



MONTGOMERY COUNTY EXECUTIVE ORDER

Offices of the County Executive • 101 Monroe Street • Rockville, Maryland 20850

Subject -- Road Transfer Agreement with Town of Poolesville	Executive Order No. 189-19	Subject Suffix
Department - Transportation	Department No.	Effective Date 11/1/19

BACKGROUND

WHEREAS, in 1852, the County acquired an interest in land upon which was built segments of the following roads that are located in the Town of Poolesville: Hughes Road, Westerly Avenue, and West Willard Road; and

WHEREAS, the County currently maintains the aforementioned roads; and

WHEREAS, pursuant to County Code § 11B-45, the Montgomery County Department of Transportation (MCDOT), at the request of the Town of Poolesville (the Town), began the process of transferring ownership of the land and maintenance responsibilities for the road from the County to the Town; and

WHEREAS, because the Roads are located within the Town limits, the Town can efficiently maintain the Roads; and

WHEREAS, because the County land will continue to be used for public roads, the land has no market value; and

WHEREAS, a reuse analysis was conducted to determine if any County Department or Outside Agency had a need to use the property in question; and

WHEREAS, through the reuse analysis it was determined that there is no interest in the property and the County Executive has determined that the property is no longer needed by the County; and

WHEREAS, MCDOT advertised the proposed transfer of the land in in a local publication; and



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WHEREAS, there was no public comment received or made regarding this transfer; and

WHEREAS, the County will transfer ownership of the land and maintenance responsibility for the roads to the Town pursuant to § 11B-45 of the County Code, Maryland law, and this Executive Order.

ACTION

In consideration of the above recitals, the County Executive hereby declares that the land is no longer needed for County use and directs MCDOT to transfer to the Town ownership, control and jurisdiction over and maintenance responsibility for the land and roads in question.

Approved as to Form and Legality:
Office of the County Attorney

By: Clifford R. Royalty

APPROVED:

By: Adriana Hochberg
Adriana Hochberg
Assistant Chief Administrative Officer

Date: 10/28/19

Date: 11/1/19

Distribution:

- Department of Transportation
- Office of the County Attorney
- County Council
- Department of Permitting Services
- Department of General Services