



City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland 21202

Legislation Text

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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 - The Beds of Henneman Avenue, a 10-Foot Alley, and a 20-Foot Alley
FOR the purpose of condemning and closing the beds of Henneman Avenue, a 10-foot alley, and a 20-foot alley, bounded by East Biddle Street, North Wolfe Street, East Chase Street, and Rutland Avenue, as shown on Plat 299-A-16A 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 the beds of Henneman Avenue, a 10-foot alley, and a 20-foot alley, bounded by East Biddle Street, North Wolfe Street, East Chase Street, and Rutland Avenue, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the east side of Rutland Avenue 70 feet wide, and the north side of Henneman Avenue 28 feet wide; thence binding on the north side of Henneman Avenue Easterly 307.0 feet, more or less, to intersect the west side of North Wolfe Street 70 feet wide; thence crossing the existing right of way of Henneman Avenue Southerly 28.0 feet, more or less, to intersect the south side of Henneman Avenue; thence binding on the south side of Henneman Avenue Westerly 307.0 feet, more or less, to intersect the east side of Rutland Avenue; thence crossing the existing right of way of Henneman Avenue Northerly 28.0 feet, more or less, to

the Point of Beginning.

Beginning for Parcel No. 2 at the point formed by the intersection of the east side of Rutland Avenue 70 feet wide, and the south side of a 10-foot alley, said point of beginning being distant Northerly 63.0 feet, more or less, measured along the east side of Rutland Avenue from the point formed by the intersection of the east side of Rutland Avenue and the north side of East Chase Street 66 feet wide; thence crossing said 10-foot alley, Northerly 10.0 feet; thence departing from the east side of Rutland Avenue and binding on the north side of said 10-foot alley Easterly 307.0 feet, more or less, to intersect the west side of North Wolfe Street 70 feet wide; thence crossing said 10-foot alley, Southerly 10.0 feet; thence departing from the west side of North Wolfe Street and binding on the south side of said 10-foot alley Westerly 307.0 feet, more or less, to the Point of Beginning.

Beginning for Parcel No. 3 at the point formed by the intersection of the west side of North Wolfe Street 70 feet wide, and the north side of a 20-foot alley, said point of beginning being distant Southerly 80.0 feet, more or less, measured along the west side of North Wolfe Street from the point formed by the intersection of the south side of East Biddle Street 66 feet wide, and North Wolfe Street; thence crossing said 20-foot alley, Southerly 20 feet; thence departing from the west side of North Wolfe Street and binding on the south side of said 20-foot alley Westerly 307.0 feet, more or less, to intersect the east side of Rutland Avenue 70 feet wide; thence crossing said 20-foot alley, Northerly 20 feet; thence departing from the east side of Rutland Avenue and binding on the north side of said 20-foot alley Easterly 307.0 feet, more or less, to the Point of Beginning.

As delineated on Plat 299-A-16A, prepared by the Survey Section and filed on February 12, 2016, in the Office of the Department of Transportation.

SECTION 2. AND BE IT FURTHER ORDAINED, That the proceedings for the condemnation and closing of the beds of Henneman Avenue, a 10-foot alley, and a 20-foot alley 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 when it is enacted.

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