

County Council Of Howard County, Maryland

2010 Legislative Session

Legislative Day No. 13

Resolution No. 136 -2010

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

A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive to grant a permanent easement on approximately 0.677 acres of property and a temporary construction easement on approximately 0.743 acres of property owned by the County, known as Open Space Lot 27 and located within the subdivision known as Windy Knolls, to the Baltimore Gas and Electric Company; 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 grant the easements 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 _____, 2010.

By order _____
Stephen LeGendre, Administrator

Read for a second time at a public hearing on _____, 2010.

By order _____
Stephen LeGendre, Administrator

This Resolution was read the third time and was Adopted___, Adopted with amendments___, Failed___, Withdrawn___, by the County Council on _____, 2011.

Certified By _____
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 Open Space
2 Lot 27 located within the subdivision known as Windy Knolls as acquired by Deed dated
3 October 1, 1999 and recorded among the Land Records of Howard County, Maryland at liber
4 4920, folio 046, shown on Tax Map 34, Parcel 84, (the “County Property”); and
5

6 **WHEREAS**, as part of Baltimore Gas and Electric Company’s (“BGE”) Southern
7 Reinforcement Pipeline project, in order to complete certain construction and to maintain BGE’s
8 facilities, BGE is seeking that the following easements (collectively, the “Easements”) be
9 granted to BGE:

- 10 1. 0.677 Acres for a Permanent Easement; and
- 11 2. 0.743 Acres for a Temporary Construction Easement; and

12
13 **WHEREAS**, the Easements are more specifically shown in the attached Exhibit A,
14 sheets 1 and 2; and
15

16 **WHEREAS**, the Department of Public Works has reviewed and approved the proposed
17 Easements; and
18

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

24 **WHEREAS**, the County Council has received a request from the County Executive to
25 waive the advertising and bidding requirements in this instance for the grant of the Easements to
26 BGE.
27

28 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
29 Maryland, this ____ day of _____, 2011, that a public purpose is served by
30 granting the following Easements, as shown in the attached Exhibit A, sheets 1 and 2, to BGE:

- 31 1. 0.677 Acres for a Permanent Easement; and

1 2. 0.743 Acres for a Temporary Construction Easement.

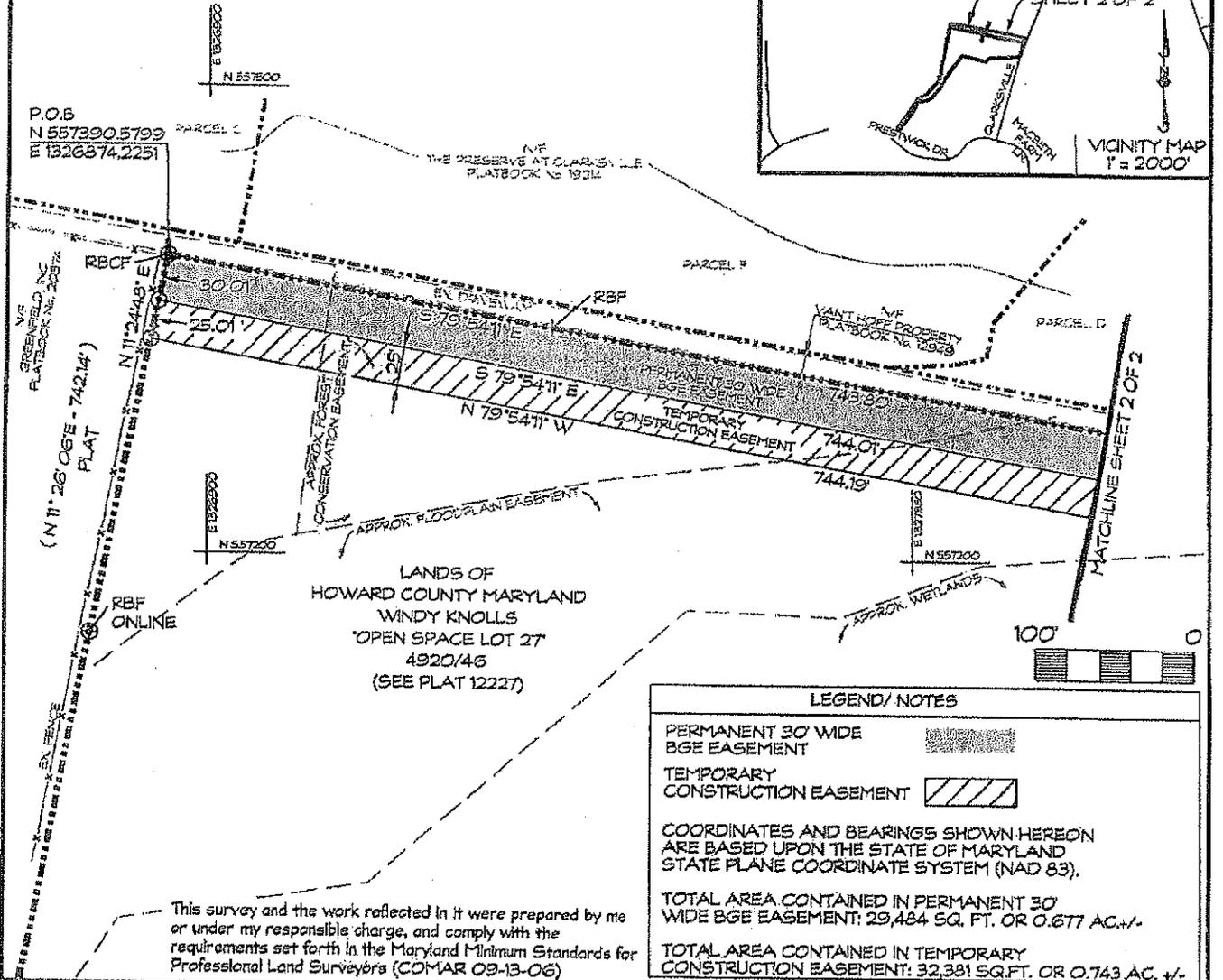
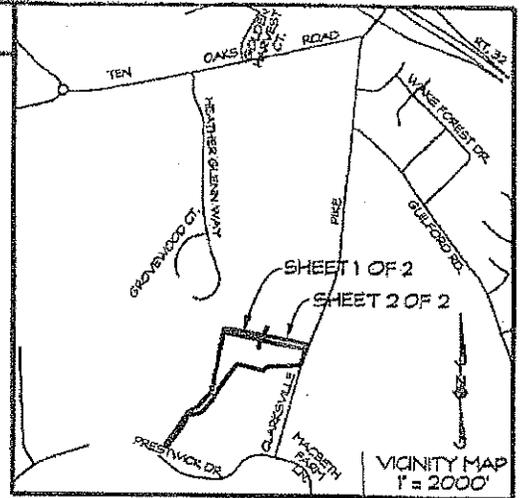
2
3 **AND BE IT FURTHER RESOLVED** that, having received a request from the County
4 Executive and having held a public hearing, the County Council declares that the best interest of
5 the County will be served by authorizing the County Executive to waive the usual advertising
6 and bidding requirements of Section 4.201 of the Howard County Code for the conveyance of
7 the Easements to BGE.

8
9 **AND BE IT FURTHER RESOLVED** that, if the County Executive finds that the land
10 to be subject to the Easements may have a further public use and that the Easements should not
11 be granted, he may submit his findings and recommendations to the County Council for its
12 consideration without being bound to grant the Easements in accordance with this Resolution.

EXHIBIT A



RBCF = REBAR & CAP FOUND
RBF = REBAR FOUND

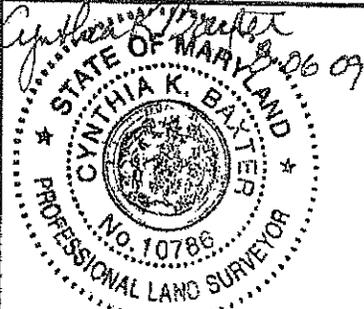


LEGEND/ NOTES	
PERMANENT 30' WIDE BGE EASEMENT	
TEMPORARY CONSTRUCTION EASEMENT	
COORDINATES AND BEARINGS SHOWN HEREON ARE BASED UPON THE STATE OF MARYLAND STATE PLANE COORDINATE SYSTEM (NAD 83).	
TOTAL AREA CONTAINED IN PERMANENT 30' WIDE BGE EASEMENT: 29,484 SQ. FT. OR 0.671 AC. +/-	
TOTAL AREA CONTAINED IN TEMPORARY CONSTRUCTION EASEMENT: 32,381 SQ. FT. OR 0.743 AC. +/-	

This survey and the work reflected in it were prepared by me or under my responsible charge, and comply with the requirements set forth in the Maryland Minimum Standards for Professional Land Surveyors (COMAR 09-13-06)



439 East Main Street
Westminster, MD 21157-5539
(410) 848-1790 FAX (410) 848-1791



Cynthia K. Baxter
Professional Land Surveyor No. 10786



BALTIMORE GAS AND ELECTRIC COMPANY
PROJECT and PROGRAM MANAGEMENT

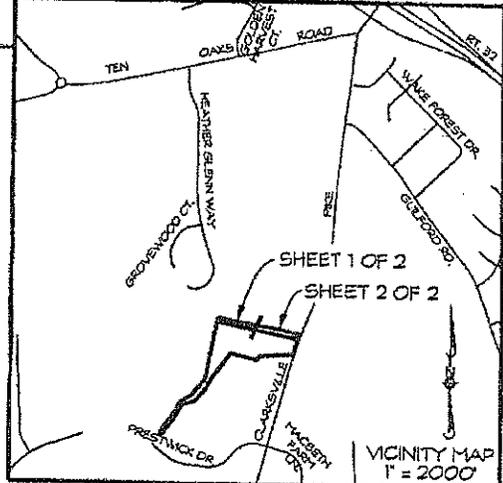
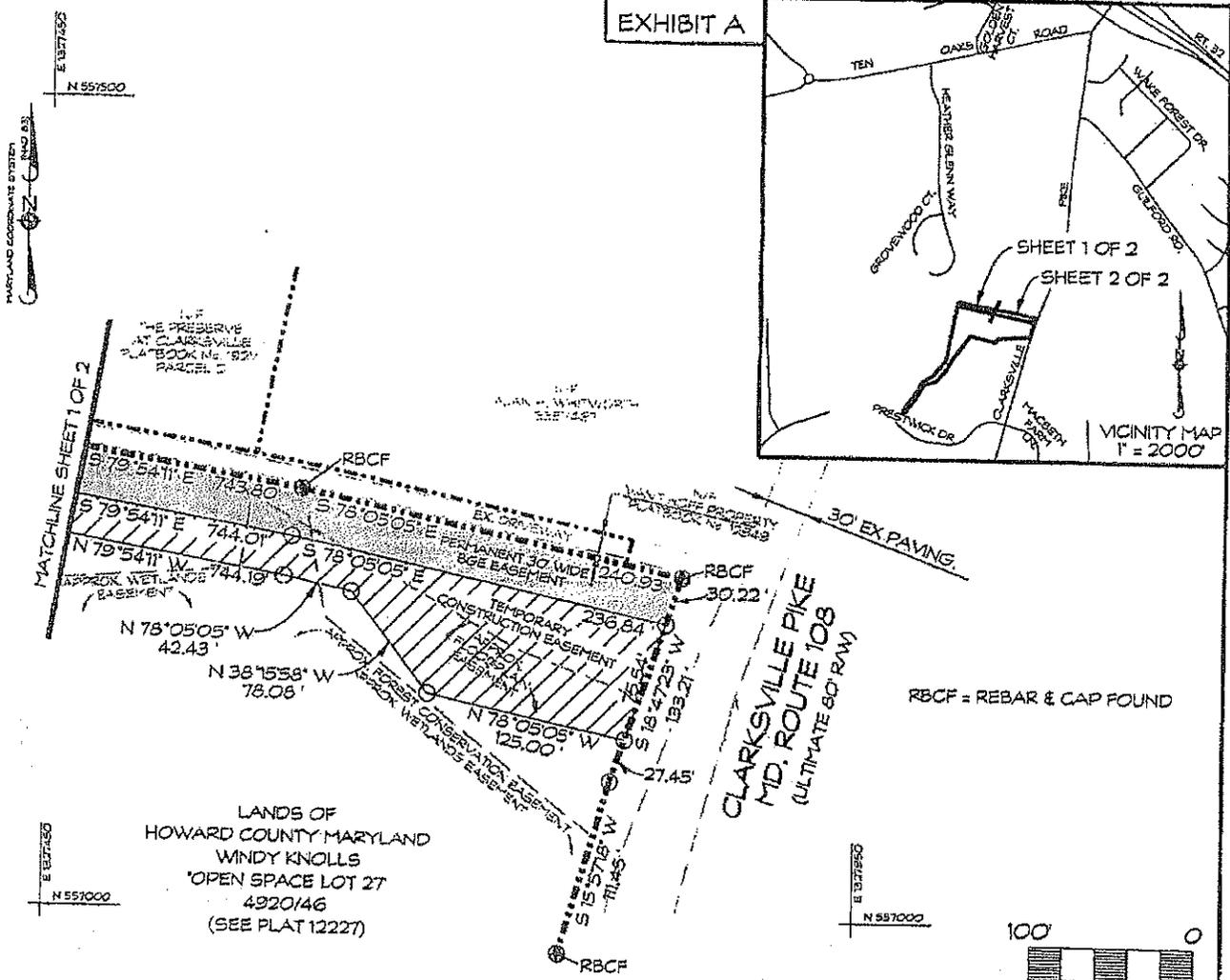
RBC COMPLEX
2900 LORD BALTIMORE DRIVE
BALTIMORE, MARYLAND 21074

SOUTHERN REINFORCEMENT PIPELINE

PLAN SHOWING RIGHT OF WAY
ACROSS PROPERTY OF
'OPEN SPACE LOT 27'
WINDY KNOTS SUBDIVISION
4920/46

5TH ELECTION DISTRICT HOWARD COUNTY, MARYLAND
SCALE: 1" = 100'
DATE: 07/24/2009

EXHIBIT A



RBCF = REBAR & CAP FOUND

OSG 6174
N 557000

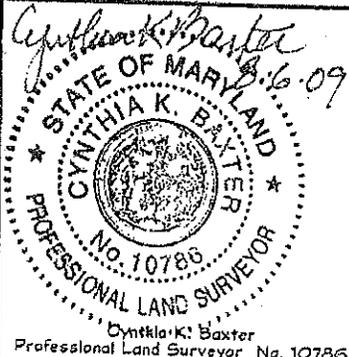


LEGEND/ NOTES	
PERMANENT 30' WIDE BGE EASEMENT	
TEMPORARY CONSTRUCTION EASEMENT	
COORDINATES AND BEARINGS SHOWN HEREON ARE BASED UPON THE STATE OF MARYLAND STATE PLANE COORDINATE SYSTEM (NAD 83).	
TOTAL AREA CONTAINED IN PERMANENT 30' WIDE BGE EASEMENT: 29,484 SQ. FT. OR 0.677 AC. +/-	
TOTAL AREA CONTAINED IN TEMPORARY CONSTRUCTION EASEMENTS: 32381 SQ. FT. OR 0.743 AC. +/-	

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