

COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND

CHARTER AMENDMENT RESOLUTION NO. CA-21-07

Introduced by: City Council
Date Introduced: February 8, 2021
First Reading: February 8, 2021
Second Reading: March 8, 2021
Date Adopted: March 8, 2021
Date Effective: April 27, 2021

AMENDED CHARTER AMENDMENT RESOLUTION CA-21-03 OF THE CITY COUNCIL OF SEAT PLEASANT ENLARGING THE CORPORATE BOUNDARIES OF THE CITY OF SEAT PLEASANT BY ANNEXING INTO THE CORPORATE LIMITS OF THE CITY OF SEAT PLEASANT LANDS CONTIGUOUS AND ADJOINING TO THE CITY'S EXISTING CORPORATE BOUNDARIES PROPERTY COMMONLY KNOWN AS CENTRAL AVENUE, BETWEEN THE CAPITAL BELTWAY US95 AND THE DISTRICT OF COLUMBIA LINE, CONSISTING OF APPROXIMATELY 41.2302 ACRES OF LAND IN TOTAL LOCATED GENERALLY CENTRAL AVENUE BETWEEN THE CAPITAL BELTWAY US95 AND THE DISTRICT OF COLUMBIA LINE, TO BE AMENDED TO ONLY REVISE EXHIBITS A AND B AS FURTHER STATED HEREIN.

RECITALS

WHEREAS, the City Council of Seat Pleasant (the "City"), a body politic and corporate in the State of Maryland is authorized by the Annotated Code of Maryland, Local Gov. Art., "Municipalities", Title 4 "In General", Subtitle 4 "Annexation" to enlarge its boundaries by way of annexation; and

WHEREAS, pursuant to the authority contained in Md. Local Gov. Code Ann., 4-403 "Proposal for Annexation – Initiation by Legislative Body", the City Council of Seat Pleasant has decided to enlarge and extend the corporate boundaries of the City of Seat Pleasant by including therein property situated in Prince George's County that is identified below, which is contiguous and adjoining to the existing corporate boundaries of the City of Seat Pleasant:

See Exhibit A and B attached and incorporated herein by reference.

(hereinafter collectively referred to as the "Annexation Area"); and

WHEREAS the Annexation Area is depicted on the Exhibit of 41.2302 Acres of Land to be Annexed into the Corporate Boundary of the City of Seat Pleasant attached hereto as Exhibit A and B, by courses and distances and

WHEREAS, the City has obtained the consent to annexation from the owners of the following properties via annexation agreements: (Notaries); and

WHEREAS, as is required by Md. Local Gov. Code Ann., 4-403, the City Council of Seat Pleasant has obtained the required consent to annexation from at least 25% of the registered voters who are residents in the area to be annexed and the owners of at least 25% of the assessed valuation of the real property in the area to be annexed as indicated in the statute, however, this entire area is owned by one owner; and

WHEREAS, the City has caused to be made a verification of those signatures and the other information contained in the Petition as required by law; and

WHEREAS the Annexation Area is contiguous and adjoining the present corporate boundaries of the City; and

WHEREAS the annexation of the Annexation Area will not create an unincorporated area that is bounded on all sides by properties either located within the City's boundaries or to be located within the City's boundaries; and

WHEREAS the Annexation Area is presently not zoned since this is a roadway and the zoning and use of the Annexation Area will remain unchanged as a public roadway; and

WHEREAS the City Council of Seat Pleasant deems it to be in the best interest of the City and its occupants to annex the Annexation Area; and

WHEREAS, based on the aforementioned consents, the City Council of Seat Pleasant has determined to initiate a Resolution to enlarge and extend the limits of the City to include the area described more fully in Exhibits A and B, and to make applicable to that area the City Charter the City Code and all laws which are now in force and effect or which hereafter may be enacted in the City of Seat Pleasant.

WHEREAS, The City Council is amending Charter Amendment Resolution CA-21-03 of Seat Pleasant ~~restates and adopts herein the entire Charter Amendment Resolution CA-21-03~~ as it is restated herein and adopts by reference ~~except for~~ Exhibits A and B with the changes to the description of the Annexation is attached.

NOW, THEREFORE BE IT RESOLVED, by the City Council of Seat Pleasant in legislative session assembled that:

Section 1: The recitals are incorporated as operative provisions of this Resolution.

Section 2: The boundaries of the City of Seat Pleasant, a municipal corporation of the State of Maryland, shall be and hereby amended by the addition thereto of all of that land contiguous and adjoining to the current boundaries of the City of Seat Pleasant in Prince George's County, Maryland commonly referred to as Central Avenue between the Capital Beltway and District of Columbia line, consisting of 41.2302 acres of land all of which is described in Exhibits "A" and "B" hereto, which are amended as stated herein to accurately reflect the area to be Annexed to reflect an error in the original Exhibits A & B and the City of Seat Pleasant adopts the revised and correct description of this Annexed

area, and which attachments are incorporated herein by reference, the same shall be and hereby is Annexed into the City, subject to the conditions and provisions set forth in the Annexation Resolution, such Annexation to be known as "First 2020 Annexation."

Section 3: The remainder of the original Annexation Resolution is incorporated herein.

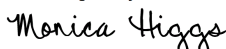
AND BE IT FURTHER RESOLVED, that the effective date of the Annexation Resolution is the 8th day of March, 2021, unless on or before the 23rd day of April, 2021, a Petition for Referendum on the Annexation Resolution is filed in writing with the Mayor or with the City Administrative Officer pursuant to the provisions of Md. Local Gov. Code Ann., 4-408 et. Seq. and the revision shall be effective this 27th day of April 2021.

INTRODUCED BY THE CITY COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND ON THE 8th DAY OF FEBRUARY 2021, WITH REVISIONS:

ADOPTED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND ON THE 8th DAY OF MARCH 2021.

MAYOR AND COUNCIL OF THE CITY OF SEAT PLEASANT

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Monica Higgs, Councilmember

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Hope Love, Councilmember

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Shireka McCarthy, Councilmember

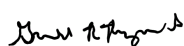
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Kelly Porter, Councilmember

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Gerald R. Raynor, Sr., Councilmember

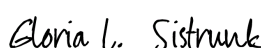
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Kizzie Scott Councilmember

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Gloria L. Sistrunk, Councilmember

Eugene W. Grant, Mayor

ATTEST:

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Dashaun N. Lanham

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Dashaun N. Lanham, CMC

City Clerk

Approved for Legal Sufficiency:

DocuSigned by:

Todd Pounds

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Todd Pounds, Esq.

City Solicitor

Date: 3/9/2021