

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 13-0177

Introduced by: The Council President
At the request of: The Administration (Department of General Services)
Introduced and read first time: January 28, 2013
Assigned to: Housing and Community Development Committee
Committee Report: Favorable
Council action: Adopted
Read second time: June 17, 2013

AN ORDINANCE CONCERNING

**City Streets – Opening –
Certain Streets and Alleys or Portions of Them Bounded by North Avenue,
Warwick Avenue, Baker Street, and the CSX Transportation Inc. Railroad Right of Way**

FOR the purpose of condemning and opening certain streets and alleys or portions of them bounded by North Avenue, Warwick Avenue, Baker Street, and the CSX Transportation Inc. Railroad Right of Way, as shown on Plat 298-A-16 in the Office of the Department of General Services; and providing for a special effective date.

BY authority of
Article I - General Provisions
Section 4
and
Article II - General Powers
Sections 2, 34, and 35
Baltimore City Charter
(1996 Edition)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Department of General Services shall proceed to condemn and open certain streets and alleys or portions of them bounded by North Avenue, Warwick Avenue, Baker Street, and the CSX Transportation Inc. Railroad Right of Way, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the south side of North Avenue, 100 feet wide, and the east side of Thomas Avenue, 66 feet wide, and running thence binding on the east side of said Thomas Avenue, Southerly 1071.8 feet, more or less, to intersect the north side of Baker Street, 66 feet wide; thence binding on the north side of said Baker Street, Westerly 66.0 feet to intersect the west side of said Thomas Avenue; thence binding on the west side of said Thomas Avenue, Northerly 1071.8 feet, more or less, to intersect the south side of said North Avenue, and thence binding on the south side of said North Avenue, Easterly 66.0 feet to the place of beginning.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

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1 Beginning for Parcel No. 2 at the point formed by the intersection of the west side
2 of Thomas Avenue, 66 feet wide, and the south side of Presbury Street, 66 feet
3 wide, and running thence binding on the south side of said Presbury Street,
4 Westerly 115.0 feet, more or less, to the westernmost extremity of said Presbury
5 Street, there situate, the westernmost extremity of said Presbury Street is also the
6 easternmost extremity of the former bed of Presbury Street, 66 feet wide, as
7 condemned and closed under Ordinance No. 1203, approved December 2, 1967 by
8 the Mayor and City Council of Baltimore; thence binding on the westernmost
9 extremity of said Presbury Street, Northerly 66.0 feet to intersect the north side of
10 said Presbury Street; thence binding on the north side of said Presbury Street,
11 Easterly 115.0 feet, more or less, to intersect the west side of said Thomas
12 Avenue, and thence binding on the west side of said Thomas Avenue, Southerly
13 66.0 feet to the place of beginning.

14 Beginning for Parcel No. 3 at the point formed by the intersection of the south
15 side of North Avenue, 100 feet wide, and the east side of Whitmore Avenue, 66
16 feet wide, and running thence binding on the east side of said Whitmore Avenue,
17 Southerly 100.0 feet, more or less, to the southernmost extremity of said
18 Whitmore Avenue, there situate, the southernmost extremity of said Whitmore
19 Avenue is also the northernmost extremity of the former bed of Whitmore
20 Avenue, 66 feet wide, as condemned and closed under Ordinance No. 559,
21 approved November 26, 2007 by the Mayor and City Council of Baltimore; thence
22 binding on the southernmost extremity of said Whitmore Avenue, Westerly 66.0
23 feet to intersect the west side of said Whitmore Avenue; thence binding on the
24 west side of said Whitmore Avenue, Northerly 100.0 feet, more or less, to
25 intersect the south side of said North Avenue, and thence binding on the south
26 side of said North Avenue, Easterly 66.0 feet to the place of beginning.

27 Beginning for Parcel No. 4 at the point formed by the intersection of the north
28 side of Presbury Street, 20 feet wide, and the west side of Warwick Avenue, 66
29 feet wide, and running thence binding on the west side of said Warwick Avenue,
30 Southerly 20.0 feet to intersect the south side of said Presbury Street; thence
31 binding on the south side of said Presbury Street, Westerly 80.0 feet, more or less;
32 thence by a straight line through the bed of said Presbury Street, Northerly 10.0
33 feet, more or less, to intersect the centerline of said Presbury Street; thence
34 binding on the centerline of said Presbury Street, Westerly 30.0 feet, more or less,
35 to intersect the east side of a 10-foot alley, laid out in the rear of the properties
36 known as Nos. 1601 through 1733 Thomas Avenue; thence binding on the east
37 side of said 10-foot alley, Northerly 10.0 feet to intersect the north side of said
38 Presbury Street, and thence binding on the north side of said Presbury Street,
39 Easterly 110.0 feet, more or less, to the place of beginning.

40 As delineated on Plat 298-A-16, prepared by the Survey Control Section and filed on November
41 15, 2012, in the Office of the Department of General Services.

42 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
43 opening of certain streets and alleys or portions of them and the rights of all interested parties
44 shall be regulated by and in accordance with all applicable provisions of state and local law and

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1 with all applicable rules and regulations adopted by the Director of General Services and filed
2 with the Department of Legislative Reference.

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

Certified as duly passed this _____ day of _____, 20__

President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,

this _____ day of _____, 20__

Chief Clerk

Approved this _____ day of _____, 20__

Mayor, Baltimore City