

County Council Of Howard County, Maryland

2012 Legislative Session

Legislative Day No. 15

Resolution No. 180 -2012

Introduced by: The Chairperson at the request of the County Executive

A RESOLUTION authorizing and directing the Office of Law to institute condemnation proceedings in the Circuit Court for Howard County, Maryland for the acquisition of a sewer, water and utility easement needed for a public purpose and on land believed to be owned by or assessed to Mary Howard Bruce Smith and known as Bowdoin Road.

Introduced and read first time _____, 2012.

By order _____
Stephen LeGendre, Administrator

Read for a second time at a public hearing on _____, 2012.

By order _____
Stephen LeGendre, Administrator

This Resolution was read the third time and was Adopted____, Adopted with amendments____, Failed____, Withdrawn____, by the County Council
on _____, 2013.

Certified By _____
Stephen LeGendre, Administrator

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment

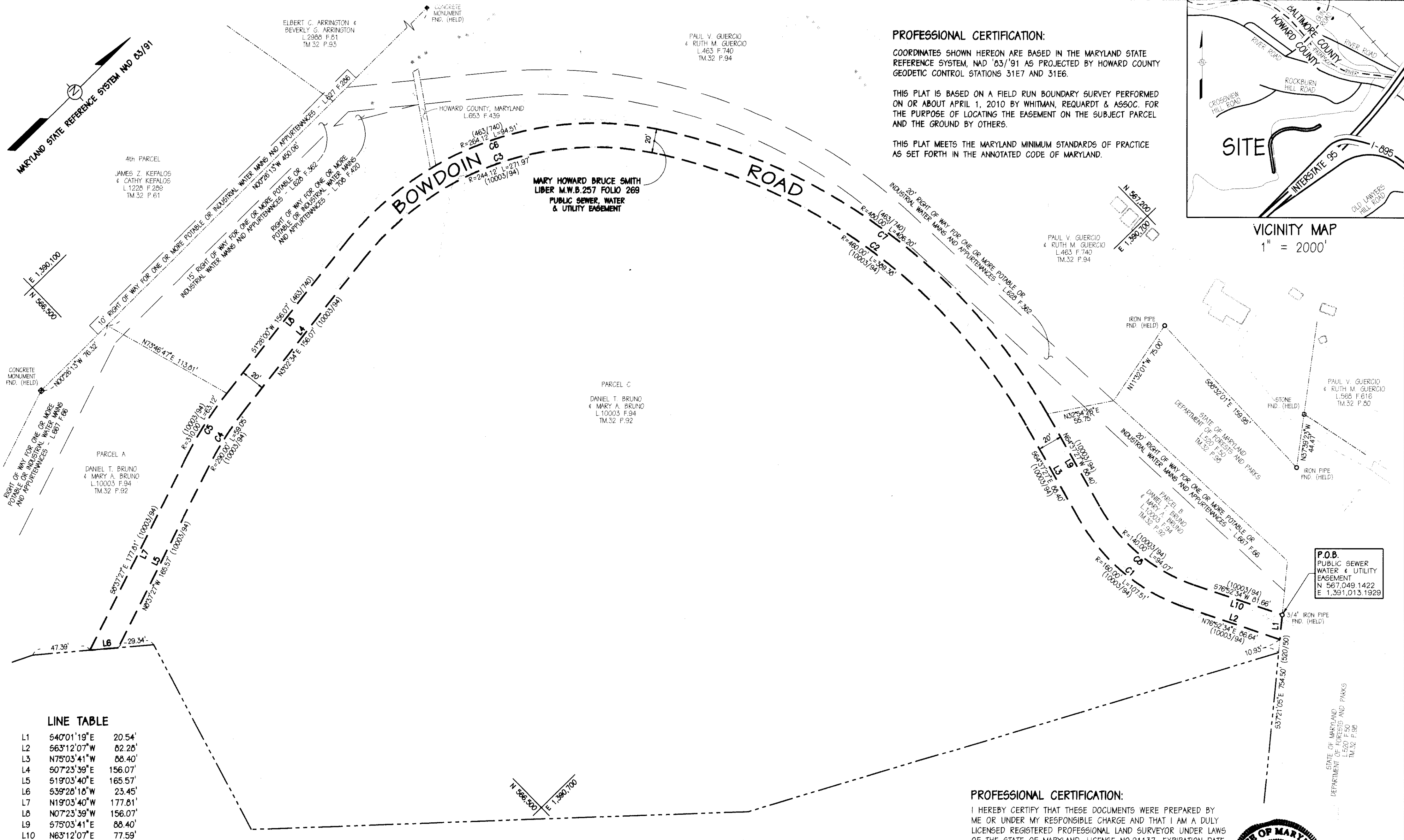
1 **WHEREAS**, as part of the construction of Capital Project No. S-6260, Rockburn Hill
2 Road Sewer, the County must acquire easements for the provision of water, sewer and utility
3 services and one of the easements is within a private road known as Bowdoin Road; and
4

5 **WHEREAS**, the Department of Public Works has been unable to purchase or otherwise
6 acquire land for the sewer, water and utility easement (the "Easement") on property believed to
7 be owned by Mary Howard Bruce Smith as shown on the attached exhibit and as acquired by
8 Deed dated June 1, 1954 and recorded among the Land Records of Howard County, Maryland in
9 Liber 257, folio 269; and
10

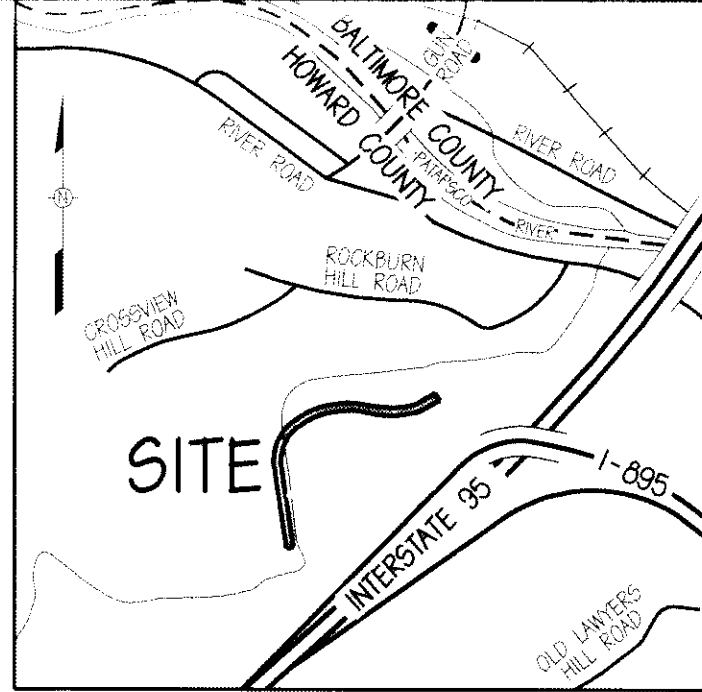
11 **WHEREAS**, the Department of Public Works has reviewed the subject matter and the
12 Director of Public Works has found that it is necessary that the Easement be acquired for public
13 use and purposes, and has recommended that condemnation proceedings be instituted in the
14 Circuit Court for Howard County, Maryland and that the County Executive has approved such
15 recommendation.
16

17 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
18 Maryland, this ____ day of _____, 2013, that

- 19 1. There is a public purpose involved in acquiring the aforesaid Easement and that
20 action is taken pursuant to the express powers set forth in Article 25A of the
21 Annotated Code of Maryland and Section 4.200 of the Howard County Code;
- 22 2. That the Easement shall be acquired for public use for the limited purposes
23 intended, and that it is necessary that condemnation proceedings be instituted; and
- 24 3. That the Office of Law is authorized and directed to institute condemnation
25 proceedings and acquire the Easement in, on, over and through the property
26 known as Bowdoin Road and believed to be owned by or assessed to Mary
27 Howard Bruce Smith as acquired by Deed dated June 1, 1954 and recorded
28 among the Land Records of Howard County, Maryland in Liber 257, folio 269.



PROFESSIONAL CERTIFICATION:
COORDINATES SHOWN HEREON ARE BASED IN THE MARYLAND STATE REFERENCE SYSTEM, NAD '83/'91 AS PROJECTED BY HOWARD COUNTY GEODETIC CONTROL STATIONS 31E7 AND 31E6.
THIS PLAT IS BASED ON A FIELD RUN BOUNDARY SURVEY PERFORMED ON OR ABOUT APRIL 1, 2010 BY WHITMAN, REQUARDT & ASSOC. FOR THE PURPOSE OF LOCATING THE EASEMENT ON THE SUBJECT PARCEL AND THE GROUND BY OTHERS.
THIS PLAT MEETS THE MARYLAND MINIMUM STANDARDS OF PRACTICE AS SET FORTH IN THE ANNOTATED CODE OF MARYLAND.



LINE TABLE

L1	540°01'19"E	20.54'
L2	563°12'07"W	82.26'
L3	N75°03'41"W	88.40'
L4	S07°23'39"E	156.07'
L5	S19°03'40"E	165.57'
L6	S39°28'18"W	23.45'
L7	N19°03'40"W	177.81'
L8	N07°23'39"W	156.07'
L9	S75°03'41"E	88.40'
L10	N63°12'07"E	77.59'

LEGEND

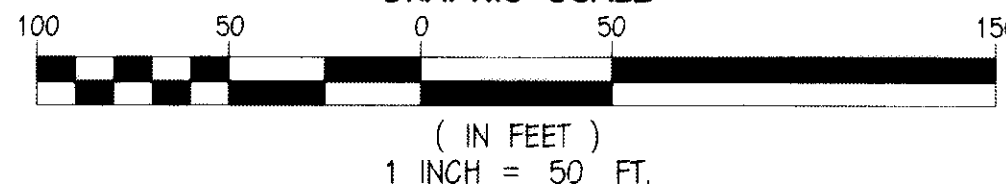
[] PUBLIC SEWER & UTILITY EASEMENT
26,948 SQ. FT. OR 0.6186 AC. ±

CURVE TABLE

CURVE	RADIUS	DELTA	ARC	TAN.	CHD. BEARING	DIST.
C1	160.00'	41°44'12"	116.55'	61.00'	S84°04'13"W	113.99'
C2	460.00'	48°30'01"	389.39'	207.22'	S80°41'16"W	377.86'
C3	244.12'	63°49'56"	271.97'	152.05'	S24°31'19"W	256.12'
C4	290.00'	11°40'01"	59.05'	29.63'	S13°13'39"E	58.95'
C5	310.00'	11°40'01"	63.12'	31.67'	N13°13'40"W	63.02'
C6	264.12'	63°49'56"	294.25'	164.50'	N24°31'19"E	279.27'
C7	480.00'	48°30'01"	406.32'	216.23'	N80°41'16"E	394.29'
C8	140.00'	41°44'12"	101.98'	53.37'	N84°04'13"E	99.74'

INTERSTATE ROUTE 95
(S.R.C. PLAT NO. 40400)

GRAPHIC SCALE



PROFESSIONAL CERTIFICATION:

I HEREBY CERTIFY THAT THESE DOCUMENTS WERE PREPARED BY ME OR UNDER MY RESPONSIBLE CHARGE AND THAT I AM A DULY LICENSED REGISTERED PROFESSIONAL LAND SURVEYOR UNDER LAWS OF THE STATE OF MARYLAND, LICENSE NO.21137, EXPIRATION DATE JUNE 25, 2014.

JOSEPH FRANKLIN STURTZ
MARYLAND REGISTERED PROFESSIONAL LAND SURVEYOR NO. 21137



RECORDED AS PLAT NUMBER _____ ON _____ AMONG THE LAND RECORDS OF HOWARD COUNTY, MARYLAND

DRAWN: D. WEST CHECKED: J. F. STURTZ



PLAT NO. S-6260-12
PROJECT NO.
S-6260

SCALE: 1" = 50'
DATE: 11/05/2012

HOWARD COUNTY DEPARTMENT OF PUBLIC WORKS
GRANT OF EASEMENT PLAT
MARY HOWARD BRUCE SMITH
LIBER M.W.B.257 FOLIO 269
FIRST ELECTION DISTRICT
HOWARD COUNTY, MARYLAND

APPROVED:
BUREAU OF ENGINEERING
DATE 11/9/12
REAL ESTATE SERVICES DIVISION
DATE 11/9/12