

Resolution No.: 18-21
Introduced: January 13, 2015
Adopted: January 13, 2015

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By County Council

SUBJECT: DOT Docket No. AB739
Abandonment Portion of Executive Boulevard
White Flint District, North Bethesda

Background

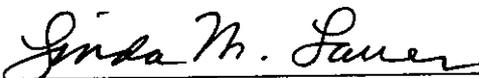
1. By memorandum dated May 27, 2013 from the Director of the Montgomery County Department of Transportation, the Applicant, a request was made for the County to abandon a portion of Executive Boulevard in the White Flint District of North Bethesda. The portion of the right-of-way for which abandonment is sought is owned in fee by the County. Pursuant to the 2010 White Flint Sector Plan this abandonment and associated realignment are recommended.
2. A Public Hearing to consider the abandonment proposal was held on September 18, 2013 by the designee of the County Executive.
3. Verizon indicated that it would require easements and a written statement that the County will pay all costs associated with relocating its facilities.
4. Washington Suburban Sanitary Commission conditioned its approval upon being granted a right-of-way 20 feet wide.
5. Washington Gas did not respond within 60 days and therefore, concurrence is presumed.
6. PEPCO did not respond within 60 days and therefore, concurrence is presumed.
7. The Montgomery County Police Department did not respond within 60 days and therefore, concurrence is presumed.
8. The Montgomery County Planning Board did not respond within 60 days and therefore, concurrence is presumed.
9. The Department of Fire and Rescue Services conditioned its approval provided that the new alignment is in service prior to the closure of the right-of-way.
10. The County Executive recommends approval of the proposed abandonment.

Action

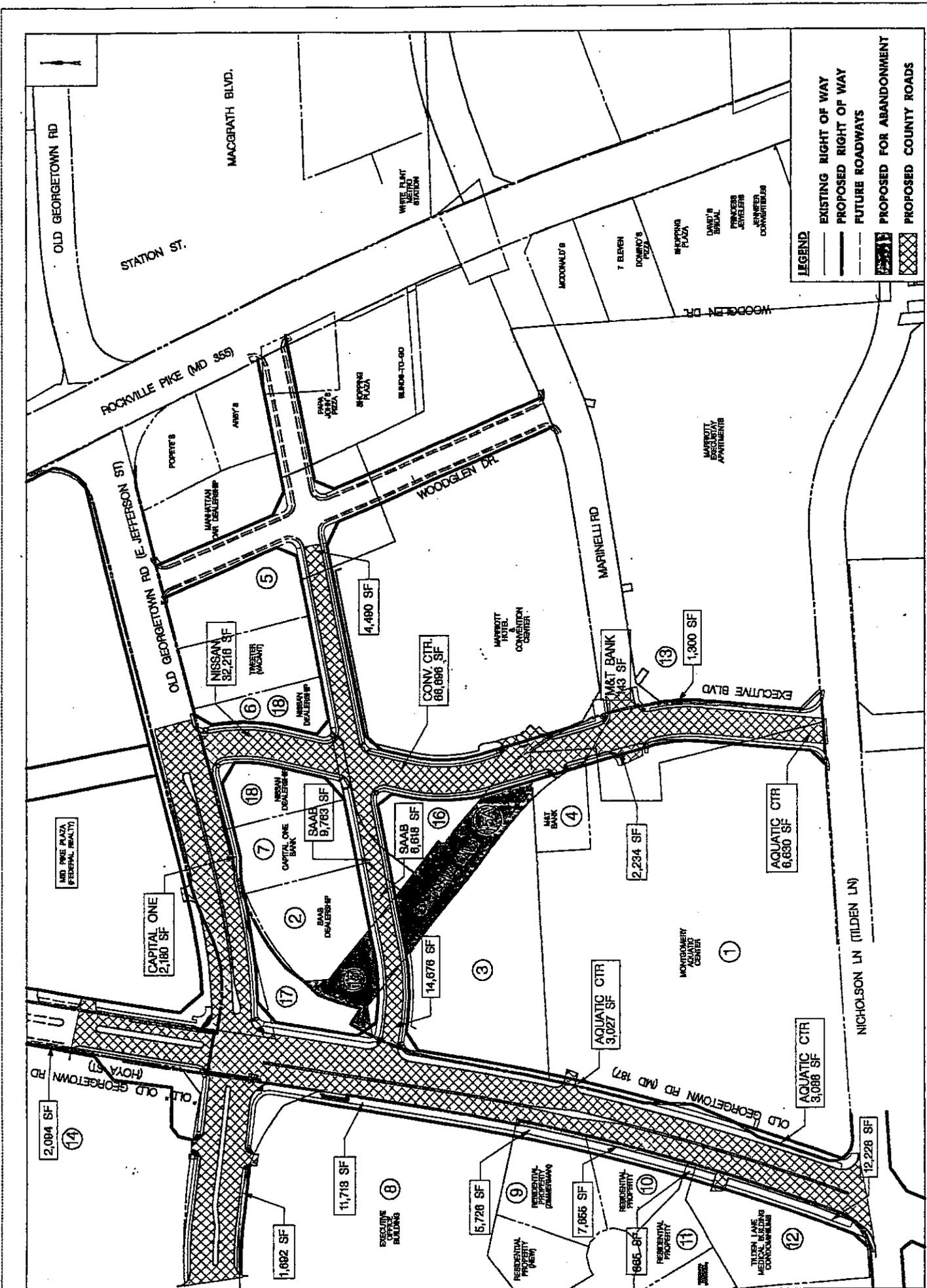
The County Council for Montgomery County, Maryland, finds that a portion of Executive Boulevard in the White Flint District of North Bethesda as shown on the attached drawing is no longer necessary for public use, pursuant to Section 49-63 of the Montgomery County Code, and approves the abandonment subject to the following conditions which must be satisfied at Applicant's sole cost and expense prior to the abandonment becoming effective:

1. The Applicant must grant easements and provide a written statement to Verizon concerning the Applicant's paying all costs associated with relocating Verizon's facilities;
2. The Applicant must grant Washington Suburban Sanitary Commission a right-of-way twenty feet wide;
3. The County Attorney must record among the Land Records of Montgomery County, Maryland, a copy of this Resolution approving the abandonment of the subject area; and
4. Any person aggrieved by the action of the Council for abandonment may appeal to the Circuit Court within 30 days after the date such action is taken by Council.

This is a correct copy of Council Action.



Linda M. Lauer, Clerk of the Council



LEGEND

- EXISTING RIGHT OF WAY
- - - PROPOSED RIGHT OF WAY
- FUTURE ROADWAYS
- ▨ PROPOSED FOR ABANDONMENT
- ▩ PROPOSED COUNTY ROADS

OLD GEORGETOWN RD

MACGRATH BLVD.

STATION ST.

ROCKVILLE PIKE (MD 355)

OLD GEORGETOWN RD (E. JEFFERSON ST)

WOODGLEN DR

MARINELLI RD

EXECUTIVE BLVD

OLD GEORGETOWN RD (HOVA ST)

OLD GEORGETOWN RD (MD 187)

NICHOLSON LN (TILDEN LN)

MID PINE PLAZA
(FEDERAL REALTY)

CAPITAL ONE
2,180 SF

NISSAN
32,216 SF

CAPITAL ONE
BANK

SAAB
9,763 SF

SAAB
6,618 SF

CONV. CTR.
66,896 SF

M&T BANK
2,443 SF

2,234 SF

1,300 SF

AQUATIC CTR
6,680 SF

AQUATIC CTR
3,027 SF

AQUATIC CTR
3,088 SF

2,094 SF

1,892 SF

11,718 SF

EXECUTIVE BUILDING

5,726 SF

7,956 SF

695 SF

12,228 SF

WHITE PLANT
STATION

McDONALD'S

T. BLENK
DOMINO'S PIZZA

WHOPPING
PLAZA

DAVID'S
SERIAL
PROCESSOR
JEWELERS
JEWELERS
CONTRACTORS

MARSHALL
APARTMENTS

MARSHALL
HOTEL
CONVENTION
CENTER

MONTGOMERY
AQUATIC
CENTER

TILDEN LANE
MEDICAL BUILDING
CONDOMINIUM

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POPPIE'S

AMBY'S

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CAR DEALERSHIP

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