

County Council of Howard County, Maryland

2025 Legislative Session

Legislative Day No. 9

Resolution No. 115 -2025

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

Short Title: Correction – Council Resolution No. 152-2023

Title: A RESOLUTION correcting the consideration included in Council Resolution No. 152-2023 that the State of Maryland, Department of Transportation, State Highway Administration would pay for certain fee simple and perpetual easements.

Introduced and read first time _____, 2025.

By order _____
Michelle Harrod, Administrator

Read for a second time at a public hearing on _____, 2025.

By order _____
Michelle Harrod, Administrator

This Resolution was read the third time and was Adopted____, Adopted with amendments____, Failed____, Withdrawn____, by the County Council on _____, 2025.

Certified By _____
Michelle Harrod, 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**, by the passage of Council Resolution No. 152-2023, the County Council
2 declared that a certain portion of County property was no longer needed for public purposes of
3 the County and authorized that property's conveyance to the State of Maryland, Department of
4 Transportation, State Highway Administration (SHA) as part of the widening of Maryland
5 Route 108; and
6

7 **WHEREAS**, the Resolution authorized the conveyance of approximately 0.834 acres of real
8 property in fee simple, approximately 0.374 acres in temporary construction easements, and
9 approximately 0.152 acres of perpetual easements; and
10

11 **WHEREAS**, the total proposed compensation and appraised value for the 3 conveyances
12 totaled \$116,423.25, broken down as follows:
13

	Approximate Acreage	Proposed Compensation/ Appraised Value
Proposed R/W	0.834	\$100,129.48
Temporary Easements	0.374	\$4,484.57
Perpetual Easements	0.152	\$11,809.20
Total		\$116,423.25

14
15 **WHEREAS**, because the County property was bought with Program Open Space funds,
16 the fee simple conveyance of approximately 0.834 acres and the perpetual easement conveyance
17 of approximately 0.152 acres, totaling approximately 0.986 acres, are required to be replaced on
18 a one-to-one basis with land of equal or greater appraised value, area and recreational value; and
19

20 **WHEREAS**, the approximately 0.374 acres of temporary easements associated with this
21 project will not require Program Open Space conversion, per discussions with the State
22 Department of Natural Resources; and
23

24 **WHEREAS**, in order to mitigate the County's loss of parkland, SHA acquired and will
25 transfer to the County, the approximately 1.01 acres McTague property located at 9970 Route
26 108, Ellicott City, Maryland 21042, adjacent to Centennial Park; and

1
2 **WHEREAS**, the McTague property is valued at \$285,000.00; and
3

4 **WHEREAS**, because the value of the McTague property is significantly higher than the
5 value of the 0.986 acres subject to Program Open Space conversions, no payment will be made
6 to the County by SHA as stated in Council Resolution No. 152-2023 and the SHA will convey
7 the McTague property by deed to the County for no monetary consideration.
8

9 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
10 Maryland, this _____ day of _____, 2025, that it hereby amends Council
11 Resolution No. 152-2023 in order to remove the consideration referenced in that Resolution and,
12 accordingly, on page 2, in lines 23 through 24, strike “payment of \$116,423.25 for the Property
13 to be Conveyed and”.
14

15 **AND BE IT FUTHER RESOLVED**, that page 1, lines 28 through 29 of Council
16 Resolution No. 152-2023 shall be amended by striking “pay the County the appraised value of
17 the Property to be Conveyed in the amount of \$116,423.25,”.
18

19 **AND BE IT FURTHER RESOLVED**, as consideration for the Property to be
20 Conveyed, SHA will transfer to the County, the approximately 1.01 acres McTague property
21 located at 9970 Route 108, Ellicott City, Maryland 21042, adjacent to Centennial Park.
22

23 **AND BE IT FURTHER RESOLVED** that a copy of this Resolution shall be kept in the
24 legislative file with Council Resolution No. 152-2023.