

**CITY OF BALTIMORE
COUNCIL BILL 17-0139
(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 style="text-align:center">**City Streets – Closing –**
3 style="text-align:center">**North Arch Street, Vine Street, and Rieman Court**

4 FOR the purpose of condemning and closing North Arch Street, extending from West Lexington
5 Street southerly 183 feet to the south side of Vine Street; Vine Street, extending from Pine
6 Street easterly 441.93 feet, to the west side of North Arch Street; and Rieman Court,
7 extending from North Arch Street easterly 138.83 feet, more or less, to the west side of North
8 Pearl Street, as shown on Plat 345-A-19A in the Office of the Department of Transportation;
9 and providing for a special effective date.

10 BY authority of
11 Article I - General Provisions
12 Section 4
13 and
14 Article II - General Powers
15 Sections 2, 34, 35
16 Baltimore City Charter
17 (1996 Edition)

18 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
19 Department of Transportation shall proceed to condemn and close North Arch Street, extending
20 from West Lexington Street southerly 183 feet to the south side of Vine Street; Vine Street,
21 extending from Pine Street easterly 441.93 feet, to the west side of North Arch Street; and
22 Rieman Court, extending from North Arch Street easterly 138.83 feet, more or less, to the west
23 side of North Pearl Street, and more particularly described as follows:

24 Beginning for Parcel 1 at the point formed by the intersection of the north side of
25 Vine Street 43 feet wide, and the east side of Pine Street 50 feet wide, the point of
26 beginning being distant Southerly 139.75 feet, measured along the east side of
27 Pine Street from the south side of West Lexington Street 66 feet wide; thence
28 leaving the east side of Pine Street and binding on the north side of Vine Street
29 Easterly 441.93 feet to intersect the west side of North Arch Street 24 feet wide;

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

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1 thence binding on the west side of North Arch Street Southerly 43 feet to intersect
2 the south side of Vine Street; thence binding on the south side of Vine Street
3 Westerly 441.93 feet to intersect the east side of Pine Street and thence binding on
4 the east side of Pine Street Northerly 43 feet to the place of beginning.

5 Containing 18,955 square feet or 0.4351 acre, more or less.

6 Beginning for Parcel 2 at the point formed by the intersection of the south side of
7 Vine Street 43 feet wide, so projected easterly and the east side of North Arch
8 Street 24 feet wide, the point of beginning being distant Northerly 149.9 feet,
9 more or less, measured along the easternmost outline of the property known as
10 number 630 West Fayette Street from the north side of West Fayette Street 66 feet
11 wide; thence leaving the easternmost outline of the property and binding along the
12 south side of Vine Street, so projected easterly, Westerly 24 feet to the west side
13 of North Arch Street; thence binding on the west side of the North Arch Street ,
14 Northerly 183 feet to intersect the south side of West Lexington Street 66 feet
15 wide; thence binding on the south side of West Lexington Street Easterly 24 feet
16 to the east side of North Arch Street and thence binding on the east side of North
17 Arch Street Southerly 183 feet to the place of beginning.

18 Containing 4,386 square feet or 0.1007 acre, more or less.

19 Beginning for Parcel 3 at the point formed by the intersection of the north side of
20 Rieman Court 16 feet wide, and the west side of North Pearl Street 60 feet wide,
21 the point of beginning being distant Southerly 55 feet measured along the west
22 side of North Pearl Street from the south side of West Lexington Street 66 feet
23 wide; thence binding along the west side of North Pearl Street Southerly 16 feet to
24 the south side of Rieman Court; thence binding on the south side of Rieman Court
25 Westerly 138.81 feet more or less, to intersect the east side of North Arch Street
26 24 feet wide; thence binding on the east side of North Arch Street Northerly 16
27 feet to the north side of Rieman Court and thence binding on the north side of
28 Rieman Court Easterly 138.85 feet more or less, to the place of the beginning.

29 Containing 2,224 square feet or 0.0510 acre, more or less.

30 As delineated on Plat 345-A-19A, prepared by the Survey Section and filed on May 12, 2017,
31 in the Office of the Department of Transportation.

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

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

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1 application for this permission, must agree to pay all costs and expenses, of every kind, arising
2 out of the removal, alteration, or interference.

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

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

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

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