

ORDINANCE NO. ORD-2016-06

**AN ORDINANCE TO APPROVE THE PURCHASE OF REAL PROPERTY AND THE
PURCHASE OF AN EASEMENT INTEREST IN REAL PROPERTY**

*(Southern Boulevard Project: Property/Easement acquisition – part of 1183 Luther Drive,
Hagerstown, Washington County, Maryland)*

RECITALS

1. The Board of County Commissioners of Washington County, Maryland (the "County") believes that it is in the best interest of the citizens of Washington County to purchase certain real property and to purchase an easement interest in real property identified on the attached Schedule A (the "Property/Easement") to be used for public purposes.
2. The County approved the purchase of the Property/Easement on March 22, 2016.
3. A public hearing was not required by Section 1-301, Code of the Public Local Laws of Washington County, Maryland as the funds utilized to purchase the Property/Easement are not to be expended from the General Fund of the County.
4. The purchase of the Property/Easement is necessary for the future construction of Southern Boulevard in Washington County, Maryland.

THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Washington County, Maryland that the purchase of the Property/Easement be approved and that the President of the Board and the County Clerk be and are hereby authorized and directed to execute and attest, respectively, all such documents for and on behalf of the County relating to the purchase of the Property/Easement.

ADOPTED this 22nd day of March, 2016.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF WASHINGTON COUNTY, MARYLAND

Vicki C. Lumm
Vicki C. Lumm, Clerk

BY: Terry L. Baker
Terry L. Baker, President

Approved as to legal sufficiency:

John M. Martirano
John M. Martirano
County Attorney

Mail to:
Office of the County Attorney
100 W. Washington Street, Room 202
Hagerstown, MD 21740

SCHEDULE A--DESCRIPTION OF PROPERTY

Part of 1183 Luther Drive, Hagerstown, Maryland

FEE SIMPLE PROPERTY ACQUISITION:

All that parcel of land consisting of 19,190 square feet or 0.4405 acres of land, more or less, situate approximately two thousand (2,000) feet easterly of Villa Ridge Drive at its intersection with East Oak Ridge Drive, in Election District No. 10, Washington County, Maryland, and shown and/or indicated on a plat entitled "Right-of-Way Plat, Southern Boulevard – Phase I," dated June 2013 and intended to be recorded among the Land Records of Washington County, Maryland, in the Washington County Lands and Roads Record Book as Right-of-Way Plat No. 100-10-543.

EASEMENT PROPERTY ACQUISITION: (Perpetual and Permanent Drainage Easement):

All that parcel of land consisting of 2,007 square feet or 0.0461 acres of land, more or less, lying on the northerly side of Southern Boulevard, in Election District No. 10, Washington County, Maryland, and shown and/or indicated as "PERPETUAL DRAINAGE EASEMENT" on a plat entitled "Right-of-Way Plat, Southern Boulevard – Phase I," dated June 2013 and intended to be recorded among the Land Records of Washington County, Maryland, in the Washington County Lands and Roads Record Book as Right-of-Way Plat No. 100-10-543.

The above parcels of land being portions of the parcel of land conveyed unto Tressler Lutheran Services, Inc. by The Tressler Lutheran Fund, Inc., by a confirmatory deed dated September 27, 1994 and recorded among the Land Records of Washington County, Maryland, in Liber 1183, folio 270.