

**CITY OF BALTIMORE  
COUNCIL BILL 18-0247  
(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of Housing and Community Development)  
Introduced and read first time: May 14, 2018  
Assigned to: Housing and Urban Affairs Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Board of Municipal and Zoning Appeals, Planning Commission, Department of Housing and Community Development, Department of Public Works, Commission for Historical and Architectural Preservation, Baltimore Development Corporation, Department of Transportation

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Urban Renewal – Johnston Square –**  
3 **Amendment \_\_**

4 FOR the purpose of amending the Urban Renewal Plan for Johnston Square to reauthorize the  
5 acquisition of properties within the Project Area, to extend the life of the Plan, and to remove  
6 certain properties from the lists in Appendices A and B; waiving certain content and  
7 procedural requirements; making the provisions of this Ordinance severable; providing for  
8 the application of this Ordinance in conjunction with certain other ordinances; and providing  
9 for a special effective date.

10 BY authority of  
11 Article 13 - Housing and Urban Renewal  
12 Section 2-6  
13 Baltimore City Code  
14 (Edition 2000)

15 **Recitals**

16 The Urban Renewal Plan for Johnston Square was originally approved by the Mayor and City  
17 Council of Baltimore by Ordinance 77-357 and last amended by Ordinance 14-295.

18 An amendment to the Urban Renewal Plan for Johnston Square is necessary to reauthorize  
19 the Plan's powers of acquisition and condemnation so that these actions may legally continue, in  
20 compliance with § 12-105.1 of the Real Property Article of the Annotated Code of Maryland, to  
21 extend the life of the Plan, and to remove certain properties from the lists in Appendices A and  
22 B.

23 Under Article 13, § 2-6 of the Baltimore City Code, no change may be made in any approved  
24 renewal plan unless the change is approved in the same manner as that required for the approval  
25 of a renewal plan.

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

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1       **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
2 following changes in the Urban Renewal Plan for Johnston Square are approved:

3           (1) In the Plan, amend C.1.c. to read as follows:

4                   C. Techniques Used to Achieve Plan Objectives

5                           1. Acquisition

6                                   . . . .

7                                   c. The authority to acquire the Properties within the Project Area is expressly  
8 confirmed and reauthorized through and including [December 31, 2018]  
9 DECEMBER 31, 2022.

10          (2) In the Plan, amend D. to read as follows:

11                   D. Duration of Provisions and Requirements

12                           The Johnston Square Urban Renewal Plan, as amended from time to time, is in  
13 full force and effect through and including [December 31, 2018] DECEMBER 31,  
14 2022.

15          (3) In the Plan, in Appendix A, delete the following from the list of properties:

16                           916 E. Preston Street  
17                           1214 Homewood Avenue  
18                           1202 Homewood Avenue  
19                           1028 N. Eden Street

20          (4) In the Plan, in Appendix B, delete the following from the list of properties:

21                           9. 1016 North Eden Street

22       **SECTION 2. AND BE IT FURTHER ORDAINED,** That the Urban Renewal Plan for Johnston  
23 Square, as amended by this Ordinance and identified as “Urban Renewal Plan, Johnston Square,  
24 revised to include Amendment \_\_, dated May 14, 2018”, is approved. The Department of  
25 Planning shall file a copy of the amended Urban Renewal Plan with the Department of  
26 Legislative Reference as a permanent public record, available for public inspection and  
27 information.

28       **SECTION 3. AND BE IT FURTHER ORDAINED,** That if the amended Urban Renewal Plan  
29 approved by this Ordinance in any way fails to meet the statutory requirements for the content of  
30 a renewal plan or for the procedures for the preparation, adoption, and approval of a renewal  
31 plan, those requirements are waived and the amended Urban Renewal Plan approved by this  
32 Ordinance is exempted from them.

33       **SECTION 4. AND BE IT FURTHER ORDAINED,** That if any provision of this Ordinance or the  
34 application of this Ordinance to any person or circumstance is held invalid for any reason, the  
35 invalidity does not affect any other provision or any other application of this Ordinance, and for  
36 this purpose the provisions of this Ordinance are declared severable.

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1       **SECTION 5. AND BE IT FURTHER ORDAINED**, That if a provision of this Ordinance concerns  
2 the same subject as a provision of any zoning, building, electrical, plumbing, health, fire, or  
3 safety law or regulation, the applicable provisions shall be construed to give effect to each.  
4 However, if the provisions are found to be in irreconcilable conflict, the one that establishes the  
5 higher standard for the protection of the public health and safety prevails. If a provision of this  
6 Ordinance is found to be in conflict with an existing provision of any other law or regulation that  
7 establishes a lower standard for the protection of the public health and safety, the provision of  
8 this Ordinance prevails and the other conflicting provision is repealed to the extent of the  
9 conflict.

10       **SECTION 6. AND BE IT FURTHER ORDAINED**, That this Ordinance takes effect on the date it is  
11 enacted.