



Legislation Text

File #: 17-0035, Version: 0

* **Warning:** This is an unofficial, introductory copy of the bill.
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

City Streets - Closing - West Trenton Street

For the purpose of condemning and closing West Trenton Street, extending from Shirk Alley Westerly 135 feet, more or less, toward Falls Road, as shown on Plat 61-A-30A 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 West Trenton Street, extending from Shirk Alley Westerly 135 feet, more or less, toward Falls Road, and more particularly described as follows:

Beginning for Parcel No. 1 at a point on the North side of West Trenton Street, 20 feet wide, the point of beginning being distant Westerly 160.0 feet, more less, from the intersection of the North side of West Trenton Street and the west side of Maryland Avenue, 66 feet wide; thence crossing the existing right of way of West Trenton Street, Southerly 20.0 feet, more or less, to intersect the south side of West Trenton Street; thence binding on the south side of West Trenton Street, Westerly, 135.0 feet, more or less; thence, crossing the existing right of way of West Trenton Street, Northerly 20.0 feet, more less, to intersect the north side of West Trenton Street; and thence, binding on the north side of West Trenton Street, Easterly, 135.0 feet, more or less, to the point of beginning.

Containing 2,700 square feet, or 0.062 acres of land, more or less.

As delineated on Plat 61-A-30A, prepared by the Survey Section and filed on February 16, 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 West Trenton 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.