



Legislation Text

File #: 19-0440, Version: 0

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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 Transportation)

A Bill Entitled

An Ordinance concerning

**Acquisition of Property - Temporary Construction Easements and Permanent Easements**

For the purpose of authorizing the Mayor and City Council of Baltimore to acquire, by purchase or condemnation, the fee simple or other interests as the Director of Transportation may deem necessary in portions of a descriptive property on the south side of Waterview Avenue, rear of 2200-2208 Round Road and known as Ward 25, Section 05, Block 7610, Lot 19, as shown on Plat RW 20-36410, dated November 8, 2016, in the Office of the Director of Transportation, and needed for the Seamon Avenue Storm Drain Project; and providing for a special effective date.

By authority of

Article I - General Provisions

Section 4

and

Article II - General Powers

Sections 2 and 45

Baltimore City Charter

(1996 Edition)

**Section 1. Be it ordained by the Mayor and City Council of Baltimore,** That it is necessary to acquire by purchase or by condemnation, for 4 temporary construction easements and a perpetual easement for municipal utilities and services needed for the Seamon Avenue Storm Drain Project, the fee simple or other interests that the Director of Transportation considers needed or sufficient in portions of a descriptive property on the south side of Waterview Avenue, rear of 2200-2208 Round Road and known as Ward 25, Section 05, Block 7610, Lot 19, as shown on Plat RW 20-36410, dated November 8, 2016 and filed in the Office of the Director of Transportation, and more particularly described as follows:

1. Variable Width Perpetual Easement For Municipal Utilities and Services 25,436 square feet or 0.584 acres, more or less, dated November 8, 2016.
2. Variable Width Temporary Construction Easement #1 For Municipal Utilities and Services 5,352 square feet or 0.123 acres, more or less, as shown on Plat RW20-36410, dated November 8, 2016.

3. Variable Width Temporary Construction Easement #2 For Municipal Utilities and Services 1,751 square feet or 0.040 acres, more or less, as shown on Plat RW20-36410, dated November 8, 2016.
4. *10' Wide Temporary Construction Easement #3 For Municipal Utilities and Services 1,424 square feet or 0.033 acres, more or less, as shown on Plat RW-20-36410, dated November 8, 2016.*
5. Variable Width Temporary Construction Easement #4 For Municipal Utilities and Services 5,320 square feet or 0.122 acres, more or less, as shown on Plat RW20-36410, dated November 8, 2016.

Together with all right, title, interest, and estate that the owner of that property has in all streets, alleys, ways, or lanes, public or private, contained within or abutting the property.

**Section 2. And be it further ordained,** That the Department of Real Estate, or any other person or agency that the Board of Estimates designates, may negotiate and acquire on behalf of the Mayor and City Council of Baltimore the fee simple or other interests in the land and improvements described in this Ordinance as needed or sufficient for the purposes described in this Ordinance. If the Department of Real Estate, or the person or agency otherwise designated by the Board of Estimates, is unable to agree with the owner on the purchase price for the property, it shall promptly notify the City Solicitor, who shall institute the necessary legal proceedings to acquire by condemnation the fee simple or other interests needed or sufficient for the purposes described in this Ordinance.

**Section 3. And be it further ordained,** That proceedings for the acquisition by condemnation of the property described in this Ordinance and all rights of all parties interested or affected shall be in accordance with Title 12 of the Real Property Article of the Maryland Code.

**Section 4. And be it further ordained,** That this Ordinance takes effect on the date it is enacted.