



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 Transportation)

A Bill Entitled

An Ordinance concerning

City Streets - Closing - Wilcox Street and 5 Alleys Bounded by East Chase Street, Ensor Street, East Eager Street, and Valley Street

For the purpose of condemning and closing Wilcox Street and 5 alleys bounded by East Chase Street, Ensor Street, East Eager Street, and Valley Street, as shown on Plat 331-A-15A 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 Wilcox Street and 5 alleys bounded by East Chase Street, Ensor Street, East Eager Street, and Valley Street, and more particularly described as follows:

Beginning for Parcel No. 1 at the point formed by the intersection of the east side of Wilcox Street 30 feet wide, and the south side of a 5-foot alley, the point of beginning being distant Northerly 80 feet, more or less, measured along the east side of Wilcox Street from the point formed by the intersection of the east side of Wilcox Street and the north side of East Eager Street 66 feet wide; thence binding on the east side of Wilcox Street Northerly 5.0 feet to intersect the north side of the 5-foot alley; thence binding on the north side of the 5-foot alley Easterly 53.6 feet, more or less, to the easternmost extremity of the 5-foot alley; thence binding on the easternmost extremity of the 5-foot alley Southerly 5.0 feet to the south side of the 5-foot alley and thence binding on the south side of the 5-foot alley Westerly 54.2 feet, more or less, to the point of beginning.

Containing 270 square feet or 0.006 acres of land, more or less.

Beginning for Parcel No. 2 at the point formed by the intersection of the west side of Wilcox Street 30 feet wide, and the north side of a 3-foot alley, the point of beginning being distant Southerly 57 feet, more or less, measured along the west side of Wilcox Street from the point formed by the intersection of the west side of Wilcox Street and the south side of East Chase Street 66 feet wide; thence binding on the west side of Wilcox Street Southerly 3.0 feet to intersect the south side of the 3-foot alley; thence binding on the south side of the 3-foot alley the 5 following courses and distances Westerly 38.0 feet, more or less, Southerly 3.0 feet, Westerly 27.5 feet, more or less, Southerly 11.0 feet, more or less, and Westerly 3.5 feet, more or less, to intersect the east side of a 12-foot alley; thence binding on the east side of the 12-foot alley so projected Northerly 14.0 feet, more or less, to intersect the north side of the 3-foot alley; thence binding on the north side of the 3-foot alley the 3 following courses and distances Easterly 28.0 feet, more or less, Northerly 3.0 feet, more or less, and Easterly 41.0 feet, more or less to the point of beginning.

Containing 254 square feet or 0.006 acres of land, more or less.

Beginning for Parcel No. 3 at the point formed by the intersection of the east side of Valley Street 65 feet wide, and the north side of a variable width alley, the point of beginning being distant Southerly 100 feet, more or less, measured along the east side of Valley Street from the point formed by the intersection of the east side of Valley Street and the south side of East Chase Street 66 feet wide; thence binding on the north side of the variable width alley the 2 following courses and distances Easterly 56.3 feet, more or less, and Easterly 24.2 feet, more or less, to intersect the west side of a 12-foot alley; thence binding on the west side of the 12-foot alley Southerly 13.0 feet, more or less, to intersect the south side of the variable width alley; thence binding on the south side of the variable width alley Westerly 80.3 feet, more or less, to intersect the east side of Valley Street; and thence binding on the east side of Valley Street Northerly 10.0 feet, more or less, to the point of beginning.

Containing 839 square feet or 0.019 acres of land, more or less.

Beginning for Parcel No. 4 at the point formed by the intersection of the west side of Wilcox Street 30 feet wide, and the north side of East Eager Street 66 feet wide, the point of beginning being distant Easterly 163 feet, more or less, measured along the north side of East Eager Street from the point formed by the intersection of the north side of East Eager Street and the east side of Valley Street 65 feet wide; thence binding on the west side of Wilcox Street Northerly 90.0 feet, more or less, to the northernmost extremity of Wilcox Street; thence binding on the northernmost extremity of Wilcox Street Easterly 30.0 feet, more or less, to intersect the east side of Wilcox Street; thence binding on the east side of Wilcox Street Southerly 90.0 feet, more or less, to intersect the north side of East Eager Street; and thence binding on the north side of East Eager Street Westerly 30.0 feet to the place of beginning.

Containing 2,700 square feet or 0.062 acres of land, more or less.

Beginning for Parcel No. 5 at the point formed by the intersection of the west side of a 12-foot alley, laid out in the rear of the properties known as No. 1001 through No. 1029 Valley Street and the north side of a 10-foot alley, the point of beginning being distant Easterly 80 feet, more or less, measured along the north side of the 10-foot alley from the point formed by the intersection of the north side of the 10-foot alley and the east side of Valley Street 65 feet wide; thence binding on the west side of the 12-foot alley Northerly 264.3 feet, more or less, to the northernmost extremity of the 12-foot alley; thence binding on the northernmost extremity of the 12-foot alley the 3 following courses and distances Easterly 5.0 feet, more or less, Northerly 9.0 feet, more or less, and Easterly 7.0 feet, more or less, to intersect the east side of the 12-foot alley; thence binding on the east side of the 12-foot alley Southerly 273.3 feet, more or less, to

intersect the north side of the 10-foot alley; and thence binding on the north side of the 10-foot alley Westerly 12.0 feet, more or less, to the point of beginning.

Containing 3,235 square feet or 0.074 acres of land, more or less.

Beginning for Parcel No. 6 at the point formed by the intersection of the south side of a 10-foot alley and the east side of Valley Street 65 feet wide, the point of beginning being Northerly 80 feet, more or less, measured along the east side of Valley Street from the point formed by the intersection of the east side of Valley Street and the north side of East Eager Street 66 feet wide; thence binding on the east side of Valley Street Northerly 10.0 feet, more or less, to intersect the north side of the 10-foot alley; thence binding on the north side of the 10-foot alley Easterly 162.8 feet, more or less, to intersect the west side of Wilcox Street 30 feet wide; thence binding on the west side of Wilcox Street Southerly 10.0 feet, more or less, to intersect the south side of the 10-foot alley; and thence binding on the south side of the 10-foot alley Westerly 162.8 feet, more or less, to the point of beginning.

Containing 1,628 square feet or 0.037 acres of land, more or less.

As delineated on Plat 331-A-15A, prepared by the Survey Section and filed on October 18, 2017, in the Office of the Department of Transportation.

Section 2. And be it further ordained, That the proceedings for the condemnation and closing of Wilcox Street and 5 alleys bounded by East Chase Street, Ensor Street, East Eager Street, and Valley 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.