

R E S O L U T I O N

WHEREAS, on November 21, 2006, a petition was filed by National Harbor Waterfront, LLC. for the vacation of all of Parcels B, C, and K, Outlot D, and p/o South Portamerica Grande Blvd; Parcel A, Outlot A, and p/o North Portamerica Grande Blvd; Parcels D and E, Outlot B; Parcels F-J, Outlot C, and p/o Portamerica Grande Blvd in the subdivision of Portamerica, 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 14, 1990, said streets, sixty feet and one hundred twenty feet (60' and 120') in width, were created as public streets as part of a subdivision known as Portamerica, all situated in the 12th Election District in Prince George's County; and

WHEREAS, the Portamerica Subdivision appears on a plat recorded in Plat Book NLP 156, Plats 56 through 59, 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-06004, 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 December 14, 2006, 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 December 14, 2006, 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 street be vacated and reconverted into undivided tracts, parcels of land or acreage subject to the following conditions:

1. Granting of easements to the Washington Suburban Sanitary Commission for existing facilities or relocation of same.

2. Applicant shall record new deeds or subdivision plats to dedicate additional right-of-way subsequent to this vacation petition.

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 redesign and dedication by deed of part of the current roadways within the National Harbor site. Additional street dedication must be done to complete the road network.
5. On June 3, 2005 the Department of Parks and Recreation of 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 streets and ramps being vacated.

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 Eley, seconded by Commissioner Clark, with Commissioners Eley, Clark, Vaughns, Squire and Parker voting in favor of the motion at its regular meeting held on Thursday, December 14, 2006, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 11th day of January 2007.

R. Bruce Crawford
Executive Director

By Frances J. Guertin
Planning Board Administrator

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