

Agencies

- | | |
|---|---|
| <input type="checkbox"/> Baltimore City Public School System | <input checked="" type="checkbox"/> Baltimore Development Corporation |
| <input checked="" type="checkbox"/> City Solicitor | <input type="checkbox"/> Department of Real Estate |
| <input type="checkbox"/> Comptroller's Office | <input checked="" type="checkbox"/> Department of Transportation |
| <input type="checkbox"/> Department of Audits | <input type="checkbox"/> Fire Department |
| <input type="checkbox"/> Department of Finance | <input type="checkbox"/> Health Department |
| <input type="checkbox"/> Department of General Services | <input type="checkbox"/> Mayor's Office of Employment Development |
| <input checked="" type="checkbox"/> Department of Housing and Community Development | <input type="checkbox"/> Mayor's Office of Human Services |
| <input type="checkbox"/> Department of Human Resources | <input type="checkbox"/> Mayor's Office of Information Technology |
| <input checked="" type="checkbox"/> Department of Planning | <input type="checkbox"/> Office of the Mayor |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Police Department |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Other: |

Boards and Commissions

- | | |
|--|---|
| <input type="checkbox"/> Board of Estimates | <input type="checkbox"/> Environmental Control Board |
| <input type="checkbox"/> Board of Ethics | <input type="checkbox"/> Fire & Police Employees' Retirement System |
| <input type="checkbox"/> Board of Municipal and Zoning Appeals | <input type="checkbox"/> Labor Commissioner |
| <input type="checkbox"/> Comm. for Historical and Architectural Preservation | <input type="checkbox"/> Parking Authority Board |
| <input type="checkbox"/> Commission on Sustainability | <input type="checkbox"/> Planning Commission |
| <input type="checkbox"/> Employees' Retirement System | <input type="checkbox"/> Wage Commission |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Other: | <input type="checkbox"/> Other: |

CITY OF BALTIMORE
ORDINANCE 18-168
Council Bill 17-0137

Introduced by: The Council President
At the request of: The Administration (Department of Transportation)
Introduced and read first time: September 25, 2017
Assigned to: Housing and Urban Affairs Committee

Committee Report: Favorable
Council action: Adopted
Read second time: August 6, 2018

AN ORDINANCE CONCERNING

1 City Streets – Closing – Proctor Street, a Portion of Proctor Alley, and a
2 10-Foot Alley Lying Between East Biddle Street, Homewood Avenue,
3 East Chase Street, and Greenmount Avenue

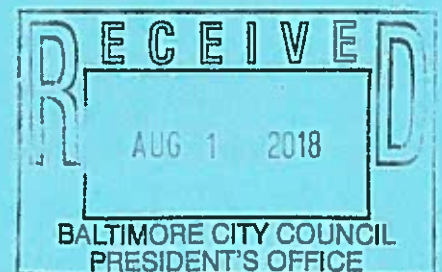
4 FOR the purpose of condemning and closing Proctor Street, a portion of Proctor Alley, and a 10-
5 foot alley lying between East Biddle Street, Homewood Avenue, East Chase Street, and
6 Greenmount Avenue, as shown on Plat 284-A-14A in the Office of the Department of
7 Transportation; and providing for 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 Transportation shall proceed to condemn and close Proctor Street, a portion of
18 Proctor Alley, and a 10-foot alley lying between East Biddle Street, Homewood Avenue, East
19 Chase Street, and Greenmount Avenue, and more particularly described as follows:

20 Beginning for Parcel No. 1 at a point formed by the intersection of the north side
21 of East Chase Street, 66 feet wide, and the west side of a 10-foot alley, the point
22 of beginning being distant easterly 63.5 feet, more or less, measured along the
23 north side of East Chase Street from the point formed by the intersection of the
24 north side of East Chase Street and the east side of Greenmount Avenue, 66 feet
25 wide; thence departing from the north side of East Chase Street and binding on the
26 west side of the 10-foot alley, Northerly 78.3 feet, more or less, to intersect the
27 south side of Proctor Alley, variable width; thence binding on the south side of
28 Proctor Alley Easterly 10 feet, more or less to intersect the east side of the 10-foot

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.



Council Bill 17-0137

1 alley; thence binding on the east side of the 10-foot alley, Southerly 79.5 feet,
2 more or less, to intersect the north side of East Chase Street; and thence binding
3 on the north side of East Chase Street Easterly 10 feet, more or less, to the point
4 of beginning.

5 Containing 789 square feet or 0.018 acres of land, more or less.

6 Beginning for Parcel No. 2 at a point formed by the intersection of the west side
7 of Proctor Street variable width, and the south side of a 10-foot alley, the point of
8 beginning being distant southerly 80.0 feet, more or less, measured along the west
9 side of Proctor Street from the point formed by the intersection of the west side of
10 Proctor Street and the south side of East Biddle Street 66 feet wide; thence
11 crossing the existing right of way of Proctor Street, Easterly 20.0 feet, more or
12 less, to intersect the east side of Proctor Street; thence binding on the east side of
13 Proctor Street, Southerly 137.0 feet, more or less; thence crossing the existing
14 right of way of Proctor Street, Westerly 20.0 feet, more or less, to intersect the
15 west side of Proctor Street; and thence binding on the west side of Proctor Street,
16 Northerly 136.4 feet, more or less, to the point of beginning.

17 Containing 2,734 square feet or 0.063 acres of land, more or less.

18 Beginning for Parcel No. 3 at a point formed by the intersection of the east side of
19 Proctor Street variable width, and the north side of a 2-foot alley, the point of
20 beginning being distant Southerly 217.0 feet, more or less, measured along the
21 east side of Proctor Street from the point formed by the intersection of the east
22 side of Proctor Street and the south side of East Biddle Street 66 feet wide; thence
23 binding on the east side of Proctor Alley, Southerly 27.0 feet, more less, to
24 intersect the south side of Proctor Alley; thence binding on the south side of
25 Proctor Alley, Westerly 48.5 feet to intersect the east side of a 10-foot alley;
26 thence crossing Proctor Alley, Northwesterly 13.7 feet, more or less, to intersect
27 the northwest side of Proctor Alley; thence binding on the northwest side of
28 Proctor Alley, Northeasterly 39.8 feet, more or less, to intersect the west side of
29 Proctor Street; and thence crossing Proctor Street, Easterly 20.0 feet, more or less,
30 to the point of beginning.

31 Containing 1,192 square feet or 0.027 acres of land, more or less.

32 As delineated on Plat 284-A-14A, prepared by the Survey Section and filed on February 14,
33 2017, in the Office of the Department of Transportation.

34 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
35 closing of the street and alleys and the rights of all interested parties shall be regulated by and in
36 accordance with all applicable provisions of state and local law and with all applicable rules and
37 regulations adopted by the Director of Transportation and filed with the Department of
38 Legislative Reference.

39 **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all
40 subsurface structures and appurtenances now owned by the Mayor and City Council of Baltimore
41 continue to be the property of the Mayor and City Council, in fee simple, until their use has been
42 abandoned by the Mayor and City Council. If any person wants to remove, alter, or interfere with

Council Bill 17-0137

1 them, that person must first obtain permission from the Mayor and City Council and, in the
2 application for this permission, must agree to pay all costs and expenses, of every kind, arising
3 out of the removal, alteration, or interference.

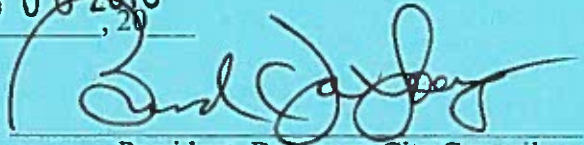
4 SECTION 4. AND BE IT FURTHER ORDAINED, That no building or structure of any kind
5 (including but not limited to railroad tracks) may be constructed or erected in or on any part of
6 the street closed under this Ordinance until all subsurface structures and appurtenances owned by
7 the Mayor and City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

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

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

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

Certified as duly passed this _____ day of AUG 06 2018, 20____



President, Baltimore City Council

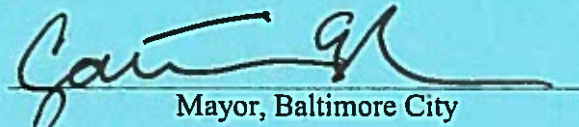
Certified as duly delivered to Her Honor, the Mayor,

this _____ day of AUG 06 2018, 20____

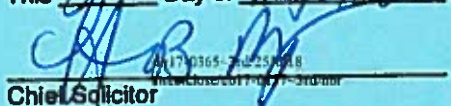


Chief Clerk

Approved this 10 day of August, 2018



Mayor, Baltimore City

Approved For Form and Legal Sufficiency
This 10 Day of August 2018


Chief Solicitor

Approved for Release by NSA on 05-08-2014 pursuant to E.O. 13526

BALTIMORE CITY COUNCIL
Housing And Urban Affairs Committee
VOTING RECORD

DATE: 7-24-18

BILL#CC: 17- 0137 BILL TITLE: Ordinance – City Streets – Closing – Proctor Street, a Portion of Proctor Alley, and a 10-Foot Alley Lying Between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue
MOTION BY: DORSEY SECONDED BY: COHEN

FAVORABLE

FAVORABLE WITH AMENDMENTS

UNFAVORABLE

WITHOUT RECOMMENDATION

NAME	YEAS	NAYS	ABSENT	ABSTAIN
Bullock, J. Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schleifer, I. Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Burnett, K.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Henry, B.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sneed ,S.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Cohen, Z	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dorsey, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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TOTALS				

CHAIRPERSON: *John Bullock*
COMMITTEE STAFF: Richard G. Krummerich, Initials: *RK*

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

ANDRE M. DAVIS, City Solicitor
101 City Hall
Baltimore, Maryland 21202

The Honorable President and Members
of the Baltimore City Council
Attn: Natawna B. Austin, Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Re: City Council Bill 17-0137 – City Streets –Closing– Proctor Street, a Portion of
Proctor Alley, and a 10-Foot Alley Lying Between East Biddle Street,
Homewood Avenue, East Chase Street, and Greenmount Avenue

Dear President and City Council Members:

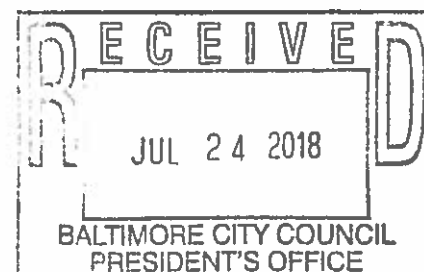
The Law Department has reviewed City Council Bill 17-0038 for form and legal sufficiency. The bill would allow the City to condemn and close Proctor Street, a portion of Proctor Alley, and a 10-foot alley lying between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue, as shown on Plat 284-A-14A.

Art. II, Sections 2 and (34)(a) of the City Charter grant the Mayor and City Council the power to condemn and “construct, open, extend, widen, straighten or close streets, bridges, tunnels or approaches to them and other public ways of every kind within the bounds of the City.” Section 116(b)(2) of Article VII of the City Charter requires the Department of Transportation to prepare all ordinances for the opening and closing of streets. As this bill conforms to the applicable sections of the Charter, the Law Department approves it for form and legal sufficiency.

Sincerely,

Elena R. DiPietro
Chief Solicitor
Division Chief

cc: Andre M. Davis, City Solicitor
Karen Stokes, Director, Mayor's Office of Government Relations
Kyron Banks, Mayor's Legislative Liaison
Ashlea Brown, Assistant Solicitor
Hilary Ruley, Chief Solicitor
Victor Tervalva, Chief Solicitor



The Baltimore City Department of
**HOUSING & COMMUNITY
DEVELOPMENT**

MEMORANDUM

To: The Honorable President and Members of the Baltimore City Council
c/o Natawna Austin, Executive Secretary

From: Michael Braverman, Housing Commissioner *MB*

Date: October 12, 2017

Re: **City Council Bill 17-0137 - City Streets – Closing – Portion of Proctor Alley, and a 10-foot alley Lying Between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue**

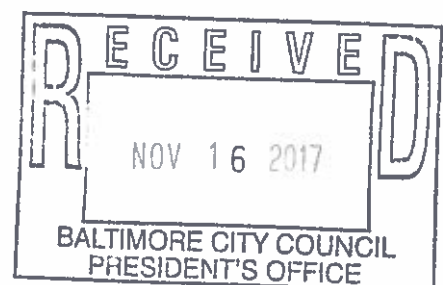
The Department of Housing and Community Development (HCD) has reviewed City Council Bill 17-0137, for the purpose of condemning and closing a portion of Proctor Alley, and a 10-foot alley Lying Between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount avenue, as shown on Plat 284-A-14 in the Office of the Department of Transportation; and providing for a special effective date.


If enacted, this bill, a companion bill to CC Bill 17-0136, would close a portion of Proctor Alley and a 10-foot alley to support major redevelopment in the Johnson Square neighborhood.

The Department of Housing and Community Development supports the passage of City Council Bill 17-0137.

MB:sd

cc: Ms. Karen Stokes, *Mayor's Office of Government Relations*
Mr. Kyron Banks, *Mayor's Office of Government Relations*



F R O M	NAME & TITLE	Michelle Pourciau, Director	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Department of Transportation (DOT) 417 E Fayette Street, Room 527		
	SUBJECT	City Council Bill 17-0137		

TO The Honorable President and
Members of the City Council
c/o Natawna Austin
Room 400 City Hall

October 11, 2017

I am herein reporting on City Council Bill 17-0137 City Streets – Closing – Proctor Street, a Portion of Proctor Alley, and a 10-Foot Alley Lying Between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue for the purpose of condemning and closing Proctor Street, a portion of Proctor Alley, and a 10-foot alley lying between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue, as shown on Plat 284-A-14A in the Office of the Department of Transportation; and providing for a special effective date.

There is one companion bill 17-0136 City Streets – Opening – Portion of Proctor Alley.

DOT supports this bill and respectfully requests a favorable report.

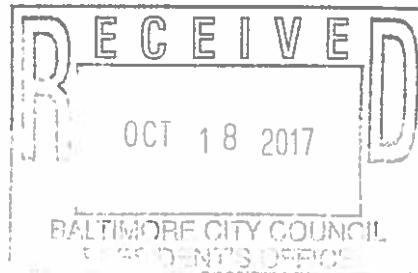
Respectfully,




Michelle Pourciau
Director

MP/lw

Cc: Kyron Banks, Mayor's Office



FROM	NAME & TITLE	THOMAS J. STOSUR, DIRECTOR	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	DEPARTMENT OF PLANNING 8 TH FLOOR, 417 EAST FAYETTE STREET		
	SUBJECT	CITY COUNCIL BILL #17-0137/CITY STREETS - CLOSING - PROCTOR STREET, AND MULTIPLE ALLEYS LYING BETWEEN EAST BIDDLE STREET, HOMEWOOD AVENUE, EAST CHASE STREET, AND GREENMOUNT AVENUE		

TO The Honorable President and
Members of the City Council
City Hall, Room 400
100 North Holliday Street

DATE: October 2, 2017

The Department of Planning is in receipt of City Council Bill #17-0137, which is for the purpose of condemning and closing Proctor Street, a portion of Proctor Alley, and a 10-foot alley lying between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue, as shown on Plat 284-A-14A in the Office of the Department of Transportation; and providing for a special effective date.

This action was previously approved by the Planning Commission in their meeting of May 4, 2017, and so the Department of Planning recommends approval of City Council Bill #17-0137.

If you have any questions, please contact Mr. Wolde Ararsa, Division Chief, Land Use and Urban Design Division at 410-396-4488.

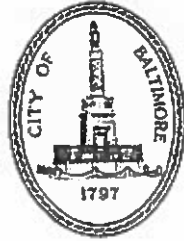
TJS/WA

cc: Mr. Pete Hammen, Chief Operating Officer
Mr. Jim Smith, Chief of Strategic Alliances
Ms. Karen Stokes, Mayor's Office
Mr. Colin Tarbert, Mayor's Office
Mr. Kyron Banks, Mayor's Office
The Honorable Edward Reisinger, Council Rep. to Planning Commission
Mr. William H. Cole IV, BDC
Mr. David Tanner, BMZA
Mr. Geoffrey Veale, Zoning Administration
Ms. Sharon Daboin, DHCD
Ms. Elena DiPietro, Law Dept.
Mr. Francis Burnszynski, PABC
Ms. Natawna Austin, Council Services
Mr. Paul Plymouth, Council Services



City of Baltimore

*City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland 21202*



Meeting Minutes - Final

Tuesday, July 24, 2018

2:25 PM

17-0137

Du Burns Council Chamber, 4th floor, City Hall

Housing and Urban Affairs Committee

CALL TO ORDER

INTRODUCTIONS

ATTENDANCE

- Present** 5 - Member John T. Bullock, Member Isaac "Yitzy" Schleifer, Member Shannon Sneed, Member Zeke Cohen, and Member Ryan Dorsey
- Absent** 2 - Member Kristerfer Burnett, and Member Bill Henry

ITEMS SCHEDULED FOR PUBLIC HEARING

17-0137

City Streets - Closing - Proctor Street, a Portion of Proctor Alley, and a 10-Foot Alley Lying Between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue

For the purpose of condemning and closing Proctor Street, a portion of Proctor Alley, and a 10-foot alley lying between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue, as shown on Plat 284-A-14A in the Office of the Department of Transportation; and providing for a special effective date.

Sponsors: City Council President (Administration)

A motion was made by Member Dorsey, seconded by Member Cohen, that this Ordinance be Recommended Favorably . The motion carried by the following vote:

- Yes:** 5 - Member Bullock, Member "Yitzy" Schleifer, Member Sneed, Member Cohen, and Member Dorsey
- Absent:** 2 - Member Burnett, and Member Henry

ADJOURNMENT

THIS MEETING IS OPEN TO THE PUBLIC



HEARING NOTES

Bill: CC 17-0137

Ordinance – City Streets – Closing – Proctor Street, a Portion of Proctor Alley, and a 10-Foot Alley Lying Between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue

Committee: Housing and Urban Affairs
Chaired By: Councilmember John Bullock

Hearing Date: July 24, 2018
Time (Beginning): 2:25 PM
Time (Ending): 2:29 PM
Location: Clarence "Du" Burns Chamber
Total Attendance: 19
Committee Members in Attendance:
John Bullock
Isaac "Yitzy" Schleifer
Sharon Sneed
Zeke Cohen
Ryan Dorsey

Bill Synopsis in the file?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Attendance sheet in the file?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Agency reports read?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Hearing televised or audio-digitally recorded?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Certification of advertising/posting notices in the file?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Evidence of notification to property owners?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Final vote taken at this hearing?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Motioned by:	Councilmember Dorsey		
Seconded by:	Councilmember Cohen		
Final Vote:	Favorable		

Major Speakers

(This is not an attendance record.)

- David Framm - Department of Transportation
-



**CITY OF BALTIMORE
CITY COUNCIL HEARING ATTENDANCE RECORD**

Committee: * Housing and Urban Affairs

Chairperson: * John Bullock

Date: July 24, 2018

Time: 2:25 PM

Place: * Council Chambers

Subject: * - Ordinance – City Streets – Closing – Proctor Street, a Portion of Proctor Alley, and a 10-Foot Alley Lying Between East Bidde Street, Homewood Avenue, East Chase Street, and Greenmount Avenue

CC Bill Number: 17-0137

PLEASE PRINT

IF YOU WANT TO TESTIFY PLEASE CHECK HERE



FIRST NAME	LAST NAME	ST. #	ADDRESS/ORGANIZATION NAME	ZIP	EMAIL ADDRESS	TESTIFY	FOR	AGAINST	YES	NO
John	Doe	100	North Charles Street	21202	Johndoenbmore@yahoo.com	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Jh	Taylor		417 E Fayette St	21202	just.taylor@baltimorecity.gov	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Sharon	Johnson		Rockville			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mica	Cete		BDJ			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

(*) NOTE: IF YOU ARE COMPENSATED OR INCUR EXPENSES IN CONNECTION WITH THIS BILL, YOU MAY BE REQUIRED BY LAW TO REGISTER WITH THE CITY ETHICS BOARD. REGISTRATION IS A SIMPLE PROCESS. FOR INFORMATION AND FORMS, CALL OR WRITE: BALTIMORE CITY BOARD OF ETHICS, C/O DEPARTMENT OF LEGISLATIVE REFERENCE, 626 CITY HALL, BALTIMORE, MD 21202. TEL: 410-396-4730. FAX: 410-396-8483.



BILL SYNOPSIS

Committee: Housing and Urban Affairs

Bill CC 17-0137

City Streets – Closing – Proctor Street, a Portion of Proctor Alley, and a 10-Foot Alley Lying Between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue.

Sponsor: *President Young (The Administration) **
Introduced: *September 25, 2017*

Purpose:

For the purpose of condemning and closing Proctor Street, a portion of Proctor Alley, and a 10-foot alley lying between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue, as shown as Plat 284-A-14A in the Office of the Department of Transportation; and providing for a special effective date.

Effective: Upon enactment

Hearing Date/Time/Location: July 24, 2018 at 2:25 PM in the Council Chambers

Agency Reports

Planning Commission	Favorable
Department of Housing and Community Development	Favorable
Department of Transportation	Favorable
Department of Transportation	Favorable
Department of Law	

Analysis

Current Law

Article II Sections 2, 34, and 35 of the Baltimore City Charter establishes a process for disposing of City thoroughfares. The final step in the process is enactment of an Ordinance of the Mayor and City Council.

Background

CC 17-0137 is the companion Legislation to CC 17-0137 and is designed to aid development in East Baltimore. The Boundaries are generally Biddle Street on the North, Chase Street on the South, Homewood Avenue on the East, and Greenmount Avenue on the West.

The subject properties are 3 disconnected parcels, containing portions of Proctor Street and 2 alleys. The total size of the parcels is approximately 1/9th of an acre.

CC 17-0137 condemns are close the above described properties. Transfer will be made by separate Ordinance.

Additional Information

Fiscal Note: Not Available

Information Source(s): Bill File

Analysis by: Richard G. Krummerich *RK* Direct Inquiries to: 410-396-1266
Analysis Date: 7-20-18

City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland
21202

Meeting Agenda - Final

Housing and Urban Affairs Committee

Tuesday, July 24, 2018

2:25 PM

Du Burns Council Chamber, 4th floor, City Hall

17-0137

CALL TO ORDER

INTRODUCTIONS

ATTENDANCE

ITEMS SCHEDULED FOR PUBLIC HEARING

17-0137

City Streets - Closing - Proctor Street, a Portion of Proctor Alley, and a 10-Foot Alley Lying Between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue

For the purpose of condemning and closing Proctor Street, a portion of Proctor Alley, and a 10-foot alley lying between East Biddle Street, Homewood Avenue, East Chase Street, and Greenmount Avenue, as shown on Plat 284-A-14A in the Office of the Department of Transportation; and providing for a special effective date.

ADJOURNMENT

THIS MEETING IS OPEN TO THE PUBLIC

**CITY OF BALTIMORE
COUNCIL BILL 17-0137
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

Introduced and read first time: September 25, 2017

Assigned to: Housing and Urban Affairs Committee

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

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Streets – Closing – Proctor Street, a Portion of Proctor Alley, and a**
3 **10-Foot Alley Lying Between East Biddle Street, Homewood Avenue,**
4 **East Chase Street, and Greenmount Avenue**

5 FOR the purpose of condemning and closing Proctor Street, a portion of Proctor Alley, and a 10-
6 foot alley lying between East Biddle Street, Homewood Avenue, East Chase Street, and
7 Greenmount Avenue, as shown on Plat 284-A-14A in the Office of the Department of
8 Transportation; and providing for a special effective date.

9 BY authority of

10 Article I - General Provisions

11 Section 4

12 and

13 Article II - General Powers

14 Sections 2, 34, 35

15 Baltimore City Charter

16 (1996 Edition)

17 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
18 Department of Transportation shall proceed to condemn and close Proctor Street, a portion of
19 Proctor Alley, and a 10-foot alley lying between East Biddle Street, Homewood Avenue, East
20 Chase Street, and Greenmount Avenue, and more particularly described as follows:

21 Beginning for Parcel No. 1 at a point formed by the intersection of the north side
22 of East Chase Street, 66 feet wide, and the west side of a 10-foot alley, the point
23 of beginning being distant easterly 63.5 feet, more or less, measured along the
24 north side of East Chase Street from the point formed by the intersection of the
25 north side of East Chase Street and the east side of Greenmount Avenue, 66 feet
26 wide; thence departing from the north side of East Chase Street and binding on the
27 west side of the 10-foot alley, Northerly 78.3 feet, more or less, to intersect the
28 south side of Proctor Alley, variable width; thence binding on the south side of
29 Proctor Alley Easterly 10 feet, more or less to intersect the east side of the 10-foot

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

Council Bill 17-0137

1 alley; thence binding on the east side of the 10-foot alley, Southerly 79.5 feet,
2 more or less, to intersect the north side of East Chase Street; and thence binding
3 on the north side of East Chase Street Easterly 10 feet, more or less, to the point
4 of beginning.

5 Containing 789 square feet or 0.018 acres of land, more or less.

6 Beginning for Parcel No. 2 at a point formed by the intersection of the west side
7 of Proctor Street variable width, and the south side of a 10-foot alley, the point of
8 beginning being distant southerly 80.0 feet, more or less, measured along the west
9 side of Proctor Street from the point formed by the intersection of the west side of
10 Proctor Street and the south side of East Biddle Street 66 feet wide; thence
11 crossing the existing right of way of Proctor Street, Easterly 20.0 feet, more or
12 less, to intersect the east side of Proctor Street; thence binding on the east side of
13 Proctor Street, Southerly 137.0 feet, more or less; thence crossing the existing
14 right of way of Proctor Street, Westerly 20.0 feet, more or less, to intersect the
15 west side of Proctor Street; and thence binding on the west side of Proctor Street,
16 Northerly 136.4 feet, more or less, to the point of beginning.

17 Containing 2,734 square feet or 0.063 acres of land, more or less.

18 Beginning for Parcel No. 3 at a point formed by the intersection of the east side of
19 Proctor Street variable width, and the north side of a 2-foot alley, the point of
20 beginning being distant Southerly 217.0 feet, more or less, measured along the
21 east side of Proctor Street from the point formed by the intersection of the east
22 side of Proctor Street and the south side of East Biddle Street 66 feet wide; thence
23 binding on the east side of Proctor Alley, Southerly 27.0 feet, more less, to
24 intersect the south side of Proctor Alley; thence binding on the south side of
25 Proctor Alley, Westerly 48.5 feet to intersect the east side of a 10-foot alley;
26 thence crossing Proctor Alley, Northwesterly 13.7 feet, more or less, to intersect
27 the northwest side of Proctor Alley; thence binding on the northwest side of
28 Proctor Alley, Northeasterly 39.8 feet, more or less, to intersect the west side of
29 Proctor Street; and thence crossing Proctor Street, Easterly 20.0 feet, more or less,
30 to the point of beginning.

31 Containing 1,192 square feet or 0.027 acres of land, more or less.

32 As delineated on Plat 284-A-14A, prepared by the Survey Section and filed on February 14,
33 2017, in the Office of the Department of Transportation.

34 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
35 closing of the street and alleys and the rights of all interested parties shall be regulated by and in
36 accordance with all applicable provisions of state and local law and with all applicable rules and
37 regulations adopted by the Director of Transportation and filed with the Department of
38 Legislative Reference.

39 **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all
40 subsurface structures and appurtenances now owned by the Mayor and City Council of Baltimore
41 continue to be the property of the Mayor and City Council, in fee simple, until their use has been
42 abandoned by the Mayor and City Council. If any person wants to remove, alter, or interfere with

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1 them, that person must first obtain permission from the Mayor and City Council and, in the
2 application for this permission, must agree to pay all costs and expenses, of every kind, arising
3 out of the removal, alteration, or interference.

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

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

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

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

INTRODUCTORY*
CITY OF BALTIMORE
COUNCIL BILL _____

APPROVED FOR FORM STYLE AND TEXTUAL SUFFICIENCY
9-20-17
DEPT LEGISLATIVE REFERENCE

Introduced by: The Council President
At the request of: The Administration (Department of Transportation)

A BILL ENTITLED

AN ORDINANCE concerning

**City Streets – Closing – Proctor Street, a Portion of Proctor Alley, and a
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BY authority of

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and

Article II - General Powers
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(1996 Edition)

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*** WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.**

Containing 789 square feet or 0.018 acres of land, more or less.

Beginning for Parcel No. 2 at a point formed by the intersection of the west side of Proctor Street variable width, and the south side of a 10-foot alley, the point of beginning being distant southerly 80.0 feet, more or less, measured along the west side of Proctor Street from the point formed by the intersection of the west side of Proctor Street and the south side of East Biddle Street 66 feet wide; thence crossing the existing right of way of Proctor Street, Easterly 20.0 feet, more or less, to intersect the east side of Proctor Street; thence binding on the east side of Proctor Street, Southerly 137.0 feet, more or less; thence crossing the existing right of way of Proctor Street, Westerly 20.0 feet, more or less, to intersect the west side of Proctor Street; and thence binding on the west side of Proctor Street, Northerly 136.4 feet, more or less, to the point of beginning.

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ACTION BY THE CITY COUNCIL

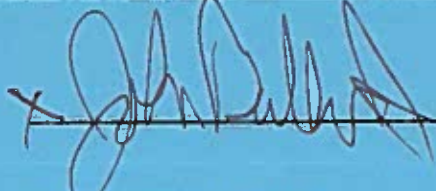
SEP 25 2017

FIRST READING (INTRODUCTION) _____ 20 _____

PUBLIC HEARING HELD ON 7-24 _____ 20 18

COMMITTEE REPORT AS OF 8-6 _____ 20 19

FAVORABLE _____ UNFAVORABLE _____ FAVORABLE AS AMENDED _____ WITHOUT RECOMMENDATION



Chair

COMMITTEE MEMBERS:

COMMITTEE MEMBERS:

SECOND READING: The Council's action being favorable (unfavorable), this City Council bill was (was not) ordered printed for Third Reading on:

AUG 06 2018

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING _____ AUG 06 2018

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

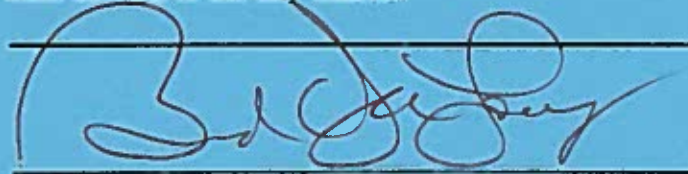
THIRD READING (ENROLLED) _____ 20 _____

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

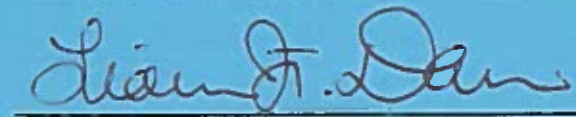
THIRD READING (RE-ENROLLED) _____ 20 _____

WITHDRAWAL _____ 20 _____

There being no objections to the request for withdrawal, it was so ordered that this City Council Ordinance be withdrawn from the files of the City Council.



President



Chief Clerk