CITY OF BALTIMORE ORDINANCE _____ Council Bill 05-0133

Introduced by: The Council President

At the request of: The Administration (Department of Public Works)

Introduced and read first time: May 2, 2005

Assigned to: Highways and Franchises Subcommittee

Committee Report: Favorable Council action: Adopted

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Read second time: July 11, 2005

AN ORDINANCE CONCERNING

Release of Right-of-Way – a 10-Foot Right-of-Way Granted to the Mayor and City Council of Baltimore Through the Property of East Harbor Marine Center, L.L.C.

For the purpose of authorizing the release and surrender by the Mayor and City Council of Baltimore of all its interests in and to the 10-foot wide right-of-way heretofore granted to the City of Baltimore through the property of East Harbor Marine Center, L.L.C. The location and course of the right-of-way to be released is shown on a plat numbered BS20-25263; and providing for a special effective date.

8 By authority of Article I - General Provisions 9 10 Section 4 11 and Article II - General Powers 12 Section 31 13 Baltimore City Charter 14 (1996 Edition) 15

16 Recitals

By an Agreement dated July 12, 1929, and recorded among the Land Records of Baltimore City in Liber S.C.L. No. 5038, Folio 336, Canton Company of Baltimore granted to the Mayor and City Council of Baltimore the right-of-way shown on a plat numbered BS20-25263 and dated July 2, 1929, which plat is recorded with that Agreement; and

The right-of-way hereinafter described is no longer needed for public use, the public utility that had previously been therein having abandoned and/or relocated to another right-of-way that was granted to the Mayor and City Council of Baltimore.

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.

1 2 3 4 5	SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the Comptroller of Baltimore City be and is hereby authorized on the behalf of the Mayor and City Council of Baltimore to execute and deliver to the owner or owners of the land within the right-of-way hereinafter described, a release and surrender of all the interest of the City of Baltimore in the right-of-way described as follows:		
6	Beginning for a 10-foot wide right-of-way to	be extinguished at a point on the	
7	west side of Lakewood Avenue, 50 feet wide, said point of beginning also being		
8	the beginning of a Right-of-Way for Sewers a		
9 10	numbered BS20-25263 dated July 2, 1929, and attached to an agreement by and between Canton Company of Baltimore and the Mayor and City Council of		
11	Baltimore dated July 12, 1929, and recorded		
12	Baltimore City in Liber S.C.L. No. 5038, Fol		
13	in part on the west side of said Lakewood Avenue, in part on the line of the west		
14	side of said Lakewood Avenue, if projected southerly, Southerly 279 feet, more or		
15	less; thence binding on the south, west and north outlines of the right of way the 3 following courses and distances; namely, Southwesterly 11 feet, more or less,		
16 17	Northerly 284 feet, more or less, and Easterly		
1 /	Northerry 284 feet, more or fess, and Easterry	To feet to the place of deginning.	
18	The use of the right-of-way described hereinabove is no longer needed for public purposes.		
19	SECTION 2. AND BE IT FURTHER ORDAINED, That	at no deed may pass under this Ordinance	
20	unless the deed has been approved by the City Solic	itor.	
21 22	SECTION 3. AND BE IT FURTHER ORDAINED , That this Ordinance takes effect on the date it is enacted.		
	Certified as duly passed this day of	, 20	
	_	President, Baltimore City Council	
	Certified as duly delivered to His Honor, the Mayor,		
	this, 20		
	_	Chief Clerk	
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	A 1.11: 1 0 00		
	Approved this day of, 20		
	_	Mayor, Baltimore City	