

DK000378078

RESOLUTION NO. 22-11

[PERTAINING TO THE REPEAL AND REENACTMENT OF ORDINANCE NO. 12-11 REGARDING 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 of Calvert County, Maryland, may close a public road, it must conduct a public hearing on that issue; and,

WHEREAS, after a public hearing was conducted on the application to close and abandon German Chapel Court and to convey it to First Baptist, the Board of County Commissioners of Calvert County, Maryland, by Ordinance No.12-11, adopted April 26, 2011, voted to close and abandon German Chapel Court and convey it to First Baptist under the terms and conditions set forth in Ordinance No. 12-11 and authorized the President of the Board of County Commissioners of Calvert County, Maryland, to execute any documents on the Board's behalf required to effectuate Ordinance No. 12-11; and,

WHEREAS, Ordinance No. 12-11 contained a clerical error in paragraph three; by mistakenly referring to the abandonment of a portion of Allday Road and conveying portions of it to Harms Farms, LLC; and,

WHEREAS, paragraph three of Ordinance No. 12-11 should have referenced the closure and abandonment of German Chapel Court and the conveyance of German Chapel Court to First Baptist; and,

WHEREAS, it is the desire of the Board of County Commissioners of Calvert County, Maryland, to correct this clerical error in paragraph three of Ordinance No. 12-11.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED, by the Board of County Commissioners of Calvert County, Maryland, that paragraph three of Ordinance No. 12-11 shall be replaced with the following language:

“WHEREAS, on April 26, 2011, a public hearing was conducted on the application to close and abandon German Chapel Court and convey it to First Baptist”

AND BE IT FURTHER RESOLVED, by the Board of County Commissioners of Calvert County, Maryland, that Ordinance No. 12-11, BE and hereby IS, repealed and reenacted upon the execution of this resolution.

DONE, this 3 day of Aug., 2011, by the Board of County Commissioners for Calvert County, Maryland, sitting in regular session.

ATTEST:

Corinne J. Cook
Corinne J. Cook, Clerk

Approved for legal
sufficiency on 7/29/11
by

Pamela R. Lucas
Pamela R. Lucas
Associate County Attorney

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Received for Record..... 8/3 20.11
at..... 1:13 o'clock P M. Same day
recorded in Liber KPS No. 37
Folio 78..... COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

Garry P. Smith