

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 18-0247

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
Committee Report: Favorable with amendments
Council action: Adopted
Read second time: October 15, 2018

AN ORDINANCE CONCERNING

**Urban Renewal – Johnston Square –
Amendment 12**

1
2
3 FOR the purpose of amending the Urban Renewal Plan for Johnston Square to reauthorize the
4 acquisition of properties within the Project Area, to extend the life of the Plan, and to remove
5 certain properties from the lists in Appendices A and B; waiving certain content and
6 procedural requirements; making the provisions of this Ordinance severable; providing for
7 the application of this Ordinance in conjunction with certain other ordinances; and providing
8 for a special effective date.

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

Recitals

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

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

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

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.

Council Bill 18-0247

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 12, 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.

Council Bill 18-0247

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.

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