# Legislation Details (With Text)

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| **File #:** | 18-0175 | **Version:** | 0 | **Name:** | City Streets - Closing - All Streets and Alleys Bounded by East Biddle Street, Greenmount Avenue, East Chase Street, and Fallsway |
| **Type:** | Ordinance | | | **Status:** | Enacted |
| **File created:** | 1/8/2018 | | | **In control:** | City Council |
| **On agenda:** | | | | **Final action:** | 12/13/2018 |
| **Enactment date:** | | | | **Enactment #:** | 18-201 |

**Title:** City Streets - Closing - All Streets and Alleys Bounded by East Biddle Street, Greenmount Avenue, East Chase Street, and Fallsway
For the purpose of condemning and closing all streets and alleys bounded by East Biddle Street, Greenmount Avenue, East Chase Street, and Fallsway, as shown on Plat 331-A-14A 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. 18-0175~1st Reader, 2. BDC 18-0175, 3. Planning 18-0175, 4. HCD 18-0175, 5. Law 18-0175, 6. DOT 18-0175, 7. 18-0175~3rd Reader, 8. Completed File_18-0175

| Date | Ver. | Action By | Action | Result |
|---|---|---|---|---|
| 1/14/2019 | 0 | Mayor | Signed by Mayor | |
| 11/19/2018 | 0 | City Council | Approved and Sent to the Mayor | |
| 10/29/2018 | 0 | City Council | 3rd Reader, for final passage | |
| 10/29/2018 | 0 | Housing and Urban Affairs Committee | Recommended Favorably | |
| 10/23/2018 | 0 | Housing and Urban Affairs Committee | Recommended Favorably | Pass |
| 9/17/2018 | 0 | Housing and Urban Affairs Committee | Scheduled for a Public Hearing | |
| 1/11/2018 | 0 | The City Council | Refer to Dept. of Housing and Community Development | |
| 1/11/2018 | 0 | The City Council | Refer to Dept. of Transportation | |
| 1/11/2018 | 0 | The City Council | Refer to Baltimore Development Corporation | |
| 1/11/2018 | 0 | The City Council | Refer to City Solicitor | |
| 1/11/2018 | 0 | The City Council | Refer to Dept. of Planning | |
| 1/8/2018 | 0 | City Council | Assigned | |
| 1/8/2018 | 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 - All Streets and Alleys Bounded by East Biddle Street, Greenmount Avenue, East Chase Street, and Fallsway**
For the purpose of condemning and closing all streets and alleys bounded by East Biddle Street, Greenmount Avenue, East Chase Street, and Fallsway, as shown on Plat 331-A-14A 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 all streets and alleys bounded by East Biddle Street, Greenmount Avenue, East Chase Street, and Fallsway, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the east side of Barclay Street 66 feet wide, and the south side of East Biddle Street 66 feet wide, the point of beginning being distant Westerly 168.0 feet, more or less, measured along the south side of East Biddle Street from the point formed by the intersection of the south side of East Biddle Street and the west side of Brentwood Avenue 60 feet wide; thence binding on the east side of Barclay Street Southerly 319.0 feet, more or less, to intersect the north side of East Chase Street 66 feet wide; thence binding on the north side of East Chase Street Westerly 66.0 feet, more or less, to intersect the west side of Barclay Street; thence binding on the west side of Barclay Street Northerly 319.0 feet, more or less, to intersect the south side of East Biddle Street and thence binding on the south side of East Biddle Street Easterly 66.0 feet, more or less, to the point of beginning.

Containing 21,054 square feet or 0.483 acres of land, more or less.

Beginning for Parcel No. 2 at the point formed by the intersection of the west side of Brentwood Avenue 60 feet wide, and the north side of a 10-foot alley, the point of beginning being distant Southerly 78.0 feet, more or less, measured along the west side of Brentwood Avenue from the point formed by the intersection of the west side of Brentwood Avenue and the south side of East Biddle Street 66 feet wide; thence binding on the west side of Brentwood Avenue, Southerly 10.0 feet, more or less, to intersect the south side of the 10-foot alley; thence binding on the south side of the 10-foot alley Westerly 168.0 feet, more less, to intersect the east side of Barclay Street 66 feet wide; thence binding on the east side of Barclay Street Northerly 10 feet, more or less, to intersect the north side of the 10-foot alley and thence binding on the north side of the 10-foot alley Easterly 168.0 feet, more or less, to the point of beginning.

Containing 1,680 square feet or 0.039 acres of land, more or less.


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Beginning for Parcel No. 3 at the point formed by the intersection of the east side of a 10-foot alley and the south side of a second 10-foot alley, the point of beginning being distant Westerly 84.0 feet, more or less, measured along the south side of the second 10-foot alley from the point formed by the intersection of the south side of the second 10-foot alley and the west side of Brentwood Avenue 60 feet wide; thence binding on the east side of the first 10-foot alley Southerly 131.0 feet, more or less, to intersect the north side of a third 10-foot alley; thence binding on the north side of the third 10-foot alley Westerly 10.0 feet, more less, to intersect the west side of the first 10-foot alley; thence binding on the west side of the first 10-foot alley Northerly 131.0 feet, more or less, to intersect the south side of the second 10-foot alley and thence binding on the south side of the second 10-foot alley Easterly 10.0 feet, more or less, to the point of beginning.

Containing 1,310 square feet or 0.030 acres of land, more or less.

Beginning for Parcel No. 4 at the point formed by the intersection of the west side of Brentwood Avenue 60 feet wide, and the south side of a 10-foot alley, the point of beginning being distant Northerly 90.0 feet, more or less, measured along the west side of Brentwood Avenue from the point formed by the intersection of the west side of Brentwood Avenue and the north side of East Chase Street 66 feet wide; thence binding on the south side of the 10-foot alley Westerly 168.0 feet, more or less, to intersect the east side of Barclay Street 66 feet wide; thence binding on the east side of Barclay Street Northerly 10 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 168.0 feet, more or less, to intersect the west side of Brentwood Avenue and thence binding on the west side of Brentwood Avenue, Southerly 10.0 feet, more or less, to the point of beginning.

Containing 1,680 square feet or 0.039 acres of land, more or less.

Beginning for Parcel No. 5 at the point formed by the intersection of the south side of East Biddle Street 66 feet wide, and the west side of Brentwood Avenue 60 feet wide, the point of beginning being distant Easterly 168.0 feet, more or less, measured along the south side of East Biddle Street from the point formed by the intersection of the south side of East Biddle Street and the east side of Barclay Street 66 feet wide; thence binding on the south side of East Biddle Street Easterly 60.0 feet, more or less, to intersect the east side of Brentwood Avenue; thence binding on the east side of Brentwood Avenue Southerly 324.2 feet, more or less, to intersect the north side of East Chase Street 66 feet wide; thence binding on the north side of East Chase Street Westerly 60.0 feet, more or less, to intersect the west side of Brentwood Avenue and thence binding on the west side of Brentwood Avenue Northerly 324.2 feet, more or less, to the point of beginning.

Containing 19,454 square feet or 0.447 acres of land, more or less.

Beginning for Parcel No. 6 at the point formed by the intersection of the south side of a 10-foot alley and the east side of Brentwood Avenue 60 feet wide, the point of beginning being distant Northerly 115.0 feet, more or less, measured along the east side of Brentwood Avenue from the point formed by the intersection of the east side of Brentwood Avenue and the north side of East Chase Street 66 feet wide; thence binding on the east side of Brentwood Avenue, 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 74.3 feet, more or less, to intersect the west side of a 10-foot Alley; thence binding on the west side of the second 10-foot alley Southerly 10.0 feet, more or less, to intersect the south side of the first 10-foot alley and thence binding on the south side of the first 10- foot alley, Westerly 75.0 feet, more or less, to the point of beginning.

Containing 747 square feet or 0.017 acres of land, more or less.



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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 Biddle Street 66 feet wide, the point of beginning being distant Westerly 60.0 feet, more or less, measured along the south side of East Biddle Street from the point formed by the intersection of the south side of East Biddle Street and the west side of Forrest Street 50 feet wide; thence binding on the east side of the 10-foot alley Southerly 252.8 feet, more or less, to the southernmost extremity of the 10-foot alley thereof; thence binding on the southernmost extremity of the 10-foot alley Westerly 10 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 252.8 feet, more or less, to intersect the south side of East Biddle Street and thence binding on the south side of East Biddle Street Easterly 10.0 feet, more or less, to the point of beginning.

Containing 2,528 square feet or 0.058 acres of land, more or less.

Beginning for Parcel No. 8 at the point formed by the intersection of the west side of Forrest Street 50 feet wide and the south side of East Biddle Street 66 feet wide, the point of beginning being distant Easterly 131.0 feet, more or less, measured along the south side of East Biddle Street from the point formed by the intersection of the south side of East Biddle Street and the east side of Brentwood Avenue 60 feet wide; thence binding on the south side of East Biddle Street Easterly 50.6 feet, more or less, to intersect the east side of Forrest Street; thence binding on the east side of Forrest Street Southerly 328.1 feet, more or less, to intersect the north side of East Chase Street 66 feet wide; thence binding on the north side of East Chase Street Westerly 50.6 feet, more or less, to intersect the west side of Forrest Street and thence binding on the west side of Forrest Street Northerly 328.1 feet, more or less, to the point of beginning.

Containing 16,405 square feet or 0.377 acres of land, more or less.

Beginning for Parcel No. 9 at the point formed by the intersection of the east side of Forrest Street 50 feet wide, and the north side of a 10-foot alley, the point of beginning being distant Southerly 75.0 feet, more or less, measured along the east side of Forrest Street from the point formed by the intersection of the east side of Forrest Street and the south side of East Biddle Street 66 feet wide; thence binding on the north side of the 10-foot alley Easterly 93.4 feet, more or less, to intersect the west side of Nursery Place varying in width; thence binding on the west side of Nursery Place Southerly 10.1 feet, more less, to intersect the south side of the 10-foot alley; thence binding on the south side of the 10-foot alley Westerly 93.4 feet, more or less, to intersect the east side of Forrest Street and thence binding on the east side of Forrest Street Northerly 10.1 feet, more or less, to the point of beginning.

Containing 934 square feet or 0.021 acres of land, more or less.

Beginning for Parcel No. 10 at the point formed by the intersection of the east side of Nursery Place, varying in width, and the south side of East Biddle Street 66 feet wide, the point of beginning being distant Westerly 120.0 feet, more or less, measured along the south side of East Biddle Street from the point formed by the intersection of the south side of East Biddle Street and the west side of Greenmount Avenue 66 feet wide; thence binding on the east side of Nursery Place Southerly 328.1 feet, more or less, to intersect the north side of East Chase Street 66 feet wide; thence binding on the north side of East Chase Street Westerly 12.1 feet, more or less, to intersect the west side of Nursery Place; thence binding on the west side of Nursery Place the 7 following courses and distances Northerly 205.9 feet, more or less, Westerly 6.6 feet, more or less, Northerly 7.2 feet, more or less, Easterly 1.6 feet, more or less, Northerly 15.0 feet, more or less, Westerly 1.6 feet, more or less, Northerly 100.0 feet, more or less, to intersect to the south side of East Biddle Street and thence binding on the south side of East Biddle Street Easterly 18.7 feet, more or less, to the point of beginning.

Containing 4,711 square feet or 0.108 acres of land, more or less.



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As delineated on Plat 331-A-14A, prepared by the Survey Section and filed on June 21, 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 all streets and alleys bounded by East Biddle Street, Greenmount Avenue, East Chase Street, and Fallsway 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.