



## 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 - Eutaw Street, Worcester Street, and Oler Street**

FOR the purpose of condemning and closing (1) Eutaw Street, extending from Oler Street, northeasterly to Worcester Street, (2) Worcester Street, extending from Warner Street, southeasterly to Eutaw Street, and (3) Oler Street, extending from Warner Street, southeasterly to Eutaw Street, as shown on Plat 327-A-7A 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 (1) Eutaw Street, extending from Oler Street, northeasterly to Worcester Street, (2) Worcester Street, extending from Warner Street, southeasterly to Eutaw Street, and (3) Oler Street, extending from Warner Street, southeasterly to Eutaw Street, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the northeast side of Oler Street, 50 feet wide, and the northwest side of Eutaw Street, 45 feet wide, and running thence binding on the northwest side of said Eutaw Street, Northeasterly 273.8 feet, more or less, to intersect the southwest side of Worcester Street, 66 feet wide; thence binding on the southwest side of said Worcester Street, Southeasterly 45.00 feet to intersect the southeast side of said Eutaw Street; thence binding on the southeast side of said Eutaw Street, Southwesterly 273.8 feet, more or less, to intersect the northeast side of said Oler Street, and thence binding on the northeast side of said Oler Street, Northwesterly 45.00 feet to the place of beginning.

Beginning for Parcel No. 2 at the point formed by the intersection of the southwest side of Worcester Street, 66 feet wide, and the southeast side of Warner Street, 66 feet wide, and running thence binding on the southeast side of said Warner Street, Northeasterly 66.00 feet to intersect the northeast side of said Worcester Street; thence binding on the northeast side of said Worcester Street, Southeasterly 270.0 feet, more or less, to intersect the line of the southeast side of Eutaw Street, 45 feet wide, if projected northeasterly; thence binding reversely on said line, so projected, Southwesterly 66.00 feet to intersect the southwest side of said Worcester Street, and thence binding on the southwest side of said Worcester Street, Northwesterly 270.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 3 at the point formed by the intersection of the southwest side of Oler Street, 50 feet wide, and the southeast side of Warner Street, 66 feet wide, and running thence binding on the southeast side of said Warner Street, Northeasterly 50.00 feet to intersect the northeast side of said Oler Street; thence binding on the northeast side of said Oler Street, Southeasterly 270.0 feet, more or less, to intersect the line of the southeast side of Eutaw Street, 45 feet wide, if projected southwesterly; thence binding on the line of the southeast side of said Eutaw Street, so projected, Southwesterly 50.00 feet to intersect the southwest side of said Oler Street, and thence binding on the southwest side of said Oler Street, Northwesterly 270.0 feet, more or less, to the place of beginning.

As delineated on Plat 327-A-7A, prepared by the Survey Control Section and filed on October 14, 2009, 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 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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