



Legislation Text

File #: 14-0385, **Version:** 0

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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INTRODUCTORY*

CITY OF BALTIMORE
COUNCIL BILL

Introduced by: The Council President
At the request of: The Administration (Department of Housing and Community Development)

A BILL ENTITLED

AN ORDINANCE concerning
Urban Renewal - Johnston Square - Amendment __

FOR the purpose of amending the Urban Renewal Plan for Johnston Square to reauthorize the acquisition of properties within the Project Area, to remove certain properties from the lists in Appendices A and B, and to extend the life of the Plan; waiving certain content and procedural requirements; making the provisions of this Ordinance severable; providing for the application of this Ordinance in conjunction with certain other ordinances; and providing for a special effective date.

BY authority of
Article 13 - Housing and Urban Renewal
Section 2-6
Baltimore City Code
(Edition 2000)

Recitals

The Urban Renewal Plan for Johnston Square was originally approved by the Mayor and City Council of Baltimore by Ordinance 77-357 and last amended by Ordinance 11-448.

An amendment to the Urban Renewal Plan for Johnston Square is necessary to reauthorize the Plan's powers of acquisition and condemnation so that these actions may legally continue, in compliance with § 12-105.1 of the Real Property Article of the Annotated Code of Maryland, to remove certain properties from the lists in Appendices A and B, and to extend the life of the Plan.

Under Article 13, § 2-6 of the Baltimore City Code, no change may be made in any approved renewal plan unless the change is approved in the same manner as that required for the approval of a renewal plan.

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the following changes in the Urban Renewal Plan for Johnston Square are approved:

(1) In the Plan, amend C.1.c. to read as follows:

C. Techniques Used to Achieve Plan Objectives

1. Acquisition

.....

c. The authority to acquire the Properties within the Project Area is expressly confirmed and reauthorized through and including [December 31, 2014] DECEMBER 31, 2018.

(2) In the Plan, in Appendix A, delete the following from the list of properties:

1222 E. Eager Street
1312 E. Eager Street
1319 through 1325 Greenmount Avenue
714 E. Preston Street
718 E. Preston Street
1305 Wirton Street

(3) In the Plan, in Appendix B, delete the following from the list of properties:

1002 N. Eden Street
1028 N. Eden Street
1036 N. Eden Street
1038 N. Eden Street
1120 N. Eden Street

(4) In the Plan, amend D. to read as follows:

The Johnston Square Urban Renewal Plan, as [it may be] amended from time to time, [shall be] IS in full force and effect [for a period of forty (40) years from the date of the original adoption of this Plan by ordinance of the Mayor and City Council of Baltimore] THROUGH AND INCLUDING DECEMBER 31, 2018.

SECTION 2. AND BE IT FURTHER ORDAINED, That the Urban Renewal Plan for Johnston Square, as amended by this Ordinance and identified as “Urban Renewal Plan, Johnston Square, revised to include Amendment ___, dated June 2, 2014”, is approved. The Department of Planning shall file a copy of the amended Urban Renewal Plan with the Department of Legislative Reference as a permanent public record, available for public inspection and information.

SECTION 3. AND BE IT FURTHER ORDAINED, That if the amended Urban Renewal Plan approved by this Ordinance in any way fails to meet the statutory requirements for the content of a renewal plan or for the procedures for the preparation, adoption, and approval of a renewal plan, those requirements are waived and the amended Urban Renewal Plan approved by this Ordinance is exempted from them.

SECTION 4. AND BE IT FURTHER ORDAINED, That if any provision of this Ordinance or the application of this Ordinance to any person or circumstance is held invalid for any reason, the invalidity does not affect any other

provision or any other application of this Ordinance, and for this purpose the provisions of this Ordinance are declared severable.

SECTION 5. AND BE IT FURTHER ORDAINED, That if a provision of this Ordinance concerns the same subject as a provision of any zoning, building, electrical, plumbing, health, fire, or safety law or regulation, the applicable provisions shall be construed to give effect to each. However, if the provisions are found to be in irreconcilable conflict, the one that establishes the higher standard for the protection of the public health and safety prevails. If a provision of this Ordinance is found to be in conflict with an existing provision of any other law or regulation that establishes a lower standard for the protection of the public health and safety, the provision of this Ordinance prevails and the other conflicting provision is repealed to the extent of the conflict.

SECTION 6. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the date it is enacted.

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