



Legislation Details (With Text)

File #: 17-0135 **Version:** 0 **Name:** City Streets - Closing - North Castle Street and 8 Alleys of Varying Widths Lying Between East Eager Street, North Chester Street, Ashland Street, and North Washington Street

Type: Ordinance **Status:** Enacted

File created: 9/25/2017 **In control:** City Council

On agenda: **Final action:** 8/10/2018

Enactment date: **Enactment #:** 18-165

Title: City Streets - Closing - North Castle Street and 8 Alleys of Varying Widths Lying Between East Eager Street, North Chester Street, Ashland Street, and North Washington Street
For the purpose of condemning and closing North Castle Street and 8 alleys of varying widths lying between East Eager Street, North Chester Street, Ashland Avenue, and North Washington Street, as shown on Plat 304-A-7A in the Office of the Department of Transportation; and providing for a special effective date.

Sponsors: City Council President (Administration)

Indexes: City Streets - Closing

Code sections:

Attachments: 1. 17-0135~1st Reader, 2. Planning 17-0135, 3. DOT 17-0135, 4. BDC 17-0135, 5. HCD 17-0135, 6. Law 17-0135, 7. 17-0135~3rd Reader, 8. Completed File_17-0135

Date	Ver.	Action By	Action	Result
9/17/2018	0	Mayor	Signed by Mayor	
8/6/2018	0	City Council	Approved and Sent to the Mayor	
8/6/2018	0	Housing and Urban Affairs Committee	Recommended Favorably	
8/6/2018	0	City Council	3rd Reader, for final passage	
7/24/2018	0	Housing and Urban Affairs Committee	Recommended Favorably	Pass
6/11/2018	0	Housing and Urban Affairs Committee	Scheduled for a Public Hearing	
9/28/2017	0	The City Council	Refer to Dept. of Transportation	
9/28/2017	0	The City Council	Refer to Baltimore Development Corporation	
9/28/2017	0	The City Council	Refer to City Solicitor	
9/28/2017	0	The City Council	Refer to Dept. of Planning	
9/28/2017	0	The City Council	Refer to Dept. of Housing and Community Development	
9/25/2017	0	City Council	Assigned	
9/25/2017	0	City Council	Introduced	

* **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 - North Castle Street and 8 Alleys of Varying Widths Lying Between East Eager Street, North Chester Street, Ashland Street, and North Washington Street

For the purpose of condemning and closing North Castle Street and 8 alleys of varying widths lying between East Eager Street, North Chester Street, Ashland Avenue, and North Washington Street, as shown on Plat 304-A-7A 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 Castle Street and 8 alleys of varying widths lying between East Eager Street, North Chester Street, Ashland Avenue, and North Washington Street, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the west side of North Castle Street 50 feet wide, and the north side of a variable width alley, the point of beginning being distant Southerly 57.0 feet, more or less, measured along the west side of North Castle Street from the point formed by the intersection of the west side of North Castle Street and the south side of East Eager Street 66 feet wide; thence binding on the west side of North Castle Street, Southerly 13.0 feet, more or less, to intersect the south side of the variable width alley; thence binding on the south side of the variable width alley, the 3 following courses and distances Westerly 90.0 feet, more or less, Northerly 3.0 feet, more or less, and Westerly 30.0 feet, more or less, to the west side of the variable width alley; thence crossing the variable width alley Northerly 10 feet, more or less, to intersect the north side of the variable width alley; thence binding on the north side of the variable width alley Easterly 120.0 feet, more or less, to the point of beginning.

Containing 1,470 square feet or 0.034 acres of land, more or less.

Beginning for Parcel No. 2 at the point formed by the intersection of the east side of a 10-foot alley and the north side of a 9-foot alley, the point of beginning being distant westerly 80.0 feet, more or less, measured along the north side of the 9-foot alley from the point formed by the intersection of the west side of North Castle Street 50 feet wide, and the north side of the 9-foot alley; thence binding on the north side of the 9-foot alley Westerly 10.0 feet, more or less, to intersect the west side of the 10-foot alley; thence binding on the west side of the 10-foot alley Northerly 279.8 feet, more or less, to intersect the south side of a variable width alley; thence binding on a portion of the south side of the variable width alley Easterly 10.0 feet, more or less, to intersect the east side of the 10-foot alley; thence binding on the east side of the 10-foot alley Southerly 279.8 feet, more or less, to the point of beginning.

Containing 2,798 square feet or 0.064 acres of land, more or less.

Beginning for Parcel No. 3 at the point formed by the intersection of the west side of a 10-foot alley and the south side of East Eager Street 66 feet wide, the point of beginning being distant Easterly 60.0 feet, more or less, measured along the south side of East Eager Street from the point formed by the intersection of the east side of North Washington Street and the south side of East Eager Street; thence binding on the south side of East Eager Street Easterly 10.0 feet, more or less, to intersect the east side of the 10-foot Alley; thence binding on the east side of the 10-foot alley Southerly 67.0 feet, more or less, to the southernmost extremity of the 10-foot alley thereof; thence binding on the southernmost extremity the 10-foot alley Westerly 10.0 feet, more or less, to intersect the west side of the 10-foot alley; and thence binding on the west side of the 10-foot alley Northerly 67.0 feet, more or less, to the point of beginning.

Containing 670 square feet or 0.015 acres of land, more or less.

Beginning for Parcel No. 4 at the point formed by the intersection of the south side of a 9-foot alley and the east side of North Washington Street 66 feet wide, the point of beginning being distant Northerly 76.0 feet, more or less, measured along the east side of North Washington Street from the point formed by the intersection of the east side of North Washington Street and the north side of Ashland Avenue, 66 feet wide; thence binding on the east side of North Washington Street, Northerly 9.0 feet, more or less, to intersect the north side of the 9-foot alley; thence binding on the north side of the 9-foot alley, Easterly 190.0 feet, more or less, to intersect the west side of North Castle Street 50 feet wide; thence binding on the west side of North Castle Street Southerly 9.0 feet, more or less, to intersect the south side of the 9-foot alley, and thence binding on the south side of the 9-foot alley, Northerly 67.0 feet, more or less, to the point of beginning.

Containing 1,710 square feet or 0.039 acres of land, more or less.

Beginning for Parcel No. 5 at a point formed by the intersection of the south side of a 10-foot alley and the east side of North Castle Street 50 feet wide, the point of beginning being distant Northerly 76.0 feet, more or less, measured along the east side of North Castle Street from the point formed by the intersection of the east side of North Castle Street and the north side of Ashland Avenue, 66 feet wide; thence binding on the east side of North Castle Street, Northerly 10.0 feet, more or less, to intersect the north side of the 10-foot alley; thence binding on the north side of the 10-foot alley, Easterly 90.0 feet, more or less, to intersect the west side of a 12-foot alley; thence binding on the west side of the 12-foot alley Southerly 10.0 feet, more or less, to intersect the south side of the 10-foot alley, and thence binding on the south side of the 10-foot alley, Westerly 90.0 feet, more or less, to the point of beginning.

Containing 900 square feet or 0.021 acres of land, more or less.

Beginning for Parcel No. 6 at the point formed by the intersection of the east side of North Castle Street 50 feet wide, and the north side of an 11.5-foot alley, the point of beginning being distant Southerly 64.0 feet, more or less, measured along the east side of North Castle Street from the point formed by the intersection of the east side of North Castle Street and the south side of East Eager Street 66 feet wide; thence binding on the north side of the 11.5-foot alley Easterly 113.0 feet, more or less, to intersect the west side of a 10-foot alley; thence binding on the west side of the 10-foot alley, Southerly 11.5 feet, more less, to intersect the south side of the 11.5-foot wide alley; thence binding on the south side of the 11.5-foot alley Westerly 113.0 feet, more less, to intersect the east side of North Castle Street; and thence binding on the east side of North Castle Street Northerly 11.5 feet, more or less, to the point of beginning.

Containing 1,300 square feet or 0.030 acres of land, more or less.

Beginning for Parcel No. 7 at the point formed by the intersection of the east side of a 10-foot alley and the south side of East Eager Street 66 feet wide, the point of beginning being distant Westerly 60.0 feet, more or less, measured along the south side of East Eager Street from the point formed by the intersection of the west side of North Chester Street 66 feet wide, and the south side of East Eager Street; thence binding on the east side of the 10-foot alley, Southerly 82.1 feet, more or less, to the southernmost extremity of the 10-foot alley; thence binding on the southernmost extremity the 10-foot alley Westerly 10.0 feet, more or less, to intersect the west side of the 10-foot alley; thence binding on the west side of the 10-foot alley, Northerly 82.1 feet, more or less, to intersect the south side of East Eager Street; and thence binding on the south side of East Eager Street, Easterly 10.0 feet, more or less, to the point of beginning.

Containing 821 square feet or 0.019 acres of land, more or less.

Beginning for Parcel No. 8 at the point formed by the intersection of the north side of Ashland Avenue 66 feet wide, and the east side of a 12-foot alley, the point of beginning being distant Westerly 81.0 feet, more or less, measured along the north side of Ashland Avenue from the point formed by the intersection of the north side of Ashland Avenue and the west side of North Chester Street 66 feet wide; thence binding on the north side of Ashland Avenue, Westerly 12.0 feet, more less, to intersect the west side of the 12-foot alley; thence binding on the west side of the 12-foot alley Northerly 359.2 feet, more less, to intersect the south side of an 11.5-foot alley; thence binding on the south side of the 11.5-foot alley Easterly 23.0 feet to intersect the west side of a 10-foot alley; thence binding on the west side of the 10-foot alley Southerly 6.6 feet, more or less, to the southernmost extremity of the 10-foot alley; thence binding on the southernmost extremity of the 10-foot alley, if projected westerly, Westerly 11.0 feet, more less, to intersect the east side of the 12-foot alley; and thence binding on the east side of the 12-foot alley Southerly 352.7 feet, more less, to the point of beginning.

Containing 4,383 square feet or 0.101 acres of land, more or less.

Beginning for Parcel No. 9 at the point formed by the intersection of the south side of East Eager Street 66 feet wide, and the west side of North Castle Street 50 feet wide; thence binding on the south side of East Eager Street Easterly 50.0 feet, more or less, to intersect the east side of North Castle Street; thence binding on the east side of North Castle Street Southerly 434.8 feet, more or less, to intersect the north side of Ashland Avenue 66 feet wide; thence binding on the north side of Ashland Avenue Westerly 50.0 feet, more or less, to intersect the west side of North Castle Street; and thence binding on the west side of North Castle Street Northerly 434.8 feet, more or less, to the point of beginning.

Containing 21,738 square feet or 0.499 acres of land, more or less.

As delineated on Plat 304-A-7A, prepared by the Survey Section and filed on May 17, 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 street 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 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.