



City of Baltimore

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

Legislation Text

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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 - A Certain Street and Alleys Lying Within the Area Bounded by Pleasant Street, St. Paul Place, the Orleans Street Viaduct, and Calvert Street

FOR the purpose of condemning and closing a certain street and alleys lying within the area bounded by Pleasant Street, St. Paul Place, the Orleans Street Viaduct, and Calvert Street, as shown on Plat 114-A-26A 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 a certain street and alleys lying within the area bounded by Pleasant Street, St. Paul Place, the Orleans Street Viaduct, and Calvert Street, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the north side of Pleasant Street, 49.5 feet wide, and the west side of Hargrove Alley, 20 feet wide, said point of beginning being distant easterly 90.00 feet measured along the north side of said Pleasant Street from the east side of St. Paul Place, 54 feet wide, and running thence binding on the west side of said Hargrove Alley, Northerly 173.0 feet, more or less, to intersect the south side of Mulberry Street, 50 feet wide; thence binding on the south side of said Mulberry Street, Easterly 20.0 feet to intersect the east side of said Hargrove Alley; thence binding on the east side of said Hargrove Alley, Southerly 173.0 feet, more or less, to intersect the north side of said Pleasant Street, and thence binding on the north side of said Pleasant Street, Westerly 20.0 feet to the place of beginning.

Beginning for Parcel No. 2 at the point formed by the intersection of the east side of St. Paul Place, 54 feet wide, and the north side of Mulberry Street, 50 feet wide, and running thence binding on the north side of said Mulberry Street, on the line of the north side of said Mulberry Street, if projected easterly, and in all, Easterly 116.0 feet, more or less, to intersect the east side of Hargrove Alley, 20 feet wide; thence binding on the east side of said Hargrove Alley, Southerly 50.0 feet to intersect the line of the south side of said Mulberry Street, if projected easterly; thence binding reversely on the line of the south side of said Mulberry Street, so projected, on the south side of said Mulberry Street, and in all, Westerly 110.0 feet, more or less, to intersect the east side of said St. Paul Place, and thence binding on the east side of said St. Paul Place, Northerly 50.3 feet, more or less, to the place of beginning.

Beginning for Parcel No. 3 at the point formed by the intersection of the north side of Mulberry Street, 50 feet wide, and the east side of St. Paul Place, 54 feet wide, and running thence binding on the east side of said St. Paul Place, Northerly 54.7 feet, more or less, to intersect the south side of The Orleans Street Viaduct, varying in width; thence binding on the south side of said Orleans Street Viaduct, Easterly 96.0 feet, more or less, to intersect the west side of Hargrove Alley, 20 feet wide; thence binding on the west side of said Hargrove Alley, Southerly 52.5 feet, more or less, to intersect the north side of said Mulberry Street, and thence binding on the north side of said Mulberry Street, Westerly 96.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 4 at the point formed by the intersection of the west side of a 3 foot alley, laid out in the rear of the properties formerly known as No. 343 and No. 345 St. Paul Place, and the south side of Mulberry Street, 50 feet wide, said point of beginning being easterly 64.8 feet, more or less, measured along the south side of said Mulberry Street from the east side of St. Paul Place, 54 feet wide, and running thence binding on the south side of said Mulberry Street, Easterly 3.0 feet to intersect the east side of said 3 foot alley; thence binding on the east side of said 3 foot alley, Southerly 50.0 feet, more or less, to the southernmost extremity of said 3 foot alley; thence binding on the southernmost extremity of said 3 foot alley, Westerly 3.0 feet to intersect the west side of said 3 foot alley, and thence binding on the west side of said 3 foot alley, Northerly 50.0 feet, more or less, to the place of beginning.

Beginning for Parcel No. 5 at the point formed by the intersection of the north side of Mulberry Street, 50 feet wide, and the west side of Hargrove Alley, 20 feet wide, said point of beginning being distant easterly 96.0 feet, more or less, measured along the north side of said Mulberry Street from the east side of St. Paul Place, 54 feet wide, and running thence binding on the west side of said Hargrove Alley, Northerly 18.1 feet, more or less; thence by a straight line drawn at a right angle to the west side of said Hargrove Alley, Easterly 20.0 feet to intersect the east side of said Hargrove Alley; thence binding on the east side of said Hargrove Alley, Southerly 18.1 feet, more or less, to intersect the north side of said Mulberry Street, and thence binding on the north side of said Mulberry Street, Westerly 20.0 feet to the place of beginning.

As delineated on Plat 114-A-26A, prepared by the Survey Control Section and filed on September 6, 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 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 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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