



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 General Services)

A BILL ENTITLED

AN ORDINANCE concerning

City Streets - Closing - Certain Streets and Alleys Bounded by East 21st Street, Greenmount Avenue, East 20th Street, and Barclay Street

FOR the purpose of condemning and closing certain streets and alleys bounded by East 21st Street, Greenmount Avenue, East 20th Street, and Barclay Street (Ward 12, Section 12, Block 3805), as shown on Plat 91-A-52A in the Office of the Department of General Services; 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 General Services shall proceed to condemn and close certain streets and alleys bounded by East 21st Street, Greenmount Avenue, East 20th Street, and Barclay Street (Ward 12, Section 12, Block 3805), and more particularly described as follows:

Beginning for Parcel No. 1 at a point on the west side of a 10-foot alley, said point of beginning being distant Northerly 16.0 feet more or less, measured along the west side of said alley, from the north side of Worsley Street 23 feet wide, said alley being 290.5 feet more or less, east of Barclay Street 66 feet wide, thence binding on the west side of said alley, Northerly 81.9 feet more or less, to intersect the north side of another 10-foot alley, laid out in the rear of the properties formerly known as Nos. 414 through 434 Worsley Street, thence binding on the north side of said alley, Easterly 10 feet, to intersect the east side of said alley, firstly mentioned herein, thence binding on the east side of said alley, Southerly 81.9 feet more or less, to a point on the east side of said 10-foot alley, said point being at the line of division between the properties known as Nos. 2002 and 2004 Greenmount Avenue, and thence crossing said alley, Westerly 10 feet to the point of beginning.

Beginning for Parcel No. 2 at the point formed by the intersection of the south side of a 10-foot alley and the west side of another 10-foot alley, said point of beginning being distant 87.9 feet more or less, measured along the west side of said alley secondly mentioned from the north side of Worsley Street 23 feet wide, said alley being 290.5 feet, more or less, east of said Barclay Street and running thence binding on the west side of said alley, Westerly 135.6 feet more or less, to intersect the west side of a 3-foot alley, thence binding on the west side of said alley, Northerly 10 feet to the north side of said 10-foot alley firstly mentioned herein, and laid out in the rear of the properties formerly known as Nos. 412 through 434 Worsley Street, thence binding on the north side of said alley firstly mentioned, Easterly 135.7 feet more or less, to intersect the west side of the 10-foot alley secondly mentioned herein, laid out in the rear of the properties known as Nos. 2002 through 2016 Greenmount Avenue; and thence binding on the west side of said alley, Southerly 10 feet to the point of beginning.

Beginning for Parcel No. 3 at the point formed by the intersection of the south side of a 4-foot alley and the east side of a 3-foot alley, said point of beginning being distant 51 feet more or less, measured along the east division line of the property formerly known as No. 412 Worsley Street, from the north side of said Worsley Street and running thence binding on the east side of said alley, Westerly 3 feet to the point formed by the intersection of the south side of said 4-foot alley and the west side of said 3-foot alley so projected; thence binding on the west side of said alley, Northerly 36.9 feet more or less, to the south side of a 10-foot alley, and thence binding on the south side of said 10-foot alley, to the point formed by the intersection of the south side of said 10-foot alley and the east side of said 3-foot alley, Southerly 36.9 feet more or less, to the point of beginning.

Beginning for Parcel No. 4 at a point on the east side of a 5-foot alley said point of beginning being distant, Northerly 51 feet more or less, measured along the east side of said alley, from the north side of Worsley Street 23 feet wide, and running thence binding Northerly 4 feet to the northwest corner of a 4-foot alley, laid out in the rear of the properties formerly known as numbers 400 through 412 Worsley Street, thence binding on the northwest corner of said alley, Easterly 81.0 feet more or less, to intersect the west side of a 3-foot alley, thence binding on the west side of said alley, Southerly 4 feet to intersect the south side of said 4-foot alley, and thence binding on the south side of said 4-foot alley, Westerly 81.0 feet more or less, to the point of beginning.

As delineated on Plat 91-A-52A, prepared by the Survey Control Section and filed on December 26, 2013, in the Office of the Department of General Services.

SECTION 2. AND BE IT FURTHER ORDAINED, That the proceedings for the condemnation and closing of certain streets and alleys bounded by East 21st Street, Greenmount Avenue, East 20th Street, and Barclay 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 General Services 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 General Services 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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