



## 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 General Services)  
A BILL ENTITLED

AN ORDINANCE concerning  
**City Streets - Closing - Certain Streets and Alleys Bounded by Ashland Avenue, Chester Street, Eager Street,  
and Patterson Park Avenue**

FOR the purpose of condemning and closing certain streets and alleys bounded by Ashland Avenue, Chester Street, Eager Street, and Patterson Park Avenue and lying within the Middle East Urban Renewal Project, as shown on Plat 348-A-89A in the Office of the Department of General Services; 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 General Services shall proceed to condemn and close certain streets and alleys bounded by Ashland Avenue, Chester Street, Eager Street, and Patterson Park Avenue and lying within the Middle East Urban Renewal Project, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the north side of Ashland Avenue, 66 feet wide, and the west side of Collington Avenue, 66 feet wide, and running thence binding on the west side of said Collington Avenue, Northerly 433.3 feet, more or less, to intersect the south side of Eager Street, 66 feet wide; thence binding on the south side of said Eager Street, Easterly 66.00 feet to intersect the east side of said Collington Avenue; thence binding on the east side of said Collington Avenue, Southerly 433.3 feet, more or less, to intersect the north side of said Ashland Avenue; and thence binding on the north side of said Ashland Avenue, Westerly 66.00 feet to the place of beginning.

Beginning for Parcel No. 2 at the point formed by the intersection of the north side of Ashland Avenue, 66 feet wide, and the west side of Duncan Street, 20 feet wide, and running thence binding on the west side of said Duncan

Street, Northerly 433.3 feet, more or less, to intersect the south side of Eager Street, 66

feet wide; thence binding on the south side of said Eager Street, Easterly 20.00 feet to intersect the east side of said Duncan Street; thence binding on the east side of said Duncan Street, Southerly 433.3 feet, more or less, to intersect the north side of said Ashland Avenue; and thence binding on the north side of said Ashland Avenue, Westerly 20.00 feet to the place of beginning.

Beginning for Parcel No. 3 at the point formed by the intersection of the north side of Ashland Avenue, 66 feet wide, and the west side of a 10-foot alley, laid out in the rear of the properties known as Nos. 901 through 957 N. Chester Street, said point of beginning being distant Easterly 58.0 feet, more or less, measured along the north side of said Ashland Avenue, from the east side of Chester Street, 66 feet wide, and running thence binding on the west side of said 10-foot alley, Northerly 348.8 feet, more or less, to intersect the north side of a 10-foot alley, laid out contiguous to the south outline of the property known as No. 959 N. Chester Street; thence binding in part on the south outline of the property known as No. 959 N. Chester Street, in part on the line of the south outline of said No. 959 N. Chester Street, if projected easterly, and in all, Easterly 5.0 feet to intersect the rear of the property known as No. 952 N. Duncan Street; thence binding on the rear of the property known as No. 952 N. Duncan Street, Southerly 5.8 feet, more or less, to the south outline of said No. 952 N. Duncan Street; thence binding on the south outline of said No. 952 N. Duncan Street, Easterly 5.0 feet to intersect the east side of said 10-foot alley, mentioned firstly herein; thence binding on the east side of said 10-foot alley, mentioned firstly herein, Southerly 343.0 feet, more or less, to intersect the north side of said Ashland Avenue; and thence binding on the north side of said Ashland Avenue, Westerly 10.0 feet to the place of beginning.

Beginning for Parcel No. 4 at the point formed by the intersection of the north side of a 10-foot alley laid out in the rear of the properties known as Nos. 2110 through 2126 Ashland Avenue and the west side of a 9-foot alley, laid out in the rear of the properties known as Nos. 901 through 941 N. Duncan Street, said point of beginning being Easterly 46.0 feet, more or less, measured along the north side of said 10-foot alley from the east side of Duncan Street, 20 feet wide, and thence binding on the west side of said 9-foot alley, Northerly 252.0 feet, more or less, to intersect the south side of a 13-foot alley, laid out contiguous to the north outline of the property known as No. 941 N. Duncan Street; thence binding on the south side of said 13-foot alley, Easterly 9.0 feet to intersect the east side of said 9-foot alley; thence binding on the east side of said 9-foot alley, Southerly 252.0 feet, more or less, to intersect the north side of said 10-foot alley; and thence binding on the north side of said 10-foot alley, Westerly 9.0 feet to the place of beginning.

Beginning for Parcel No. 5 at the point formed by the intersection of the east side of Chester Street, 66 feet wide, and the north side of a 10-foot alley laid out contiguous to the south outline of the property known as No. 959 N. Chester Street, said point of beginning being distant Southerly 84.5 feet, more or less, measured along the east side of said Chester Street from the south side of Eager Street, 66 feet wide, and running thence binding on the north side of said 10-foot alley, Easterly 58.0 feet, more or less, to intersect the west side of a 10-foot alley, laid out in the rear of the properties known as Nos. 901 through 957 N. Chester Street; thence binding on the west side of last said 10-foot alley, Southerly 10.0 feet, to intersect the south side of said 10-foot alley, mentioned firstly herein; thence binding on the south side of said 10-foot alley, mentioned firstly herein, Westerly 58.0 feet, more or less, to intersect the east side of said Chester Street; and thence binding on the east side of said Chester Street, Northerly 10.0 feet to the place of beginning.

Beginning for Parcel No. 6 at the point formed by the intersection of the west side of Collington Street, 66 feet wide, and the south side of a 10-foot alley, laid out in the rear of the properties known as Nos. 2110 through 2126 Ashland Avenue, said point of beginning being distant Northerly 70.0 feet, more or less, measured along the west side of said Collington Avenue, from the north side of Ashland Avenue, 66 feet wide, and running thence binding on the south

side of said 10-foot alley, Westerly 123.0 feet, more or less, to intersect the east side of Duncan Street, 20 feet wide; thence binding on the east side of said Duncan Street, Northerly 10.0 feet, to intersect the north side of said 10-foot alley; thence binding on the north side of said 10-foot alley, Easterly 123.0 feet, more or less, to intersect the west side of said Collington Avenue; and thence binding on the west side of said Collington Avenue, Southerly 10.0 feet to the place of beginning.

Beginning for Parcel No. 7 at the point formed by the intersection of the east side of Duncan Street, 20 feet wide, and the north side of a 13-foot alley, laid out contiguous to the south outline of the property known as No. 951 N. Duncan Street, said point of beginning being distant Southerly 89.0 feet, more or less, measured along the east side of said Duncan Street, from the south side of Eager Street, 66 feet wide, and running thence binding on the north side of said 13-foot alley, Easterly 55.0 feet, more or less, to intersect the line of the east side of a 9-foot alley, if projected northerly, laid out in the rear of the properties known as Nos. 901 through 941 N. Duncan Street; thence binding reversely on the line of the east side of said 9-foot alley, so projected, Southerly 13.0 feet, to intersect the south side of said 13-foot alley; thence binding on the south side of said 13-foot alley, Westerly 55.0 feet, more or less, to intersect the east side of said Duncan Street; and thence binding on the east side of said Duncan Street, Northerly 13.0 feet, to the place of beginning.

Beginning for Parcel No. 8 at the point formed by the intersection of the west side of a 3-foot alley, laid out in the rear of the properties known as Nos. 959 through 971 N. Chester Street and the south side of Eager Street, 66 feet wide, said point of beginning being distant Easterly 60.0 feet, more or less, measured along the south side of said Eager Street from the east side of Chester Street, 66 feet wide, and running thence binding on the south side of said Eager Street, Easterly 3.0 feet to intersect the east side of said 3-foot alley; thence binding on the east side of said 3-foot alley, Southerly 84.5 feet, more or less, to intersect the line of the south outline of the property known as No. 959 N. Chester Street, if projected easterly; thence binding reversely on the line of said south outline, so projected, Westerly 3.0 feet to intersect the west side of said 3-foot alley; and thence binding on the west side of said 3-foot alley, Northerly 84.5 feet, more or less, to the place of beginning.

Beginning for Parcel No. 9 at the point formed by the intersection of the north side of a 3-foot alley laid out in the rear of the properties known as Nos. 2101 through 2109 E. Eager Street, and the west side of Duncan Street, 20 feet wide, said point of beginning being distant Southerly 60.0 feet, more or less, measured along the west side of said Duncan Street from the south side of Eager Street, 66 feet wide, and running thence binding on the west side of said Duncan Street, Southerly 3.0 feet to intersect the south side of said 3-foot alley; thence binding on the south side of said 3-foot alley, Westerly 60.0 feet, more or less, to intersect the east side of a 3-foot alley, laid out in the rear of the properties known as Nos. 959 through 971 N. Chester Street; thence binding on the east side of last said 3-foot alley, Northerly 3.0 feet, to intersect the north side of said 3-foot alley, mentioned firstly herein; and thence binding on the north side of said 3-foot alley, mentioned firstly herein, Easterly 60.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 10 at the point formed by the intersection of the east side of Duncan Street, 20 feet wide, and the north side of a 3-foot alley laid out in the rear of the properties known as Nos. 2111 through 2119 E. Eager Street, said point of beginning being distant Southerly 62.0 feet, more or less, measured along the east side of said Duncan Street from the south side of Eager Street, 66 feet wide, and running thence binding on the north side of said 3-foot alley, Easterly 60.0 feet, more or less, to intersect the west side of a 3-foot alley laid out in the rear of the properties known as Nos. 956 through 970 Collington Avenue; thence binding on the west side of last said 3-foot alley, Southerly 3.0 feet to intersect the south side of said 3-foot alley, mentioned firstly herein; thence binding on the south side of said 3-foot alley, mentioned firstly herein, Westerly 60.0 feet, more or less, to intersect the east side of said Duncan Street; and thence binding on the east side of said Duncan Street, Northerly 3.0 feet to the place of beginning.

Beginning for Parcel No. 11 at the point formed by the intersection of the west side of Duncan Street, 20 feet wide,

and the south side of a 3-foot alley laid out in the rear of the properties known as Nos. 2100/2104 through 2108 Ashland Avenue, said point of beginning being distant Northerly 65.0 feet, more or less, measured along the west side of said Duncan Street from the north side of Ashland Avenue, 66 feet wide, and running thence binding on the south side of said 3-foot alley, Westerly 55.0 feet, more or less, to intersect the east side of a 10-foot alley, laid out in the rear of the properties known as 901/903 through 957 N. Chester Street; thence binding on the east side of said 10-foot alley, Northerly 3.0 feet, to intersect the north side of said 3-foot alley; thence binding on the north side of said 3-foot alley, Easterly 55.0 feet, more or less, to intersect the west side of said Duncan Street; and thence binding on the west side of said Duncan Street, Southerly 3.0 feet to the place of beginning.

Beginning for Parcel No. 12 at the point formed by the intersection of the south side of Eager Street, 66 feet wide, and the east side of a 3-foot alley, laid out in the rear of the properties known as Nos. 956 through 970 N. Collington Avenue, said point of beginning being distant Westerly 60.0 feet, more or less, measured along the south side of said Eager Street from the west side of Collington Avenue, 66 feet wide, and running thence binding on the east side of said 3-foot alley, Southerly 93.0 feet, more or less, to the southernmost extremity of said 3-foot alley, there situate; thence binding on the southernmost extremity of said 3-foot alley, Westerly 3.0 feet, to intersect the west side of said 3-foot alley; thence binding on the west side of said 3-foot alley, Northerly 93.0 feet, more or less, to intersect the south side of said Eager Street; and thence binding on the south side of said Eager Street, Easterly 3.0 feet to the place of beginning.

Beginning for Parcel No. 13 at the point formed by the intersection of the north side of Ashland Avenue, 66 feet wide, and the west side of Madeira Street, 40 feet wide, and running thence binding on the west side of said Madeira Street, Northerly 301.0 feet, more or less, to intersect the south side of Eager Street, 40 feet wide; thence binding on the south side of said Eager Street, Easterly 40.00 feet to intersect the east side of said Madeira Street; thence binding on the east side of said Madeira Street, Southerly 301.0 feet, more or less, to intersect the north side of said Ashland Avenue; and thence binding on the north side of said Ashland Avenue, Westerly 40.00 feet to the place of beginning.

Beginning for Parcel No. 14 at the point formed by the intersection of the south side of Eager Street, 40 feet wide, and the west side of Madeira Street, 40 feet wide, and running thence binding in part on the west side of said Madeira Street, in part on the westernmost extremity of said Eager Street, and in all Northerly 40.00 feet to intersect the north side of said Eager Street; thence binding on the north side of said Eager Street, Easterly 111.8 feet, more or less, to intersect the line of the west side of a 10-foot alley, if projected northerly, laid out in the rear of the properties known as Nos. 901 through 933 N. Madeira Street; thence binding reversely on said line so projected, Southerly 40.00 feet to intersect the south side of said Eager Street; and thence binding on the south side of said Eager Street, Westerly 111.8 feet, more or less, to the place of beginning.

Beginning for Parcel No. 15 at the point formed by the intersection of the north side of Ashland Avenue, 66 feet wide, and the east side of a 10-foot alley laid out in the rear of the properties known as Nos. 901 through 951 N. Collington Avenue, said point of beginning being distant Westerly 72.0 feet, more or less, measured along the north side of said Ashland Avenue from the west side of Madeira Street, 40 feet wide, and running thence binding on the north side of said Ashland Avenue, Westerly 10.0 feet to intersect the west side of said 10-foot alley; thence binding on the west side of said 10-foot alley the three following courses and distances; namely, Northerly 303.9 feet, more or less, Northwesterly 19.6 feet, more or less, and Northerly 11.7 feet, more or less, to intersect the line of the north side of a varying in width alley laid out contiguous to the north side of the property known as No. 936 N. Madeira Street, if projected westerly; thence binding reversely on said line, so projected, Easterly 10.0 feet, to intersect the east side of said 10-foot alley, and thence binding on the east side of said 10-foot alley, the two following courses and distances; namely, Southeasterly 14.1 feet, more or less, and Southerly 320.8 feet, more or less, to the place of beginning.

Beginning for Parcel No. 16 at the point formed by the intersection of the south side of Eager Street, varying in width, and the west side of a 10-foot alley laid out in the rear of the properties known as Nos. 951 through 969 N. Collington Avenue, said point of beginning being distant Southerly 12.5 feet, more or less, measured along the east side of the property known as No. 971 N. Collington Avenue from the south side of said Eager Street, and running thence binding on the northernmost extremity of said 10-foot alley, Easterly 10.00 feet to intersect the east side of said 10-foot alley; thence binding on the east side of said 10-foot alley, Southerly 87.0 feet, more or less, to intersect the north side of an alley, varying in width, laid out in the rear of the properties known as Nos. 2201 through 2207 E. Eager Street; thence binding on the north side of last said alley, Westerly 10.00 feet to intersect the west side of said 10-foot alley; and thence binding on the west side of said 10-foot alley, Northerly 87.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 17 at the point formed by the intersection of the west side of Madeira Street, 40 feet wide, and the south side of a 10-foot alley, laid out in the rear of the properties known as Nos. 2202 through 2210 Ashland Avenue, said point of beginning being distant Northerly 75.0 feet, more or less, measured along the west side of said Madeira Street from the north side of Ashland Avenue, 66 feet wide, and running thence binding on the south side of said 10-foot alley, Westerly 72.0 feet, more or less, to intersect the east side of a 10-foot alley, laid out in the rear of the properties known as Nos. 901 through 951 N. Collington Avenue; thence binding on the east side of last said 10-foot alley, Northerly 10.0 feet to intersect the north side of said 10-foot alley, mentioned firstly herein; thence binding on the north side of said 10-foot alley, mentioned firstly herein, Easterly 72.0 feet, more or less, to intersect the west side of said Madeira Street, and thence binding on the west side of said Madeira Street, Southerly 10.0 feet, to the place of beginning.

Beginning for Parcel No. 18 at the point formed by the intersection of the south side of a 10-foot alley, laid out in the rear of the properties known as Nos. 2212 through 2220 Ashland Avenue, and the east side of Madeira Street, 40 feet wide, said point of beginning being distant Northerly 80.0 feet, more or less, measured along the east side of said Madeira Street from the north side of Ashland Avenue, 66 feet wide, and running thence binding on the east side of said Madeira Street, Northerly 10.00 feet to intersect the north side of said 10-foot alley; thence binding on the north side of said 10-foot alley, Easterly 72.0 feet, more or less, to intersect the west side of a 10-foot alley laid out in the rear of the properties known as Nos. 900 through 942 N. Patterson Park Avenue; thence binding on the west side of last said 10-foot alley, Southerly 10.00 feet to intersect the south side of said 10-foot alley, mentioned firstly herein; and thence binding on the south side of said 10-foot alley, mentioned firstly herein, Westerly 72.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 19 at the point formed by the intersection of the south side of a 10-foot alley laid out in the rear of the properties known as Nos. 2200 through 2232 E. Eager Street and the east side of a 10-foot alley, laid out contiguous to the west side of No. 2200 E. Eager Street, said point of beginning being distant 214.5 feet, more or less, measured along the south side of said 10-foot alley, mentioned firstly herein, from the west side of Patterson Park Avenue, 66 feet wide, and running thence binding on the east side of said 10-foot alley, mentioned secondly herein, Southerly 65.0 feet, more or less, to intersect the north side of a varying in width alley, laid out contiguous to the north outline of the property known as No. 936 Madeira Street; thence binding on the north side of said varying in width alley, Westerly 10.0 feet, more or less, to intersect the west side of said 10-foot alley, mentioned secondly herein; thence binding on the west side of said 10-foot alley, mentioned secondly herein, Northerly 65.0 feet, more or less, to intersect the south side of said 10-foot alley, mentioned firstly herein, and thence binding on the south side of said 10-foot alley, mentioned firstly herein, Easterly 10.0 feet to the place of beginning.

Beginning for Parcel No. 20 at the point formed by the intersection of the west side of Madeira Street, 40 feet wide, and the south side of a varying in width alley, laid out contiguous to the north side of the property known as No. 936 N. Madeira Street, and running thence binding on the west side of said alley, Westerly 72.0 feet, more or less; thence

by a straight line Northwesterly 14.1 feet, more or less, to intersect the north side of said alley; thence binding on the north side of said alley, Easterly 53.3 feet, more or less; to intersect the west side of a 10-foot alley laid out contiguous to the east side of the property known as No. 2207 E. Eager Street; thence binding on the west side of said 10-foot alley, Northerly 8.1 feet, more or less, to intersect the line of the north side of Eager Street, 40 feet wide, if projected westerly; thence binding reversely on said line, so projected, Easterly 23.0 feet, more or less, to intersect the line of the west side of Madeira Street, if projected northerly; and thence binding reversely on said line, so projected, Southerly 21.0 feet, more or less, to the place of beginning.

As delineated on Plat 348-A-89A, prepared by the Survey Control Section and filed on April 23, 2010, in the Office of the Department of General Services.

SECTION 2. AND BE IT FURTHER ORDAINED, That the proceedings for the condemnation and closing of the streets and alleys 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 General Services 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 General Services 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.

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