

County Council Of Howard County, Maryland

2020 Legislative Session

Legislative Day No. 12

Resolution No. 141 -2020

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

A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that land containing 0.188 acres owned by Howard County, Maryland is no longer needed by the County for public purposes; authorizing the County Executive to convey, at no cost, fee simple title to the Property to the State of Maryland; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code; and providing that the County Executive is not bound to convey the Property if he finds that the County may have a use for the Property.

Introduced and read first time September 8, 2020.

By order Diane Schwartz Jones
Diane Schwartz Jones, Administrator

Read for a second time at a public hearing on September 21, 2020.

By order Diane Schwartz Jones
Diane Schwartz Jones, Administrator

This Resolution was read the third time and was Adopted , Adopted with amendments , Failed , Withdrawn , by the County Council on October 5, 2020.

Certified By Diane Schwartz Jones
Diane Schwartz Jones, 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**, the County is the owner of the 0.188 acres of land shown as “Howard
2 County, Maryland Parcels 1, 2 and 3, Item No. 114924”) on the State of Maryland Department of
3 Transportation State Highway Administration State Roads Commission’s (the “State”) Plat
4 numbered 61705, a copy of which is attached hereto as Exhibit A (the “Property”) which was
5 acquired by the County by deed dated September 12, 2019 and recorded among the Land
6 Records of Howard County, Maryland at Book: 18884, Page: 214 for the construction of high
7 school 13 and the County’s water tower; and

8
9 **WHEREAS**, as part of the construction for high school 13 and the County’s water tower,
10 the County will need to convey a total of 0.188 acres along Route 1 to the State for the
11 construction of the intersection at Ridgely’s Run Road and for a new southbound turn lane and
12 shared use path as follows:

13 1. Parcel 1, shown in purple in the attached Exhibit A, is needed for the new
14 intersection for Ridgely’s Run Road including clearances for curb radii as well as the future
15 traffic signal equipment, and all will be part of the State-owned portion of the intersection;

16 2. Parcels 2 and 3, shown in green and orange, respectively, in the attached Exhibit
17 A, are required to fit the new southbound right turn lane (required by the traffic study) and
18 shared- use path as required by the State; and

19
20 **WHEREAS**, the conveyance is necessary as part of the State’s Access Permit application
21 process, for the construction of the roadway leading to high school 13 and County’s water tower;
22 and

23
24 **WHEREAS**, the County, has determined that the Property is no longer needed by the
25 County for public purposes; and

26
27 **WHEREAS**, Section 4.201 “Disposition of real property” of the Howard County Code
28 authorizes the County Council to declare that real property is no longer needed for public
29 purposes and authorizes the County Council to waive advertising and bidding requirements for
30 an individual conveyance of real property upon the request of the County Executive; and

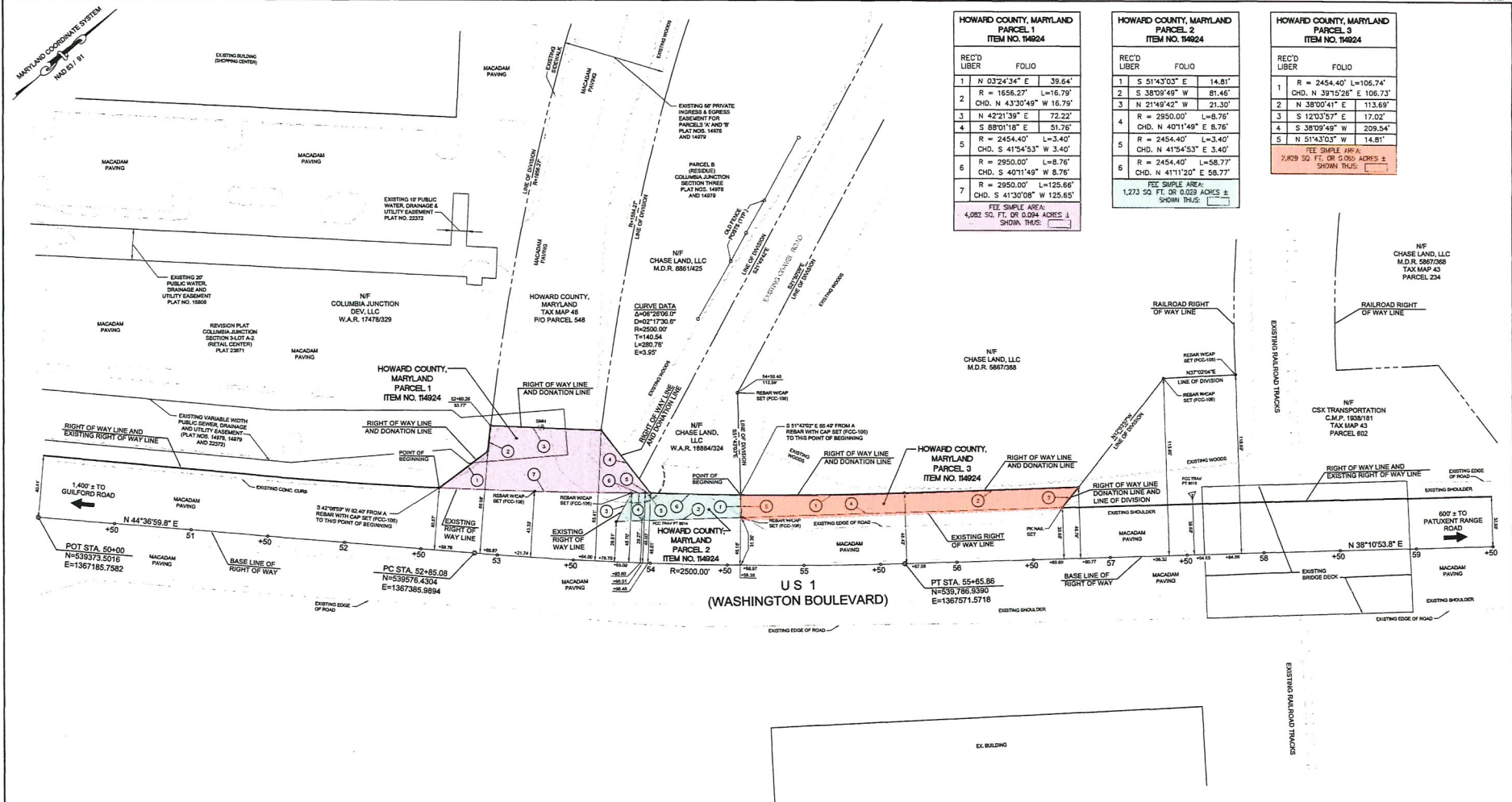
1 **WHEREAS**, the County Council has received a request from the County Executive to
2 waive the advertising and bidding requirements in this instance for the conveyance of the
3 Property to the State.
4

5 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
6 Maryland, this 5th day of October, 2020, that the Property, containing 0.188 acres
7 as shown in the attached Exhibit A, is no longer needed by the County for public purposes.
8

9 **AND BE IT FURTHER RESOLVED**, that County Executive may convey fee simple
10 title to the Property to the State.
11

12 **AND BE IT FURTHER RESOLVED** that, having received a request from the County
13 Executive and having held a public hearing, the County Council declares that the best interest of
14 the County will be served by authorizing the County Executive to waive the usual advertising
15 and bidding requirements of Section 4.201 of the Howard County Code for the conveyance of
16 the Property to the State.
17

18 **AND BE IT FURTHER RESOLVED** that if the County Executive finds that all or a
19 portion of the Property may have a further County public use then he is not bound to convey the
20 Property in accordance with this Resolution.



REC'D LIBER	FOLIO	
1	N 03°24'34" E	39.64'
2	R = 1656.27' L=16.79'	
	CHD. N 43°30'49" W	16.79'
3	N 42°21'39" E	72.22'
4	S 89°01'18" E	51.76'
5	R = 2454.40' L=3.40'	
	CHD. S 41°54'53" E	3.40'
6	R = 2950.00' L=8.76'	
	CHD. S 40°11'49" E	8.76'
7	R = 2950.00' L=125.66'	
	CHD. S 41°30'08" W	125.65'

SEE SIMPLE AREA:
4,082 SQ. FT. OR 0.094 ACRES ±
SHOWS THIS: []

REC'D LIBER	FOLIO	
1	S 51°43'03" E	14.81'
2	S 38°09'49" W	81.46'
3	N 21°49'42" W	21.30'
4	R = 2950.00' L=8.76'	
	CHD. N 40°11'49" E	8.76'
5	R = 2454.40' L=3.40'	
	CHD. S 41°54'53" E	3.40'
6	R = 2454.40' L=58.77'	
	CHD. N 41°11'20" E	58.77'

SEE SIMPLE AREA:
1,273 SQ. FT. OR 0.029 ACRES ±
SHOWS THIS: []

REC'D LIBER	FOLIO	
1	R = 2454.40' L=106.74'	
	CHD. N 39°15'28" E	106.73'
2	N 38°00'41" E	113.69'
3	S 12°03'57" E	17.02'
4	S 38°09'49" W	209.54'
5	N 51°43'03" W	14.81'

SEE SIMPLE AREA:
2,829 SQ. FT. OR 0.065 ACRES ±
SHOWS THIS: []

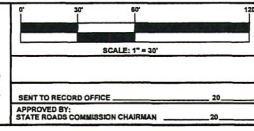
SURVEYOR'S CERTIFICATION
THE RIGHT OF WAY LINES AND LINES OF DIVISION SHOWN HEREON WERE ESTABLISHED FROM DEEDS AND PLATS OF RECORD AND FIELD SURVEYS. THE UNDERSIGNED WAS IN RESPONSIBLE CHARGE OF THE PREPARATION OF THIS PLAT AND THE SURVEYING WORK REFLECTED ON IT. THIS PLAT WAS DEVELOPED IN COMPLIANCE WITH THE REQUIREMENTS SET FORTH IN COMAR REGULATION 09.13.08.

MARK L. ROSEL
PROPERTY LINE SURVEYOR
MD. REG. NO. 330
EXP. DATE OCTOBER 4, 2020
DATE 7/28/20



LEGEND OF PROPOSED EASEMENTS

- TEMPORARY CONSTRUCTION EASEMENT FOR SPECIAL PURPOSE AS INDICATED BY NOTATION ON THIS PLAT.
- REVERTIBLE EASEMENT FOR SUPPORTING SLOPES.
- PERPETUAL EASEMENT FOR SPECIAL PURPOSE AS INDICATED ON THIS PLAT.
- PERPETUAL EASEMENT FOR DRAINAGE FACILITY AS INDICATED BY NOTATION ON THIS PLAT.
- PERPETUAL EASEMENT TO DISCHARGE FLOW OF WATER FROM OR INTO AN EXISTING WATERWAY OR NATURAL DRAINAGE COURSE.
- PERPETUAL EASEMENT TO DISCHARGE FLOW OF WATER UPON EXISTING GROUND.



SENT TO RECORD OFFICE _____ 20
APPROVED BY _____ NO. DATE REVISION

DESIGNATION	NORTH	EAST	POINT DESCRIPTION	SOURCE
424	428	543,360.414	1,364,912.615	CONCRETE MONUMENT
		543,266.913	1,352,071.952	CONCRETE MONUMENT

BOOKS PART OF PLATS

LOCATED IN HOWARD COUNTY

PREPARED BY: FISHER, COLLINS & CARTER, INC.
ADDRESS: 18272 BALTIMORE NATIONAL PIKE, ELLICOTT CITY, MARYLAND 21042

CONSTRUCTION PROJECT:

CONSTRUCTION PROJECT NO:

**STATE OF MARYLAND
DEPARTMENT OF TRANSPORTATION
STATE HIGHWAY ADMINISTRATION
STATE ROADS COMMISSION**

RIGHT OF WAY PROJECT: US 1 (WASHINGTON BOULEVARD) BETWEEN GULFORD ROAD AND PATUXENT RANGE ROAD
RR-001-000-713

RIGHT OF WAY PROJECT NO. _____
ISSUED July 24, 2020, FEDERAL AID PROJECT NO. _____
CHIEF, PLATS & SURVEYS DIVISION
SCALE: 1" = 30'

DONATION PLAT No. 61705

4-12-19-20 DRAWN BY: D.B.L.
7-28-20 COMPED BY: _____ CHECKED BY: B.A.L. DIRECTOR

132019100270WSHA PLATS19027-4002 SHA PLAT.DWG