
By: **Senator McFadden (Baltimore City Administration)**

Introduced and read first time: February 2, 2001

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 20, 2001

CHAPTER 36

1 AN ACT concerning

2 **Baltimore City - Industrial and Economic Development Growth -**
3 **Condemnation**

4 FOR the purpose of authorizing and clarifying the authority of the Mayor and City
5 Council of Baltimore to acquire land and property in Baltimore City by
6 condemnation for the public purpose of industrial ~~and economic~~ growth;
7 providing that property zoned and occupied exclusively for residential use in
8 Baltimore City may not be acquired by condemnation for industrial ~~or~~
9 ~~commercial purposes~~ growth; making technical corrections; and generally
10 relating to the authority of the Mayor and City Council of Baltimore to acquire
11 land and property for industrial, ~~commercial, and economic development~~
12 ~~purposes~~ growth.

13 BY repealing and reenacting, with amendments,
14 The Charter of Baltimore City
15 Article II - General Powers
16 Section (15A)(a)
17 (1996 Edition, as amended)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **The Charter of Baltimore City**

21 Article II - General Powers

22 The Mayor and City Council of Baltimore shall have full power and authority to
23 exercise all of the powers heretofore or hereafter granted to it by the Constitution of

1 Maryland or by any Public General or Public Local Laws of the State of Maryland;
2 and in particular, without limitation upon the foregoing, shall have power by
3 ordinance, or such other method as may be provided for in its Charter, subject to the
4 provisions of said Constitution and Public General Laws:

5 (15A)

6 (a) (1) [To] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, TO acquire,
7 within the boundary lines of Baltimore City, land and property of every kind, by
8 purchase, gift, CONDEMNATION, or any other legal means[, but except within the
9 areas described in paragraph (2) of this subsection and except under the condition
10 provided for in paragraph (3) of this subsection, not by eminent domain,] for or in
11 connection with the public purpose of the industrial ~~and economic~~ growth of
12 Baltimore City[;

13 (2) (Abrogated by Ch. 354, 1988 Acts of the General Assembly.).]

14 [(3)] (2) Except as authorized by Section (15) of this article, property
15 zoned and occupied exclusively for residential use may not be acquired by [eminent
16 domain] CONDEMNATION for industrial ~~or commercial purposes~~ GROWTH.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2001.