

SENATE BILL 520

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2001 Regular Session
11r1091
CF 11r1090

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

Introduced and read first time: February 2, 2001

Assigned to: Economic and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

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

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

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

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

18 **The Charter of Baltimore City**

19 Article II - General Powers

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

26 (15A)

27 (a) (1) [To] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, TO acquire,
28 within the boundary lines of Baltimore City, land and property of every kind, by

1 purchase, gift, CONDEMNATION, or any other legal means[, but except within the
2 areas described in paragraph (2) of this subsection and except under the condition
3 provided for in paragraph (3) of this subsection, not by eminent domain,] for or in
4 connection with the public purpose of the industrial and economic growth of
5 Baltimore City[;

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

7 [(3)] (2) Except as authorized by Section (15) of this article, property
8 zoned and occupied exclusively for residential use may not be acquired by [eminent
9 domain] CONDEMNATION for industrial or commercial purposes.

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