

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 10-0633

Introduced by: Councilmembers Henry, Curran
Introduced and read first time: December 9, 2010
Assigned to: Urban Affairs and Aging Committee

Committee Report: Favorable with amendments
Council action: Adopted
Read second time: May 23, 2011

AN ORDINANCE CONCERNING

**Urban Renewal – York-Woodbourne Business Area –
Amendment 9**

FOR the purpose of amending the Urban Renewal Plan for the York-Woodbourne Business Area to reauthorize the acquisition of properties within the Project Area and to correct and clarify certain language; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date.

By authority of
Article 13 - Housing and Urban Renewal
Section 2-6
Baltimore City Code
(Edition 2000)

Recitals

The Urban Renewal Plan for York-Woodbourne was originally approved by the Mayor and City Council of Baltimore by Ordinance 74-650 and last amended by Ordinance 95-667.

An amendment to the Urban Renewal Plan for the York-Woodbourne Business Area is necessary to reauthorize the Plan's powers of acquisition and condemnation so that these actions may legally continue, in compliance with § 12-105.1 of the Real Property Article of the Annotated Code of Maryland, and to correct and clarify certain language.

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

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the following ~~change~~ changes in the Urban Renewal Plan for the York-Woodbourne Business Area is ~~are~~ approved:

(1) In the Plan, amend C.1.a.(1) and (2) to read as follows:

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.

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1 C. Project Proposals

2 1. Property Acquisition

3 a. Properties Within the Project Area (Including Parts Thereof or Interests
4 Therein) Will be Acquired for the Following Purposes:

5 (1) Clearance and Redevelopment

6 Properties to be acquired, BY PURCHASE OR BY CONDEMNATION, for
7 clearance and redevelopment are identified on the Property
8 Acquisition Map, Exhibit 2.

9 (2) Public Improvement

10 Properties to be acquired, BY PURCHASE OR BY CONDEMNATION, for
11 provision of public improvement are also identified on the Property
12 Acquisition Map, Exhibit 2.

13 (2) In the Plan, add new C.1.b to read as follows:

14 C. Project Proposals

15 1. Property Acquisition

16

17 B. THE AUTHORITY TO ACQUIRE THE PROPERTIES WITHIN THE PROJECT AREA
18 IS EXPRESSLY CONFIRMED AND REAUTHORIZED THROUGH AND INCLUDING
19 DECEMBER 31, 2014.

20 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the Urban Renewal Plan for York-
21 Woodbourne Business Area, as amended by this Ordinance and identified as “Urban Renewal
22 Plan York-Woodbourne Business Area, revised to include Amendment 9, dated December 6,
23 2010”, is approved. The Department of Planning shall file a copy of the amended Urban
24 Renewal Plan with the Department of Legislative Reference as a permanent public record,
25 available for public inspection and information.

26 **SECTION 3. AND BE IT FURTHER ORDAINED,** That if the amended Urban Renewal Plan
27 approved by this Ordinance in any way fails to meet the statutory requirements for the content of
28 a renewal plan or for the procedures for the preparation, adoption, and approval of a renewal
29 plan, those requirements are waived and the amended Urban Renewal Plan approved by this
30 Ordinance is exempted from them.

31 **SECTION 4. AND BE IT FURTHER ORDAINED,** That if any provision of this Ordinance or the
32 application of this Ordinance to any person or circumstance is held invalid for any reason, the
33 invalidity does not affect any other provision or any other application of this Ordinance, and for
34 this purpose the provisions of this Ordinance are declared severable.

35 **SECTION 5. AND BE IT FURTHER ORDAINED,** That if a provision of this Ordinance concerns
36 the same subject as a provision of any zoning, building, electrical, plumbing, health, fire, or

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1 safety law or regulation, the applicable provisions shall be construed to give effect to each.
2 However, if the provisions are found to be in irreconcilable conflict, the one that establishes the
3 higher standard for the protection of the public health and safety prevails. If a provision of this
4 Ordinance is found to be in conflict with an existing provision of any other law or regulation that
5 establishes a lower standard for the protection of the public health and safety, the provision of
6 this Ordinance prevails and the other conflicting provision is repealed to the extent of the
7 conflict.

8 **SECTION 6. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it
9 is 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