

County Council Of Howard County, Maryland

2012 Legislative Session

Legislative Day No. 13

Resolution No. 153 -2012

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

A RESOLUTION declaring that approximately .914 acres of real property owned by Howard County and identified as a portion of the road bed of Lynx Lane 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 owner of the adjacent property, Wilde Lake Business Trust; 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 and submits his finding to the County Council for its consideration.

Introduced and read first time October, 2012.

By order Stephen LeGendre
Stephen LeGendre, Administrator

Read for a second time at a public hearing on October 15, 2012.

By order Stephen LeGendre
Stephen LeGendre, Administrator

This Resolution was read the third time and was Adopted , Adopted with amendments , Failed , Withdrawn , by the County Council on November 5, 2012.

Certified By Stephen LeGendre
Stephen LeGendre, Administrator

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

1 **WHEREAS**, Howard County is the owner of certain real property known as a portion of
2 Lynx Lane containing approximately .914 acres of land (the "County Property"), as shown in the
3 attached Exhibit A located between Cross Fox Lane and Twin Rivers Road, and as acquired by
4 Deed dated January 21, 1969 and recorded among the Land Records of Howard County,
5 Maryland in Liber 503, Folio 213; and
6

7 **WHEREAS**, by passage of Council Resolution No.143-2012, the County Council closed
8 the above referenced portion of Lynx Lane and that portion of Lynx Lane can now be disposed
9 of in accordance with County law; and
10

11 **WHEREAS**, the property owner adjacent to the County Property is Wilde Lake Business
12 Trust; and
13

14 **WHEREAS**, the Wilde Lake Business Trust asked that the County Property be disposed
15 of in accordance with Section 4.201 of the Howard County Code; and
16

17 **WHEREAS**, the Department of Public Works has reviewed and approved the proposed
18 disposal of the County Property; and
19

20 **WHEREAS**, Section 4.201, "Disposition of Real Property", of the Howard County Code
21 authorizes the County Council to declare that property is no longer needed for public purposes
22 and also authorizes the County Council to waive advertising and bidding requirements for an
23 individual conveyance of real property upon the request of the County Executive; and
24

25 **WHEREAS**, the County Council has received a request from the County Executive to
26 waive the advertising and bidding requirements in this instance for the conveyance of the County
27 Property to the Wilde Lake Business Trust.
28

29 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
30 Maryland, this 5th day of November, 2012, that the County Property is no longer

1 needed for a public purpose and that the County Property, comprising approximately .914 acres,
2 may be conveyed to the Wilde Lake Business Trust, as shown in the attached Exhibit A.

3

4 **AND BE IT FURTHER RESOLVED** that, having received a request from the County
5 Executive and having held a public hearing, the County Council declares that the best interest of
6 the County will be served by authorizing the County Executive to waive the usual advertising
7 and bidding requirements of Section 4.201 of the Howard County Code for the conveyance of
8 the County Property to Wilde Lake Business Trust.

9

10 **AND BE IT FURTHER RESOLVED** that, if the County Executive finds that the
11 County Property may have a further public use and that the County Property should not be
12 conveyed, he may submit his findings and recommendations to the County Council for its
13 consideration without being bound to convey the County Property in accordance with this
14 Resolution.

