



## Legislation Details (With Text)

**File #:** 11-0726      **Version:** 0      **Name:** City Streets - Closing - Certain Alleys Bounded by Barclay Street, 24th Street, Greenmount Avenue, and 23rd Street

**Type:** Ordinance      **Status:** Enacted

**File created:** 7/18/2011      **In control:** City Council

**On agenda:**      **Final action:** 10/26/2011

**Enactment date:**      **Enactment #:** 11-504

**Title:** City Streets - Closing - Certain Alleys Bounded by Barclay Street, 24th Street, Greenmount Avenue, and 23rd Street

FOR the purpose of condemning and closing certain alleys bounded by Barclay Street, 24th Street, Greenmount Avenue, and 23rd Street, as shown on Plat 336-A-33A in the Office of the Department of General Services; and providing for a special effective date.

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

**Indexes:** City Streets - Closing, Closing, Streets

**Code sections:**

**Attachments:** 1. 11-0726 - 1st Reader.pdf, 2. Planning - 11-0726.pdf, 3. General Services - 11-0726.pdf, 4. BDC - 11-0726.pdf, 5. HCD - 11-0726.pdf, 6. Transportation - 11-0726.pdf, 7. 11-0726 - 3rd Reader.pdf

Date	Ver.	Action By	Action	Result
10/26/2011	0	Mayor	Signed by Mayor	
10/24/2011	0	City Council	Approved and Sent to the Mayor	
10/17/2011	0	Highways and Franchises Subcommittee	Recommended Favorably	
10/17/2011	0	City Council	Advanced to 3rd Rdr., Adopted Comm. Report	
8/15/2011	0	Highways and Franchises Subcommittee	Scheduled for a Public Hearing	
7/21/2011	0	The City Council	Referred for a Report	
7/21/2011	0	The City Council	Referred for a Report	
7/21/2011	0	The City Council	Referred for a Report	
7/21/2011	0	The City Council	Referred for a Report	
7/21/2011	0	The City Council	Referred for a Report	
7/18/2011	0	City Council	Assigned	
7/18/2011	0	City Council	Introduced	

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CITY OF BALTIMORE  
COUNCIL BILL

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

AN ORDINANCE concerning  
**City Streets - Closing - Certain Alleys Bounded by Barclay Street, 24th Street, Greenmount Avenue, and 23rd Street**

FOR the purpose of condemning and closing certain alleys bounded by Barclay Street, 24th Street, Greenmount Avenue, and 23rd Street, as shown on Plat 336-A-33A in the Office of the Department of General Services; 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 General Services shall proceed to condemn and close certain alleys bounded by Barclay Street, 24th Street, Greenmount Avenue, and 23rd Street, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the south side of a 25-foot alley laid out in the rear of the properties known as Nos. 2311 through 2321 Barclay Street, and the east side of a 10-foot alley laid out in the rear of the properties known as Nos. 2301 through 2309 Barclay Street, said point of beginning being distant, Northerly 72.0 feet, more or less, measured along the east side of said 10-foot alley from the north side of 23rd Street, 66 feet wide, and running thence by a straight line, Northerly 69.8 feet, more or less, to intersect the north side of said 25-foot alley; thence binding on the north side of said 25-foot alley, Easterly 15.0 feet to intersect the east side of said 25-foot alley; thence binding on the east side of said 25-foot alley, Southerly 68.6 feet, more or less, to intersect the south side of said 25-foot alley, and thence binding on the south side of said 25-foot alley, Westerly 15.0 feet to the place of beginning.

Beginning for Parcel No. 2 at the point formed by the intersection of the west side of a 10-foot alley laid out contiguous to the east outline of the property known as

No. 410/418 E. 23rd Street, and the south side of a 10-foot alley laid out in the rear of the properties known as Nos. 406 and 410/418 E. 23rd Street, said point of beginning being distant Northerly 102.5 feet, more or less, measured along the west side of said 10-foot alley, mentioned firstly herein, and running thence binding on the south side of said 10-foot alley, mentioned secondly herein, Westerly 95.0 feet, more or less, to the westernmost extremity of said 10-foot alley, mentioned secondly herein, there situate; thence binding on the westernmost extremity of said 10-foot alley, mentioned secondly herein, Northerly 10.0 feet to intersect the north side of said 10-foot alley, mentioned secondly herein; thence binding on the north side of said 10-foot alley, mentioned secondly herein, Easterly 95.0 feet, more or less, to the easternmost extremity of said 10-foot alley, mentioned secondly herein, there situate, and thence binding on the easternmost extremity of said 10-foot alley, mentioned secondly herein, Southerly 10.0 feet to the place of beginning.

Beginning for Parcel No. 3 at the point formed by the intersection of the east side of a 25-foot alley laid out in the

rear of the properties known as Nos. 2311 through 2321 Barclay Street and the north side of a varying in width alley laid out in the rear of the properties known as Nos. 403 through 407 E. 24th Street, said point of beginning being distant, Southerly 72.2 feet, more or less, measured along the east side of a 10-foot alley laid out in the rear of the properties known as Nos. 2321 through 2331 Barclay Street, and thence Easterly 15.0 feet measured along the north side of said 25-foot alley to the said place of beginning, and running thence binding on the north side of said varying in width alley, Easterly 38.0 feet, more or less, to the easternmost extremity of said varying in width alley, there situate; thence binding on the easternmost extremity of said varying in width alley, Southerly 5.1 feet to intersect the south side of said varying in width alley; thence binding on the south side of said varying in width alley, Westerly 37.8 feet, more or less, to intersect the east side of said 25-foot alley, and thence binding on the east side of said 25-foot alley Northerly 8.1 feet to the place of beginning.

Beginning for Parcel No. 4 at the point formed by the intersection of the south side of a 10-foot alley laid out in the rear of the properties known as Nos. 406 and 410/418 E. 23rd Street and the east side of a 5-foot alley laid out in the rear of the properties known as Lot 51 and Lot 52 of Block 3824 as referred to among the Real Property Records of Baltimore City, said point of beginning being distant, Northerly 102.5 feet, more or less, measured along the west side of a 10-foot alley laid out contiguous to the east outline of the property known as No. 410/418 E. 23rd Street, and thence Westerly 95.0 feet, more or less, measured along the south side of said 10-foot alley, mentioned firstly herein, to the said place of beginning, and running thence binding on the south side of said 5-foot alley, mentioned secondly herein, Westerly 5.0 feet to intersect the west side of said 5-foot alley; thence binding on the west side of said 5-foot alley, Northerly 22.5 feet, more or less, to intersect the south side of a varying in width alley laid out in the rear of the properties known as Nos. 403 through 413 E. 24th Street; thence binding on the south side of said varying in width alley, Easterly 5.0 feet to intersect the east side of said 5-foot alley, and thence binding on the east side of said 5-foot alley, Southerly 22.9 feet, more or less, to the place of beginning.

Beginning for Parcel No. 5 at the point formed by the intersection of the south side of a 5-foot alley laid out contiguous to the south outline of the property known as Lot 50 of Block 3824 as referred to among the Real Property Records of Baltimore City and the east side of a 25-foot alley laid out in the rear of the properties known as Nos. 2311 through 2321 Barclay Street, said point of beginning being distant, Northerly 72.0 feet, more or less, measured along the east side of a 10-foot alley laid out in the rear of the properties known as Nos. 2301 through 2309 Barclay Street, and thence Easterly 15.0 feet, more or less, measured along the south side of said 25-foot alley to the said place of beginning, and running thence binding on the east side of said 25-foot alley, Northerly 5.0 feet to intersect the north side of said 5-foot alley; thence binding on the north side of said 5-foot alley, Easterly 11.3 feet, more or less, to the easternmost extremity of said 5-foot alley, there situate; thence binding on the easternmost extremity of said 5-foot alley, Southerly 5.0 feet to intersect the south side of said 5-foot alley, and thence binding on the south side of said 5-foot alley, Westerly 11.3 feet, more or less, to the place of beginning.

As delineated on Plat 336-A-33A, prepared by the Survey Control Section and filed on May 26, 2011, in the Office of the Department of General Services.

SECTION 2. AND BE IT FURTHER ORDAINED, That the proceedings for the condemnation and closing of certain alleys 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 General Services 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 General Services 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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