

**CITY OF BALTIMORE  
COUNCIL BILL 18-0279  
(First Reader)**

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Introduced by: The Council President  
At the request of: The Administration (Department of Transportation)  
Introduced and read first time: September 17, 2018  
Assigned to: Housing and Urban Affairs Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Housing and Community Development, Department of Transportation, Baltimore Development Corporation

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Streets – Closing –**  
3 **Dillon Street**

4 FOR the purpose of condemning and closing Dillon Street, extending from the east side of CSX  
5 Transportation Inc. Railroad easterly 201.24 feet to the west side of South Macon Street, as  
6 shown on Plat 307-A-21A in the Office of the Department of Transportation; and providing  
7 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 Transportation shall proceed to condemn and close Dillon Street, extending from  
18 the east side of CSX Transportation Inc. Railroad easterly 201.24 feet to the west side of South  
19 Macon Street, and more particularly described as follows:

20 Beginning for Parcel 1 at the point formed by the intersection of the west side of  
21 CSX Transportation Inc. Railroad and the south side of Dillon Street 70 feet wide  
22 the point of beginning being distant Northerly 292 feet, more or less, measured  
23 along the east side of CSX Transportation Inc. Railroad from the north side of  
24 O'Donnell Street varying in width; thence binding on the east side of Lehigh  
25 Street Northerly 70 feet to the north side of Dillon Street; thence binding on the  
26 north side of Dillon Street Easterly 201.24 feet to intersect the west side of South  
27 Macon Street 60 feet wide; thence binding on the west side of South Macon Street  
28 Southerly 70 feet to the south side of Dillon Street; thence binding on the south  
29 side of Dillon Street Westerly 201.24 feet to the place of beginning.

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

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1           Containing 14,086.80 square feet or 0.323 acres, more or less.

2           As delineated on Plat 307-A-21A, prepared by the Survey Section and filed on April 24, 2018, in  
3           the Office of the Department of Transportation.

4           **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and  
5           closing of Dillon Street and the rights of all interested parties shall be regulated by and in  
6           accordance with all applicable provisions of state and local law and with all applicable rules and  
7           regulations adopted by the Director of Transportation and filed with the Department of  
8           Legislative Reference.

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

16          **SECTION 4. AND BE IT FURTHER ORDAINED,** That no building or structure of any kind  
17          (including but not limited to railroad tracks) may be constructed or erected in or on any part of  
18          the street closed under this Ordinance until all subsurface structures and appurtenances owned by  
19          the Mayor and City Council of Baltimore have been abandoned by the Mayor and City Council  
20          or, at the expense of the person seeking to erect the building or structure, have been removed and  
21          relaid in accordance with the specifications and under the direction of the Director of  
22          Transportation of Baltimore City.

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

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

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