



Legislation Details (With Text)

File #: 20-0580 **Version:** 0 **Name:** City Streets - Closing - A Portion of South Boston Street Extending from South Haven Street

Type: Ordinance **Status:** Enacted

File created: 8/17/2020 **In control:** City Council

On agenda: **Final action:** 12/2/2020

Enactment date: **Enactment #:** 20-453

Title: City Streets - Closing - A Portion of South Boston Street Extending from South Haven Street
For the purpose of condemning and closing a variable width portion of South Boston Street, extending from South Haven Street, Westerly 723.60 feet, more or less, as shown on Plat 349-A-43A 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. 20-0580~1st Reader, 2. BDC 20-0580, 3. Law 20-0580, 4. HCD 20-0580, 5. Planning 20-0580, 6. DOT 20-0580, 7. 2nd Reader Amendments 20-0580, 8. 20-0580~3rd Reader, 9. Signed Ordinance 20-0580

Date	Ver.	Action By	Action	Result
12/7/2020	0	Mayor	Signed by Mayor	
11/2/2020	0	City Council	Advanced to 3rd Reader on same day	
11/2/2020	0	City Council	Approved and Sent to the Mayor	
11/2/2020	0	Housing and Urban Affairs Committee	Recommended Favorably with Amendment	
10/27/2020	0	Housing and Urban Affairs Committee	Recommended Favorably with Amendment	Pass
9/21/2020	0	Housing and Urban Affairs Committee	Scheduled for a Public Hearing	
8/20/2020	0	The City Council	Refer to Dept. of Housing and Community Development	
8/20/2020	0	The City Council	Refer to Dept. of Transportation	
8/20/2020	0	The City Council	Refer to Baltimore Development Corporation	
8/20/2020	0	The City Council	Refer to City Solicitor	
8/20/2020	0	The City Council	Refer to Dept. of Planning	
8/17/2020	0	City Council	Introduced	
8/17/2020	0	City Council	Assigned	

* **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 - A Portion of South Boston Street Extending from South Haven Street
For the purpose of condemning and closing a variable width portion of South Boston Street, extending from South Haven Street, Westerly 723.60 feet, more or less, as shown on Plat 349-A-43A 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 a variable width portion of South Boston Street, extending from South Haven Street, Westerly 723.60 feet, more or less, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the west side of S. Haven Street, 60 feet wide, and the north side of Boston Street, varying in width; thence binding on the west side of S. Haven Street, projected southerly, South $02^{\circ} 53' 34''$ East 99.72 feet; thence for new lines of division, the four following courses and distances, namely (1) South $86^{\circ} 57' 34''$ West 656.73 feet; (2) N $66^{\circ} 04' 33''$ West 18.16 feet; (3) South $86^{\circ} 57' 37''$ West 50.41 feet; (4) North $03^{\circ} 03' 23''$ West 91.80 feet to intersect the north side of Boston Street and thence binding on the north side of Boston Street, North $86^{\circ} 59' 03''$ East 723.60 feet to the place of beginning.

Containing 71,774 square feet or 1.6477 acres, more or less.

As delineated on Plat 349-A-43A, prepared by Karins and Associates, and filed on July 17, 2020, in the Office of the Department of Transportation.

Section 2. And be it further ordained, That the proceedings for the condemnation and closing of a variable width portion of Boston Street 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.