



MONTGOMERY COUNTY EXECUTIVE ORDER

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

Subject: Condemnation Authorization Constantine Cois and Athena Cois Frederick Road Bike Path, CIP 501118	Executive Order No. 198-18	Subject Suffix
Originating Department: Transportation	Department Number PA 17-18	Effective Date 10/9/18

1. WHEREAS, Montgomery County needs to acquire the fee simple and easement interests described below (the "Property") for the Frederick Road Bike Path Project in connection with Capital Improvements Program Project No. 501118; and

WHEREAS, Montgomery County has not been able to consummate an agreement to acquire the Property from its owners because the Property is encumbered by a Deed of Trust and the parties have not been able to reach an agreement with the lienholder who possesses a security interest in the Property; and

WHEREAS, Montgomery County may institute condemnation proceedings to acquire needed property under §49-46 of the Montgomery County Code, 2014 as amended.

2. NOW, THEREFORE, the County Attorney is hereby directed to condemn the Property described below that is more particularly shown, delineated, and set forth on a County Right of Way Plat and which is needed by the County for the Frederick Road Bike Path Project:

<u>Liber/Folio</u>	<u>Account No.</u>	<u>Owners</u>	<u>Temp. Ease.</u>	<u>Fee Simple</u>
37157/217	02-00018562	Constantine Cois Athena Cois	3,318 sq. ft.	5,928 sq. ft.

3. The County Attorney is hereby directed to take all necessary steps to acquire the above described property rights, including any improvements listed within the area to be acquired.

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

By: *ACB*
Date: 9/17/2018

APPROVED:

Fariba Kassiri
Fariba Kassiri
Assistant Chief Administrative Officer
Date: 10/9/18

Distribution:
Department of Transportation
Department of Finance