



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 - Etting Street and four 10 Foot Alleys bounded by Druid Hill Avenue, Gold Street, Division Street and Baker Street

For the purpose of condemning and closing of Etting Street and four ten-foot alleys bounded by Druid Hill Avenue, Gold Street, Division Street and Baker Street as shown on a plat numbered 337-A-28A and filed 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 Public Works shall proceed to condemn and close Etting Street and four ten-foot alleys bounded by Druid Hill Avenue, Gold Street, Division Street and Baker Street, and more particularly described as follows:

DESCRIPTION OF ETTING STREET AND FOUR 10 FOOT ALLEYS BOUNDED BY DRUID HILL AVENUE, GOLD STREET, DIVISION STREET AND BAKER STREET

Beginning for Parcel 1 at the point formed by the intersection of the southeast side of Baker Street 66 feet wide, and the northeast side of a 10 foot alley said point of beginning being distant 80 feet, more or less, measured along the southeast side of said Baker Street from the intersection of the southwest side of side of Druid Hill Avenue, varying in width; thence binding on the northeast side of said 10 foot alley, Southeasterly 330 feet, more or less, to intersect the northwest side of Gold Street 66 feet wide; thence binding on the northwest side of said Gold Street, Southwesterly 10 feet to the southwest side of said 10 foot alley; thence binding on the southwest side of said alley Northwesterly 330 feet more or less, to intersect the southeast side of said Baker Street and thence binding on the southeast side of said Baker Street Northeasterly 10 feet more or less, to the place of beginning.

Containing 3,300 square feet or 0.076 acres more or less

Beginning for Parcel 2 at the point formed by the intersection of the northwest side of Gold Street 66 feet wide, and the southwest side of Etting Street, 40 feet wide, said point of beginning being distant 161 feet, more or less, measured along the northwest side of said Gold Street from the intersection of the northeast side of Division Street, 66 feet wide; thence leaving the northwest side of said Gold Street Northwesterly 330 feet, more or less, to intersect the southeast side of Baker Street 66 feet wide; thence binding on the southeast side of said Baker Street Northeasterly 40 feet to the northeast side of said Etting Street; thence binding on the northeast side of said Etting Street Southeasterly 330 feet, more or less, to intersect the northwest side of said Gold Street and thence binding on the northwest side of said Gold Street Southwesterly 40 feet to the place of beginning.

Containing 13,200 square feet or 0.303 acres more or less

Beginning for Parcel 3 at the point formed by the intersection of the northwest corner of the property known as number 2215-2217 Division Street and the southwest side of a 10 foot alley said point of beginning being distant 80 feet more or less, measured along the northwesternmost outline of property known as number 2215-2217 Division Street from the intersection of the northwest side of said Division Street; thence leaving the northwest outline of said property Northwesterly 34.8 feet, more or less, to a point on the southwest side of said 10 foot alley there situate; thence binding on the southwest side of said 10 foot alley Northwesterly 45 feet, more or less; thence crossing said 10 foot alley Northeasterly 10.4 feet, more or less, to the northeast side of said 10 foot alley; thence binding on the northeast side of said alley Southeasterly 46.4 feet, more or less, to a point on northeast side of said alley there situate; thence binding on the northeast of said alley Southeasterly 33.4 feet, more or less, to intersect the northwesternmost outline of the property known as number 2220-2222 Etting Street and thence binding on the northwesternmost outline of said property and the northwest side of said 10 foot alley, Southeasterly 10 feet to the place of beginning.

Containing 798 square feet or 0.018 acres more or less

Beginning for Parcel 4 at the point formed by the intersection of the northwest side of a 10 foot alley and the southwest side of another 10 foot alley said point of beginning being distant 80 feet, more or less, measured along the northwest side of said 10 foot alley firstly mention herein from the intersection of the northeast side of Division Street 66 feet wide, thence binding on the southwest side of said second mentioned 10 foot alley Northwesterly 55 feet, more or less, to intersect the southeasternmost outline of the property known as number 2212 Etting Street and the southeast side of said 10 foot alley; thence binding on the southeasternmost outline of said property and the southeast side of said 10 foot alley Northeasterly 10 feet to the northeast side of said 10 foot alley; thence binding on the northeast side of said 10 foot alley Southeasterly 55 feet, more or less, to intersect the northwest side of a 10 foot alley; and thence binding on the northwest side of said alley Southwesterly 10 feet to the place of beginning.

Containing 550 square feet or 0.013 acres more or less

Beginning for Parcel 5 at the point formed by the intersection of the southeast side of a 10 foot alley and the northeast side of Division Street 66 feet wide, said point of beginning being distant 66 feet, more or less, measured along the northeast side of said Division Street from the intersection of the northwest side of side of Gold Street 66 feet wide; thence binding on the northeast side of said Division Street Northwesterly 10 feet to the northwest side of said 10 foot alley; thence binding on the northwest side of said 10 foot alley Northeasterly 161 feet, more or less, to intersect the southwest side of Etting Street, 40 feet wide; thence binding on the southwest side of said Etting Street Southeasterly 10 feet to the southeast side of said of said 10 foot alley; and thence binding on the southeast side of said 10 foot alley

Southwesterly 161 feet, more or less, to the place of beginning.

Containing 1,610 square feet or 0.037 acres more or less

As delineated on a plat numbered 337-A-28A prepared by the Survey Section and filed on February 3, 2021 in the Office of the Department of Transportation.

Section 2. And be it further ordained, That the proceedings for the condemnation and closing of Etting Street and four ten-foot alleys bounded by Druid Hill Avenue, Gold Street, Division Street and Baker 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 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.