

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

**Prepared by:** Department of Legislative Reference **Date:** September 12, 2018

**Referred to:** HOUSING AND URBAN AFFAIRS Committee

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

CITY COUNCIL 18 - 0281

A BILL ENTITLED

AN ORDINANCE concerning

**City Streets – Closing –  
A Portion of South Washington Street**

FOR the purpose of condemning and closing a portion of South Washington Street, extending from Aliceanna Street southerly 90 feet to the southernmost extremity of it, as shown on Plat 344-A-60A in the Office of the Department of Transportation; and providing for a special effective date.

By authority of  
Article I - General Provisions  
Section 4  
and  
Article II - General Powers  
Sections 2, 34, 35  
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

_____	Baltimore City Public School System
_____	Baltimore Development Corporation
_____	City Solicitor
_____	Comptroller's Office
_____	Department of Audits
_____	Department of Finance
_____	Department of General Services
_____	Department of Housing and Community Development
_____	Department of Human Resources
_____	Department of Planning
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Department of Public Works
_____	Department of Real Estate
_____	Department of Recreation and Parks
_____	Department of Transportation
_____	Fire Department
_____	Health Department
_____	Mayor's Office of Employment Development
_____	Mayor's Office of Human Services
_____	Mayor's Office of Information Technology
_____	Office of the Mayor
_____	Police Department
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Environmental Control Board
_____	Fire & Police Employees' Retirement System
_____	Labor Commissioner
_____	Parking Authority Board
_____	Planning Commission
_____	Wage Commission
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Board of Estimates
_____	Board of Ethics
_____	Board of Municipal and Zoning Appeals
_____	Comm. for Historical and Architectural Preservation
_____	Commission on Sustainability
_____	Employees' Retirement System
_____	Other: _____
_____	Other: _____
_____	Other: _____

Boards and Commissions

_____	Board of Ethics
_____	Board of Municipal and Zoning Appeals
_____	Comm. for Historical and Architectural Preservation
_____	Commission on Sustainability
_____	Employees' Retirement System
_____	Other: _____
_____	Other: _____
_____	Other: _____
_____	Environmental Control Board
_____	Fire & Police Employees' Retirement System
_____	Labor Commissioner
_____	Parking Authority Board
_____	Planning Commission
_____	Wage Commission
_____	Other: _____
_____	Other: _____
_____	Other: _____



**Council Bill 18-0281**

1 Washington Street Westerly 70.0 feet to the west side of South Washington  
2 Street; thence binding on the west side of South Washington Street Northerly 90.0  
3 feet, more or less, to the point of beginning.

4 Containing 6,300 square feet or 0.145 acres of land, more or less.

5 As delineated on Plat 344-A-60A, prepared by the Survey Section and filed on April 20, 2018, in  
6 the Office of the Department of Transportation.

7 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and  
8 closing of a portion of Aliceana Street and the rights of all interested parties shall be regulated by  
9 and in accordance with all applicable provisions of state and local law and with all applicable  
10 rules and regulations adopted by the Director of Transportation and filed with the Department of  
11 Legislative Reference.

12 **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
13 subsurface structures and appurtenances now owned by the Mayor and City Council of Baltimore  
14 continue to be the property of the Mayor and City Council, in fee simple, until their use has been  
15 abandoned by the Mayor and City Council. If any person wants to remove, alter, or interfere with  
16 them, that person must first obtain permission from the Mayor and City Council and, in the  
17 application for this permission, must agree to pay all costs and expenses, of every kind, arising  
18 out of the removal, alteration, or interference.

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

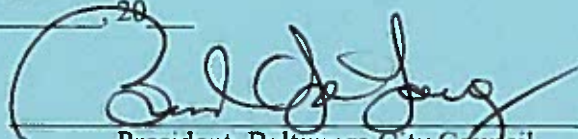
26 **SECTION 5. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
27 subsurface structures and appurtenances owned by any person other than the Mayor and City  
28 Council of Baltimore shall be removed by and at the expense of their owners, promptly upon  
29 notice to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

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

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

Council Bill 18-0281

Certified as duly passed this \_\_\_\_\_ day of JAN 28 2019, 20\_\_\_\_

  
\_\_\_\_\_  
President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,

this \_\_\_\_\_ day of JAN 28 2019, 20\_\_\_\_

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

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Mayor, Baltimore City

Pursuant to City Charter, Article IV, Section 5(C), this bill became law on February 25, 2019, *- NBA* without the Mayor's Signature.



**BALTIMORE CITY COUNCIL**  
**Housing And Urban Affairs Committee**  
**VOTING RECORD**

DATE: 12-11-19

BILL#CC: 18- 0281 BILL TITLE: Ordinance – City Streets – Closing – A  
 Portion of South Washington Street

MOTION BY: Cohen      SECONDED BY: Dorsey

FAVORABLE

FAVORABLE WITH AMENDMENTS

UNFAVORABLE

WITHOUT RECOMMENDATION

NAME	YEAS	NAYS	ABSENT	ABSTAIN
Bullock, J. Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schleifer, I. Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Burnett, K.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry, B.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sneed, S.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Cohen, Z	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dorsey, R.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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<b>TOTALS</b>	<b>7</b>	<b>0</b>		

CHAIRPERSON: [Signature]  
 COMMITTEE STAFF: Richard G. Krummerich, Initials: RL





The Baltimore City Department of  
HOUSING & COMMUNITY  
DEVELOPMENT

MEMORANDUM

To: The Honorable President and Members of the Baltimore City Council  
c/o Natawna Austin, Executive Secretary

From: Michael Braverman, Housing Commissioner *MB*

Date: November 27, 2018

Re: City Council Bill 18-0281, City Streets – Closing – A Portion of South Washington Street

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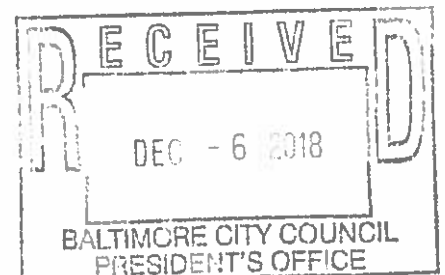
The Department of Housing and Community Development (HCD) has reviewed City Council Bill 18-0281, for the purpose of condemning and closing a portion of South Washington Street, extending from Aliceanna Street southerly 90 feet to the southernmost extremity of it, as shown on Plat 344-A-60A in the Office of the Department of Transportation; and providing for a special effective date.

If enacted, this bill will allow for the development of an adjacent surface parking lot and vacant building by closing a portion of the public right-of-way that is no longer needed for a public purpose.

The Department of Housing and Community Development supports the passage of City Council Bill 18-0281.

MB:td

cc: Mr. Kyron Banks, *Mayor's Office of Government Relations*





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

December 5, 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 18-0281 – City Streets – Closing – A Portion of South  
Washington Street

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 18-0281 for form and legal sufficiency. The bill would allow the City to condemn and close a portion of South Washington Street, extending from Aliceanna Street southerly 90 feet to the southernmost extremity of it, as shown on Plat 344-A-60A in the office of the Department of Transportation. The bill expressly reserves the rights the Mayor and City Council have in the structures located under the street bed, including access rights.

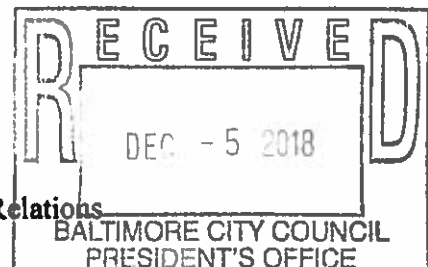
Section (34) of Article II of the City Charter grants the Mayor and City Council the power to “construct, open, extend, widen, straighten or close streets, bridges, tunnels or approaches to them and other public ways of every kind within the bounds of the City.” Section 116(b)(2) of Article VII of the City Charter requires the Department of Transportation to prepare all ordinances for the opening and closing of streets.

As this bill meets with the applicable sections of the Charter, the Law Department approves it for form and legal sufficiency.

Very truly yours,

Ashlea Brown  
Assistant 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  
Hilary Ruley, Chief Solicitor  
Victor Tervalá, Chief Solicitor








## MEMORANDUM

**TO:** Honorable President and Members of the City Council  
Attention: Natawna B. Austin, Executive Secretary

**FROM:** William H. Cole, President and CEO 

**DATE:** October 12, 2018

**SUBJECT:** City Council Bill No. 18-0281  
City Streets – Closing – A Portion of South Washington Street

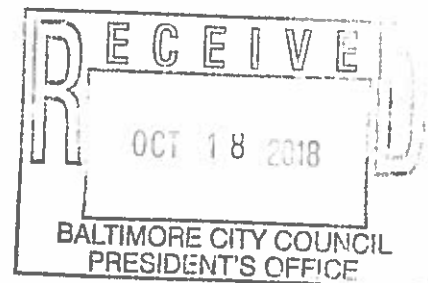
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The Baltimore Development Corporation (BDC) has been asked to comment on City Council Bill No. 18-0281, an ordinance for the purpose of condemning and closing a portion of South Washington Street.


Passage of this Bill will allow the development of an adjacent surface parking lot and vacant building along the waterfront near Aliceanna Street and Washington Street.

BDC supports the proposed ordinance and is respectfully requesting that Bill No. 18-0281 be given favorable consideration by the City Council.

cc: Kyron Banks





FROM	NAME & TITLE	Michelle Pourciau, Director	CITY of BALTIMORE	
	AGENCY NAME & ADDRESS	Department of Transportation (DOT) 417 E Fayette Street, Room 527		
	SUBJECT	City Council Bill 18-0281	MEMO	

TO Mayor Catherine E. Pugh

DATE: 10/2/18

TO: Respective City Council Housing and Urban Affairs Committee  
 FROM: Department of Transportation  
 POSITION: Support  
 RE: Council Bill – 18-0281

**INTRODUCTION** – City Streets – Closing – A Portion of South Washington Street

**PURPOSE/PLANS** – For the purpose of condemning and closing a portion of South Washington Street, extending from Aliceanna Street southerly 90 feet to the southernmost extremity of it, as shown on Plat 344-A-60A in the Office of the Department of Transportation; and providing for a special effective date.

**AGENCY/DEPARTMENT POSITION** –

The Department of Transportation Supports City Council 18-0281.

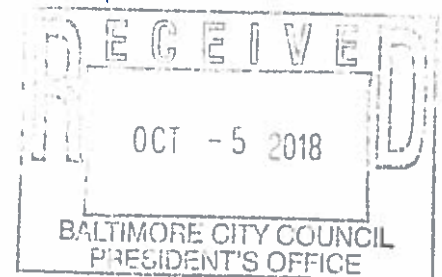
If you have any questions, please do not hesitate to contact Josh Taylor at [josh.taylor@baltimorecity.gov](mailto:josh.taylor@baltimorecity.gov), 443-604-3352.

Sincerely,




Michelle Pourciau  
 Director

*Favorable*







<b>FROM</b>	NAME & TITLE	LAURIE FEINBERG, ACTING 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 #18-0281 / CITY STREETS – CLOSING – A PORTION OF SOUTH WASHINGTON STREET		

**TO**

DATE:

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

October 1, 2018

The Department of Planning is in receipt of City Council Bill #18-0281, which is for the purpose of condemning and closing a portion of South Washington Street, extending from Aliceanna Street southerly 90 feet to the southernmost extremity of it, as shown on Plat 344-A-60A in the Office of the Department of Transportation; and providing for a special effective date.

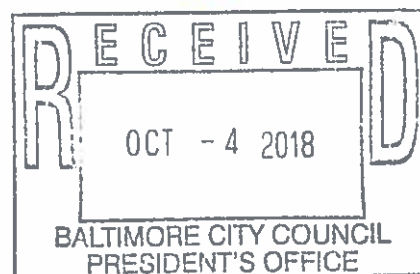
The Department of Planning recommends approval of City Council Bill #18-0281, as the Planning Commission found that this portion of the public right-of-way was not needed for a public purpose and recommended its closure in their public meeting of December 21, 2017.

If you have any questions, please contact Mr. Eric Tiso, Division Chief, Land Use and Urban Design Division at 410-396-8358.

LF/ewt

cc: Mr. Pete Hammen, Chief Operating Officer  
Mr. Jim Smith, Chief of Strategic Alliances  
Ms. Karen Stokes, Mayor's Office  
Mr. Colin Tarbert, Mayor's Office  
Mr. Kyron Banks, Mayor's Office  
The Honorable Edward Reisinger, Council Rep. to Planning Commission  
Mr. William H. Cole IV, BDC  
Mr. Derek Baumgardner, BMZA  
Mr. Geoffrey Veale, Zoning Administration  
Ms. Sharon Daboin, DHCD  
Ms. Elena DiPietro, Law Dept.  
Mr. Francis Burnszynski, PABC  
Mr. Josh Taylor, DOT  
Ms. Natawna Austin, Council Services  
Mr. Ervin Bishop, Council Services

*Favorable*





**CALL TO ORDER**

**INTRODUCTIONS**

**ATTENDANCE**

**Present** 7 - Member John T. Bullock, Member Isaac "Yitzy" Schleifer, Member Kristerfer Burnett, Member Bill Henry, Member Shannon Sneed, Member Zeke Cohen, and Member Ryan Dorsey

**ITEMS SCHEDULED FOR PUBLIC HEARING**

**18-0283**

**City Streets - Closing - A 10-Foot Alley Bounded by North Howard Street, West 24th Street, Mace Street, and West 23rd Street**

For the purpose of condemning and closing a 10-foot alley bounded by North Howard Street, West 24th Street, Mace Street, and West 23rd Street, as shown on Plat 105-B-50A in the Office of the Department of Transportation; and providing for a special effective date.

**Sponsors:** City Council President (Administration)

**A motion was made by Member Cohen, seconded by Member Burnett, that this Ordinance be Recommended Favorably . The motion carried by the following vote:**

**Yes:** 7 - Member Bullock, Member "Yitzy" Schleifer, Member Burnett, Member Henry, Member Sneed, Member Cohen, and Member Dorsey

**ADJOURNMENT**

**THIS MEETING IS OPEN TO THE PUBLIC**



CITY OF BALTIMORE

CATHERINE E. PUGLI, Mayor



OFFICE OF COUNCIL SERVICES

LARRY E. GREENE, Director
415 City Hall, 100 N. Holliday Street
Baltimore, Maryland 21202
410-396-7215 / Fax: 410-545-7596
email: larry.greene@baltimorecity.gov

HEARING NOTES

Bill: CC 18-0281

Ordinance – City Streets – Closing – A Portion of South Washington Street

Committee: Housing and Urban Affairs
Chaired By: Councilmember John Bullock

Hearing Date: December 11, 2018
Time (Beginning): 3:07 PM
Time (Ending): 3:10 PM
Location: Clarence "Du" Burns Chamber
Total Attendance: 93
Committee Members in Attendance:
John Bullock Ryan Dorsey
Isaac "Yitzy" Schleifer Bill Henry
Kristerfer Burnett
Sharon Sneed
Zeke Cohen

Bill Synopsis in the file? [X] yes [ ] no [ ] n/a
Attendance sheet in the file? [X] yes [ ] no [ ] n/a
Agency reports read? [X] yes [ ] no [ ] n/a
Hearing televised or audio-digitally recorded? [ ] yes [ ] no [X] n/a
Certification of advertising/posting notices in the file? [ ] yes [ ] no [X] n/a
Evidence of notification to property owners? [ ] yes [ ] no [X] n/a
Final vote taken at this hearing? [X] yes [ ] no [ ] n/a
Motioned by: Councilmember Cohen
Seconded by: Councilmember Dorsey
Final Vote: Favorable

Major Speakers
(This is not an attendance record.)

- •



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**Major Issues Discussed**

1. The Chair called the Meeting to order and welcomed the assembled guests.
  2. The agency reports were read into the record and no testimony was taken.
  3. The Bill passed on a 7-0 vote.
- 

**Further Study**

Was further study requested?

Yes    No

If yes, describe.

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**Committee Vote:**

J. Bullock:..... Yea  
 I. Schleifer: ..... Yea  
 K. Burnett: ..... Yea  
 S. Sneed: ..... Yea  
 Z. Cohen: ..... Yea  
 R. Dorsey: ..... Yea  
 B. Henry : ..... Yea  
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Richard G. Krummerich, Committee Staff

Date: 12-12-18

cc: Bill File  
 OCS Chrono File



11-11-11

11-11-11

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**CITY OF BALTIMORE  
CITY COUNCIL HEARING ATTENDANCE RECORD**

Committee: \* Housing and Urban Affairs

Chairperson: \* John Bullock

Date: December 11, 2018

Time: 3:00 PM

Place: \* Council Chambers

Subject: \* - Ordinance - City Streets - Closing - A Portion of South Washington Street

CC Bill Number: 18-0281

**PLEASE PRINT**

WHAT IS YOUR POSITION ON THIS BILL?	(*) LOBBYIST: ARE YOU REGISTERED IN THE CITY
FOR	YES
AGAINST	NO

**IF YOU WANT TO TESTIFY PLEASE CHECK HERE**



FIRST NAME	LAST NAME	ST. #	ADDRESS/ORGANIZATION NAME	ZIP	EMAIL ADDRESS	TESTIFY	FOR	AGAINST	YES	NO
John	Doe	100	North Charles Street	21202	Johndeenmore@yahoo.com	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
FRANKLY	FINE	25	S CHARLES ST / RING	21201	spark@sparkymail.com	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim	Mobley		Elm St rest Development, Burkhardt	21201	jmobley@elmstreetdev.com	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mica	Fetz		157C			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Turell	Dixon		HCD			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Orliss	Aiston		HABC			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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(\*) NOTE: IF YOU ARE COMPENSATED OR INCUR EXPENSES IN CONNECTION WITH THIS BILL, YOU MAY BE REQUIRED BY LAW TO REGISTER WITH THE CITY ETHICS BOARD. REGISTRATION IS A SIMPLE PROCESS. FOR INFORMATION AND FORMS, CALL OR WRITE: BALTIMORE CITY BOARD OF ETHICS, C/O DEPARTMENT OF LEGISLATIVE REFERENCE, 626 CITY HALL, BALTIMORE, MD 21202. TEL: 410-396-4730. FAX: 410-396-8483.



# City of Baltimore

City Council  
City Hall, Room 408  
100 North Holliday Street  
Baltimore, Maryland  
21202

## Meeting Agenda - Final

### Housing and Urban Affairs Committee

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Tuesday, December 11, 2018

3:10 PM

Du Burns Council Chamber, 4th floor, City Hall

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18-0283

#### **CALL TO ORDER**

#### **INTRODUCTIONS**

#### **ATTENDANCE**

#### **ITEMS SCHEDULED FOR PUBLIC HEARING**

18-0283

**City Streets - Closing - A 10-Foot Alley Bounded by North Howard Street, West 24th Street, Mace Street, and West 23rd Street**

For the purpose of condemning and closing a 10-foot alley bounded by North Howard Street, West 24th Street, Mace Street, and West 23rd Street, as shown on Plat 105-B-50A in the Office of the Department of Transportation; and providing for a special effective date.

#### **ADJOURNMENT**

**THIS MEETING IS OPEN TO THE PUBLIC**



CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



OFFICE OF COUNCIL SERVICES

LARRY E. GREENE, Director  
415 City Hall, 100 N. Holliday Street  
Baltimore, Maryland 21202  
410-396-7215 / Fax: 410-545-7596  
email: larry.greene@baltimorecity.gov

## BILL SYNOPSIS

**Committee:** Housing and Urban Affairs

**Bill CC 18-0281**

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### Ordinance – City Streets – Closing – A Portion of South Washington Street

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*Sponsor: President Young (The Administration) \**

*Introduced: September 17, 2018*

**Purpose:**

For the purpose of condemning and closing a portion of South Washington Street, extending from Aliceanna Street southerly 90 feet to the southernmost extremity of it, as shown on Platt 344-A-60A in the Office of the Department of Transportation; and providing for a special effective date.

**Effective:** Upon enactment

**Hearing Date/Time/Location:** December 11, 2018 at 3:00 PM in the Council Chambers

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### Agency Reports

Department of Law	Favorable
Planning Commission	Favorable
Department of Housing and Community Development	Favorable
Department of Transportation	Favorable
Baltimore Development Corporation	Favorable



## Analysis

### Current Law

Article II Sections 2, 34 and 35 of the Baltimore City Charter establish a process for condemning streets. The final step in the process is enactment of an Ordinance of the Mayor and City Council.

### Background

This Legislation is designed to aid development in Southeast Baltimore. The following parcel is being transferred to a private developer.

An approximately 1/7<sup>th</sup> of an acre portion of South Washington Street near the intersection with Aliceanna Street.

CC. 18-0281 condemns and closes the above described property. Transfer will be made by separate Ordinance.

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### Additional Information

Fiscal Note: Not Available

Information Source(s): Bill File

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Analysis by: Richard G. Krummerich *RK*      Direct Inquiries to: 410-396-1266  
Analysis Date: 12-7-18





**CITY OF BALTIMORE  
COUNCIL BILL 18-0281  
(First Reader)**

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Introduced by: The Council President

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

Introduced and read first time: September 17, 2018

Assigned to: Housing and Urban Affairs Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Planning, Department of Housing and Community Development, Department of Transportation, Baltimore Development Corporation

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **City Streets – Closing –**  
3 **A Portion of South Washington Street**

4 FOR the purpose of condemning and closing a portion of South Washington Street, extending  
5 from Alicanna Street southerly 90 feet to the southernmost extremity of it, as shown on Plat  
6 344-A-60A in the Office of the Department of Transportation; and providing for a special  
7 effective date.

8 BY authority of

9 Article I - General Provisions

10 Section 4

11 and

12 Article II - General Powers

13 Sections 2, 34, 35

14 Baltimore City Charter

15 (1996 Edition)

16 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
17 Department of Transportation shall proceed to condemn and close a portion of South Washington  
18 Street, extending from Alicanna Street southerly 90 feet to the southernmost extremity of it, and  
19 more particularly described as follows:

20 Beginning for Parcel No. 1 at the point formed by the intersection of the west side  
21 of South Washington Street 70 feet wide, and the south side of Alicanna Street  
22 70 feet wide, the point of beginning being distant Easterly 300.0 feet, more or  
23 less, measured along the south side of Alicanna Street from the point formed by  
24 the intersection of the south side of Alicanna Street and the east side of South  
25 Wolfe Street 60 feet wide; thence crossing South Washington Street Easterly 70.0  
26 feet to intersect the east side of South Washington Street; thence departing from  
27 the south side of Alicanna Street and binding on the east side of South  
28 Washington Street Southerly 90.0 feet, more or less, to the southernmost  
29 extremity of it; thence binding on the southernmost extremity of South

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

**Council Bill 18-0281**

1 Washington Street Westerly 70.0 feet to the west side of South Washington  
2 Street; thence binding on the west side of South Washington Street Northerly 90.0  
3 feet, more or less, to the point of beginning.

4 Containing 6,300 square feet or 0.145 acres of land, more or less.

5 As delineated on Plat 344-A-60A, prepared by the Survey Section and filed on April 20, 2018, in  
6 the Office of the Department of Transportation.

7 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and  
8 closing of a portion of Aliceana Street and the rights of all interested parties shall be regulated by  
9 and in accordance with all applicable provisions of state and local law and with all applicable  
10 rules and regulations adopted by the Director of Transportation and filed with the Department of  
11 Legislative Reference.

12 **SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all  
13 subsurface structures and appurtenances now owned by the Mayor and City Council of Baltimore  
14 continue to be the property of the Mayor and City Council, in fee simple, until their use has been  
15 abandoned by the Mayor and City Council. If any person wants to remove, alter, or interfere with  
16 them, that person must first obtain permission from the Mayor and City Council and, in the  
17 application for this permission, must agree to pay all costs and expenses, of every kind, arising  
18 out of the removal, alteration, or interference.

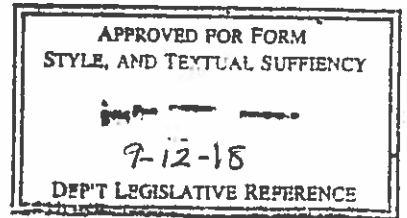
19 **SECTION 4. AND BE IT FURTHER ORDAINED,** That no building or structure of any kind  
20 (including but not limited to railroad tracks) may be constructed or erected in or on any part of  
21 the street closed under this Ordinance until all subsurface structures and appurtenances owned by  
22 the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

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

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

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

**INTRODUCTORY\***  
**CITY OF BALTIMORE**  
**COUNCIL BILL \_\_\_\_\_**



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

A BILL ENTITLED

AN ORDINANCE concerning

**City Streets – Closing –  
A Portion of South Washington Street**

FOR the purpose of condemning and closing a portion of South Washington Street, extending from Aliceanna Street southerly 90 feet to the southernmost extremity of it, as shown on Plat 344-A-60A in the Office of the Department of Transportation; and providing for a special effective date.

BY authority of  
Article I - General Provisions  
Section 4  
and  
Article II - General Powers  
Sections 2, 34, 35  
Baltimore City Charter  
(1996 Edition)

**SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the Department of Transportation shall proceed to condemn and close a portion of South Washington Street, extending from Aliceanna Street southerly 90 feet to the southernmost extremity of it, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the west side of South Washington Street 70 feet wide, and the south side of Aliceanna Street 70 feet wide, the point of beginning being distant Easterly 300.0 feet, more or less, measured along the south side of Aliceanna Street from the point formed by the intersection of the south side of Aliceanna Street and the east side of South Wolfe Street 60 feet wide; thence crossing South Washington Street Easterly 70.0 feet to intersect the east side of South Washington Street; thence departing from the south side of Aliceanna Street and binding on the east side of South Washington Street Southerly 90.0 feet, more or less, to the southernmost extremity of it; thence binding on the southernmost extremity of South Washington Street Westerly 70.0 feet to the west side of South Washington Street; thence binding on the west side of South Washington Street Northerly 90.0 feet, more or less, to the point of beginning.

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

Containing 6,300 square feet or 0.145 acres of land, more or less.

As delineated on Plat 344-A-60A, prepared by the Survey Section and filed on April 20, 2018, in the Office of the Department of Transportation.

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

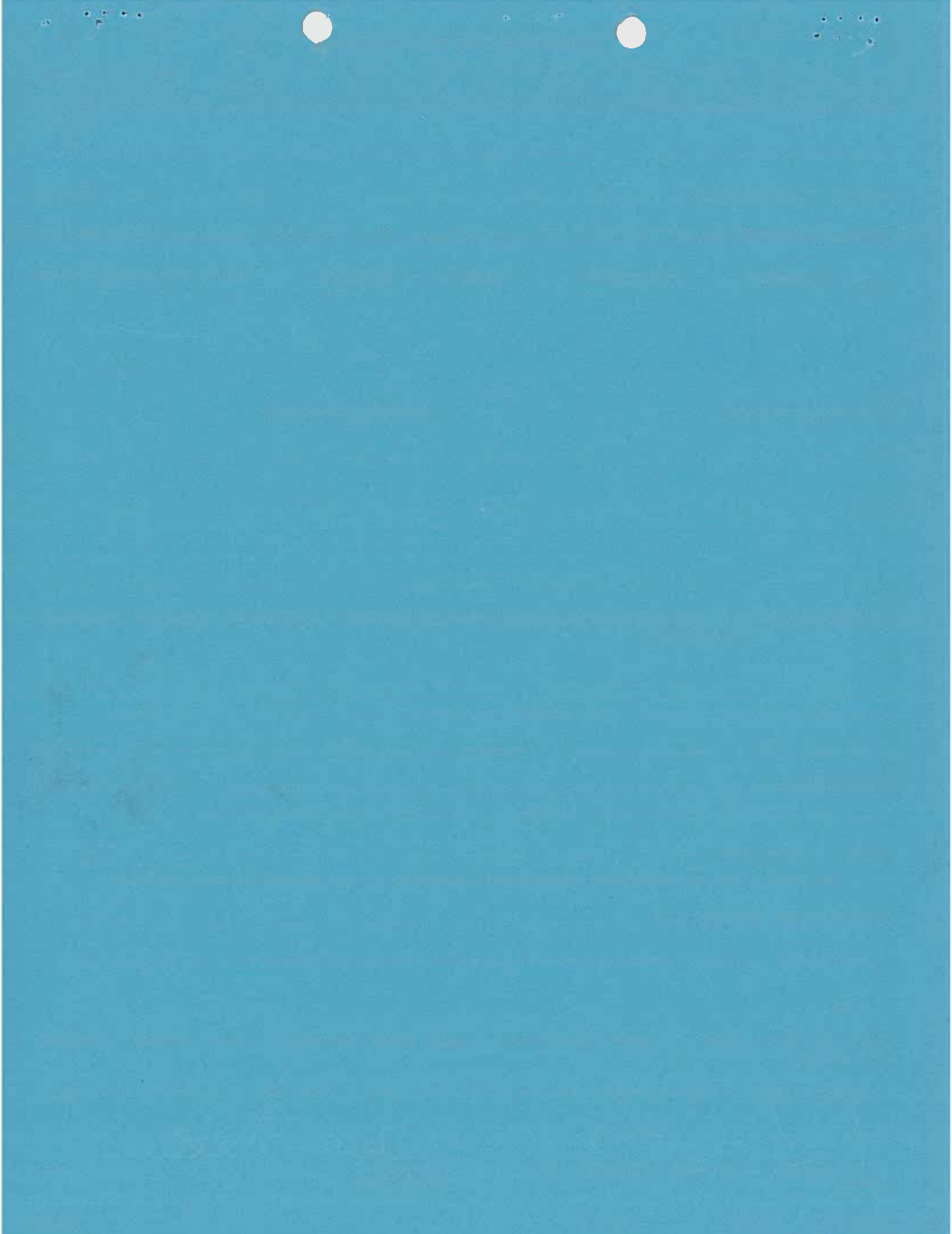
**SECTION 3. AND BE IT FURTHER ORDAINED,** That after the closing under this Ordinance, all subsurface structures and appurtenances now owned by the Mayor and City Council of Baltimore continue to be the property of the Mayor and City Council, in fee simple, until their use has been abandoned by the Mayor and City Council. If any person wants to remove, alter, or interfere with 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 out of the removal, alteration, or interference.

**SECTION 4. AND BE IT FURTHER ORDAINED,** That no building or structure of any kind (including but not limited to railroad tracks) may be constructed or erected in or on any part of the street closed under this Ordinance until all subsurface structures and appurtenances owned by the Mayor and City Council of Baltimore have been abandoned by the Mayor and City Council 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 Transportation of Baltimore City.

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

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

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



ACTION BY THE CITY COUNCIL

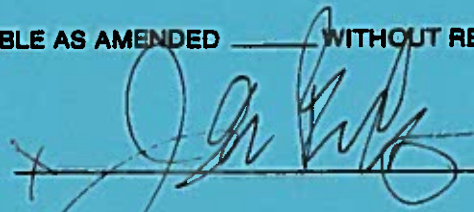
SEP 17 2018

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

PUBLIC HEARING HELD ON 12-11 \_\_\_\_\_ 20 18

COMMITTEE REPORT AS OF 1-14 \_\_\_\_\_ 20 19

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:

JAN 14 2019

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

THIRD READING \_\_\_\_\_ JAN 28 2019

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

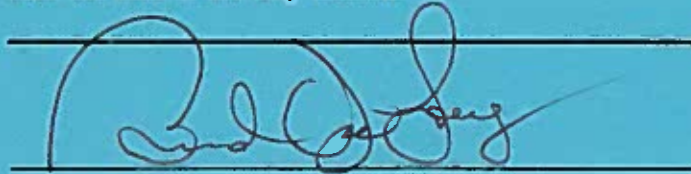
THIRD READING (ENROLLED) \_\_\_\_\_ 20 \_\_\_\_\_

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

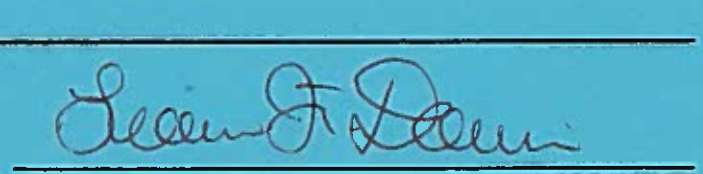
THIRD READING (RE-ENROLLED) \_\_\_\_\_ 20 \_\_\_\_\_

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