

**CITY OF BALTIMORE**  
**COUNCIL BILL 15-0549**  
**(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of Transportation)  
Introduced and read first time: July 20, 2015  
Assigned to: Taxation, Finance and Economic Development Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Planning Commission, Department of Housing and Community Development, Department of Public Works, Department of Transportation, Baltimore City Parking Authority Board, Department of Real Estate, Department of Finance, Board of Estimates

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 style="text-align:center">**Release of Right-of-Way – a 20-Foot Wide Right-of-Way through**  
3 style="text-align:center">**the Former Bed of Tyson Street**

4 FOR the purpose of authorizing the release and surrender by the Mayor and City Council of  
5 Baltimore of all its interests in and to the 20-foot wide right-of-way heretofore granted the  
6 City of Baltimore through the former bed of Tyson Street, extending from West Franklin  
7 Street northerly 380 feet, more or less, to West Centre Street, in the vicinity of North Howard  
8 Street and Park Avenue, the location and course of the 20-foot wide right-of-way to be  
9 released being shown on a plat numbered RW 20-36387 in the Office of the Department of  
10 Transportation; and providing for a special effective date.

11 BY authority of  
12 Article I – General Provisions  
13 Section 4  
14 and  
15 Article II – General Powers  
16 Section 31  
17 Baltimore City Charter  
18 (1996 Edition)

19 style="text-align:center">**Recitals**

20 **WHEREAS**, By Ordinance 41-463, approved May 9, 1941, the Mayor and City Council of  
21 Baltimore condemned and closed Tyson Street, 20 feet wide, extending from Franklin Street to  
22 Centre Street; and

23 **WHEREAS**, Sections 2, 3, and 4 of Ordinance 41-463 provided that a right-of-way through the  
24 closed portion of Tyson Street was to be retained by the Mayor and City Council of Baltimore for  
25 municipal utilities and services; and

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

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1       **WHEREAS**, The right-of-way hereinafter described is no longer needed for public use, the  
2 public utility that had previously been therein having been abandoned and/or relocated to another  
3 right-of-way that was granted to the Mayor and City Council of Baltimore.

4       **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That the  
5 Comptroller of Baltimore City be and is hereby authorized on behalf of the Mayor and City  
6 Council of Baltimore to execute and deliver unto the owner or owners of the land within the  
7 right-of-way hereinafter described, a release and surrender of all the interest of the City of  
8 Baltimore in the right-of-way described as follows:

9               Beginning for a 20-foot right-of-way to be released at the point formed by the  
10 intersection of the north side of Franklin Street 73 feet wide, and the west side of  
11 the former bed of Tyson Street 20 feet wide, and thence binding on the west side  
12 of the former bed of Tyson Street northerly 380.29 feet to the south side of Centre  
13 Street 66 feet wide, thence binding on the south side of Centre Street easterly 20  
14 feet to the east side of the former bed of Tyson Street, thence binding on the east  
15 side of the former bed of Tyson Street southerly 380.35 feet to the north side of  
16 Franklin Street, and thence binding on the north side of Franklin Street westerly  
17 20 feet to the place of beginning.

18       Containing 7,607.0 square feet, more or less.

19       As delineated on Plat RW 20-36387 as prepared by the Survey Section and filed June 1, 2015, in  
20 the Office of the Department of Transportation.

21       All courses and distances in the above description are referred to the true meridian as adopted by  
22 the Baltimore Survey Control System.

23       The use of the right-of-way described hereinabove is no longer needed for public purposes.

24       **SECTION 2. AND BE IT FURTHER ORDAINED**, That no deed may pass under this Ordinance  
25 unless the deed has been approved by the City Solicitor.

26       **SECTION 3. AND BE IT FURTHER ORDAINED**, That this Ordinance takes effect when it is  
27 enacted.