





# Howard County

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## Internal Memorandum

**Subject:** Testimony & Fiscal Impact Statement  
Council Resolution No. 140 - 2017 declaring that a total of approximately 0.017 acres of real property owned by Howard County and identified as a portion of Deerpath Road is no longer needed for a public purpose and authorizing the County Executive to waive the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the property to the developer of the adjacent property, Binder Rock, LLC; and providing that the County Executive is not bound to convey the property if he finds that the land may have a further public use.

**To:** Lonnie R. Robbins,  
Chief Administrative Officer

**From:**  James M. Irvin, Director   
Department of Public Works

**Date:** September 21, 2017

The Department of Public Works has been designated coordinator for preparation of testimony relative to declaring that a total of approximately 0.017 acres of real property owned by Howard County and identified as a portion of Deerpath Road is no longer needed for a public purpose and authorizing the County Executive to waive the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the property to the developer of the adjacent property, Binder Rock, LLC ("Binder Rock"); and providing that the County Executive is not bound to convey the property if he finds that the land may have a further public use.

On December 7, 2009, the County Council adopted Council Resolution No. 89-2009 (CR 89) which closed a portion of Deerpath Road containing 0.60 acres. CR 89 also required that, prior to the County Council's consideration of a resolution to surplus the road bed of the closed portion of Deerpath Road, a petitioner must submit a resubdivision plan to the Department of Planning and Zoning to consolidate the closed portion of Deerpath Road with adjacent parcels.

Binder Rock has submitted sketch plan number S-17-004 entitled "Dorsey Center, Parcel R, Apartment Building" to the Department of Planning and Zoning which consolidates a portion of the closed portion of Deerpath Road with Parcel R. In order to complete the development, Binder Rock has requested that a portion containing 0.17 acres of the previously closed Deerpath Road be conveyed to Binder Rock.

Lonnie R. Robbins  
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The Department of Public Works has reviewed and approved the proposed conveyance of a portion of Deerpath Road subject to an easement for an existing utility and a price based upon fair market value.

The only fiscal impact to the County is the payment of Two Thousand Nine Hundred and Ten Dollars (\$2,910.00) by Binder Rock to the County.

Representatives of this department will be present at the public hearing to answer any questions or concerns. If you require any further information concerning this matter or have any additional questions, please do not hesitate to contact me at your convenience.

JMI/ks

cc: Jennifer Sager  
File

RIM/Legislation/2017/Deerpath Road - Surplus/Testimony