



Legislation Details (With Text)

File #: 11-0777 **Version:** 0 **Name:** City Streets - Closing - Certain Streets and Alleys Bounded by Sarah Ann Street, Poppleton Street, Fairmount Avenue, and Schroeder Street

Type: Ordinance **Status:** Enacted

File created: 9/19/2011 **In control:** City Council

On agenda: **Final action:** 12/5/2011

Enactment date: **Enactment #:** 11-576

Title: City Streets - Closing - Certain Streets and Alleys Bounded by Sarah Ann Street, Poppleton Street, Fairmount Avenue, and Schroeder Street

FOR the purpose of condemning and closing certain streets and alleys bounded by Sarah Ann Street, Poppleton Street, Fairmount Avenue, and Schroeder Street, as shown on Plat 329-A-21A in the Office of the Department of General Services; and providing for a special effective date.

Sponsors: City Council President (Administration)

Indexes: City Solicitor, Closing, Streets

Code sections:

Attachments: 1. 11-0777 - 1st Reader.pdf, 2. Transportation - 11-0777.pdf, 3. Planning - 11-0777.pdf, 4. BDC - 11-0777.pdf, 5. HCD - 11-0777.pdf, 6. General Services - 11-0777.pdf, 7. 11-0777 - 3rd Reader.pdf

Date	Ver.	Action By	Action	Result
12/5/2011	0	City Council	Approved and Sent to the Mayor	
12/5/2011	0	Mayor	Signed by Mayor	
11/21/2011	0	Highways and Franchises Subcommittee	Recommended Favorably	
11/21/2011	0	City Council	Advanced to 3rd Rdr., Adopted Comm. Report	
10/17/2011	0	Highways and Franchises Subcommittee	Scheduled for a Public Hearing	
9/22/2011	0	The City Council	Referred for a Report	
9/22/2011	0	The City Council	Referred for a Report	
9/22/2011	0	The City Council	Referred for a Report	
9/22/2011	0	The City Council	Referred for a Report	
9/22/2011	0	The City Council	Referred for a Report	
9/19/2011	0	City Council	Assigned	
9/19/2011	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 Streets and Alleys Bounded by Sarah Ann Street, Poppleton Street, Fairmount Avenue, and Schroeder Street

FOR the purpose of condemning and closing certain streets and alleys bounded by Sarah Ann Street, Poppleton Street, Fairmount Avenue, and Schroeder Street, as shown on Plat 329-A-21A 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 Public Works shall proceed to condemn and close certain streets and alleys bounded by Sarah Ann Street, Poppleton Street, Fairmount Avenue, and Schroeder Street, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the south side of Kierle Court, 10 feet wide, and the east side of Schroeder Street, 66 feet wide, and running thence binding on the east side of said Schroeder Street Northerly 10.0 feet to intersect the north side of said Kierle Court; thence binding on the north side of said Kierle Court Easterly 152.3 feet, more or less, to intersect the west side of Amity Street, 40 feet wide; thence binding on the west side of said Amity Street Southerly 10.0 feet, to intersect the south side of said Kierle Court, and thence binding on the south side of said Kierle Court Westerly 152.3 feet, more or less, to the place of beginning.

Beginning for Parcel No. 2 at the point formed by the intersection of the south side of Vine Street, 10 feet wide, and the east side of Schroeder Street, 66 feet wide, and running thence binding on the east side of said Schroeder Street Northerly 10.0 feet, to intersect the north side of said Vine Street; thence binding

on the north side of said Vine Street Easterly 152.3 feet, more or less, to intersect the west side of Amity Street, 40 feet wide; thence binding on the west side of said Amity Street Southerly 10.0 feet, to intersect the south side of said Vine Street, and thence binding on the south side of said Vine Street Westerly 152.3 feet, more or less, to the place of beginning.

Beginning for Parcel No. 3 at the point formed by the intersection of the south side of a 3-foot alley, laid out in the rear of the properties known as No. 929 through No. 949 W. Lexington Street, and the east side of Schroeder Street, 66 feet wide, said point of beginning being distant Northerly 49.6 feet, more or less, measured along the east side of said Schroeder Street from the north side of Kierle Court, 10 feet wide, and running thence binding on the east side of said Schroeder Street Northerly 3.0 feet to intersect the north side of said 3-foot alley; thence binding on the north side of said 3-foot alley Easterly 152.3 feet, more or less, to intersect the west side of Amity Street, 40 feet wide; thence binding on the west side of said Amity Street Southerly 3.0 feet, to intersect the south side of said 3-foot alley, and thence binding on the south side of said 3-foot alley Westerly 152.3 feet, more or less, to the place of beginning.

Beginning for Parcel No. 4 at the point formed by the intersection of the north side of Kierle Court, 10 feet wide, and the west side of a 3-foot alley, laid out in the rear of the properties known as No. 123 through No. 129 N. Schroeder Street, said point of beginning being distant Easterly 73.2 feet, more or less, measured along the north side of said Kierle Court from the east side of Schroeder Street, 66 feet wide, and running thence binding on the west side of said 3-foot alley Northerly 48.8 feet, more or less, to intersect the south side of a 3-foot alley, laid out in the rear of the properties known as No. 929 through No. 949 W. Lexington Street; thence binding on the south side of last said 3-foot alley Easterly 3.0 feet, to intersect the east side of said 3-foot alley, mentioned firstly herein; thence binding on the east side of said 3-foot alley, mentioned firstly herein Southerly 48.8 feet, more or less, to intersect the north side of said Kierle Court, and thence binding on the north side of said Kierle Court, Westerly 3.0 feet to the place of beginning.

Beginning for Parcel No. 5 at the point formed by the intersection of the west side of a 3-foot alley, laid out in the rear of the properties known as No. 115 through No. 121 N. Schroeder Street, and the south side of Kierle Court, 10 feet wide, said point of beginning being distant Easterly 61.0 feet, more or less, measured along the south side of said Kierle Court from the east side of Schroeder Street, 66 feet wide, and running thence binding on the south side of said Kierle Court Easterly 3.0 feet to intersect the east side of said 3-foot alley; thence binding on the east side of said 3-foot alley Southerly 46.8 feet, more or less, to the southernmost extremity of said 3-foot alley, there situate; thence binding on the southernmost extremity of said 3-foot alley Westerly 3.0 feet to intersect the west side of said 3-foot alley, and thence binding on the west side of said 3-foot alley Northerly 46.8 feet, more or less, to the place of beginning.

Beginning for Parcel No. 6 at the point formed by the intersection of the south side of Kierle Court, 10 feet wide, and the east side of a 3-foot alley, laid out in the rear of the properties known as No. 112/114 through No. 122 N. Amity Street, said point of beginning being distant Westerly 72.0 feet, more or less, measured along the south side of said Kierle Court from the west side of Amity Street, 40 feet wide, and running thence binding on the east side of said 3-foot alley Southerly 47.3 feet, more or less, to the southernmost extremity of said 3-foot alley, there situate; thence binding on the southernmost extremity of said 3-foot alley, Westerly 3.0 feet to intersect the west side of said 3-foot alley; thence binding on the west side of said 3-foot alley Northerly 47.3 feet, more or less, to intersect the south side of said Kierle Court, and thence binding on the south side of said Kierle Court, Easterly 3.0 feet to the place of beginning.

Beginning for Parcel No. 7 at the point formed by the intersection of the west side of a 4-foot alley, laid out in the rear of the properties known as No. 103 through No. 109 N. Schroeder Street, and the south side of Vine Street, 10 feet wide, said point of beginning being distant Easterly 54.0 feet, more or less, measured along the south side of said Vine Street from the east side of Schroeder Street, 66 feet wide, and running thence binding on the south side of said Vine Street Easterly 4.0 feet to intersect the east side of said 4-foot alley; thence binding on the east side of said 4-foot alley Southerly 48.0 feet, more or less, to the southernmost extremity of said 4-foot alley, there situate; thence binding on the southernmost extremity of said 4-foot alley Westerly 4.00 feet to intersect the west side of said 4-foot alley, and thence binding on the west side of said 4-foot alley Northerly 48.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 8 at the point formed by the intersection of the east side of Amity Street, 40 feet wide, and the north side of a 3-foot alley, laid out in the rear of the properties known as No. 921 through No. 925/927 W. Lexington Street, said point of beginning being distant Southerly 70.0 feet, more or less, measured along the east side of said Amity Street from the south side of Lexington Street, 66 feet wide, and running thence binding on the north side of said 3-foot alley Easterly 62.0 feet, more or less, to the easternmost extremity of said 3-foot alley, there situate; thence binding on the easternmost extremity of said 3-foot alley Southerly 3.0 feet to intersect the south side of said 3-foot alley; thence binding on the south side of said 3-foot alley Westerly 62.0 feet, more or less, to intersect the east side of said Amity Street, and thence binding on the east side of said Amity Street Northerly 3.00 feet to the

place of beginning.

Beginning for Parcel No. 9 at the point formed by the intersection of the north side of Kierle Court, 10 feet wide, and the west side of a 2.5 foot alley, laid out in the rear of the property known as No. 125 N. Amity Street, said point of beginning being distant Easterly 60.0 feet, more or less, measured along the north side of said Kierle Court from the east side of Amity Street, 40 feet wide, and running thence binding on the west side of said 2.5 foot alley, Northerly 23.2 feet, more or less, to the northernmost extremity of said 2.5 foot alley, there situate; thence binding on the northernmost extremity of said 2.5 foot alley Easterly 2.5 feet to intersect the east side of said 2.5 foot alley; thence binding on the east side of said 2.5 foot alley, Southerly 23.2 feet, more or less, to intersect the north side of said Kierle Court, and thence binding on the north side of said Kierle Court Westerly 2.5 feet to the place of beginning.

Beginning for Parcel No. 10 at the point formed by the intersection of the south side of Sarah Ann Street, 20 feet wide, and the west side of a 2-foot alley laid out in the rear of the properties known as Nos. 313 and 315 N. Schroeder Street said point of beginning being distant Easterly 50 feet, more or less, measured along the south side of said Sarah Ann Street, from the east side of Schroeder Street, 66 feet wide, and running thence binding on the south side of said Sarah Ann Street Easterly 2.0 feet to intersect the east side of said 2-foot alley; thence binding on the east side of said 2-foot alley Southerly 30.0 feet, more or less, to the southernmost extremity of said 2-foot alley, there situate; thence binding on the southernmost extremity of said 2-foot alley Westerly 2.0 feet, to intersect the west side of said 2-foot alley, and thence binding on the west side of said 2-foot alley Northerly 30.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 11 at the point formed by the intersection of the north side of a 2.5 foot alley laid out in the rear of the properties known as Nos. 950 through 956 W. Saratoga Street and the west side of a 3-foot alley laid out in the rear of the properties known as Nos. 303 through 311 N. Schroeder Street, said point of beginning being distant Easterly 47.0 feet, more or less, measured along the north side of said 2.5 foot alley, from the east side of Schroeder Street, 66 feet wide, and running thence binding on the west side of said 3-foot alley Northerly 60.4 feet, more or less, to the northernmost extremity of said 3-foot alley, there situate; thence binding on the northernmost extremity of said 3-foot alley Easterly 3.0 feet to intersect the east side of said 3-foot alley; thence binding on the east side of 3-foot alley Southerly 60.4 feet, more or less, to intersect the north side of said 2.5 alley, and thence binding on the north side of said 2.5 foot alley Westerly 3.0 feet to the place of beginning.

Beginning for Parcel No. 12 at the point formed by the intersection of the east side of Schroeder Street, 66 feet wide, and the south side of a 2.5 foot alley, laid out in the rear of the properties known as Nos. 950 through 956 W. Saratoga Street said point of beginning being distant Northerly 57.5 feet, more or less, measured along the east side of said Schroeder Street from the north side of Saratoga Street, 60 feet wide, and running thence binding on the east side of said Schroeder Street Northerly 2.5 feet to intersect the north side of said 2.5 foot alley; thence binding on the north side of said 2.5 foot alley Easterly 50.0 feet, more or less, to the easternmost extremity of said 2.5 foot alley, there situate; thence binding on the easternmost extremity of said 2.5 foot alley Southerly 2.5 feet to intersect the south side of said 2.5 foot alley, and thence binding on the south side of said 2.5 foot alley Westerly 50.0, feet more or less, to the place of beginning.

Beginning for Parcel No. 13 at the point formed by the intersection of the east side of Schroeder Street, 66 feet wide, and the north side of Born Alley, 20 feet wide, said point of beginning being distant Southerly 75.0 feet, more or less, measured along the east side of said Schroeder Street from the south side of Saratoga Street, 60 feet wide, and running thence binding on the north side of said Born Alley Easterly 152.0 feet, more or less, to intersect the west side of Amity Street, 40 feet wide; thence binding on the west side of said Amity Street Southerly 20.0 feet to intersect the south side of said Born Alley; thence binding on the south side of said Born Alley Westerly 152.0 feet, more or less, to intersect the east side of said Schroeder Street, and thence binding on the east side of said Schroeder Street Northerly 20.0 feet to the place of beginning.

Beginning for Parcel No. 14 at the point formed by the intersection of the east side of Schroeder Street, 66 feet wide, and the south side of Cloney Alley, 20 feet wide, said point of beginning being distant Northerly 199.0 feet, more or less, measured along the east side of said Schroeder Street from the north side of Lexington Street, 66 feet wide, and running thence binding on the east side of said Schroeder Street Northerly 20.0 feet to intersect the north side of said Cloney Alley; thence binding on the north side of said Cloney Alley Easterly 152.0 feet, more or less, to intersect the west side of Amity Street, 40 feet wide; thence binding on the west side of said Amity Street Southerly 20.0 feet to intersect the south side of said Cloney Alley, and thence binding on the south side of said Cloney Alley Westerly 152.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 15 at the point formed by the intersection of the south side of Born Alley, 20 feet wide, and the east side of Osing Court, 11.5 feet wide, said point of beginning being distant Westerly 71.0 feet, more or less, measured along the south side of said Born Alley from the west side of Amity Street, 40 feet wide, and running thence binding on the east side of said Osing Court Southerly 160.0 feet, more or less, to intersect the north side of Cloney Alley, 20 feet wide; thence binding on the north side of said Cloney Alley Westerly 11.5 feet to intersect the west side of said Osing Court; thence binding on the west side of said Osing Court Northerly 160.0 feet, more or less, to intersect the south side of said Born Alley and thence binding on the south side of said Born Alley Easterly 11.5 feet to the place of beginning.

Beginning for Parcel No. 16 at the point formed by the intersection of the south side of Cloney Alley, 20 feet wide, and the east side of Osing Court, 11.5 feet wide, said point of beginning being distant Westerly 71.0 feet, more or less, measured along the south side of said Cloney Alley from the west side of Amity Street, 40 feet wide, and running thence binding on the east side of said Osing Court Southerly 127.0 feet, more or less, to intersect the north side of a 5-foot alley laid out in the rear of the properties known as Nos. 928 through 942 W. Lexington Street; thence binding on the north side of said 5-foot alley Westerly 11.5 feet to intersect the west side of said Osing Court; thence binding on the west side of said Osing Court Northerly 127.0 feet, more or less, to intersect the south side of said Cloney Alley and thence binding on the south side of said Cloney Alley Easterly 11.5 feet to the place of beginning.

Beginning for Parcel No. 17 at the point formed by the intersection of the west side of Amity Street, 40 feet wide, and the south side of a 5-foot alley laid out in the rear of the properties known as Nos. 928 through 942 W. Lexington Street, said point of beginning being distant Northerly 70.0 feet, more or less, measured along the west side of said Amity Street from the north side of Lexington Street, 66 feet wide, and running thence binding on the south side of said 5-foot alley Westerly 110.5 feet, more or less, to the westernmost extremity of said 5-foot alley, there situate; thence binding on the westernmost extremity of said 5-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 110.5 feet, more or less, to intersect the west side of said Amity Street and thence binding on the west side of said Amity Street Southerly 5.0 feet to the place of beginning.

Beginning for Parcel No. 18 at the point formed by the intersection of the west side of a 3-foot alley laid out in the rear of the properties known as Nos. 253 through 263 N. Schroeder Street and the south side of Saratoga Street, 60 feet wide, said point of beginning being distant Easterly 61.0 feet, more or less, measured along the south side of said Saratoga Street from the east side of Schroeder Street, 66 feet wide, and running thence binding on the south side of said Saratoga Street Easterly 3.0 feet to intersect the east side of said 3-foot alley; thence binding on the east side of said 3-foot alley Southerly 75.0 feet, more or less, to intersect the north side of Born Alley, 20 feet wide; thence binding on the north side of said Born Alley Westerly 3.0 feet to intersect the west side of said 3-foot alley and thence binding on the west side of said 3-foot alley Northerly 75.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 19 at the point formed by the intersection of the east side of a 5 foot alley laid out in the

rear of the properties known as Nos. 207 and 209 N. Schroeder Street and the north side of a 5-foot alley laid out in the rear of the properties known as Nos. 928 through 942 W. Lexington Street, said point of beginning being distant Westerly 105.5 feet, more or less, measured along the north side of last said 5 foot alley from the west side of Amity Street, 40 feet wide, and running thence binding on the north side of last said 5 foot alley Westerly 5.0 feet to intersect the west side of said 5-foot alley, mentioned firstly herein; thence binding on the west side of said 5-foot alley, mentioned firstly herein, Northerly 24.0 feet, more or less, to the northernmost extremity of said 5-foot alley, mentioned firstly herein, there situate; thence binding on the northernmost extremity of said 5-foot alley, mentioned firstly herein, Easterly 5.0 feet to intersect the east side of said 5-foot alley, mentioned firstly herein, and thence binding on the east side of said 5-foot alley, mentioned firstly herein, Southerly 24.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 20 at the point formed by the intersection of the east side of Schroeder Street, 66 feet wide, and the north side of Page Court, 10 feet wide, and running thence binding on the north side of said Page Court Easterly 169.0 feet, more or less, to intersect the west side of Amity Street, 20 feet wide; thence binding on the west side of said Amity Street Southerly 10.0 feet to intersect south side of said Page Court; thence binding on the south side of said Page Court, Westerly 169.0 feet, more or less, to intersect the east side of said Schroeder Street, and thence binding on the east side of said Schroeder Street Northerly 10.0 feet to the place of beginning.

Beginning for Parcel No. 21 at the point formed by the intersection of the north side of Fairmount Avenue, 66 feet wide, and the west side of a 4-foot alley laid out contiguous to the west outline of the properties known as No. 924 W. Fairmount Avenue and No. 933 Page Court, said point of beginning being distant Easterly 87.5 feet, more or less, measured along the north side of said Fairmount Avenue from the east side of Schroeder Street, 66 feet wide, and running thence binding on the west side of said 4-foot alley Northerly 74.0 feet, more or less, to intersect the south side of Page Court, 10 feet wide; thence binding on the south side of said Page Court Easterly 4.0 feet to intersect the east side of said 4-foot alley; thence binding on the east side of said 4-foot alley Southerly 74.0 feet, more or less, to intersect the north side of said Fairmount Avenue, and thence binding on the north side of said Fairmount Avenue Westerly 4.0 feet to the place of beginning.

Beginning for Parcel No. 22 at the point formed by the intersection of the south side of Page Court, 10 feet wide, and the east side of a 3-foot alley laid out in the rear of the properties known as Nos. 22 through 28 N. Amity Street, said point of beginning being distant Westerly 51.5 feet, more or less, measured along the south side of said Page Court from the west side of Amity Street, 20 feet wide, and running thence binding on the east side of said 3-foot alley Southerly 45.0 feet, more or less, to the southernmost extremity of said 3-foot alley, there situate; thence binding on the southernmost extremity of said 3-foot alley Westerly 3.0 feet to intersect the west side of said 3-foot alley; thence binding on the west side of said 3-foot alley Northerly 45.0 feet, more or less, to intersect the south side of said Page Court, and thence binding on the south side of said Page Court Easterly 3.0 feet to the place of beginning.

Beginning for Parcel No. 23 at the point formed by the intersection of the south side of Page Court, 10 feet wide, and the west side of a 1.6 foot alley laid out contiguous to the east outline of the property known as No. 937 Page Court, said point of beginning being distant Easterly 72.5 feet, more or less, measured along the south side of said Page Court from the east side of Schroeder Street, 66 feet wide, and running thence binding on the south side of said Page Court, Easterly 1.6 feet to intersect the east side of said 1.6 foot alley; thence binding on the east side of said 1.6 foot alley, Southerly 29.0 feet, more or less, to the southernmost extremity of said 1.6 foot alley, there situate; thence binding on the southernmost extremity of said 1.6 foot alley, Westerly 1.6 feet to intersect the west side of said 1.6 foot alley, and thence binding on the west side of said 1.6 foot alley, Northerly 29.0 feet, more or less, to the place of beginning.

As delineated on Plat 329-A-21A, prepared by the Survey Control Section and filed on May 12, 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 streets and 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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