

Resolution No.: 16-1046
Introduced: June 16, 2009
Adopted: July 14, 2009

**COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND
SITTING AS THE DISTRICT COUNCIL FOR THAT PORTION OF
THE MARYLAND-WASHINGTON REGIONAL DISTRICT WITHIN
MONTGOMERY COUNTY, MARYLAND**

By: District Council

SUBJECT: Acquisition of Real Property from Fairland Development, L.L.C. in the Burtonsville Area of Montgomery County as Parkland for Fairland Recreational Park

Background

1. The Montgomery County Council has approved the establishment of an Advance Land Acquisition Revolving Fund for the Maryland-National Capital Park and Planning Commission. The fund was originally created through a \$7 million bond issue in FY72 and supplemented with a \$5 million bond issue in FY90, a \$2.2 million bond issue in FY94, and a \$2 million bond issue in FY05.
2. The Montgomery County Council has provided for expenditures from this fund in Fiscal Year 2009.
3. The Maryland-National Capital Park and Planning Commission has requested the Council's approval to acquire the below-described real property, in the Burtonsville area of Montgomery County, as an advance land acquisition to provide parkland for Fairland Recreational Park.
4. The subject property will be acquired from a willing seller for a master planned public purpose.

Action

The County Council for Montgomery County, Maryland, sitting as District Council for that portion of the Maryland-Washington Regional District within Montgomery County, approves the following resolution:

The County approves the acquisition by The Maryland-National Capital Park and Planning Commission of the below described real property:

1. Part of that land under contract for sale to Fairland Development, LLC by 1325 G Street Limited Partnership and Konterra Limited Partnership by Agreement of Purchase and Sale dated May 10, 2000, consisting of 52.88 acres, unimproved, located adjacent to and west of the Prince George's County line, south of Maryland Route 198 (Spencerville-Sandy Spring Road), as generally shown in the cross hatched pattern on the attached map, said land situated in the Colesville (5th) Election District of Montgomery County.

Tax Account #05-1-274095

and

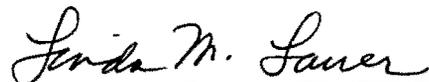
Tax Account #05-1-1700636

and

Part of Tax Account #05-1-262406

2. The subject property will be used to provide parkland for Fairland Recreational Park and is for a necessary and proper public purpose.
3. The total cost of the acquisition described in (1) above shall not exceed the sum of Eight Million Seven Hundred Fifty and .00/100 Dollars (\$8,750,000.00).
4. This action is in compliance with Maryland Code, Article 28, §7-106.

This is a correct copy of Council action.



Linda M. Lauer, Clerk of the Council

