

**CITY OF BALTIMORE
COUNCIL BILL 15-0547
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Housing and Community Development)

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Introduced and read first time: July 20, 2015

Assigned to: Urban Affairs and Aging Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Planning Commission, Department of
Housing and Community Development, Department of Public Works, Commission for Historical
and Architectural Preservation, Baltimore Development Corporation, Department of
Transportation

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Urban Renewal – Barclay –**
3 **Amendment _**

4 FOR the purpose of amending the Urban Renewal Plan for Barclay to amend Exhibits 1 and 4 of
5 the Plan to reflect the change in land use and the change in zoning, upon approval by separate
6 ordinance, for the properties known as 1920, 2000-2020, and 2026 Greenmount Avenue;
7 waiving certain content and procedural requirements; making the provisions of this
8 Ordinance severable; providing for the application of this Ordinance in conjunction with
9 certain other ordinances; and providing for a special effective date.

10 BY authority of
11 Article 13 - Housing and Urban Renewal
12 Section 2-6
13 Baltimore City Code
14 (Edition 2000)

15 **Recitals**

16 The Urban Renewal Plan for Barclay was originally approved by the Mayor and City Council
17 of Baltimore by Ordinance 78-927 and last amended by Ordinance 89-251.

18 An amendment to the Urban Renewal Plan for Barclay is necessary to reflect the change in
19 land use and the change in zoning, upon approval by separate ordinance, for the properties
20 known as 1920, 2000-2020, and 2026 Greenmount Avenue.

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

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

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1 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
2 following changes in the Urban Renewal Plan for Barclay are approved:

- 3 (1) Upon approval of rezoning, by separate Ordinance, amend Exhibit 1, “Land Use
4 Plan”, to reflect the change in land use category for the properties known as 1920,
5 2000-2020, and 2026 Greenmount Avenue, to Community Business.
- 6 (2) Upon approval of rezoning, by separate ordinance, amend Exhibit 4, “Zoning
7 Districts”, to reflect the change of zoning for the properties known as 1920, 2000-
8 2020, and 2026 Greenmount Avenue, to the B-2-3 Zoning District.

9 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the Urban Renewal Plan for Barclay, as
10 amended by this Ordinance and identified as “Urban Renewal Plan, Barclay, revised to include
11 Amendment __, dated July 20, 2015”, is approved. The Department of Planning shall file a copy
12 of the amended Urban Renewal Plan with the Department of Legislative Reference as a
13 permanent public record, available for public inspection and information.

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

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

23 **SECTION 5. AND BE IT FURTHER ORDAINED,** That if a provision of this Ordinance concerns
24 the same subject as a provision of any zoning, building, electrical, plumbing, health, fire, or
25 safety law or regulation, the applicable provisions shall be construed to give effect to each.
26 However, if the provisions are found to be in irreconcilable conflict, the one that establishes the
27 higher standard for the protection of the public health and safety prevails. If a provision of this
28 Ordinance is found to be in conflict with an existing provision of any other law or regulation that
29 establishes a lower standard for the protection of the public health and safety, the provision of
30 this Ordinance prevails and the other conflicting provision is repealed to the extent of the
31 conflict.

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