

**CITY OF BALTIMORE  
COUNCIL BILL 08-0036  
(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of Public Works)  
Introduced and read first time: February 4, 2008  
Assigned to: Highways and Franchises Subcommittee

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

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Streets – Closing –**  
3 **A Portion of Monroe Street**

4 FOR the purpose of condemning and closing a portion of Monroe Street, contiguous to the  
5 southwest side thereof and extending from Reisterstown Road, southeasterly 253.5 feet, more  
6 or less, as shown on Plat 346-A-60A in the Office of the Department of Public Works; and  
7 providing for a special effective date.

8 By authority of  
9 Article I - General Provisions  
10 Section 4  
11 and  
12 Article II - General Powers  
13 Sections 2, 34, 35  
14 Baltimore City Charter  
15 (1996 Edition)

16 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
17 Department of Public Works shall proceed to condemn and close a portion of Monroe Street,  
18 contiguous to the southwest side thereof and extending from Reisterstown Road, southeasterly  
19 253.5 feet, more or less, and more particularly described as follows:

20 Beginning for Parcel No. 1 at the point formed by the intersection of the  
21 southwest side of Reisterstown Road, 95 feet wide, and the west side of Monroe  
22 Street, varying in width, and having a coordinate value of East 1,410,861.811 feet  
23 and North 601,422.273 feet, and running thence through the bed of said Monroe  
24 Street, the seven following courses and distances; namely, by a tangent arc  
25 curving to the right with a radius of 152.80 feet the distance of 37.18 feet which  
26 arc is subtended by a chord bearing, South 36° 40' 39" East 37.09 feet, South 29°  
27 42' 26" East 35.66 feet, South 48° 01' 49" East 14.37 feet, South 25° 36' 34" East  
28 19.49 feet, South 19° 44' 17" East 95.03 feet, by a tangent arc curving to the right  
29 with a radius of 125.00 feet the distance of 43.64 feet which arc is subtended by a

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

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1 chord bearing, South 09° 44' 09" East 43.42 feet and South 00° 16' 00" West 8.41  
2 feet to intersect the west side of said Monroe Street, and thence binding on the  
3 west side of said Monroe Street, the six following courses and distances; namely,  
4 by a tangent arc curving to the left with a radius of 119.00 feet the distance of  
5 66.98 feet which arc is subtended by a chord bearing, North 15° 51' 31" West  
6 66.10 feet, by a tangent arc curving to the left with a radius of 474.00 feet the  
7 distance of 96.49 feet which arc is subtended by a chord bearing North 37° 48'  
8 56" West 96.32 feet, North 43° 38' 49" West 27.00 feet, North 46° 21' 07" East  
9 26.00 feet, North 12° 29' 33" West 19.78 feet and by a tangent arc curving to the  
10 left with a radius of 67.69 feet the distance of 36.81 feet which arc is subtended  
11 by a chord bearing North 28° 04' 13" West 36.36 feet to the place of beginning.

12 All courses, distances and coordinates in the above description are referred to the true meridian  
13 as adopted by the State of Maryland NAD 83/91 Datum.

14 As delineated on Plat 346-A-60A, prepared by the Survey Control Section and filed on  
15 December 24, 2007, in the Office of the Department of Public Works.

16 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and  
17 closing of a portion of Monroe Street and the rights of all interested parties shall be regulated by  
18 and in accordance with all applicable provisions of state and local law and with all applicable  
19 rules and regulations adopted by the Director of Public Works and filed with the Department of  
20 Legislative Reference.

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

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

35 **SECTION 5. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
36 subsurface structures and appurtenances owned by any person other than the Mayor and City  
37 Council of Baltimore shall be removed by and at the expense of their owners, promptly upon  
38 notice to do so from the Director of Public Works.

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

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