

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 09-0379

Introduced by: The Council President
At the request of: The Administration (Department of Recreation and Parks)
Introduced and read first time: August 10, 2009
Assigned to: Highways and Franchises Subcommittee

Committee Report: Favorable
Council action: Adopted
Read second time: October 17, 2011

AN ORDINANCE CONCERNING

City Property – Grant of Easement – 116 Siegwart Lane

FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant an easement through 116 Siegwart Lane for the installation of electrical service conduits for 117 S. Morley Street and 119 S. Morley Street; and providing for a special effective date.

BY authority of
Article V - Comptroller
Section 5(b)
Baltimore City Charter
(1996 Edition)

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That, in accordance with Article V, § 5(b) of the City Charter, the City Comptroller may grant a perpetual easement for the installation of two 350 AL RISERS for conduit services for 117 S. Morley Street and 119 S. Morley Street, the easement to be through that parcel of land known as 116 Siegwart Lane, and more particularly described as follows:

Beginning for the same at the point formed by the intersection of the northwesternmost side of the property known as No. 116 Siegwart Lane and the southwest side of St. Joseph Street, varying in width, having a coordinate value of West 16926.21 feet and South 4601.15 feet, and running thence binding on the southwest side of said St. Joseph Street, South 58° 29' 00" East 10.1 feet, more or less, to intersect a line drawn parallel with and distant 10.00 feet measured at a right angle to the northwesternmost side of said property; thence binding on said line so drawn, South 40° 26' 00" West 173.6 feet, more or less; thence binding on a line drawn at a right angle to the northwesternmost side of said property, North 49° 34' 00" West 10.00 feet to intersect the northwesternmost side of said property, and thence binding on the northwesternmost side of said property, North 40° 26' 00" East 172.0 feet, more or less, to the place of beginning,

containing 1,728 square feet, more or less.

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 All courses, distances, and coordinates in the preceding description are referred to the true
2 meridian as adopted by the Baltimore Survey Control System.

3 Subject to the following conditions:

- 4 1. The plans and specifications for the use of the easement must be approved in writing by
5 the City before construction.
- 6 2. The City and its employees or agents must have access to the easement area at all times
7 when necessary for public purposes.
- 8 3. The Grantee shall maintain the easement at its sole cost and expense.
- 9 4. The City shall be protected, indemnified, and saved harmless from all legal action, losses,
10 and damages resulting from injury to persons or damage to property caused by the use of
11 the easement by the Grantee, its assigns and invitees.
- 12 5. No structures may be erected by the Grantee over the easement area except for facilities
13 approved in advance by the City.

14 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no easement may granted under this
15 Ordinance unless the easement has been approved by the City Solicitor.

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