

CITY COUNCIL
OF
HAVRE DE GRACE, MARYLAND

RESOLUTION NO. 2023-14

Introduced by Council President Ringsaker

**A RESOLUTION BY THE MAYOR AND CITY COUNCIL OF
HAVRE DE GRACE, MARYLAND, PURSUANT TO THE GENERAL
PROVISIONS ARTICLE OF THE ANNOTATED CODE OF
MARYLAND SECTION 4-502, THE LOCAL GOVERNMENT
ARTICLE OF THE ANNOTATED CODE OF MARYLAND , AND
SECTIONS 33 AND 34 OF THE CITY CHARTER FOR
CORRECTION OF THE PUBLIC RECORD KNOWN AS
ANNEXATION RESOLUTION (CHARTER AMENDMENT) NO. 291**

WHEREAS, the Mayor and City Council of Havre de Grace, Maryland enacted Annexation Resolution 291 (Charter Amendment) (“Resolution 291”) which approved the annexation of the property known as the “Land of Miles L. Lampson” located at 1535 Pulaski Highway, Havre de Grace, Maryland (“Lampson Property”); and

WHEREAS, prior to enacting Resolution 291, the City Council adopted the Annexation Plan for the Lampson Property by calendar Resolution 2022-07 on March 7, 2022 (“Annexation Plan”); and

WHEREAS, under the Annexation Plan, the Lampson Property was assigned a zoning designation of R-1 Residential District under the City’s Zoning Code (“R-1 Zoning”); and

WHEREAS, under the Annexation Plan, public notice was given through newspaper publication by letters to the Harford County government and to the Maryland State Department of Planning, all indicating that the Lampson Property was to be assigned R-1 Zoning; and

WHEREAS, neither the public nor the respective County and State government objected to the R-1 Zoning designation; and

WHEREAS, instead of assigning R-1 Zoning to the Lampson Property, Resolution 291, inadvertently identified the zoning designation as “R-Residential” in Section 2 subparagraph (a), which is an apparent typographical error because that zoning designation is (i) inconsistent with the Annexation Plan and (ii) applicable only in the Bulle Rock subdivision but the Lampson Property is not within the Bulle Rock subdivision; and

WHEREAS, the first sentence of Resolution 291 Section (a) states that the “Property is currently given a County zoning *destination* of GI-General Industrial on the official zoning maps of Harford

County” but the use of the word “destination” in context appears to be a clerical error and should instead be “*designation*”; and

WHEREAS, the current owner of the property, a person in interest, brought the clerical error to the attention of the City and asked that the public record be corrected; and

WHEREAS, the City Attorney has reviewed the correction to the public record and for the reasons stated herein, recommends that the record be corrected.

NOW THEREFORE, it is it is determined, decided, and resolved by the City Council to correct the public record as follows, with underlining indicating matter to be added to existing law and [Bold Brackets] indicating matter to be deleted from existing law.

(1) Amend SECTION 2 (a) of Resolution 291 as follows:

(a) The Property is currently given a County zoning **[destination]** designation of GI-General Industrial on the official zoning maps of Harford County. The zoning designation in the City that the Mayor and City Council shall assign to the property is **[R-Residential]** R-1 Residential District as defined in the Havre de Grace Zoning Ordinance.

(2) Direct City staff to refer the above correction of the public record to E-Code publication services and to any other entities who need notification of the correction.

ADOPTED by the City Council of Havre de Grace, Maryland this 5th day of September 2023.

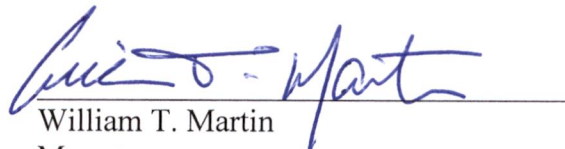
SIGNED by the Mayor and attested by the Director of Administration this 6th day of September 2023.

ATTEST:



Stephen J. Gamatoria
Director of Administration

MAYOR AND CITY COUNCIL
OF HAVRE DE GRACE



William T. Martin
Mayor

Introduced: 9/5/2023

Passed/Adopted: 9/5/2023

Effective Date: 9/6/2023