



The Mayor and Commissioners of the Town of Elkton

Annexation Resolution A1-2022
Tax Map 033B, Parcel 1023
423 Delaware Avenue

A RESOLUTION of the Mayor and Commissioners of the Town of Elkton, adopted pursuant to the authority of Article XI-E., Constitution of the State of Maryland, and Section 4-401, et. seq., Subtitle 4, Title 4, Division II, Local Government Article, Annotated Code of Maryland, for the enlargement of the corporate boundaries of the Town of Elkton by the annexation of certain land contiguous and adjoining to the existing corporate boundaries of Elkton.

WHEREAS, in accordance with Section 4-404, et seq., Subtitle 4, Title 4, Division II, Local Government Article, Annotated Code of Maryland, a **Petition for Annexation** was presented to the Mayor and Commissioners of the Town of Elkton on **Wednesday, May 4, 2022**, by Alexander A. Correa and Tiffany E. McClain (“Petitioners”); and

WHEREAS, upon presentation of the Petition for Annexation to the Mayor and Commissioners of the Town of Elkton, the Mayor, the presiding officer, caused to be made a verification of the signature(s) of the Petitioners; and

WHEREAS, the improved land subject to annexation is owned entirely by the Petitioners, Alexander A. Correa and Tiffany E. McClain; and

WHEREAS, the Mayor and Commissioners of the Town of Elkton accepted this Resolution for introduction on the date written hereinafter with the intent to annex the hereinafter described land into the corporate boundaries of the Town of Elkton.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Commissioners of the Town of Elkton that the corporate boundaries of the Town of Elkton, as filed by the Town, the Clerk of the Circuit Court for Cecil County, the Maryland Department of Legislative Services, and as described in the Charter of the Town of Elkton, shall be amended to include the following described parcel of land:

BEGINNING at a point on the East side of the road leading from Elkton to U.S. Route No. 40 at the top of Creswell Hill, said point being on the Westerly side of a 40.00 foot lane leading to the lands now or formerly of the Maryland Fish and Game Commission and also 748.20 feet in a Northwesterly direction from a stone at the Southeast corner of lands now or formerly of Stanley Ross and Eleanore Ross; thence from the place of beginning North 29 degrees East 200.00 feet along the Westerly side of a 40.00 foot lane to a stake; thence North 58 degrees 48 minutes West 100.00 feet to the Northeast corner of a lot now or formerly of Henry Walls; thence with said Walls land South 29 degrees West

200.00 feet to a stake on the East side of the above mentioned road; thence with the East side of said road South 58 degrees 48 minutes East 100.00 feet to the Place of Beginning.

CONTAINING 22,000 square feet of land, more or less.

BEING the same lands and premises which John Cherwaty and Jamie Cherwaty, by Quitclaim Deed dated November 17, 2017 and recorded December 29, 2017 among the Land Records of Cecil County, Maryland in Liber CMN 4182, folio 431, granted and conveyed unto John Cherwaty, in fee simple.

BE IT FURTHER RESOLVED that the land currently is zoned by Cecil County as Suburban Transition Residential District (ST) and will be designated as Town Estate (R-1) by the Town of Elkton following the annexation; and

BE IT FURTHER RESOLVED that a copy of this Resolution, following its introduction, along with a plat detailing the area to be annexed, shall be available for public inspection at the Town of Elkton Administration Office, Elkton Municipal Building, 100 Railroad Avenue, Elkton, Maryland, during normal business hours [Monday - Friday 8:00 a.m. - 4:30 p.m.] and via the Town of Elkton's website at www.elkton.org; and

BE IT FURTHER RESOLVED that the aforementioned and described land shall upon annexation be subject to all provisions of the Charter and Code of the Town of Elkton heretofore and subsequently enacted by the Mayor and Commissioners of the Town of Elkton; and

BE IT FURTHER RESOLVED that the aforementioned and described land shall be subject to a levy of real and personal property taxes by the Town effective July 1, 2022; and

BE IT FURTHER RESOLVED that the **Mayor and Commissioners** of the Town of Elkton shall hold a **PUBLIC HEARING** on the annexation on **Wednesday, June 15, at 12:05 p.m.,** Elkton Municipal Building, 100 Railroad Avenue, Elkton, Maryland; and

BE IT FURTHER RESOLVED that notice of the public hearing and of the proposed change to the corporate boundaries of the Town of Elkton shall be published in the Cecil Whig on the following dates: **May 6, 2022,** and **May 13, 2022,** and on the Town of Elkton's Website at **www.elkton.org**; and

BE IT FURTHER RESOLVED that immediately following its first publication a copy of the Resolution shall be provided to the County Council of Cecil County, the Cecil County Department of Planning, and the Maryland Department of Planning, which shall be entitled the right to be heard before the public at the public hearing on the proposed annexation; and

BE IT FURTHER RESOLVED that this Resolution shall be subject to adoption by the Mayor and Commissioners of the Town of Elkton on **July 6, 2022, following the PUBLIC HEARING** and, if

adopted, it shall become effective **forty-five (45) days** after said adoption unless a petition for referendum hereon shall be filed in accordance with Section 4-408, et seq., Subtitle 4, Title 4, Division II, Local Government Article, Annotated Code of Maryland. A copy of this Resolution shall be posted at the Elkton Municipal Building, 100 Railroad Avenue, Elkton, Maryland, for public viewing until the **45th** day of the referendum period has elapsed; and

BE IT FURTHER RESOLVED that not less than thirty (30) days prior to PUBLIC HEARING, a copy of the ANNEXATION PLAN shall be provided to the County Council of Cecil County, to the Cecil County Office of Planning and Zoning, and to the Maryland Department of Planning that outlines the extension of services and public facilities, as may be applicable, for the aforementioned land. The ANNEXATION PLAN shall be subject to public review and discussion at the PUBLIC HEARING, as well as subject to commentary received from Cecil County and the Maryland Department of Planning. The ANNEXATION PLAN shall contain a description of the proposed land use [Town Estate (R-1)]; and

BE IT FURTHER RESOLVED that upon the **effective date** of this Resolution, which shall be forty-five (45) days from the date of the Resolution's enactment, unless a Petition for Referendum is received by the Town, a copy of the Resolution shall be delivered to the Clerk of the Circuit Court for Cecil County, the Maryland Department of Legislative Services and the Federal Emergency Management Administration.

ACCEPTED FOR INTRODUCTION BY the Mayor and Commissioners of the Town of Elkton at a regularly scheduled public meeting on the **4th** day of **May 2022**, and directed to be published in accordance with Section 4-406, Subtitle 4, Title 4, Division II, Local Government Article, Annotated Code of Maryland.

The Mayor and Commissioners of the Town of Elkton

Robert J. Alt, Mayor
Charles H. Givens, Sr., Commissioner
Robert M. Massimiano, Commissioner
Earl M. Piner, Sr., Commissioner

ADOPTED by the Mayor and Commissioners of the Town of Elkton at a regularly scheduled public meeting and following a PUBLIC HEARING this **6th** day of **July, 2022**.

The Mayor and Commissioners of the Town of Elkton

Robert J. Alt, Mayor
Charles H. Givens, Sr., Commissioner
Robert M. Massimiano, Commissioner
Earl M. Piner, Sr., Commissioner