authorizing the Mayor and City Council of Baltimore to acquire, by purchase
6 or condemnation, the fee simple or other interests in certain property located at 6201 Pulaski
7 Highway, and needed for the Special Services Unit of the Solid Waste Collection Division;
8 and providing for a special effective date.

9 By authority of
10 Article I - General Provisions
11 Section 4
12 and
13 Article II - General Powers
14 Sections 2 and 20
15 Baltimore City Charter
16 (1996 Edition)

17 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That it is
18 necessary to acquire, for a certain parcel of land situate in Baltimore City that is needed to
19 combine three existing facilities and six different solid waste services into one central location to
20 provide both an efficient and cost effective means of operating the functions of the Special
21 Services Unit of the Solid Waste Collection Division, the fee simple or other interests that the
22 Director of Public Works considers needed or sufficient in the land and improvements located at
23 6201 Pulaski Highway and more particularly described as follows:

24 Beginning for the same at the point formed by the intersection of the northwest
25 side of Erdman Avenue, 150 feet wide, and the northeast side of Debelius
26 Avenue, 60 feet wide, and running thence binding on the northeast side of said
27 Debelius Avenue, North 24° 20' 24" West 473.00 feet to the southeast side of
28 Pulaski Highway, varying in width; thence binding on the southeast side of said

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

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1 Pulaski Highway the three following courses and distances; namely, North 14°
2 14' 06" East 27.39 feet, North 45° 47' 09" East 31.84 feet and North 63° 50' 00"
3 East 187.16 feet to the southeast side of Pulaski Highway, 150 feet wide; thence
4 binding on the southeast side of last said Pulaski Highway, North 69° 17' 30" East
5 215.40 feet to intersect the division line between Lot 1 and Lot 2 as shown on a
6 plat entitled "Final Subdivision Plan No. 6201 Pulaski Highway SM, LLC" dated
7 May 12, 2005 and recorded among the Plat Records of Baltimore City in Plat
8 Record F.M.C. No. 3851 on August 2, 2005, there situate; thence binding on said
9 division line, South 24° 20' 24" East 526.06 feet to intersect the northwest side of
10 said Erdman Avenue, and thence binding on the northwest side of said Erdman
11 Avenue, South 69° 17' 30" West 450.00 feet to the place of beginning.

12 Containing 233,144.08 square feet or 5.3523 acres of land, more or less.

13 Together with all right, title, interest, and estate that the owner of that property has in all streets,
14 alleys, ways, or lanes, public or private, contained within or abutting the property.

15 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the Department of Real Estate, or any
16 other person or agency that the Board of Estimates designates, may negotiate and acquire on
17 behalf of the Mayor and City Council of Baltimore the fee simple or other interests in the land
18 and improvements described in this Ordinance as needed or sufficient for the purposes described
19 in this Ordinance. If the Department of Real Estate, or the person or agency otherwise
20 designated by the Board of Estimates, is unable to agree with the owner on the purchase price for
21 the property, it shall promptly notify the City Solicitor, who shall institute the necessary legal
22 proceedings to acquire by condemnation the fee simple or other interests needed or sufficient for
23 the purposes described in this Ordinance.

24 **SECTION 3. AND BE IT FURTHER ORDAINED,** That proceedings for the acquisition by
25 condemnation of the property described in this Ordinance and all rights of all parties interested
26 or affected shall be in accordance with Title 12 of the Real Property Article of the Maryland
27 Code.

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