

Resolution No.: 16-291
Introduced: September 11, 2007
Adopted: September 18, 2007

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: District Council

SUBJECT: Acquisition of Real Property from Sandy Spring Bank, Trustee for the Evelyn E. Grauel and George H. Grauel Trusts, in the Burtonsville area of Montgomery County as parkland in the Upper Paint Branch Stream Valley 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 FY-72 and supplemented with a \$5 million bond issue in FY-90, a \$2.2 million bond issue in FY-94, and a \$2 million bond issue in FY-05.
2. The Montgomery County Council has provided for expenditures from this fund in Fiscal Year 2008.
3. The Maryland-National Capital Park and Planning Commission has requested the Council's approval to acquire and conduct certain demolition work on the below-described real property, in the Burtonsville area of Montgomery County, as an advance land acquisition to provide parkland in the Upper Paint Branch Stream Valley 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. Those three pieces or parcels of land lying, situate and being in the Colesville (5th) Election District of Montgomery County, Maryland, located on the south side of Spencerville Road (MD Rte. 198, variable width), said parcels being further identified as Parcel 963 and Parcel 968 as shown on Tax Map KS 342 for the aforesaid County, as described in the following two deeds, the first (as to Parcel 968, Tax I.D. #5-1-260932) dated May 21, 1990 and recorded among the Land Records of Montgomery County, Maryland in Liber 9341 at Folio 279 and the second (as to parcel 963, Tax I.D. #5-1-260921) dated May 21, 1990 and recorded among the aforesaid Land Records in Liber 9341 at Folio 284, containing a total of 22.1192 acres, improved.
2. The subject property will be used as parkland in the Upper Paint Branch Stream Valley 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 Three Million and .00/100 Dollars (\$3,000,000.00) and the total cost of demolition of improvements on the property described in (1) above shall not exceed the sum of One Hundred Thousand and .00/100 Dollars (\$100,000.00).
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