

**CITY OF BALTIMORE
COUNCIL BILL 21-0090
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

Introduced and read first time: June 8, 2021

Assigned to: Economic and Community Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Housing and Community Development, Department of Transportation, Baltimore Development Corporation

A BILL ENTITLED

1 AN ORDINANCE concerning

2 style="text-align:center">**City Streets – Closing –**
3 **Etting Street and four 10 Foot Alleys bounded by**
4 **Druid Hill Avenue, Gold Street, Division Street and Baker Street**

5 FOR the purpose of condemning and closing of Etting Street and four ten-foot alleys bounded by
6 Druid Hill Avenue, Gold Street, Division Street and Baker Street as shown on a plat
7 numbered 337-A-28A and filed in the Office of the Department of Transportation; and
8 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, 34, 35
15 Baltimore City Charter
16 (1996 Edition)

17 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
18 Department of Public Works shall proceed to condemn and close Etting Street and four ten-foot
19 alleys bounded by Druid Hill Avenue, Gold Street, Division Street and Baker Street, and more
20 particularly described as follows:

21 style="text-align:center">**DESCRIPTION OF**
22 **ETTING STREET AND FOUR 10 FOOT ALLEYS BOUNDED BY DRUID HILL**
23 **AVENUE, GOLD STREET, DIVISION STREET AND BAKER STREET**

24 Beginning for Parcel 1 at the point formed by the intersection of the southeast side of
25 Baker Street 66 feet wide, and the northeast side of a 10 foot alley said point of beginning
26 being distant 80 feet, more or less, measured along the southeast side of said Baker Street
27 from the intersection of the southwest side of side of Druid Hill Avenue, varying in
28 width; thence binding on the northeast side of said 10 foot alley, Southeasterly 330 feet,

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

Council Bill 21-0090

1 more or less, to intersect the northwest side of Gold Street 66 feet wide; thence binding
2 on the northwest side of said Gold Street, Southwesterly 10 feet to the southwest side of
3 said 10 foot alley; thence binding on the southwest side of said alley Northwesterly 330
4 feet more or less, to intersect the southeast side of said Baker Street and thence binding
5 on the southeast side of said Baker Street Northeasterly 10 feet more or less, to the place
6 of beginning.

7 Containing 3,300 square feet or 0.076 acres more or less

8 Beginning for Parcel 2 at the point formed by the intersection of the northwest side of
9 Gold Street 66 feet wide, and the southwest side of Etting Street, 40 feet wide, said point
10 of beginning being distant 161 feet, more or less, measured along the northwest side of
11 said Gold Street from the intersection of the northeast side of Division Street, 66 feet
12 wide; thence leaving the northwest side of said Gold Street Northwesterly 330 feet, more
13 or less, to intersect the southeast side of Baker Street 66 feet wide; thence binding on the
14 southeast side of said Baker Street Northeasterly 40 feet to the northeast side of said
15 Etting Street; thence binding on the northeast side of said Etting Street Southeasterly 330
16 feet, more or less, to intersect the northwest side of said Gold Street and thence binding
17 on the northwest side of said Gold Street Southwesterly 40 feet to the place of beginning.

18 Containing 13,200 square feet or 0.303 acres more or less

19 Beginning for Parcel 3 at the point formed by the intersection of the northwest corner of
20 the property known as number 2215-2217 Division Street and the southwest side of a 10
21 foot alley said point of beginning being distant 80 feet more or less, measured along the
22 northwesternmost outline of property known as number 2215-2217 Division Street from
23 the intersection of the northwest side of said Division Street; thence leaving the northwest
24 outline of said property Northwesterly 34.8 feet, more or less, to a point on the southwest
25 side of said 10 foot alley there situate; thence binding on the southwest side of said 10
26 foot alley Northwesterly 45 feet, more or less; thence crossing said 10 foot alley
27 Northeasterly 10.4 feet, more or less, to the northeast side of said 10 foot alley; thence
28 binding on the northeast side of said alley Southeasterly 46.4 feet, more or less, to a point
29 on northeast side of said alley there situate; thence binding on the northeast of said alley
30 Southeasterly 33.4 feet, more or less, to intersect the northwesternmost outline of the
31 property known as number 2220-2222 Etting Street and thence binding on the
32 northwesternmost outline of said property and the northwest side of said 10 foot alley,
33 Southeasterly 10 feet to the place of beginning.

34 Containing 798 square feet or 0.018 acres more or less

35 Beginning for Parcel 4 at the point formed by the intersection of the northwest side of a
36 10 foot alley and the southwest side of another 10 foot alley said point of beginning being
37 distant 80 feet, more or less, measured along the northwest side of said 10 foot alley
38 firstly mention herein from the intersection of the northeast side of Division Street 66 feet
39 wide, thence binding on the southwest side of said second mentioned 10 foot alley
40 Northwesterly 55 feet, more or less, to intersect the southeasternmost outline of the
41 property known as number 2212 Etting Street and the southeast side of said 10 foot alley;
42 thence binding on the southeasternmost outline of said property and the southeast side of
43 said 10 foot alley Northeasterly 10 feet to the northeast side of said 10 foot alley; thence
44 binding on the northeast side of said 10 foot alley Southeasterly 55 feet, more or less, to

Council Bill 21-0090

1 intersect the northwest side of a 10 foot alley; and thence binding on the northwest side of
2 said alley Southwesterly 10 feet to the place of beginning.

3
4 Containing 550 square feet or 0.013 acres more or less

5 Beginning for Parcel 5 at the point formed by the intersection of the southeast side of a 10
6 foot alley and the northeast side of Division Street 66 feet wide, said point of beginning
7 being distant 66 feet, more or less, measured along the northeast side of said Division
8 Street from the intersection of the northwest side of side of Gold Street 66 feet wide;
9 thence binding on the northeast side of said Division Street Northwesterly 10 feet to the
10 northwest side of said 10 foot alley; thence binding on the northwest side of said 10 foot
11 alley Northeasterly 161 feet, more or less, to intersect the southwest side of Etting Street,
12 40 feet wide; thence binding on the southwest side of said Etting Street Southeasterly 10
13 feet to the southeast side of said of said 10 foot alley; and thence binding on the southeast
14 side of said 10 foot alley Southwesterly 161 feet, more or less, to the place of beginning.

15 Containing 1,610 square feet or 0.037 acres more or less

16 As delineated on a plat numbered 337-A-28A prepared by the Survey Section and filed on
17 February 3, 2021 in the Office of the Department of Transportation.

18 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
19 closing of Etting Street and four ten-foot alleys bounded by Druid Hill Avenue, Gold Street,
20 Division Street and Baker Street and the rights of all interested parties shall be regulated by and
21 in accordance with all applicable provisions of state and local law and with all applicable rules
22 and regulations adopted by the Director of Public Works and filed with the Department of
23 Legislative Reference.

24 **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all
25 subsurface structures and appurtenances now owned by the Mayor and City Council of Baltimore
26 continue to be the property of the Mayor and City Council, in fee simple, until their use has been
27 abandoned by the Mayor and City Council. If any person wants to remove, alter, or interfere with
28 them, that person must first obtain permission from the Mayor and City Council and, in the
29 application for this permission, must agree to pay all costs and expenses, of every kind, arising
30 out of the removal, alteration, or interference.

31 **SECTION 4. AND BE IT FURTHER ORDAINED,** That no building or structure of any kind
32 (including but not limited to railroad tracks) may be constructed or erected in or on any part of
33 the street closed under this Ordinance until all subsurface structures and appurtenances owned by
34 the Mayor and City Council of Baltimore have been abandoned by the Mayor and City Council
35 or, at the expense of the person seeking to erect the building or structure, have been removed and
36 relaid in accordance with the specifications and under the direction of the Director of Public
37 Works of Baltimore City.

38 **SECTION 5. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all
39 subsurface structures and appurtenances owned by any person other than the Mayor and City
40 Council of Baltimore shall be removed by and at the expense of their owners, promptly upon
41 notice to do so from the Director of Public Works.

Council Bill 21-0090

1 **SECTION 6. AND BE IT FURTHER ORDAINED,** That at all times after the closing under this
2 Ordinance, the Mayor and City Council of Baltimore, acting by or through its authorized
3 representatives, shall have access to the subject property and to all subsurface structures and
4 appurtenances used by the Mayor and City Council, for the purpose of inspecting, maintaining,
5 repairing, altering, relocating, or replacing any of them, without need to obtain permission from
6 or pay compensation to the owner of the property.

7 **SECTION 7. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is
8 enacted.