


FROM	NAME & TITLE	David E. Scott, P.E., Director	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Department of Public Works 600 Abel Wolman Municipal Building		
	SUBJECT	CITY COUNCIL BILL 09-0297		

DATE: April 2, 2009

TO

The Honorable President and Members
of the Baltimore City Council
c/o Karen Randle
Room 400 - City Hall

I am herein reporting on City Council Bill 09-0297 introduced by Council President Rawlings Blake on behalf of the Administration (Department of Public Works).

The purpose of the Bill is to authorize the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in a certain parcel of land known as the former bed of Oakhill Avenue, extending from 20th Street, northerly 90.0 feet, more or less, to the south side of a 15-foot alley laid out in the rear of the properties known as 800 through 928 East 20th Street, and no longer needed for public use.

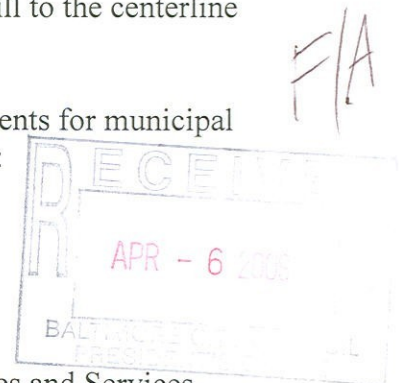
Blazing Star Pentecostal Church of Christ owns the unimproved property known as 800 East 20th Street as well as the property known as 900 East 20th Street. A portion of Oakhill Avenue is located between the 800 and 900 East 20th Street properties. This portion of street bed is located perpendicular to and between East 20th Street and a 15-foot alley, where it terminates. Blazing Star Pentecostal Church requested closure of this approximately 58 foot wide by 90 foot long portion of right-of-way to public use under companion City Council Bill 09-0296. If approved, this legislation (City Council Bill 09-0297) would authorize the City to sell the former street bed. Blazing Star Pentecostal Church plans to build a new church on its East 20th Street properties, and the Church would like to consolidate the former street bed with its adjacent properties, using the former right-of-way as part of the surface parking lot for their parishioners. As the adjacent property owner, the Church owns fee simple title to a portion of the street bed. Therefore, this proposed sale would be for an approximately 90 foot long by 29.7 foot wide portion of Oakhill Avenue, located on the west side of Oakhill to the centerline of the former street bed.

The Bill is inadvertently lacking language that provides for perpetual easements for municipal utilities, therefore the following language needs to be amended into the Bill:

Amendment:

Page 1, after line 29, please insert –

“Subject to a full width Perpetual Easement for all Municipal Utilities and Services, not to be abandoned, over the entire hereinabove described parcel of land.”



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Based on these findings, the Department of Public Works supports passage of City Council Bill 09-0297 as proposed to be amended, and provided the companion closing ordinance is approved.

A handwritten signature in blue ink, appearing to read "David E. Scott, P.E.", written over the printed name.

David E. Scott, P.E.
Director

DES/MMC:pat

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