## CITY OF BALTIMORE ORDINANCE \_\_\_\_\_ Council Bill 17-0035

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

Committee Report: Favorable Council action: Adopted

Read second time: May 15, 2017

## AN ORDINANCE CONCERNING

1 2	City Streets – Closing – West Trenton Street	
3	FOR the purpose of condemning and closing West Trenton Street, extending from Shirk Alley	
4 5	Westerly 135 feet, more or less, toward Falls Road, as shown on Plat 61-A-30A in the Office of the Department of Transportation; and providing for a special effective date.	
6	By authority of	
7	Article I - General Provisions	
8	Section 4	
9	and	
10	Article II - General Powers	
11	Sections 2, 34, 35	
12	Baltimore City Charter	
13	(1996 Edition)	
14	SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the	
15	Department of Transportation shall proceed to condemn and close West Trenton Street,	
16	extending from Shirk Alley Westerly 135 feet, more or less, toward Falls Road, and more	
17	particularly described as follows:	
18	Beginning for Parcel No. 1 at a point on the North side of West Trenton Street, 20	
19	feet wide, the point of beginning being distant Westerly 160.0 feet, more less,	
20	from the intersection of the North side of West Trenton Street and the west side of	
21	Maryland Avenue, 66 feet wide; thence crossing the existing right of way of West	
22	Trenton Street, Southerly 20.0 feet, more or less, to intersect the south side of	
23	West Trenton Street; thence binding on the south side of West Trenton Street,	
24	Westerly, 135.0 feet, more or less; thence, crossing the existing right of way of	
25	West Trenton Street, Northerly 20.0 feet, more less, to intersect the north side of	
26	West Trenton Street; and thence, binding on the north side of West Trenton Street,	
27	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.

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	Containing 2,700 square feet, or 0.062 acres of land, more or less.	
2 3	As delineated on Plat 61-A-30A, prepared by the Survey Section and filed on February 16, 2017, 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 8	regulations adopted by the Director of Transportation and filed with the Department of 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 14	them, that person must first obtain permission from the Mayor and City Council and, in the application for this permission, must agree to pay all costs and expenses, of every kind, arising	
15	out of the removal, alteration, or interference.	
13	out of the femoral, alteration, of 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 20	the Mayor and City Council of Baltimore have been abandoned by the Mayor and City Council	
21	or, at the expense of the person seeking to erect the building or structure, have been removed and relaid in accordance with the specifications and under the direction of the Director of	
22	Transportation of Baltimore City.	
	Transportation of Bultimore 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	

enacted.

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Certified as duly passed this day of	, 20
	President, Baltimore City Council
Certified as duly delivered to Her Honor, the Mayor,	
this, 20	
	Chief Clerk
Approved this day of	
_	Mayor, Baltimore City