

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

ANDRE M. DAVIS, CITY SOLICITOR
100 N. Holliday Street
Suite 101, City Hall
Baltimore, Maryland 21202

November 22, 2017

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 17-0138 – City Streets – Closing – A 10-Foot Alley
Extending from the North Side of Esther Place

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0138 for form and legal sufficiency. The bill would allow the City to condemn and close a north side of Esther Place 170 feet, more or less, to the south side of East Fayette Street, as shown on Plat 276-A-25A in the Office of the Department of Transportation. The bill also provides for a special effective date.

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
Jennifer Landis, Assistant Solicitor
Hilary Ruley, Chief Solicitor
Victor Tervalva, Chief Solicitor