

COUNTY RESOLUTION NO. RS-2021-03
JOINT RESOLUTION OF THE
BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY, MARYLAND
AND
THE MAYOR AND COUNCIL OF THE CITY OF HAGERSTOWN, MARYLAND
AMENDING THE CONSOLIDATED GENERAL SERVICE AGREEMENT
FOR THE PROVISION OF SANITARY SEWER SERVICE

WHEREAS, The Board of County Commissioners for Washington County, Maryland, a body corporate and politic and, as the duly-constituted legislative body of Washington County, Maryland, a subdivision of the State of Maryland (the “County”), has determined that it is in the best interests of the County and the citizenry thereof to amend the existing Consolidated General Service Agreement for the Provision of Sanitary Sewer Service (the “Agreement”); and

WHEREAS, The Mayor and Council of the City of Hagerstown, as the duly-constituted legislative body of the City of Hagerstown, Maryland, a municipal corporation (the “City”), has determined that it is in the best interests of the City and the citizenry thereof to amend the Agreement with the County; and

WHEREAS, Amendments to the Agreement are required by the Agreement to be authorized by resolutions of the County and the City.

NOW THEREFORE, BE IT RESOLVED, By the County that Amendment No. 12 to the Agreement, a copy of which is attached hereto, is hereby accepted, approved and ratified; and

BE IT FURTHER RESOLVED, That Jeffrey A. Cline, President of the Board of County Commissioners, or his successor, is hereby authorized, empowered and directed to execute Amendment No. 12 and any other documents necessary to effectuate the purposes hereof.

NOW THEREFORE, BE IT RESOLVED, By the City that Amendment No. 12 to the Agreement, a copy of which is attached hereto, is hereby accepted, approved and ratified; and

BE IT FURTHER RESOLVED, That Emily Keller, Mayor of the City of Hagerstown, or her successor, is hereby authorized, empowered and directed to execute Amendment No. 12 and any other documents necessary to effectuate the purposes hereof; and

BE IT FURTHER RESOLVED, that this Resolution shall become immediately effective as of the date of approval by both bodies.

WITNESS AND ATTEST
AS TO CORPORATE SEAL

Krista L. Hart
Krista L. Hart, County Clerk

BOARD OF COUNTY COMMISSIONERS OF
WASHINGTON COUNTY, MARYLAND

By: Jeffrey A. Cline (SEAL)
Jeffrey A. Cline, President

Approved: 1/26/2021
Date signed: 2/9/2021

WITNESS AND ATTEST
AS TO CORPORATE SEAL

Donna K. Spickler
Donna Spickler, City Clerk

MAYOR AND COUNCIL OF THE
CITY OF HAGERSTOWN, MARYLAND

By: Emily Keller (SEAL)
Emily Keller, Mayor

Approved: 2/23/2021
Date signed: 03/09/2021

Approved as to form
and legal sufficiency:

B. Andrew Bright
B. Andrew Bright
Assistant County Attorney

For the County:
Mail to:

Office of the County Attorney
100 W. Washington Street, Suite 1101
Hagerstown, MD 21740

Approved as to form
and legal sufficiency:

Jason Morton
Jason Morton
City Attorney

For the City:
Mail to:

Donna K. Spickler
City Clerk
City of Hagerstown
1 East Franklin Street
Hagerstown, MD 21740

**AMENDMENT TO THE
CONSOLIDATED GENERAL SERVICE AGREEMENT
FOR THE PROVISION OF SANITARY SEWER SERVICE
BY AND BETWEEN
THE CITY OF HAGERSTOWN, MARYLAND AND
THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY,
MARYLAND**

AMENDMENT No. 12

RECITALS

The City of Hagerstown, Maryland (the "City") and the Board of County Commissioners of Washington County, Maryland (the "County"), adopted by joint resolution dated September 16, 1997, a Consolidated General Service Agreement for the Provision of Sanitary Sewer Service (the "Agreement"). Said Agreement is incorporated herein by reference.

Section 17 of the Agreement, entitled "Amendments," provides that "Changes to this Agreement shall be made by formal amendment and adopted by resolution by the City and County."

It is the intention of the City and County to amend this Agreement to include additional property to the area served by Joint Sewer Service.

NOW, THEREFORE, the parties agree as follows:

1. It is agreed that the approval, execution, and signing of this Amendment does not in any way modify, amend, alter, revoke, invalidate or revise any term, condition, or provision of the existing Agreement and any amendments thereto referred to except as may be hereinafter provided.
2. It is agreed and recognized by the parties that they are bound by all of the terms and conditions referred to in said Agreement and any amendments thereto.
3. Section 16, titled "Joint Sewer Service Areas," is amended with the addition of the following subsection:

(s) Parcel 427, Washington County Tax Map Number 24 -- identified as the hatched area on Exhibit P, attached hereto (the Property)
4. The approved portions of the parcel identified above are subject to the same requirements of application, review, and approval for wastewater service as all other prospective Joint Service customers covered by the Agreement.

The parties agree and do represent to each other that this Amendment has been approved by each respective legislative body at a duly constituted public meeting and that the undersigned have been designated as the duly authorized signatories and representatives of said bodies.

IN WITNESS whereof, the parties hereto have each executed the Amendment by their duly authorized signatory and representative.

WITNESS AND ATTEST
AS TO CORPORATE SEAL



Krista L. Hart, County Clerk

BOARD OF COUNTY COMMISSIONERS OF
WASHINGTON COUNTY, MARYLAND

By:  (SEAL)

Jeffrey A. Cline, President

WITNESS AND ATTEST
AS TO CORPORATE SEAL



Donna K. Spickler, City Clerk

MAYOR AND COUNCIL OF THE
CITY OF HAGERSTOWN, MARYLAND

By:  (SEAL)

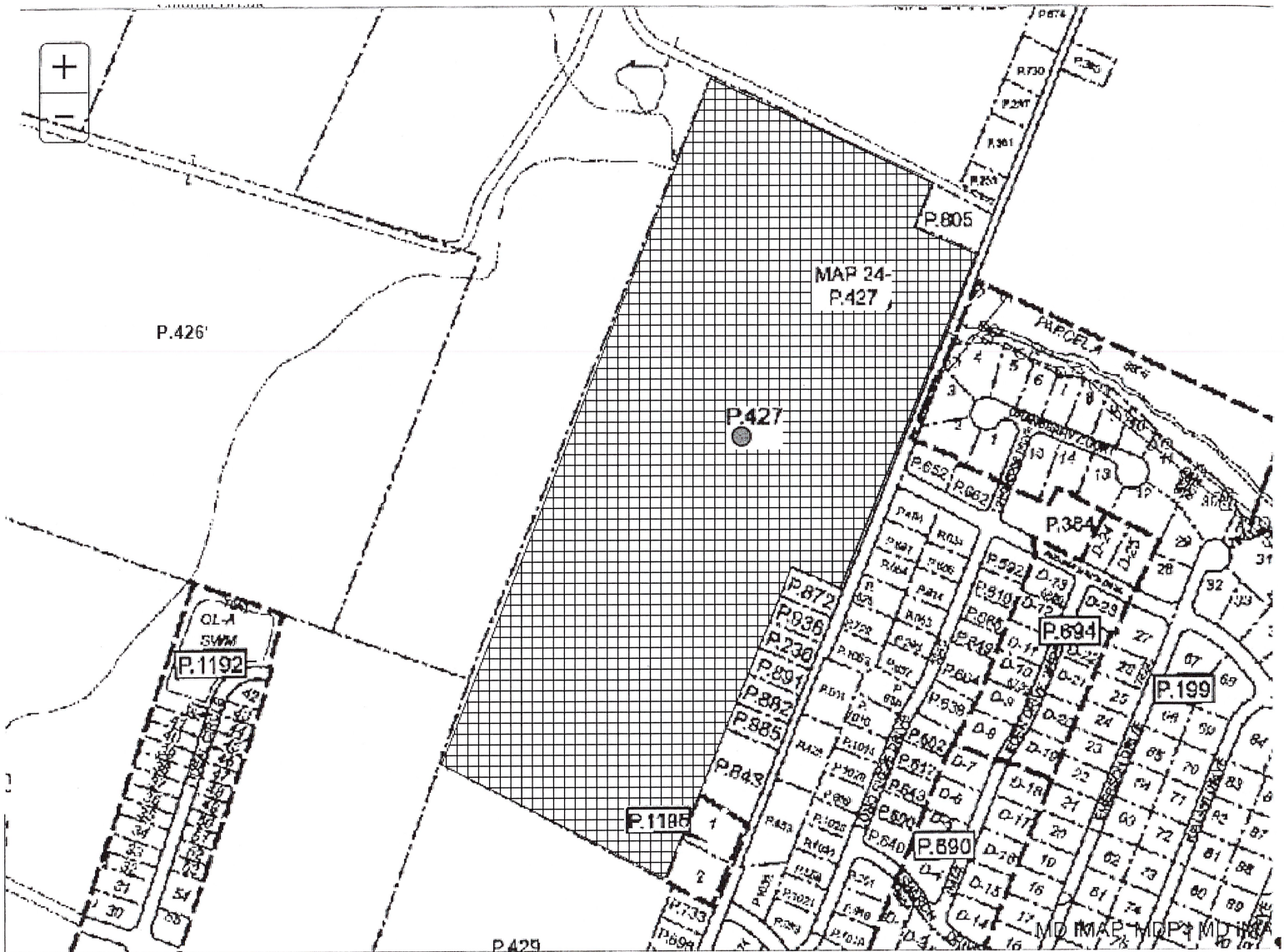
Emily Keller, Mayor

Washington County

New Search (<https://sdat.dat.maryland.gov/RealProperty>)

District: **27** Account Number: **007082**

EXHIBIT P



The information shown on this map has been compiled from deed descriptions and plats and is not a property survey. The map should not be used for legal descriptions. Users noting errors are urged to notify the Maryland Department of Planning Mapping, 301 W. Preston Street, Baltimore MD 21201.

If a plat for a property is needed, contact the local Land Records office where the property is located. Plats are also available online through the Maryland State Archives at www.plats.net (<http://www.plats.net>).

Property maps provided courtesy of the Maryland Department of Planning.

For more information on electronic mapping applications, visit the Maryland Department of Planning web site at <http://planning.maryland.gov/Pages/OurProducts/OurProducts.aspx> (<http://planning.maryland.gov/Pages/OurProducts/OurProducts.aspx>).