

C O R R E C T E D   R E S O L U T I O N

WHEREAS, on June 14, 2002, a petition was filed by National Harbor Waterfront, L.C. and Norman O. Hayes for the vacation of streets, ramps, parcels and outlots in the subdivision of Portamerica, Plats Five and Six, 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 1990, said streets and ramps from 50 feet to 90 feet, in width, were created as public streets and ramps as part of a subdivision known as Portamerica, all situated in the 12th Election District in Prince George's County; and

WHEREAS, the Portamerica, Plats Five and Six Subdivision appears on plats recorded in Plat Book 153, Plats 60 and 61, 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-02002, 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 July 18, 2002, 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 July 18, 2002, 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 streets and ramps be vacated and reconverted into undivided tracts, parcels of land or acreage. An area of 2,095 square feet or .0481 acres of Plat Five shall revert to the ownership of Norman O. Hayes (owner of Lot 7, Block G, North Potomac Vista); [12.26] \*7.4339 acres on plat Five and 7.7852 acres on Plat Six [acres] shall revert to National Harbor Waterfront, L.C. subject to the following condition:

\*Denotes correction

[Brackets] denotes deletion

Underlining denotes addition

1. National Harbor Waterfront, L.C. shall grant easements to the Washington Suburban Sanitary Commission for existing facilities or relocation of same.

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. The Washington Suburban Sanitary commission has existing facilities located within the subject property and has requested that easements be granted.
4. The State Highway Administration consented to this petition based on design of future roadways within the site
5. On April 9, 2002, the Department of Parks and Recreation of The M-NCPPC indicated no objection to the subject petition.
6. No referral agency or department recommended disapproval of the petition.
7. No objections were received from adjacent property owners.
8. Petitioners are the owners of all land abutting the street and ramps proposed to be vacated. An area of 2,095 sq. ft. or .0481 acres of Plat 5 shall revert to the ownership of Norman O. Hayes (owner of the adjacent Lot 7, Block G, North Potomac Vista); 12.26 acres of Plats 5 and 6 shall revert to the ownership of National Harbor Waterfront, L.C.
- \*9. The total area of the Public Utility Easements (P.U.E.) outside of the street area is vacated by this Petition and remains in the ownership of national Harbor Waterfront, LC

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.

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\* \* \* \* \*

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 Brown, seconded by Commissioner Scott, with Commissioners Brown, Scott, Eley, Lowe and Hewlett voting in favor of the motion, at its regular meeting held on Thursday, July 18, 2002, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 5th day of September 2002.

Trudye Morgan Johnson  
Executive Director

By Frances J. Guertin  
Planning Board Administrator

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