

Council Bill 20-0325

1 West 19.69 feet to a point on the south side of the air rights over a portion of the
2 public right of way of the 4100 block of Hillen Road; thence crossing Hillen Road
3 South 81 degrees 49 minutes 21 seconds West 131.74 feet to the point of
4 beginning.

5 Containing 2,370 square feet or 0.054 acres, more or less.

6 As delineated on Plat 347-A-76A, prepared by the Survey Section and filed on March 7, 2018, in
7 the Office of the Department of Transportation.

8 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
9 closing of the air rights area over a portion of the public right of way of the 4100 Block of Hillen
10 Road and the rights of all interested parties shall be regulated by and in accordance with all
11 applicable provisions of state and local law and with all applicable rules and regulations adopted
12 by the Director of Transportation and filed with the Department of Legislative Reference.

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

20 **SECTION 4. AND BE IT FURTHER ORDAINED,** That no building or structure of any kind
21 (including but not limited to railroad tracks) may be constructed or erected in or on any part of
22 the street closed under this Ordinance until all subsurface structures and appurtenances owned by
23 the Mayor and City Council of Baltimore have been abandoned by the Mayor and City Council
24 or, at the expense of the person seeking to erect the building or structure, have been removed and
25 relaid in accordance with the specifications and under the direction of the Director of
26 Transportation of Baltimore City.

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

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

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

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Certified as duly passed this 16 day of November, 2020



President, Baltimore City Council

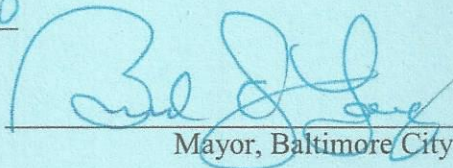
Certified as duly delivered to His Honor, the Mayor,

this 16 day of November, 2020



Chief Clerk

Approved this 2nd day of Dec., 2020



Mayor, Baltimore City

Approved for Form and Legal Sufficiency
This 2nd day of December 2020.



Chief Solicitor