

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 19-0433

Introduced by: The Council President
At the request of: The Administration (Department of Transportation)
Introduced and read first time: September 9, 2019
Assigned to: Housing and Urban Affairs Committee
Committee Report: Favorable
Council action: Adopted
Read second time: September 21, 2020

AN ORDINANCE CONCERNING

**City Streets – Opening –
Air Rights over a Portion of the Public Right of Way
of the 200 Block of North Broadway**

FOR the purpose of condemning and opening the air rights area over a portion of the public right of way of the 200 block of North Broadway, as shown on Plat 306-A-23 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, and 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 open the air rights area over a portion of the public right of way of the 200 block of North Broadway, and more particularly described as follows:

Beginning for the same at a point formed by the intersection of the east side of North Broadway 132 feet wide and the north side of East Fayette Street 72 feet wide, the point also being in a horizontal plane having an elevation of 141.5 feet at its lower limit and an elevation of 254.0 feet at its upper limit, as referenced to the Baltimore City Vertical Datum, running thence the four following courses and distances the point also being in a horizontal plane 40.0 feet above street level at its lowest point; thence binding on the north side of East Fayette Street Westerly 10.5 feet to the new division line of the airspace over a portion of the public right of way of 201 North Broadway; thence on the new division line Northerly 174.5 feet; thence crossing North Broadway Easterly 10.5 feet to intersect the east side

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

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1 of North Broadway; and thence binding on the east side of North Broadway
2 Southerly 174.5 feet to the point of beginning.

3 Containing 1,832 square feet or 0.042 acres, more or less.

4 As delineated on Plat 306-A-23, prepared by the Survey Section and filed on January 22, 2019, in
5 the Office of the Department of Transportation.

6 **SECTION 2. AND BE IT FURTHER ORDAINED,** That the proceedings for the condemnation and
7 opening of the air rights area over a portion of the public right of way of the 200 block of North
8 Broadway and the rights of all interested parties shall be regulated by and in accordance with all
9 applicable provisions of state and local law and with all applicable rules and regulations adopted
10 by the Director of Transportation and filed with the Department of Legislative Reference.

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

Certified as duly passed this _____ day of _____, 20____

President, Baltimore City Council

Certified as duly delivered to His Honor, the Mayor,

this _____ day of _____, 20____

Chief Clerk

Approved this _____ day of _____, 20____

Mayor, Baltimore City