

**CITY OF BALTIMORE**  
**ORDINANCE \_\_\_\_\_**  
**Council Bill 20-0499**

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Introduced by: The Council President  
At the request of: The Administration (Department of Transportation)  
Introduced and read first time: February 24, 2020  
Assigned to: Housing and Urban Affairs Committee  
Committee Report: Favorable  
Council action: Adopted  
Read second time: September 21, 2020

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**AN ORDINANCE CONCERNING**

**City Streets – Closing –  
Inloes Alley and Two Three-Foot Alleys Bounded by Tyson Street,  
Wilson Alley, Park Avenue, and Mulberry Street**

FOR the purpose of condemning and closing Inloes Alley and two three-foot alleys bounded by Tyson Street, Wilson Alley, Park Avenue, and Mulberry Street, as shown on Plat 303-A-18A 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 Inloes Alley and two three-foot alleys bounded by Tyson Street, Wilson Alley, Park Avenue, and Mulberry Street, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the south side of Wilson Alley 12 feet wide and the west side of a 3-foot alley, the point of beginning being distant Easterly 75.0 feet, more or less, measured along the south side of Wilson Alley from the east side of Tyson Street 20 feet wide; thence binding on the south side of Wilson Alley, Easterly 3.0 feet, more or less, to the east side of the 3-foot alley; thence binding on the east side of the 3-foot alley, Southerly 46.3 feet, more or less, to the end thereof; thence crossing the 3-foot alley, Westerly 3.0 feet, more or less, to the west side of the 3-foot alley and thence binding on the west side of the 3-foot alley, Northerly 46.3 feet, more or less, to the place of beginning.

**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           Containing 138.9 square feet or 0.003 acres, more or less.

2           Beginning for Parcel No. 2 at the point formed by the intersection of the north  
3 side of Inloes Alley 12 foot wide and the east side of a 3-foot alley, the point of  
4 beginning being distant Westerly 78.9 feet, more or less, measured along the north  
5 side of Inloes Alley from the west side of Park Avenue 66 feet wide; thence  
6 binding on the north side of Inloes Alley Westerly, 3.0 feet, more or less, to the  
7 west side of a 3-foot alley; thence leaving the north side of Inloes Alley and  
8 binding on the west side of the 3-foot alley, Northerly 40.0 feet, more or less, to  
9 the south side of the property known as 410 Park Avenue; thence binding on the  
10 property, Easterly 3.0 feet, more or less, to the east side of a 3-foot alley and  
11 thence binding on the east side of the 3-foot alley, Southerly 40.0 feet, more or  
12 less, to the place of beginning.

13           Containing 120.0 square feet or 0.003 acres, more or less.

14           Beginning for Parcel No. 3 at the point formed by the intersection of the east side  
15 of Tyson Street 20 feet wide and the south side of Inloes Alley 12 feet wide, the  
16 point of beginning being distant Northerly 79.9 feet, more or less, measured along  
17 the east side of Tyson Street from the north side of Mulberry Street 50 feet wide;  
18 thence binding on the east side of Tyson Street, Northerly 12.0 feet, more or less,  
19 to the north side of Inloes Alley, thence binding on the north side of Inloes Alley,  
20 Easterly 176.9 feet, more or less, to the west side of Park Avenue 66 feet wide;  
21 thence binding on the west side of Park Avenue, Southerly 12.0 feet, more or less,  
22 to the south side of Inloes Alley and thence binding on the south side of Inloes  
23 Alley, Westerly 176.9 feet, more or less, to the place of beginning.

24           Containing 2122.8 square feet or 0.049 acres, more or less.

25           As delineated on Plat 303-A-18A, prepared by the Survey Section and filed on April 26, 2019, in  
26 the Office of the Department of Transportation.

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

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

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

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1 the Mayor and City Council of Baltimore have been abandoned by the Mayor and City Council  
2 or, at the expense of the person seeking to erect the building or structure, have been removed and  
3 relaid in accordance with the specifications and under the direction of the Director of  
4 Transportation of Baltimore City.

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

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

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

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Mayor, Baltimore City