

SENATE BILL 171

L6, M1, B1

5lr1117
CF 5lr1114

By: **Senator Gladden**

Introduced and read first time: January 30, 2015

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Program Open Space – Baltimore City – Purchase Talbot Road Property**

3 FOR the purpose of requiring the Mayor and City Council of Baltimore City to use a portion
4 of certain funding authorized for certain grants for the purpose of acquiring property
5 at a certain location in Baltimore City; providing that Baltimore City may not use
6 certain funds for any purpose until certain property is acquired; requiring the
7 Department of Natural Resources to determine if a certain requirement is met; and
8 generally relating to a requirement that the Mayor and City Council of Baltimore
9 City use certain funding for purchasing certain property.

10 BY repealing and reenacting, without amendments,
11 Article – Natural Resources
12 Section 5–903(a)(2)(ii)
13 Annotated Code of Maryland
14 (2012 Replacement Volume and 2014 Supplement)

15 Preamble

16 WHEREAS, Several parcels of land located in the 2400 and 2500 blocks of Talbot
17 Road in the Windsor Hills neighborhood of Baltimore City are available for purchase; and

18 WHEREAS, The Gwynns Falls/Leakin Park and the associated conservation trails
19 are an important and essential feature of the Windsor Hills neighborhood; and

20 WHEREAS, Now is the opportune time for Baltimore City to purchase at a
21 reasonable price additional land to protect and enhance the Gwynns Falls/Leakin Park and
22 its associated conservation trails; now, therefore,

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **Article – Natural Resources**

2 5–903.

3 (a) (2) (ii) At least \$1,500,000 of the State’s share of funds available under
4 subparagraph (i)1A of this paragraph for this program shall be utilized to make grants to
5 Baltimore City for projects which meet park purposes. The grants shall be in addition to
6 any funds Baltimore City is eligible to receive under subsection (b) of this section, and may
7 be used for acquisition or development. In order for Baltimore City to be eligible for a State
8 grant, the Department shall review projects or land to be acquired within Baltimore City,
9 and upon the Department’s recommendation, the Board of Public Works may approve
10 projects and land including the cost. Title to the land shall be in the name of the Mayor and
11 City Council of Baltimore City. The State is not responsible for costs involved in the
12 development or maintenance of the land.

13 **SECTION 2. AND BE IT FURTHER ENACTED, That:**

14 (1) Notwithstanding any other provision of law, for fiscal year 2016 the
15 Mayor and City Council of Baltimore City shall use a portion of the Program Open Space
16 funds authorized for grants to Baltimore City under § 5–903(a)(2)(ii) of the Natural
17 Resources Article for the purpose of acquiring property located in the 2400 and 2500 blocks
18 of Talbot Road in Baltimore City for inclusion into the Gwynns Falls/Leakin Park system.

19 (2) Except as provided in paragraph (1) of this section, for fiscal year 2016
20 the Mayor and City Council of Baltimore City may not use the Program Open Space funds
21 authorized for grants to Baltimore City under § 5–903(a)(2)(ii) of the Natural Resources
22 Article for any purpose until the acquisition of the property required under paragraph (1)
23 of this section is complete.

24 (3) The Department of Natural Resources shall determine if the
25 requirement under paragraph (1) of this section is met.

26 **SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June**
27 **1, 2015.**