



Legislation Details (With Text)

File #: 08-0169 **Version:** 0 **Name:** City Streets - Closing - Certain Streets or Portions of them Lying Within the Middle East Urban Renewal Project

Type: Ordinance **Status:** Enacted

File created: 8/11/2008 **In control:** City Council

On agenda: **Final action:** 1/28/2009

Enactment date: **Enactment #:** 09-106

Title: City Streets - Closing - Certain Streets or Portions of them Lying Within the Middle East Urban Renewal Project

FOR the purpose of condemning and closing certain streets or portions of them lying within the Middle East Urban Renewal Project, bounded by Ashland Avenue, McDonogh Street, Chase Street, and Washington Street, as shown on Plat 348-A-80E in the Office of the Department of Public Works; and providing for a special effective date.

Sponsors: City Council President (Administration)

Indexes: City Streets - Closing, Closing, Streets

Code sections:

Attachments: 1. 08-0169 - 1st Reader.pdf, 2. BDC - 08-0169.pdf, 3. DPW - 08-0169.pdf, 4. HCD - 08-0169.pdf, 5. Planning - 08-0169.pdf, 6. Transportation - 08-0169.pdf, 7. 08-0169 - 3rd Reader.pdf

Date	Ver.	Action By	Action	Result
1/28/2009	0	Mayor	Signed by Mayor	
1/26/2009	0	City Council	Approved and Sent to the Mayor	
1/12/2009	0	Highways and Franchises Subcommittee	Recommended Favorably	
1/12/2009	0	City Council		
11/17/2008	0	Highways and Franchises Subcommittee	Scheduled for a Public Hearing	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/14/2008	0	The City Council	Referred for a Report	
8/11/2008	0	City Council	Assigned	
8/11/2008	0	City Council	Introduced	

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THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.
INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL

Introduced by: The Council President
At the request of: The Administration (Department of Public Works)
A BILL ENTITLED

AN ORDINANCE concerning
City Streets - Closing - Certain Streets or Portions of them Lying Within the Middle East Urban Renewal Project

FOR the purpose of condemning and closing certain streets or portions of them lying within the Middle East Urban Renewal Project, bounded by Ashland Avenue, McDonogh Street, Chase Street, and Washington Street, as shown on Plat 348-A-80E in the Office of the Department of Public Works; 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 Public Works shall proceed to condemn and close certain streets or portions of them lying within the Middle East Urban Renewal Project, bounded by Ashland Avenue, McDonogh Street, Chase Street, and Washington Street, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the north side of Eager Street, 66 feet wide, and the west side of Chapel Street, 30 feet wide, and running thence binding on the west side of said Chapel Street, Northerly 432.5 feet, more or less, to intersect the south side of Chase Street, 66 feet wide; thence binding on the south side of said Chase Street, Easterly 30.0 feet to intersect the east side of said Chapel Street; thence binding on the east side of said Chapel Street, Southerly 432.5 feet, more or less, to intersect the north side of said Eager Street, and thence binding on the north side of said Eager Street, Westerly 30.0 feet to the place of beginning.

Beginning for Parcel No. 2 at the point formed by the east side of Wolfe Street, 60 feet wide, and the north side of Eager Street, 66 feet wide, and running thence binding on the north side of said Eager Street, Westerly 5.0 feet to intersect a line

drawn parallel with and distant 5.00 feet measured at a right angle to the east side of said Wolfe Street; thence binding on said line, so drawn, Northerly 432.5 feet, more or less, to intersect the south side of Chase Street, 66 feet wide; thence binding on the south side of said Chase Street, Easterly 5.0 feet to intersect the east side of said Wolfe Street, and thence binding on the east side of said Wolfe Street, Southerly 432.5 feet, more or less, to the place of beginning.

Beginning for Parcel No. 3 at the point formed by the intersection of the north side of Eager Street, 66 feet wide, and the west side of Wolfe Street, 60 feet wide, and running thence binding on the west side of said Wolfe Street, Northerly 432.5 feet, more or less, to intersect the south side of Chase Street, 66 feet wide; thence binding on the south side of said Chase Street, Easterly 5.0 feet to intersect a line drawn parallel with and distant 5.00 feet measured at a right angle to the west side of said Wolfe Street; thence binding on said line, so drawn, Southerly 432.5 feet, more or less, to intersect the north side of said Eager Street, and thence binding on the north side of said Eager Street, Westerly 5.0 feet to the place of beginning.

Beginning for Parcel No. 4 at the point formed by the intersection of the east side of Rutland Avenue, 70 feet wide, and the north side of Eager Street, 66 feet wide, and running thence binding on the north side of said Eager Street, Westerly 6.0 feet to intersect a line drawn parallel with and distant 6.00 feet measured at a right angle to the east side of said Rutland Avenue; thence binding on said line so drawn, Northerly 432.5 feet, more or less, to intersect the south side of Chase Street, 66 feet wide; thence binding on the south side of said Chase Street, Easterly 6.0 feet to intersect the east side of said Rutland Avenue, and thence binding on the east side of said Rutland Avenue, Southerly 432.5 feet, more or less, to the place of beginning.

Beginning for Parcel No. 5 at the point formed by the intersection of the north side of Eager Street, 66 feet wide, and the west side of Rutland Avenue, 70 feet wide, and running thence binding on the west side of said Rutland Avenue, Northerly 432.5 feet, more or less, to intersect the south side of Chase Street, 66 feet wide; thence binding on the south side of said Chase Street, Easterly 6.0 feet to intersect a line drawn parallel with and distant 6.00 feet measured at a right angle to the west side of said Rutland Avenue; thence binding on said line so drawn, Southerly 432.5 feet, more or less, to intersect the north side of said Eager Street, and thence binding on the north side of said Eager Street, Westerly 6.0 feet to the place of beginning.

Beginning for Parcel No. 6 at the point formed by the intersection of the west side of Rutland Avenue, 70 feet wide, and the north side of Ashland Avenue, 66 feet wide, and running thence binding on the west side of said Rutland Avenue, Northerly 432.5 feet, more or less, to intersect the south side of Eager Street, 66 feet wide; thence binding on the south side of said Eager Street, Easterly 1.5 feet to intersect a line drawn parallel with and distant 1.5 feet measured at a right angle to the west side of said Rutland Avenue; thence binding on said line, so drawn, Southerly 432.5 feet, more or less, to intersect the north side of said Ashland Avenue, and thence binding on the north side of said Ashland Avenue, Westerly 1.5 feet to the place of beginning.

As delineated on Plat 348-A-80E, prepared by the Survey Control Section and filed on May 12, 2008, in the Office of the Department of Public Works.

SECTION 2. AND BE IT FURTHER ORDAINED, That the proceedings for the condemnation and closing of the streets or portions of them 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 Public Works 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 Public Works 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.

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