



Legislation Text

File #: 17-0139, Version: 0

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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 - North Arch Street, Vine Street, and Rieman Court

For the purpose of condemning and closing North Arch Street, extending from West Lexington Street southerly 183 feet to the south side of Vine Street; Vine Street, extending from Pine Street easterly 441.93 feet, to the west side of North Arch Street; and Rieman Court, extending from North Arch Street easterly 138.83 feet, more or less, to the west side of North Pearl Street, as shown on Plat 345-A-19A 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 North Arch Street, extending from West Lexington Street southerly 183 feet to the south side of Vine Street; Vine Street, extending from Pine Street easterly 441.93 feet, to the west side of North Arch Street; and Rieman Court, extending from North Arch Street easterly 138.83 feet, more or less, to the west side of North Pearl Street, and more particularly described as follows:

Beginning for Parcel 1 at the point formed by the intersection of the north side of Vine Street 43 feet wide, and the east side of Pine Street 50 feet wide, the point of beginning being distant Southerly 139.75 feet, measured along the east side of Pine Street from the south side of West Lexington Street 66 feet wide; thence leaving the east side of Pine Street and binding on the north side of Vine Street Easterly 441.93 feet to intersect the west side of North Arch Street 24 feet wide; thence binding on the west side of North Arch Street Southerly 43 feet to intersect the south side of Vine Street; thence binding on the south side of Vine Street Westerly 441.93 feet to intersect the east side of Pine Street and thence binding on the east side of Pine Street Northerly 43 feet to the place of beginning.

Containing 18,955 square feet or 0.4351 acre, more or less.

Beginning for Parcel 2 at the point formed by the intersection of the south side of Vine Street 43 feet wide, so projected easterly and the east side of North Arch Street 24 feet wide, the point of beginning being distant Northerly 149.9 feet, more or less, measured along the easternmost outline of the property known as number 630 West Fayette Street from the north side of West Fayette Street 66 feet wide; thence leaving the easternmost outline of the property and binding along the south side of Vine Street, so projected easterly, Westerly 24 feet to the west side of North Arch Street; thence binding on the west side of the North Arch Street, Northerly 183 feet to intersect the south side of West Lexington Street 66 feet wide; thence binding on the south side of West Lexington Street Easterly 24 feet to the east side of North Arch Street and thence binding on the east side of North Arch Street Southerly 183 feet to the place of beginning.

Containing 4,386 square feet or 0.1007 acre, more or less.

Beginning for Parcel 3 at the point formed by the intersection of the north side of Rieman Court 16 feet wide, and the west side of North Pearl Street 60 feet wide, the point of beginning being distant Southerly 55 feet measured along the west side of North Pearl Street from the south side of West Lexington Street 66 feet wide; thence binding along the west side of North Pearl Street Southerly 16 feet to the south side of Rieman Court; thence binding on the south side of Rieman Court Westerly 138.81 feet more or less, to intersect the east side of North Arch Street 24 feet wide; thence binding on the east side of North Arch Street Northerly 16 feet to the north side of Rieman Court and thence binding on the north side of Rieman Court Easterly 138.85 feet more or less, to the place of the beginning.

Containing 2,224 square feet or 0.0510 acre, more or less.

As delineated on Plat 345-A-19A, prepared by the Survey Section and filed on May 12, 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 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 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.