

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

April 17, 2018

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 18-0207 – City Streets – Closing – Eastbourne Avenue
and a 10-Foot Alley

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 18-0207 for form and legal sufficiency. The bill would allow the City to condemn and close Eastbourne Avenue and a 10-Foot Alley. The bill expressly reserves the rights the Mayor and City Council has in the structures located under the street bed, including access rights.

Section (34) of Article II of the City Charter grants the Mayor and City Council the power to “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.

The Department of Transportation prepared the ordinance but notes that there was a typographical error: “284 feet” should be changed to “184 feet” in every instance. Subject to this amendment, the Law Department approves the bill for form and legal sufficiency.

Very truly yours,


Hilary Ruley
Chief Solicitor

cc: Andre M. Davis, 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 Tervala, Chief Solicitor
Ashlea Brown, Assistant Solicitor
Avery Aisenstark

