

HOUSE BILL 540

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2001 Regular Session
11r1090
CF 11r1091

By: **Delegate Marriott (Baltimore City Administration) and Delegates
Branch, Burns, Cole, C. Davis, Harrison, Kirk, McHale, Nathan-Pulliam,
Paige, Phillips, and Rawlings**

Introduced and read first time: February 5, 2001
Assigned to: Commerce and Government Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 15, 2001

CHAPTER _____

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 growth;
9 making technical corrections; and generally relating to the authority of the
10 Mayor and City Council of Baltimore to acquire land and property for industrial
11 ~~and economic development~~ growth.

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

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

1

The Charter of Baltimore City

2

Article II - General Powers

3 The Mayor and City Council of Baltimore shall have full power and authority to
 4 exercise all of the powers heretofore or hereafter granted to it by the Constitution of
 5 Maryland or by any Public General or Public Local Laws of the State of Maryland;
 6 and in particular, without limitation upon the foregoing, shall have power by
 7 ordinance, or such other method as may be provided for in its Charter, subject to the
 8 provisions of said Constitution and Public General Laws:

9 (15A)

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

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

18 ~~(3)~~ (2) Except as authorized by Section (15) of this article, property
 19 zoned and occupied exclusively for residential use may not be acquired by ~~eminent~~
 20 ~~domain~~ CONDEMNATION for industrial ~~or commercial purposes~~ GROWTH.

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