

**CITY OF BALTIMORE
COUNCIL BILL 10-0507
(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: City Solicitor, Department of General Services,
Department of Real Estate, Department of Finance

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Property - Grant of Easement -**
3 **Portion of 2201 West Cold Spring Lane**

4 FOR the purpose of authorizing the Mayor and City Council of Baltimore to grant a Perpetual
5 Easement for Municipal Utilities and Services through the parcel of land known as a portion
6 of 2201 West Cold Spring Lane (Block 3357E, Lot 9A), as shown on Plat R.W. 20-36315
7 and filed in the Office of the Department of General Services; and providing for a special
8 effective date.

9 By authority of
10 Article V - Comptroller
11 Section 5(b)
12 Baltimore City Charter (1996 Edition)

13 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That the
14 Comptroller of Baltimore City is hereby authorized to grant to Loyola University Maryland, Inc.,
15 an Easement for Municipal Utilities and Services in accordance with Article V, Section 5(b) of
16 the Baltimore City Charter, on the parcel of land situate in Baltimore City known as a portion of
17 2201 West Cold Spring Lane (Block 3357E, Lot 9A), and described as follows:

18 Beginning for Perpetual Easement for Municipal Utilities and Services at a point
19 on the southeast side of West Cold Spring Lane, of variable width, located at the
20 northernmost corner of a plat entitled "Final Subdivision of No. 2101 and 2221
21 W. Cold Spring Lane", which plat is recorded among the land records of
22 Baltimore City, Maryland, in Plat Pocket Folder FMC 3627, said point of
23 beginning being designated "B1" on said plat; thence leaving said point of
24 beginning, running with and binding on the outline of said plat, referring all
25 courses of this description to the meridian of the Baltimore City Control System;
26 (1) South 57 degrees 54 minutes 30 seconds East 85.00 feet, thence leaving the
27 said outline of said plat, running through the parcel known and designated as Lot
28 1, as laid out and shown on said plat (FMC 3627); (2) South 12 degrees 46
29 minutes 27 seconds West 167.83 feet to intersect the northeast side of the 50-foot
30 right of way for ingress and egress, utility and maintenance, laid out and shown
31 on the above mentioned plat at the point designated "N312", thereon; thence

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

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1 binding on said 50-foot right of way, North 42 degrees 47 minutes 15 Seconds
2 West 177.10 feet to intersect the aforesaid southeast side of West Cold Spring
3 Lane, at the point designated "N318" on said plat; thence binding on the southeast
4 side of West Cold Spring Lane; North 47 degrees 16 minutes 40 seconds East
5 116.24 feet to the point of beginning.

6 Containing 17,025 square feet or 0.391 acre of land, more or less.

7 All courses and distances in the above description are referred to the true meridian as adopted by
8 the Baltimore Survey Control System.

9 Subject to the following conditions:

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

20 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no easement or easements shall be
21 granted under this ordinance until the same has been approved by the City Solicitor.

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