



# City of Baltimore

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

## Legislation Text

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**File #:** 15-0595, **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 Transportation)

### A BILL ENTITLED

AN ORDINANCE concerning

#### **City Streets - Closing - Baylis Street**

FOR the purpose of condemning and closing Baylis Street, extending from Boston Street southerly 987.50 feet, more or less, to the CSX Railroad right-of-way, formerly known as Danville Avenue, as shown on Plat 92-A-33A, 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 Baylis Street, extending from Boston Street southerly 987.50 feet, more or less, to the CSX Railroad right-of-way, formerly known as Danville Avenue, and more particularly described as follows:

Beginning for Parcel 1 at the point formed by the intersection of the south side of Boston Street 70 feet wide, and the west side of Baylis Street 60 feet wide, and running thence binding on the south side of Boston Street,

- (1) North 87° 08' 58" East 60.00 feet to the east side of Baylis Street, thence
- (2) South 02° 51' 21" East 987.50 feet to intersect the north side of the CSX Railroad Right-of-

Way formerly known as Danville Avenue thence,

(3) South 87° 12' 40" West 60.00 feet to the west side of Baylis Street, thence

(4) North 02° 51' 21" West 987.43 feet to the place of beginning.

Containing 59,248 square feet or 1.360 acres of land, more or less.

As delineated on Plat 92-A-33A, prepared by the Survey Section and filed on August 12, 2015, in the Office of the Department of Transportation.

SECTION 2. AND BE IT FURTHER ORDAINED, That the proceedings for the condemnation and closing of Baylis Street, extending from Boston Street southerly 987.50 feet, more or less, to the CSX Railroad right-of-way 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 prior to the completion of the administrative closing process for the bed of Baylis Street, the fee simple owner shall convey to the Mayor and City Council of Baltimore a 40-foot wide Right-of-Way and Easement for municipal utilities and services as more clearly shown on Plat 92-A-33A. 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, have been removed and relaid in accordance with the specifications and under the direction of the Director of Transportation, at the expense of the person seeking to erect the building or structure.

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 when it is enacted.

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