

R E S O L U T I O N

WHEREAS, on March 6, 2000, a petition was filed by Patricia Anne Crews and LaRue R. and Savannah G. Gibson for the vacation of path in the subdivision of Eagle Harbor Subdivision, such petition, accompanying plat and plat of computation being attached to this Resolution to be considered a part of the Resolution; and

WHEREAS, on or about June 29, 1925, said path, six foot (6') in width, was created as a public path as part of a subdivision known as Eagle Harbor, all situated in the 8th Election District in Prince George's County; and

WHEREAS, the Eagle Harbor Subdivision appears on a plat recorded in Plat Book SDH 3, Plat 22, all among the Land Records of Prince George's County, Maryland; and

WHEREAS, upon consideration of the Petition for Vacation filed herein pursuant to Section 24-112 of the Subdivision Regulations, Prince George's County Code, and it appearing that the petitioners are the owners of all land abutting said street to be vacated; and

WHEREAS, the aforesaid application, also known as Vacation Petition V-00002, was presented to the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission by the staff of the Commission on May 4, 2000, for its review and action in accordance with the Regulations for the Subdivision of Land, Subtitle 24, Prince George's County; and

WHEREAS, it appears that signs have been posted on the premises for at least thirty (30) days prior to the date of this action; and

WHEREAS, the staff of The Maryland-National Capital Park and Planning Commission recommended APPROVAL of the Petition; and

WHEREAS, on May 4, 2000, the Prince George's County Planning Board heard testimony and received evidence submitted for the record on the aforesaid application.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of Subtitle 24, Subdivision Regulations, Prince George's County Code, it is hereby directed by the Prince George's County Planning Board that the public path be vacated and reconverted into undivided tracts, parcels of land or acreage.

BE IT FURTHER RESOLVED, that a copy of this Resolution be directed to the Clerk of the Court, Prince George's County, Maryland to note upon the subject plats the fact of this vacation and that the findings and reasons for the decision of the Planning Board are as follows:

1. The public utilities and Prince George's County have been notified of this petition as required by Section 24-112(e) of the Subdivision Regulations.

2. The Department of Public Works and Transportation and the Washington Suburban Sanitary Commission have consented to this petition as required by Section 24-112(e)(1) of the Subdivision Regulations.
3. No referral agency or department recommended disapproval of the petition.
4. No objections were received from adjacent property owners, although the owner of Lot 17, Block 7, declined to sign the petition.
5. The Petition was sent to the Town of Eagle Harbor in December of 1998 and January 2000. No response was received from the Town.
6. No improvements exist in Block 7; therefore, there are no homeowners living in this section of Eagle Harbor.
7. Future development on the area being vacated will require the recording of a new subdivision plat in accordance with Section 24-108.

BE IT FURTHER RESOLVED, that an appeal of the Planning Board's action must be filed with the Circuit Court for Prince George's County within thirty (30) days following the adoption of this Resolution.

* * * * *

This is to certify that the foregoing is a true and correct copy of the action taken by the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission on the motion of Commissioner Boone, seconded by Commissioner Brown, with Commissioners Boone, Brown and McNeill voting in favor of the motion, and with Commissioner Hewlett absent at its regular meeting held on Thursday, May 4, 2000, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 25th day of May 2000.

Trudye Morgan Johnson
Executive Director

By Frances J. Guertin
Planning Board Administrator