

**CITY OF BALTIMORE
COUNCIL BILL 10-0510
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Department of General Services)
Introduced and read first time: May 17, 2010
Assigned to: Highways and Franchises Subcommittee

REFERRED TO THE FOLLOWING AGENCIES: Planning Commission, Department of Housing and Community Development, Department of General Services, Department of Transportation, Baltimore Development Corporation

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Streets – Closing –**
3 **A Portion of Greenspring Avenue**

4 FOR the purpose of condemning and closing a portion of Greenspring Avenue, extending from
5 Northern Parkway, Southeasterly 949.2 feet, more or less, as shown on Plat 266-A-24E in the
6 Office of the Department of General Services; and providing for a special effective date.

7 BY authority of

8 Article I - General Provisions
9 Section 4

10 and

11 Article II - General Powers
12 Sections 2, 34, 35
13 Baltimore City Charter
14 (1996 Edition)

15 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That the
16 Department of General Services shall proceed to condemn and close a portion of Greenspring
17 Avenue extending from Northern Parkway, Southeasterly 949.2 feet, more or less, and more
18 particularly described as follows:

19 Beginning for Parcel No. 1 at the point formed by the intersection of the south
20 side of Northern Parkway, varying in width, and the west side of Greenspring
21 Avenue, 125 feet wide, having a coordinate value of West 13,082.247 feet and
22 North 20,852.930 feet, and running thence binding on the south side of said
23 Northern Parkway, the following two courses and distances; namely, by a line
24 curving to the left with a radius of 912.21 feet for a distance of 80.27 feet which
25 arc is subtended by a chord bearing South 87° 44' 40" East 80.24 feet; thence by a
26 line curving to the left with a radius of 1,058.79 feet for a distance of 222.93 feet
27 which arc is subtended by a chord bearing North 84° 38' 52" East 222.52 feet;
28 thence by lines through the bed of said Greenspring Avenue, the following seven
29 courses and distances; namely, by a line curving to the right with a radius of

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

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1 89.99 feet for a distance of 144.07 feet which arc is subtended by a chord bearing
2 South 60° 14' 27" East 129.17 feet; thence by a line curving to the left with a
3 radius of 2,222.00 feet for a distance of 148.22 feet which arc is subtended by a
4 chord bearing South 13° 19' 27" East 148.19 feet; thence by a line curving to the
5 right with a radius of 59,090.74 feet for a distance of 259.13 feet which arc is
6 subtended by a chord bearing South 11° 40' 59" East 259.13 feet; thence by a line
7 curving to the right with a radius of 9,218.06 feet for a distance of 215.93 feet
8 which arc is subtended by a chord bearing South 11° 17' 16" East 215.92 feet;
9 thence by a line curving to the right with a radius of 154,027.48 feet for a distance
10 of 154.00 feet which arc is subtended by a chord bearing South 09° 32' 46" East
11 154.00 feet; thence by a line curving to the right with a radius of 1,215.25 feet for
12 a distance of 60.67 feet which arc is subtended by a chord bearing South 07° 13'
13 22" East 60.67 feet thence South 84° 48' 15" West for a distance of 10.45 feet to
14 intersect the west side of said Greenspring Avenue; thence binding on the west
15 side of said Greenspring Avenue, the following two courses and distances;
16 namely, by a line curving to the left with a radius of 1,150.00 feet for a distance
17 of 1,051.21 feet which arc is subtended by a chord bearing North 31° 59' 13"
18 West 1,014.99 feet; thence by a line curving to the left with a radius of 319.54
19 feet for a distance of 29.07 feet which arc is subtended by a chord bearing North
20 73° 19' 23" West 29.06 feet to the place of beginning.

21 Containing 96,647.85 square feet or 2.219 acres of land, per calculations.

22 As delineated on Plat 266-A-24E, prepared by the Survey Control Section and filed on
23 December 9, 2009 in the Office of the Department of General Services.

24 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
25 closing of a portion of Greenspring Avenue and the rights of all interested parties shall be
26 regulated by and in accordance with all applicable provisions of state and local law and with all
27 applicable rules and regulations adopted by the Director of General Services and filed with the
28 Department of Legislative Reference.

29 **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all
30 subsurface structures and appurtenances now owned by the Mayor and City Council of
31 Baltimore continue to be the property of the Mayor and City Council, in fee simple, until their
32 use has been abandoned by the Mayor and City Council. If any person wants to remove, alter, or
33 interfere with them, that person must first obtain permission from the Mayor and City Council
34 and, in the application for this permission, must agree to pay all costs and expenses, of every
35 kind, arising out of the removal, alteration, or interference.

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

43 **SECTION 5. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all
44 subsurface structures and appurtenances owned by any person other than the Mayor and City

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1 Council of Baltimore shall be removed by and at the expense of their owners, promptly upon
2 notice to do so from the Director of Public Works.

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

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