



Legislation Text

File #: 17-0133, Version: 0

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Introductory*

**City of Baltimore
Council Bill**

Introduced by: The Council President

At the request of: The Administration (Department of Transportation)

A Bill Entitled

An Ordinance concerning

City Streets - Closing - Water Street and Hollingsworth Street

For the purpose of condemning and closing Water Street, extending from Grant Street easterly 157.3 feet, more or less, to South Calvert Street, and Hollingsworth Street, extending from Water Street southerly 159.6 feet, more or less, to East Lombard Street, as shown on Plat 234-A-37A 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 Water Street, extending from Grant Street easterly 157.3 feet, more or less, to South Calvert Street, and Hollingsworth Street, extending from Water Street southerly 159.6 feet, more or less, to East Lombard Street, and more particularly described as follows:

Beginning for Parcel 1 at the point formed by the intersection of the west side of South Calvert Street 74 feet wide, and the south side of Water Street 20 feet wide, the point of beginning being distant Northerly 160 feet, more or less, measured along the west side of South Calvert Street from East Lombard Street 90 feet wide; thence leaving the west side of South Calvert Street and binding on the south side of Water Street, Westerly 157.10 feet, more or less, to intersect the east side of Grant Street 28 feet wide; thence binding on the east side of Grant Street Northerly 20 feet, to the north side of Water Street; thence binding on the north side of Water Street Easterly 157.3 feet, more or less, to intersect the east side of South Calvert Street and thence binding on the east side of South Calvert Street Southerly 20 feet to the place of beginning.

Containing 3,144.40 square feet or 0.0720 acres, more or less.

Beginning for Parcel 2 at the point formed by the intersection of the north side of East Lombard Street 90 feet wide, and the east side of Hollingsworth Street 15 feet wide, the point of beginning being distant Westerly 80.4 feet, more or less, measured along the north side of East Lombard Street from South Calvert Street 74 feet wide; thence binding on the north side of East Lombard Street Westerly 15 feet, to the west side of Hollingsworth Street, thence binding on the west side of Hollingsworth Street Northerly 159.5 feet, more or less, to intersect the south side of Water Street 20 feet wide, thence binding on the south side of Water Street Easterly 15 feet, to the east side of Hollingsworth Street and thence binding on the east side of Hollingsworth Street Southerly 159.6 feet, more or less, to the place of beginning.

Containing 2,393.25 square feet or 0.0548 acres, more or less.

As delineated on Plat 234-A-37A, prepared by the Survey Section and filed on March 11, 2017, in the Office of the Department of Transportation.

Section 2. And be it further ordained, That the proceedings for the condemnation and closing of Water Street and Hollingsworth Street 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 Transportation 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 Transportation 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.