

R E S O L U T I O N

WHEREAS, on May 4, 2000, a petition was filed by Mr. and Mrs. Donald McEvoy and Mr. and Mrs. Edward Hicks for the vacation of a 30-foot-wide strip of land in the subdivision of Pointer Ridge at Belair Village, 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 August 11, 1970, said strip of land, thirty feet (30') in width, was created as a public path as part of a subdivision known as Pointer Ridge at Belair Village, all situated in the 14th Election District in Prince George's County; and

WHEREAS, the Pointer Ridge at Belair Village Subdivision appears on a plat recorded in Plat Book 75, Plat 30, 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-00005, 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 June 22, 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 June 22, 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.
5. The City of Bowie consented to the vacation of this path, stating that sufficient access exists from other areas if a park should ever be developed.
6. The Maryland-National Capital Park and Planning Commission has no objection to the vacation of the subject path.
7. Future development of the area being vacated will require the recording of a new subdivision plat in accordance with Section 24-108, Subdivision Regulations, Prince George's County Code.

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, McNeill and Hewlett voting in favor of the motion, at its regular meeting held on Thursday, June 22, 2000, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 13th day of July 2000.

Trudye Morgan Johnson
Executive Director

By Frances J. Guertin
Planning Board Administrator