

**CITY OF BALTIMORE**  
**ORDINANCE \_\_\_\_\_**  
**Council Bill 17-0139**

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Introduced by: The Council President  
At the request of: The Administration (Department of Transportation)  
Introduced and read first time: September 25, 2017  
Assigned to: Housing and Urban Affairs Committee  
Committee Report: Favorable  
Council action: Adopted  
Read second time: December 4, 2017

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**AN ORDINANCE CONCERNING**

**City Streets – Closing –  
North Arch Street, Vine Street, and Rieman Court**

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3 FOR the purpose of condemning and closing North Arch Street, extending from West Lexington  
4 Street southerly 183 feet to the south side of Vine Street; Vine Street, extending from Pine  
5 Street easterly 441.93 feet, to the west side of North Arch Street; and Rieman Court,  
6 extending from North Arch Street easterly 138.83 feet, more or less, to the west side of North  
7 Pearl Street, as shown on Plat 345-A-19A in the Office of the Department of Transportation;  
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, 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 Transportation shall proceed to condemn and close North Arch Street, extending  
19 from West Lexington Street southerly 183 feet to the south side of Vine Street; Vine Street,  
20 extending from Pine Street easterly 441.93 feet, to the west side of North Arch Street; and  
21 Rieman Court, extending from North Arch Street easterly 138.83 feet, more or less, to the west  
22 side of North Pearl Street, and more particularly described as follows:

23 Beginning for Parcel 1 at the point formed by the intersection of the north side of  
24 Vine Street 43 feet wide, and the east side of Pine Street 50 feet wide, the point of  
25 beginning being distant Southerly 139.75 feet, measured along the east side of  
26 Pine Street from the south side of West Lexington Street 66 feet wide; thence  
27 leaving the east side of Pine Street and binding on the north side of Vine Street  
28 Easterly 441.93 feet to intersect the west side of North Arch Street 24 feet wide;

**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           thence binding on the west side of North Arch Street Southerly 43 feet to intersect  
2           the south side of Vine Street; thence binding on the south side of Vine Street  
3           Westerly 441.93 feet to intersect the east side of Pine Street and thence binding on  
4           the east side of Pine Street Northerly 43 feet to the place of beginning.

5                     Containing 18,955 square feet or 0.4351 acre, more or less.

6           Beginning for Parcel 2 at the point formed by the intersection of the south side of  
7           Vine Street 43 feet wide, so projected easterly and the east side of North Arch  
8           Street 24 feet wide, the point of beginning being distant Northerly 149.9 feet,  
9           more or less, measured along the easternmost outline of the property known as  
10          number 630 West Fayette Street from the north side of West Fayette Street 66 feet  
11          wide; thence leaving the easternmost outline of the property and binding along the  
12          south side of Vine Street, so projected easterly, Westerly 24 feet to the west side  
13          of North Arch Street; thence binding on the west side of the North Arch Street ,  
14          Northerly 183 feet to intersect the south side of West Lexington Street 66 feet  
15          wide; thence binding on the south side of West Lexington Street Easterly 24 feet  
16          to the east side of North Arch Street and thence binding on the east side of North  
17          Arch Street Southerly 183 feet to the place of beginning.

18                    Containing 4,386 square feet or 0.1007 acre, more or less.

19          Beginning for Parcel 3 at the point formed by the intersection of the north side of  
20          Rieman Court 16 feet wide, and the west side of North Pearl Street 60 feet wide,  
21          the point of beginning being distant Southerly 55 feet measured along the west  
22          side of North Pearl Street from the south side of West Lexington Street 66 feet  
23          wide; thence binding along the west side of North Pearl Street Southerly 16 feet to  
24          the south side of Rieman Court; thence binding on the south side of Rieman Court  
25          Westerly 138.81 feet more or less, to intersect the east side of North Arch Street  
26          24 feet wide; thence binding on the east side of North Arch Street Northerly 16  
27          feet to the north side of Rieman Court and thence binding on the north side of  
28          Rieman Court Easterly 138.85 feet more or less, to the place of the beginning.

29                    Containing 2,224 square feet or 0.0510 acre, more or less.

30                    As delineated on Plat 345-A-19A, prepared by the Survey Section and filed on May 12, 2017,  
31                    in the Office of the Department of Transportation.

32                    **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and  
33                    closing of the streets and the rights of all interested parties shall be regulated by and in  
34                    accordance with all applicable provisions of state and local law and with all applicable rules and  
35                    regulations adopted by the Director of Transportation and filed with the Department of  
36                    Legislative Reference.

37                    **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
38                    subsurface structures and appurtenances now owned by the Mayor and City Council of Baltimore  
39                    continue to be the property of the Mayor and City Council, in fee simple, until their use has been  
40                    abandoned by the Mayor and City Council. If any person wants to remove, alter, or interfere with  
41                    them, that person must first obtain permission from the Mayor and City Council and, in the

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1 application for this permission, must agree to pay all costs and expenses, of every kind, arising  
2 out of the removal, alteration, or interference.

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

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

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

20 **SECTION 7. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is  
21 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