



City of Baltimore

City Council
City Hall, Room 408
100 North Holliday Street
Baltimore, Maryland 21202

Legislation Text

File #: 07-0772, **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 Public Works)
A BILL ENTITLED

AN ORDINANCE concerning **City Streets - Closing - Dallas Street and a 2.5 Foot Wide Alley**

FOR the purpose of condemning and closing (1) Dallas Street, extending from Fleet Street southerly to Aliceanna Street and (2) a 2.5 foot wide alley laid out in the rear of the properties known as 1508 through 1514 Aliceanna Street, extending from Dallas Street easterly to its easternmost extremity, and lying within the Fells Point Urban Renewal Project, as shown on Plat 346-A-59 in the Office of the Department of Public Works; 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 Public Works shall proceed to condemn and close (1) Dallas Street, extending from Fleet Street southerly to Aliceanna Street and (2) a 2.5 foot wide alley laid out in the rear of the properties known as 1508 through 1514 Aliceanna Street, extending from Dallas Street, easterly to its easternmost extremity, and lying within the Fells Point Urban Renewal Project, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the west side of Dallas Street, 20 feet wide, and the south side of Fleet Street, 70 feet wide, and running thence binding on the south side of said Fleet Street, Easterly 20.0 feet to intersect the east side of said Dallas Street; thence binding on the east side of said Dallas Street, Southerly 303.7 feet, more or less, to intersect the north side of Aliceanna Street, 70 feet wide; thence binding on the north side of said Aliceanna Street, Westerly 20 feet to intersect the west side of said Dallas Street, and thence binding on the west side of said Dallas Street, Northerly 303.7 feet, more or less, to the place of beginning.

Beginning for Parcel No. 2 at the point formed by the intersection of the south side of a 2.5 foot alley laid out in the rear of the properties known as Nos. 1508 through 1514 Aliceanna Street, and the east side of Dallas Street, 20 feet wide, said point of beginning being distant northerly 57.50 feet measured along the east side of said Dallas Street from the north side of Aliceanna Street, 70 feet wide, and running thence binding on the east side of said Dallas Street, Northerly 2.5 feet to intersect the north side of said 2.5 foot alley; thence binding on the north side of said 2.5 foot alley, Easterly 54.0 feet, more or less, to the easternmost extremity of said 2.5 foot alley; thence binding on the easternmost extremity of said 2.5 foot alley, Southerly 2.5 feet to intersect the south side of said 2.5 foot alley, and thence binding on the south side of said 2.5 foot alley, Westerly 54.0 feet, more or less, to the place of beginning.

As delineated on Plat 346-A-59, prepared by the Survey Control Section and filed on August 3, 2007, in the Office of the Department of Public Works.

SECTION 2. AND BE IT FURTHER ORDAINED, That the proceedings for the condemnation and closing of Dallas Street and a 2.5 foot wide alley 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 Public Works 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 Public Works 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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