

**CITY OF BALTIMORE  
COUNCIL BILL 17-0035  
(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: March 20, 2017  
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 **West Trenton Street**

4 FOR the purpose of condemning and closing West Trenton Street, extending from Shirk Alley  
5 Westerly 135 feet, more or less, toward Falls Road, as shown on Plat 61-A-30A in the Office  
6 of the Department of Transportation; and providing for a special effective date.

7 BY authority of

8 Article I - General Provisions  
9 Section 4

10 and

11 Article II - General Powers  
12 Sections 2, 34, 35  
13 Baltimore City Charter  
14 (1996 Edition)

15 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
16 Department of Transportation shall proceed to condemn and close West Trenton Street,  
17 extending from Shirk Alley Westerly 135 feet, more or less, toward Falls Road, and more  
18 particularly described as follows:

19 Beginning for Parcel No. 1 at a point on the North side of West Trenton Street, 20  
20 feet wide, the point of beginning being distant Westerly 160.0 feet, more less,  
21 from the intersection of the North side of West Trenton Street and the west side of  
22 Maryland Avenue, 66 feet wide; thence crossing the existing right of way of West  
23 Trenton Street, Southerly 20.0 feet, more or less, to intersect the south side of  
24 West Trenton Street; thence binding on the south side of West Trenton Street,  
25 Westerly, 135.0 feet, more or less; thence, crossing the existing right of way of  
26 West Trenton Street, Northerly 20.0 feet, more less, to intersect the north side of  
27 West Trenton Street; and thence, binding on the north side of West Trenton Street,  
28 Easterly, 135.0 feet, more or less, to the point of beginning.

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

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1           Containing 2,700 square feet, or 0.062 acres of land, more or less.

2           As delineated on Plat 61-A-30A, prepared by the Survey Section and filed on February 16, 2017,  
3           in 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 West Trenton 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.