6/18

Ordinance No. _____

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL PURSUANT TO THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND AND CITY CHARTER SECTIONS 34 AND 73 AUTHORIZING THE MAYOR TO ACQUIRE A PORTION OF THE BED OF CHAPEL ROAD FROM HARFORD COUNTY FOR PUBLIC PURPOSES OF THE CITY OF HAVRE DE GRACE

WHEREAS, the Mayor and City Council of Havre de Grace have a municipal Charter that provides for the orderly acquisition of real property for public purposes; and

WHEREAS, the Mayor and City Council of Havre de Grace have a Comprehensive Plan that calls for the City to protect environmental resources; create opportunities for recreation; parks; open space; to conserve green space and open land; to retain scenic views; and encourage development westward along Chapel Road; and

WHEREAS, the Mayor and City Council entered into a Memorandum of Understanding with Harford County on June 16, 2016 ("2016 MOU"), a copy of which is attached as exhibit A, to transfer a portion of the bed of Chapel Road from Harford County to the City of Havre de Grace to allow for the uniform maintenance and control of the public road; and

WHEREAS, the City Charter requires that the Mayor and City Council by ordinance can authorize the Mayor to acquire real property for a public purpose; and

WHEREAS, the Mayor and City Council have determined that in order to accomplish the intentions of the City's Comprehensive Plan and the City and Harford County's 2016 MOU, that an ordinance authorizing the Mayor to proceed with the acquisition be completed.

NOW THEREFORE, be it determined, decided and ordained by the Mayor and City Council that the Mayor is authorized to proceed with the acquisition of a portion of the bed of Chapel Road from Harford County as follows:

1. The Mayor is authorized to enter into written agreements and execute deeds or other instruments necessary to complete the terms set forth in the 2016 MOU.

2. The Mayor is authorized to acquire a portion of the bed of Chapel Road from Harford County as outlined in the 2016 MOU for the public purpose of its use as a public road with related public improvements.

3. The Mayor and the City Director of Public Works are authorized to expend budgeted funds as appear in the City budget for the purposes of improvements to Chapel Road.

WITNESS/ATTEST:

MAYOR AND CITY COUNCIL OF
HAVRE DE GRACE, MARYLAND

_____
Patrick D. Sypolt,
Director of Administration

_____
William T. Martin, Mayor

Introduced: July 18, 2016
Public Hearing: August 1, 2016
Second Reading/ Passage: August 15, 2016