

ORDINANCE NO. 12-11**[PERTAINING TO THE CLOSURE AND ABANDONMENT OF GERMAN CHAPEL COURT AND THE CONVEYANCE OF THE ROADBED TO FIRST BAPTIST CHURCH OF CALVERT COUNTY]**

**WHEREAS**, the Board of County Commissioners of Calvert County, Maryland, received a petition from First Baptist Church of Calvert County (First Baptist), requesting that German Chapel Court be abandoned and closed to public traffic and conveyed to First Baptist; and,

**WHEREAS**, pursuant to Article 25, Section 136 of the *Annotated Code of Maryland*, before the Board of County Commissioners may close a public road, it must conduct a public hearing on that issue; and,

**WHEREAS**, on April 26, 2011, a public hearing was conducted on the application to abandon a portion of Allday Road and to convey portions of it to Harms Farms, LLC; and,

**WHEREAS**, Section 6-104 of the Public Local Laws of Calvert County permits the County Commissioners to convey an interest in county property without soliciting bids for the property if the Commissioners determine that it is in the best interests of the county to do so, provided that the consideration for the property is not less than the higher of two independent appraisals and provided the commissioners set forth the reasons for their determination; and

**WHEREAS**, at the conclusion of the hearing, the Board of County Commissioners voted to close and abandon German Chapel Court and convey it to First Baptist for an amount that is the higher of two independent appraisals.

**NOW, THEREFORE, BE IT RESOLVED AND ORDAINED**, by the Board of County Commissioners that German Chapel Court shall be closed to public traffic upon the completion of the terms and conditions set forth herein; and it is further,

**RESOLVED AND ORDAINED**, that the roadbed of German Chapel Court is no longer needed for a public purpose because it is not a through street and because the properties served by it are owned by First Baptist; and be it further

**RESOLVED AND ORDAINED**, that it is in the best interests of the County to sell the roadbed of German Chapel Court to First Baptist because First Baptist owns property on both sides of German Chapel Road and it is of no reasonable value to any other person; and it is further,

**RESOLVED AND ORDAINED**, that the roadbed of German Chapel Court be conveyed to First Baptist upon the payment of \$12,852.00, the higher amount of two independent appraisals, to the County, and it is further,

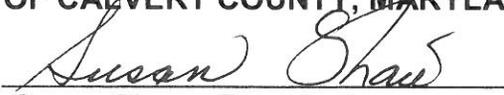
**RESOLVED AND ORDAINED**, that the President of the Board of County Commissioners is authorized to execute any documents on the Board's behalf require to effectuate this ordinance.

**DONE**, this 10 day of May, 2011, by the Board of County Commissioners sitting in regular session.

**ATTEST:**

  
Corinne J. Cook, Clerk

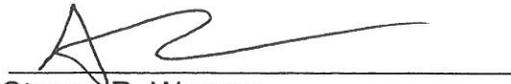
**BOARD OF COUNTY COMMISSIONERS  
OF CALVERT COUNTY, MARYLAND**

  
Susan Shaw, President

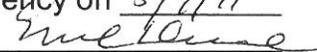
  
Patrick Nutter, Vice-President

  
Gerald W. Clark

  
Evan K. Slaughenhaupt, Jr.

  
Steven R. Weems

Recorded for Record May 12 2011  
9:15 at Clerk A. M. Gentry day  
36  
317 COUNTY COMMISSIONERS  
AND RESOLUTION.

Approved for legal  
sufficiency on 5/9/11  
by:   
Emanuel Demedis  
County Attorney