

Resolution No.: 17-71  
Introduced: March 1, 2011  
Adopted: March 8, 2011

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND**

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By: County Council

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**SUBJECT:** Consent for the City of Takoma Park to annex part of the Flower Avenue right-of-way between Carroll Avenue and Piney Branch Road

**Background**

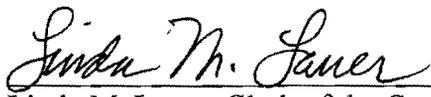
1. Article 23A, Section 19(a) and (b) of the Maryland Code provides that the legislative body of a municipality may enlarge its boundaries through annexation only after the legislative body has obtained the consent for the proposal from not less than 25 percent of the persons who reside in the area to be annexed and who are registered as voters in county elections and from the owners of not less than 25 percent of the assessed valuation of the real property located in the area to be annexed.
2. The land proposed for annexation is a narrow strip of right-of-way with no residents and no registered voters. It would enlarge the corporate boundaries of the City of Takoma Park to include the right-of-way between the northbound lane of Flower Avenue and the eastern edge of the Flower Avenue right-of-way from the southern right-of-way boundary of Piney Branch Road to the location at which the Takoma Park boundary line proceeds east at a line south of Division Street. It is an area contiguous and adjoining the existing corporate area of the City of Takoma Park.
3. The County has an ownership interest in part of the Flower Avenue right-of-way between Carroll Avenue and Piney Branch Road.
4. On February 15, 2011 the County Executive signed a letter addressed to the Mayor of the City of Takoma Park. The letter offered to ask the Council for \$200,000, \$70,000 in fiscal year 2016 and \$130,000 in fiscal year 2017, in exchange for the opportunity for the County to review and comment on the final scope of the City's "green street" project, the City's agreement to implement the project within 30 months, and the City's obligation to own and maintain the sidewalk in perpetuity.

**Action**

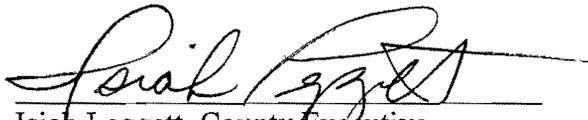
The County Council for Montgomery County, Maryland approves the following resolution:

In accordance with Article 23A, Section 19(b) of the Maryland Code, Montgomery County consents to the annexation by the City of Takoma Park of part of the Flower Avenue right-of-way between Carroll Avenue and Piney Branch Road as described in background point number 2.

This is a correct copy of Council action.

  
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Linda M. Lauer, Clerk of the Council

Approved:

  
\_\_\_\_\_  
Isiah Leggett, County Executive

  
\_\_\_\_\_  
Date