

**Introduced by:** The Council President

**At the request of:** The Administration (Department of Transportation)

**Prepared by:** Department of Legislative Reference

**Date:** April 19, 2017

**Referred to:** TAXATION, FINANCE & ECONOMIC DEVELOPMENT Committee

Also referred for recommendation and report to municipal agencies listed on reverse.

CITY COUNCIL 17-0053

A BILL ENTITLED

AN ORDINANCE concerning

**Sale of Property – Former Beds of East Fairmount Avenue and  
a Portion of Aisquith Street**

FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street, and no longer needed for public use; and providing for a special effective date.

BY authority of

Article V - Comptroller  
Section 5(b)  
Baltimore City Charter  
(1996 Edition)

**\*\*The introduction of an Ordinance or Resolution by Councilmembers at the request of any person, firm or organization is a courtesy extended by the Councilmembers and not an indication of their position.**


**Agencies**

- |   |  |
|---|--|
| <input type="checkbox"/> Department of Public Works               | <input checked="" type="checkbox"/> Baltimore City Public School System  |
| <input checked="" type="checkbox"/> Department of Real Estate     | <input type="checkbox"/> Baltimore Development Corporation               |
| <input type="checkbox"/> Department of Recreation and Parks       | <input checked="" type="checkbox"/> City Solicitor                       |
| <input checked="" type="checkbox"/> Department of Transportation  | <input type="checkbox"/> Comptroller's Office                            |
| <input type="checkbox"/> Fire Department                          | <input type="checkbox"/> Department of Audits                            |
| <input type="checkbox"/> Health Department                        | <input checked="" type="checkbox"/> Department of Finance                |
| <input type="checkbox"/> Mayor's Office of Employment Development | <input type="checkbox"/> Department of General Services                  |
| <input type="checkbox"/> Mayor's Office of Human Services         | <input type="checkbox"/> Department of Housing and Community Development |
| <input type="checkbox"/> Mayor's Office of Information Technology | <input type="checkbox"/> Department of Human Resources                   |
| <input type="checkbox"/> Office of the Mayor                      | <input checked="" type="checkbox"/> Department of Planning               |
| <input type="checkbox"/> Police Department                        | <input type="checkbox"/> Other: _____                                    |
| <input type="checkbox"/> Other: _____                             | <input type="checkbox"/> Other: _____                                    |
| <input type="checkbox"/> Other: _____                             | <input type="checkbox"/> Other: _____                                    |

**Boards and Commissions**

- |   |  |
|---|--|
| <input type="checkbox"/> Environmental Control Board                | <input checked="" type="checkbox"/> Board of Estimates                       |
| <input type="checkbox"/> Fire & Police Employees' Retirement System | <input type="checkbox"/> Board of Ethics                                     |
| <input type="checkbox"/> Labor Commissioner                         | <input type="checkbox"/> Board of Municipal and Zoning Appeals               |
| <input type="checkbox"/> Parking Authority Board                    | <input type="checkbox"/> Comm. for Historical and Architectural Preservation |
| <input type="checkbox"/> Planning Commission                        | <input type="checkbox"/> Commission on Sustainability                        |
| <input type="checkbox"/> Wage Commission                            | <input type="checkbox"/> Employees' Retirement System                        |
| <input type="checkbox"/> Other: _____                               | <input type="checkbox"/> Other: _____  |
| <input type="checkbox"/> Other: _____                               | <input type="checkbox"/> Other: _____  |
| <input type="checkbox"/> Other: _____                               | <input type="checkbox"/> Other: _____  |

*Andrew Klein*

<b>FROM</b>	NAME & TITLE	Andrew Kleine, Chief	CITY of <b>BALTIMORE</b> <b>MEMO</b>	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941		
	SUBJECT	City Council Bill #17-0053 – Sale of Property		

DATE:

**TO**

The Honorable President and  
Members of the City Council  
Room 400, City Hall

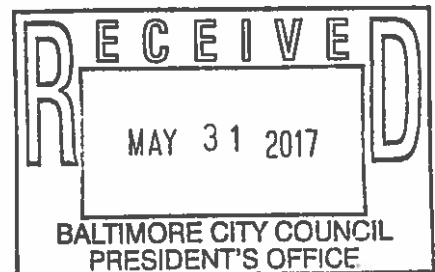
May 25, 2017

City Council Bill #17-0053 was created for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, and no longer needed for public use; and providing for a special effective date.

Parcel 1 is .1904 acres and Parcel 2 is .05 acres. The parcels are bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street.


Since this property is no longer needed for public use, and since there were no objections from various city agencies to declare the property as surplus, and since there is not a significant fiscal impact, the Department of Finance has no objection to the passage of Council Bill 17-0053.

cc: Henry Raymond  
Kyrn Banks



*No obj*



<b>FROM</b>	NAME & TITLE	THOMAS J. STOSUR, DIRECTOR	CITY of BALTIMORE <b>MEMO</b>	
	AGENCY NAME & ADDRESS	DEPARTMENT OF PLANNING 8 <sup>TH</sup> FLOOR, 417 EAST FAYETTE STREET		
	SUBJECT	CITY COUNCIL BILL #17-0053 / SALE OF PROPERTY - FORMER BEDS - EAST FAIRMOUNT AVENUE AND PORTION OF AISQUITH STREET		

**TO**

The Honorable President and  
Members of the City Council  
City Hall, Room 400  
100 North Holliday Street

DATE:

May 9, 2017

The Department of Planning has been asked to review City Council Bill #17-0053, the purpose the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street, and no longer needed for public use; and providing for a special effective date.

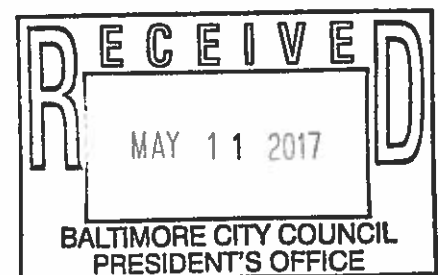
This proposed sale is part of the site assembly for a large development project that is bounded by Fayette Street, Aisquith Street, Baltimore Street and East Street. On August 29, 2013, the Planning Commission voted to approve that this portion of Fairmount Avenue was no longer needed for public purpose. In addition, via Ordinance #14-257 dated June 18, 2014 the proposed portion of Aisquith Street was added as a disposition lot. The Department of Planning has no objection to this and recommends approval of City Council Bill #17-0053.

If you have any questions, please contact Mr. Wolde Ararsa, Division Chief, Land Use and Urban Design Division at 410-396-4488.

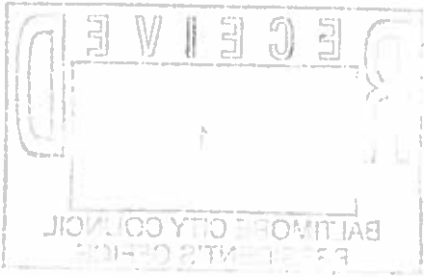
TJS/WA


Attachment

cc: Mr. Pete Hammen, Chief Operating Officer  
Mr. Jim Smith, Chief of Strategic Alliances  
Ms. Karen Stokes, Mayor's Office  
Mr. Kyron Banks, Mayor's Office  
Mr. Colin Tarbert, Mayor's Office  
The Honorable Edward Reisinger, Council Rep. to Planning Commission  
Mr. David Tanner, BMZA  
Mr. Geoffrey Veale, Zoning Administration  
Ms. Sharon Daboin, DHCD  
Mr. Patrick Fleming, DOT  
Ms. Elena DiPietro, Law Department  
Ms. Natawna Austin, Council Services  
Mr. Francis Burnszynski, PABC  
Ms. Catherine Zoppo, Real Estate



*No obj*



FROM	NAME & TITLE	Frank J. Murphy, Acting Director	CITY of BALTIMORE	
	AGENCY NAME & ADDRESS	Department of Transportation (DOT) 417 East Fayette Street, Room 527		
	SUBJECT	City Council Bill 17-0053	MEMO	

TO The Honorable President and  
Members of the City Council  
c/o Natawna Austin  
Room 400 City Hall

May 2, 2017

I am herein reporting on City Council Bill 17-0053 for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street, and no longer needed for public use; and providing for a special effective date.

E. Fairmount Avenue and Aisquith Street both lie within the Jonestown Historic District and are a part of the proposed Hendler Redevelopment Project. This project includes the rehabilitation of the historic Hendler Creamery Building and new construction on the remaining lot.

The Department of Transportation supports this bill.

Thank you for this opportunity to comment.

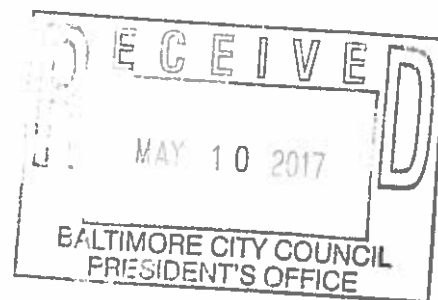
Respectfully,

*Lindsay Wines for*

Frank J. Murphy  
Acting Director

FJM/PAF

Cc: Karen Stokes, Mayor's Office  
Kyron Banks, Mayor's Office



*7*





CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

101 City Hall  
Baltimore, Maryland 21202

May 9, 2017

The Honorable President and Members  
of the Baltimore City Council  
Attn: Executive Secretary  
Room 409, City Hall  
100 N. Holliday Street  
Baltimore, Maryland 21202

Re: City Council Bill 17-0053 – Sale of Property – East Fairmount Avenue and  
a Portion of Aisquith Street

Dear President and City Council Members:

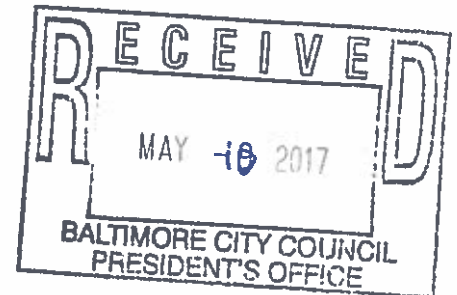
The Law Department has reviewed City Council Bill 17-0053 for form and legal sufficiency. The bill would allow the City to sell its interest in property known as East Fairmount Avenue and a portion of Aisquith Street, declaring it no longer needed for public use.

Section 5(b) of Article V of the City Charter grants the Department of Real Estate in the Comptroller's Office the power to sell property that the Mayor and City Council deems by ordinance no longer needed for public use, if that sale is approved by the Board of Estimates. Therefore, the Law Department approves the bill for form and legal sufficiency.

Very truly yours,

Hilary Ruley  
Chief Solicitor

cc: David E. Ralph, Acting City Solicitor  
Karen Stokes, Director, Mayor's Office of Government Relations  
Kyron Banks, Mayor's Legislative Liaison  
Elena DiPietro, Chief Solicitor, General Counsel Division  
Victor Tervalá, Chief Solicitor  
Jennifer Landis, Assistant Solicitor





**CITY OF BALTIMORE  
COUNCIL BILL 17-0053  
(First Reader)**

---

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

Introduced and read first time: April 24, 2017

Assigned to: Taxation, Finance and Economic Development Committee

---

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Transportation, Department of Real Estate, Department of Finance, Board of Estimates

---

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Sale of Property – Former Beds of East Fairmount Avenue and**  
3 **a Portion of Aisquith Street**

4 FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public  
5 or private sale, all its interest in certain parcels of land known as the former beds of East  
6 Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith  
7 Street, East Baltimore Street, and East Street, and no longer needed for public use; and  
8 providing for a special effective date.

9 BY authority of  
10 Article V - Comptroller  
11 Section 5(b)  
12 Baltimore City Charter  
13 (1996 Edition)

14 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That, in  
15 accordance with Article V, § 5(b) of the City Charter, the City Comptroller may sell, at either  
16 public or private sale, all the interest of the Mayor and City Council of Baltimore in certain  
17 parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith  
18 Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street,  
19 and more particularly described as follows:

20 **Beginning for Parcel 1 at a point formed by the intersection of the south side of**  
21 **East Fairmount Avenue 30 feet wide, and the east side of East Street 20 feet wide,**  
22 **the point of beginning being distant Northwesterly 171.6 feet, more or less,**  
23 **measured along the east side of East Street from the north side of East Baltimore**  
24 **Street 66 feet wide; thence binding on the east side of East Street Northwesterly**  
25 **30 feet to intersect the north side of East Fairmount Avenue, thence binding on**  
26 **the north side of East Fairmount Avenue Northeasterly 280 feet, more or less, to**  
27 **intersect the west side of Aisquith Street varying in width; thence binding on the**  
28 **west side of Aisquith Street Southeasterly 30.7 feet, more or less, to intersect the**  
29 **south side of East Fairmount Avenue and thence binding on the south side of East**

EXPLANATION: CAPITALS indicate matter added to existing law.  
{Brackets} indicate matter deleted from existing law.

**Council Bill 17-0053**

1 Fairmount Avenue Southwesterly 273.3 feet, more or less, to the place of  
2 beginning.

3 Containing 8,298 square feet or 0.1904 acres, more or less.

4 Beginning for Parcel 2 at a point formed by the intersection of the west side of  
5 Aisquith Street varying in width and the north side of East Baltimore Street 66  
6 feet wide, the point of beginning being distant Northeasterly 265 feet, more or  
7 less, measured along the north side of East Baltimore Street from the east side of  
8 East Street 20 feet wide; thence binding on the west side of Aisquith Street  
9 Northwesterly 120 feet, to a point on the easternmost outline of the property  
10 known as numbers 1100 through 1112 Aisquith Street; thence binding on the  
11 easternmost outline of property Northwesterly 52.8 feet, more or less, to a point  
12 formed by the intersection of the south side of East Fairmount Avenue 30 feet  
13 wide, and the east side of Aisquith Street; thence binding on the east side of  
14 Aisquith Street Northwesterly 30.7 feet, more or less, to intersect the north side of  
15 East Fairmount Avenue and the west side of Aisquith Street; thence for a new line  
16 of division on the west side of Aisquith Street Southeasterly 201.6 feet, more or  
17 less, to a point formed by the intersection of the north side of East Baltimore  
18 Street, so projected, and the west side of Aisquith Street and thence binding on the  
19 north side of the East Baltimore Street, so projected, 13.6 feet, more or less, to the  
20 point of beginning.

21 Containing 2,180 square feet or 0.0500 acres of land, more or less.


22 Subject to a full width Perpetual Easement for all Municipal Utilities and Services, not to be  
23 abandoned, over the entire hereinabove described parcels of land.

24 These parcels of land being no longer needed for public use.

25 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no deed may pass under this Ordinance  
26 unless the deed has been approved by the City Solicitor.

27 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is  
28 enacted.

Avery

<b>FROM</b>	NAME & TITLE	Kyron Banks, Legislative Liaison <i>KB (D)</i>	CITY of BALTIMORE <b>MEMO</b>	
	AGENCY NAME & ADDRESS	Mayor's Office of Government Relations City Hall, Room 228		
	SUBJECT	<b>Bill Introduction for the Administration</b>		

**TO** Avery Aisenstark, Director, Department of Legislative Reference

DATE: April 17, 2017

An Ordinance Concerning:

**Sale of City Property – The Bed of E. Fairmount Avenue and a Portion of Aisquith Street**

Please prepare the attached for introduction at the City Council meeting scheduled for Monday, April 24, 2017. This bill is introduced at the request of the Administration (Department of Transportation). Please return legislation to this office when completed.

If you have any questions regarding this legislation, please contact Patrick Fleming at 443.984.3696.

Thank you.

KB/sw

Attachment

cc: Karen Stokes, Director, Mayor's Office of Government Relations



INTRODUCTORY\*

CITY OF BALTIMORE  
COUNCIL BILL \_\_\_\_\_

APPROVED FOR FORM  
STYLE, AND TEXTUAL SUFFICIENCY

4-19-17

DEPT LEGISLATIVE REFERENCE

Introduced by: The Council President  
At the request of: The Administration (Department of Transportation)

A BILL ENTITLED

AN ORDINANCE concerning

**Sale of Property – Former Beds of East Fairmount Avenue and  
a Portion of Aisquith Street**

FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street, and no longer needed for public use; and providing for a special effective date.

BY authority of

Article V - Comptroller  
Section 5(b)  
Baltimore City Charter  
(1996 Edition)

**SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That, in accordance with Article V, § 5(b) of the City Charter, the City Comptroller may sell, at either public or private sale, all the interest of the Mayor and City Council of Baltimore in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street, and more particularly described as follows:

Beginning for Parcel 1 at a point formed by the intersection of the south side of East Fairmount Avenue 30 feet wide, and the east side of East Street 20 feet wide, the point of beginning being distant Northwesterly 171.6 feet, more or less, measured along the east side of East Street from the north side of East Baltimore Street 66 feet wide; thence binding on the east side of East Street Northwesterly 30 feet to intersect the north side of East Fairmount Avenue, thence binding on the north side of East Fairmount Avenue Northeasterly 280 feet, more or less, to intersect the west side of Aisquith Street varying in width; thence binding on the west side of Aisquith Street Southeasterly 30.7 feet, more or less, to intersect the south side of East Fairmount Avenue and thence binding on the south side of East Fairmount Avenue Southwesterly 273.3 feet, more or less, to the place of beginning.

Containing 8,298 square feet or 0.1904 acres, more or less.

\* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.  
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

Beginning for Parcel 2 at a point formed by the intersection of the west side of Aisquith Street varying in width and the north side of East Baltimore Street 66 feet wide, the point of beginning being distant Northeasterly 265 feet, more or less, measured along the north side of East Baltimore Street from the east side of East Street 20 feet wide; thence binding on the west side of Aisquith Street Northwesterly 120 feet, to a point on the easternmost outline of the property known as numbers 1100 through 1112 Aisquith Street; thence binding on the easternmost outline of property Northwesterly 52.8 feet, more or less, to a point formed by the intersection of the south side of East Fairmount Avenue 30 feet wide, and the east side of Aisquith Street; thence binding on the east side of Aisquith Street Northwesterly 30.7 feet, more or less, to intersect the north side of East Fairmount Avenue and the west side of Aisquith Street; thence for a new line of division on the west side of Aisquith Street Southeasterly 201.6 feet, more or less, to a point formed by the intersection of the north side of East Baltimore Street, so projected, and the west side of Aisquith Street and thence binding on the north side of the East Baltimore Street, so projected, 13.6 feet, more or less, to the point of beginning.

Containing 2,180 square feet or 0.0500 acres of land, more or less.

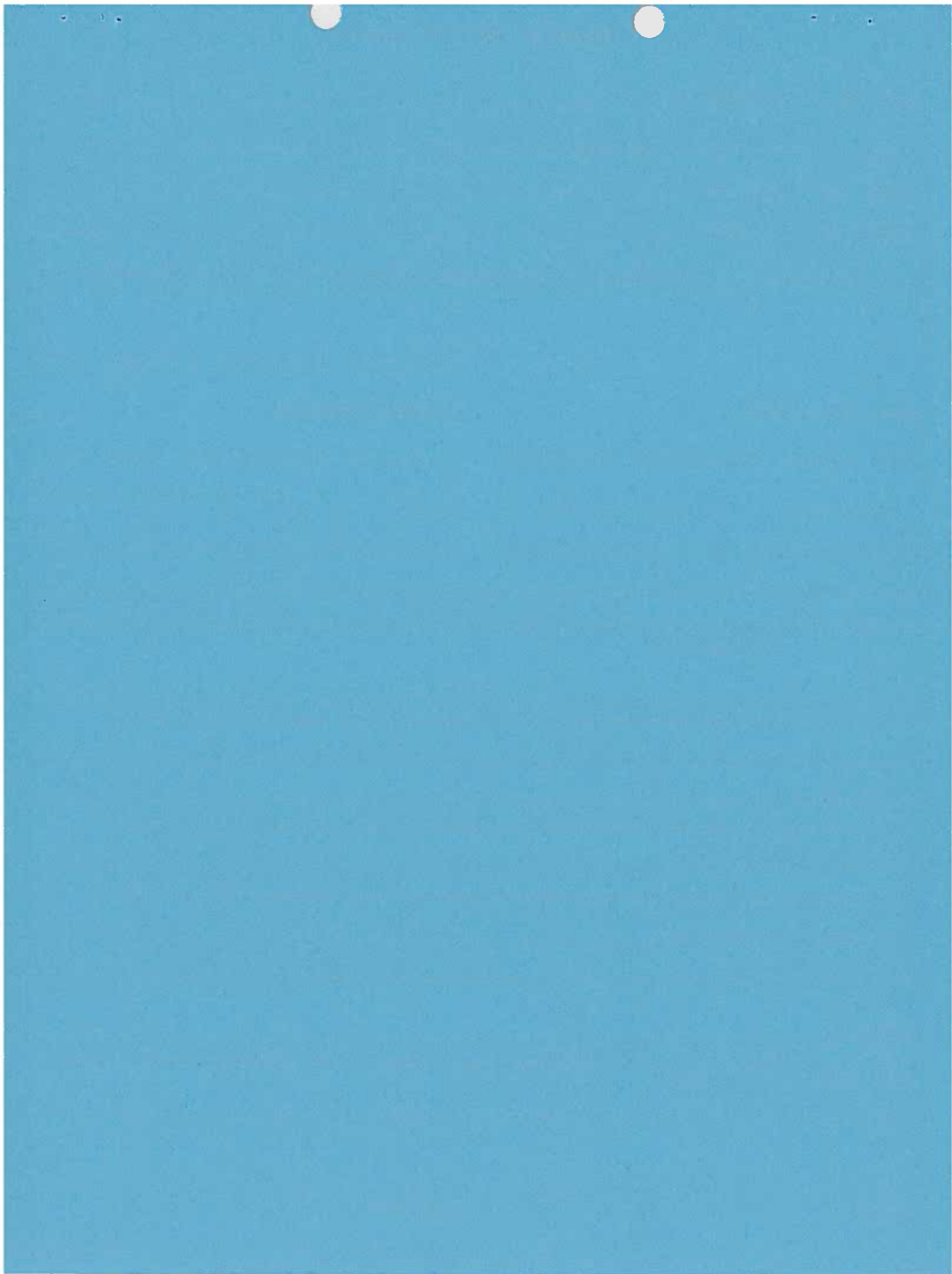
Subject to a full width Perpetual Easement for all Municipal Utilities and Services, not to be abandoned, over the entire hereinabove described parcels of land.

These parcels of land being no longer needed for public use.

**SECTION 2. AND BE IT FURTHER ORDAINED,** That no deed may pass under this Ordinance unless the deed has been approved by the City Solicitor.

**SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is enacted.





**ACTION BY THE CITY COUNCIL**

APR 24 2017

FIRST READING (INTRODUCTION) \_\_\_\_\_ 20 \_\_\_\_\_

PUBLIC HEARING HELD ON \_\_\_\_\_ 20 \_\_\_\_\_

COMMITTEE REPORT AS OF \_\_\_\_\_ 20 \_\_\_\_\_

\_\_\_\_\_ FAVORABLE \_\_\_\_\_ UNFAVORABLE \_\_\_\_\_ FAVORABLE AS AMENDED \_\_\_\_\_ WITHOUT RECOMMENDATION

\_\_\_\_\_  
Chair

COMMITTEE MEMBERS:

COMMITTEE MEMBERS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SECOND READING: The Council's action being favorable (unfavorable), this City Council bill was (was not) ordered printed for Third Reading on:

\_\_\_\_\_ 20 \_\_\_\_\_

\_\_\_\_\_ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING \_\_\_\_\_ 20 \_\_\_\_\_

\_\_\_\_\_ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (ENROLLED) \_\_\_\_\_ 20 \_\_\_\_\_

\_\_\_\_\_ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (RE-ENROLLED) \_\_\_\_\_ 20 \_\_\_\_\_


WITHDRAWAL \_\_\_\_\_ 20 \_\_\_\_\_

There being no objections to the request for withdrawal, it was so ordered that this City Council Ordinance be withdrawn from the files of the City Council.

\_\_\_\_\_  
President

\_\_\_\_\_  
Chief Clerk

*Andrew Klein*

<b>FROM</b>	NAME & TITLE	Andrew Kleine, Chief	CITY of BALTIMORE <b>MEMO</b>	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432. City Hall (410) 396-4941		
	SUBJECT	City Council Bill #17-0053 – Sale of Property		

DATE:

TO

The Honorable President and  
Members of the City Council  
Room 400, City Hall

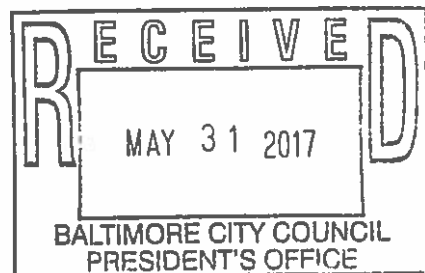
May 25, 2017

City Council Bill #17-0053 was created for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, and no longer needed for public use; and providing for a special effective date.

Parcel 1 is .1904 acres and Parcel 2 is .05 acres. The parcels are bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street.


Since this property is no longer needed for public use, and since there were no objections from various city agencies to declare the property as surplus, and since there is not a significant fiscal impact, the Department of Finance has no objection to the passage of Council Bill 17-0053.

cc: Henry Raymond  
Kyrion Banks



*No obj*



<b>FROM</b>	NAME & TITLE	THOMAS J. STOSUR, DIRECTOR	CITY of BALTIMORE <b>MEMO</b>	
	AGENCY NAME & ADDRESS	DEPARTMENT OF PLANNING 8 <sup>TH</sup> FLOOR, 417 EAST FAYETTE STREET		
	SUBJECT	CITY COUNCIL BILL #17-0053 / SALE OF PROPERTY- FORMER BEDS- EAST FAIRMOUNT AVENUE AND PORTION OF AISQUITH STREET		

**TO** The Honorable President and  
Members of the City Council  
City Hall, Room 400  
100 North Holliday Street

DATE: May 9, 2017

The Department of Planning has been asked to review City Council Bill #17-0053, the purpose the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street, and no longer needed for public use; and providing for a special effective date.

This proposed sale is part of the site assembly for a large development project that is bounded by Fayette Street, Aisquith Street, Baltimore Street and East Street. On August 29, 2013, the Planning Commission voted to approve that this portion of Fairmount Avenue was no longer needed for public purpose. In addition, via Ordinance #14-257 dated June 18, 2014 the proposed portion of Aisquith Street was added as a disposition lot. The Department of Planning has no objection to this and recommends approval of City Council Bill #17-0053.

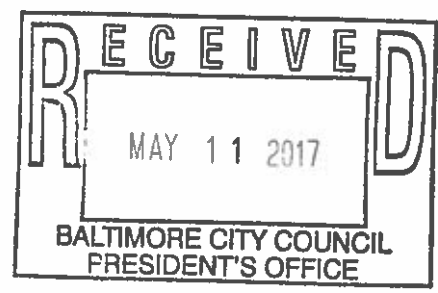
If you have any questions, please contact Mr. Wolde Ararsa, Division Chief, Land Use and Urban Design Division at 410-396-4488.

TJS/WA


Attachment

- cc: Mr. Pete Hammen, Chief Operating Officer
- Mr. Jim Smith, Chief of Strategic Alliances
- Ms. Karen Stokes, Mayor's Office
- Mr. Kyron Banks, Mayor's Office
- Mr. Colin Tarbert, Mayor's Office
- The Honorable Edward Reisinger, Council Rep. to Planning Commission
- Mr. David Tanner, BMZA
- Mr. Geoffrey Veale, Zoning Administration
- Ms. Sharon Daboin, DHCD
- Mr. Patrick Fleming, DOT
- Ms. Elena DiPietro, Law Department
- Ms. Natawna Austin, Council Services
- Mr. Francis Burnszynski, PABC
- Ms. Catherine Zoppo, Real Estate

*No obj*





FROM	NAME & TITLE	Frank J. Murphy, Acting Director	CITY of BALTIMORE	
	AGENCY NAME & ADDRESS	Department of Transportation (DOT) 417 East Fayette Street, Room 527		
	SUBJECT	City Council Bill 17-0053	MEMO	

TO The Honorable President and  
Members of the City Council  
c/o Natawna Austin  
Room 400 City Hall

May 2, 2017


I am herein reporting on City Council Bill 17-0053 for the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street, and no longer needed for public use; and providing for a special effective date.

E. Fairmount Avenue and Aisquith Street both lie within the Jonestown Historic District and are a part of the proposed Hendler Redevelopment Project. This project includes the rehabilitation of the historic Hendler Creamery Building and new construction on the remaining lot.

The Department of Transportation supports this bill.

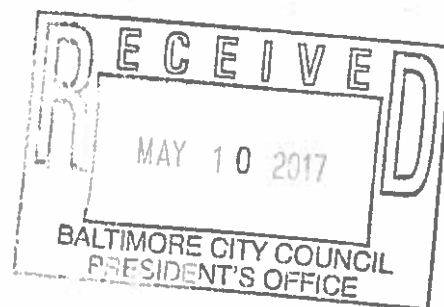
Thank you for this opportunity to comment.

Respectfully,

  
Frank J. Murphy  
Acting Director

FJM/PAF

Cc: Karen Stokes, Mayor's Office  
Kyron Banks, Mayor's Office



*F*





CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

101 City Hall  
Baltimore, Maryland 21202

May 9, 2017

The Honorable President and Members  
of the Baltimore City Council  
Attn: Executive Secretary  
Room 409, City Hall  
100 N. Holliday Street  
Baltimore, Maryland 21202

Re: City Council Bill 17-0053 – Sale of Property – East Fairmount Avenue and  
a Portion of Aisquith Street

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0053 for form and legal sufficiency. The bill would allow the City to sell its interest in property known as East Fairmount Avenue and a portion of Aisquith Street, declaring it no longer needed for public use.

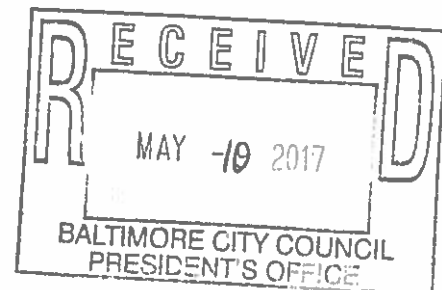
Section 5(b) of Article V of the City Charter grants the Department of Real Estate in the Comptroller's Office the power to sell property that the Mayor and City Council deems by ordinance no longer needed for public use, if that sale is approved by the Board of Estimates. Therefore, the Law Department approves the bill for form and legal sufficiency.

Very truly yours,

A handwritten signature in black ink, appearing to read "Hilary B. Ruley".

Hilary Ruley  
Chief Solicitor

cc: David E. Ralph, Acting City Solicitor  
Karen Stokes, Director, Mayor's Office of Government Relations  
Kyron Banks, Mayor's Legislative Liaison  
Elena DiPietro, Chief Solicitor, General Counsel Division  
Victor Tervalá, Chief Solicitor  
Jennifer Landis, Assistant Solicitor



*F*



**CITY OF BALTIMORE  
COUNCIL BILL 17-0053  
(First Reader)**

---

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

Introduced and read first time: April 24, 2017

Assigned to: Taxation, Finance and Economic Development Committee

---

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Transportation, Department of Real Estate, Department of Finance, Board of Estimates

---

A BILL ENTITLED

1 AN ORDINANCE concerning

2                   **Sale of Property – Former Beds of East Fairmount Avenue and**  
3                   **a Portion of Aisquith Street**

4 FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public  
5 or private sale, all its interest in certain parcels of land known as the former beds of East  
6 Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith  
7 Street, East Baltimore Street, and East Street, and no longer needed for public use; and  
8 providing for a special effective date.

9 BY authority of

10       Article V - Comptroller  
11       Section 5(b)  
12       Baltimore City Charter  
13       (1996 Edition)

14       **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That, in**  
15 **accordance with Article V, § 5(b) of the City Charter, the City Comptroller may sell, at either**  
16 **public or private sale, all the interest of the Mayor and City Council of Baltimore in certain**  
17 **parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith**  
18 **Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street,**  
19 **and more particularly described as follows:**

20               Beginning for Parcel 1 at a point formed by the intersection of the south side of  
21 East Fairmount Avenue 30 feet wide, and the east side of East Street 20 feet wide,  
22 the point of beginning being distant Northwesterly 171.6 feet, more or less,  
23 measured along the east side of East Street from the north side of East Baltimore  
24 Street 66 feet wide; thence binding on the east side of East Street Northwesterly  
25 30 feet to intersect the north side of East Fairmount Avenue, thence binding on  
26 the north side of East Fairmount Avenue Northeasterly 280 feet, more or less, to  
27 intersect the west side of Aisquith Street varying in width; thence binding on the  
28 west side of Aisquith Street Southeasterly 30.7 feet, more or less, to intersect the  
29 south side of East Fairmount Avenue and thence binding on the south side of East

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

**Council Bill 17-0053**

1 Fairmount Avenue Southwesterly 273.3 feet, more or less, to the place of  
2 beginning.

3 Containing 8,298 square feet or 0.1904 acres, more or less.

4 Beginning for Parcel 2 at a point formed by the intersection of the west side of  
5 Aisquith Street varying in width and the north side of East Baltimore Street 66  
6 feet wide, the point of beginning being distant Northeasterly 265 feet, more or  
7 less, measured along the north side of East Baltimore Street from the east side of  
8 East Street 20 feet wide; thence binding on the west side of Aisquith Street  
9 Northwesterly 120 feet, to a point on the easternmost outline of the property  
10 known as numbers 1100 through 1112 Aisquith Street; thence binding on the  
11 easternmost outline of property Northwesterly 52.8 feet, more or less, to a point  
12 formed by the intersection of the south side of East Fairmount Avenue 30 feet  
13 wide, and the east side of Aisquith Street; thence binding on the east side of  
14 Aisquith Street Northwesterly 30.7 feet, more or less, to intersect the north side of  
15 East Fairmount Avenue and the west side of Aisquith Street; thence for a new line  
16 of division on the west side of Aisquith Street Southeasterly 201.6 feet, more or  
17 less, to a point formed by the intersection of the north side of East Baltimore  
18 Street, so projected, and the west side of Aisquith Street and thence binding on the  
19 north side of the East Baltimore Street, so projected, 13.6 feet, more or less, to the  
20 point of beginning.

21 Containing 2,180 square feet or 0.0500 acres of land, more or less.

22 Subject to a full width Perpetual Easement for all Municipal Utilities and Services, not to be  
23 abandoned, over the entire hereinabove described parcels of land.

24 These parcels of land being no longer needed for public use.

25 **SECTION 2. AND BE IT FURTHER ORDAINED,** That no deed may pass under this Ordinance  
26 unless the deed has been approved by the City Solicitor.

27 **SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is  
28 enacted.

INTRODUCTORY\*

CITY OF BALTIMORE  
COUNCIL BILL 17-0053

APPROVED FOR FORM STYLE, AND TEXTUAL SUFFICIENCY
4-19-17
DEPT LEGISLATIVE REFERENCE

Introduced by: The Council President  
At the request of: The Administration (Department of Transportation)

A BILL ENTITLED

AN ORDINANCE concerning

**Sale of Property – Former Beds of East Fairmount Avenue and  
a Portion of Aisquith Street**

FOR the purpose of authorizing the Mayor and City Council of Baltimore to sell, at either public or private sale, all its interest in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street, and no longer needed for public use; and providing for a special effective date.

TFED  
Law  
Planning Dep.  
DOT, Real,  
Finan  
BOE

BY authority of  
Article V - Comptroller  
Section 5(b)  
Baltimore City Charter  
(1996 Edition)

**SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That, in accordance with Article V, § 5(b) of the City Charter, the City Comptroller may sell, at either public or private sale, all the interest of the Mayor and City Council of Baltimore in certain parcels of land known as the former beds of East Fairmount Avenue and a portion of Aisquith Street, bounded by East Fayette Street, Aisquith Street, East Baltimore Street, and East Street, and more particularly described as follows:

Beginning for Parcel 1 at a point formed by the intersection of the south side of East Fairmount Avenue 30 feet wide, and the east side of East Street 20 feet wide, the point of beginning being distant Northwesterly 171.6 feet, more or less, measured along the east side of East Street from the north side of East Baltimore Street 66 feet wide; thence binding on the east side of East Street Northwesterly 30 feet to intersect the north side of East Fairmount Avenue, thence binding on the north side of East Fairmount Avenue Northeasterly 280 feet, more or less, to intersect the west side of Aisquith Street varying in width; thence binding on the west side of Aisquith Street Southeasterly 30.7 feet, more or less, to intersect the south side of East Fairmount Avenue and thence binding on the south side of East Fairmount Avenue Southwesterly 273.3 feet, more or less, to the place of beginning.

Containing 8,298 square feet or 0.1904 acres, more or less.

\* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.  
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

Beginning for Parcel 2 at a point formed by the intersection of the west side of Aisquith Street varying in width and the north side of East Baltimore Street 66 feet wide, the point of beginning being distant Northeasterly 265 feet, more or less, measured along the north side of East Baltimore Street from the east side of East Street 20 feet wide; thence binding on the west side of Aisquith Street Northwesterly 120 feet, to a point on the easternmost outline of the property known as numbers 1100 through 1112 Aisquith Street; thence binding on the easternmost outline of property Northwesterly 52.8 feet, more or less, to a point formed by the intersection of the south side of East Fairmount Avenue 30 feet wide, and the east side of Aisquith Street; thence binding on the east side of Aisquith Street Northwesterly 30.7 feet, more or less, to intersect the north side of East Fairmount Avenue and the west side of Aisquith Street; thence for a new line of division on the west side of Aisquith Street Southeasterly 201.6 feet, more or less, to a point formed by the intersection of the north side of East Baltimore Street, so projected, and the west side of Aisquith Street and thence binding on the north side of the East Baltimore Street, so projected, 13.6 feet, more or less, to the point of beginning.

Containing 2,180 square feet or 0.0500 acres of land, more or less.

Subject to a full width Perpetual Easement for all Municipal Utilities and Services, not to be abandoned, over the entire hereinabove described parcels of land.

These parcels of land being no longer needed for public use.

**SECTION 2. AND BE IT FURTHER ORDAINED,** That no deed may pass under this Ordinance unless the deed has been approved by the City Solicitor.

**SECTION 3. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is enacted.