



The Mayor and Commissioners of the Town of Elkton

Annexation Resolution A2-2019
284 Red Hill Road

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, November 20, 2019**, by Jason Preston (“Petitioner”); 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 Petitioner; and

WHEREAS, the improved land subject to annexation is owned entirely by the Petitioner, Jason Preston; 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 land:

A parcel of land identified on Tax Map 312 as Parcel 0234, consisting of approximately .2928 acres, with improvements erected thereon, situate in the Third Election District, Cecil County, State of Maryland, addressed as 284 Red Hill Road, Elkton, Maryland, and further described in the Cecil County Land Records in Liber 03789, folio 00316, as follows:

Tax ID 03-032140:

Beginning for the same at a point in the south Right-of-Way line of Red Hill Road, also known as Maryland Route 281, as shown on State Roads Commission Plat Nos. 24204-24208, where the south R-O-W line of Red Hill Road intersects the Public Common Open Space on the westerly side of Ben Boulevard, as shown on the Final Major Subdivision Plans for Red Hill, which are recorded among the Land Records of Cecil County at Plat Cabinet PC-1109-80, et seq. Said point being the northeasternmost corner for the hereinafter described lands. Running thence, from the POINT OF BEGINNING, by and with the westerly boundary of the Public Common Open Space of Red Hill, with all bearing and distances described herein being referenced to the said Final Major Subdivision Plans for Red Hill, S35⁰27'25"E, 198.11' to a point; thence by and with the northerly boundary of the Public Common Open Space of Red Hill, S64⁰42'05"W, 65.00' to a point at the southeasternmost corner for lands now or formerly of Jeffrey and Cheryl St. Louis, as described in a deed which is recorded among the land records of Cecil County in Liber 2499, Folio 565; thence thereby N35⁰27'25"W, 200.60' to a point in the aforementioned southerly R-O-W line of Red Hill Road; thence thereby N66⁰50'51E, 65.49' to the first mentioned point and placed of BEGINNING. Containing 0.2928 acres (12,755 square feet) of land, more or less. (The improved property addressed as 284 Red Hill Road, Elkton, Maryland)

BE IT FURTHER RESOLVED that the land currently zoned by Cecil County as Suburban Transition Residential (ST) will be designated as Suburban Residential District (R-2) 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

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, 2020; 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, January 15, 2020, at 7:05 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: December 11, 2019 and December 18, 2019 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 January 15, 2020, 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 [Suburban Residential District (R-2)]; 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 20th day of November, 2019, and directed to be published in accordance with Section 4-406, Subtitle 4, Title 4, Division II, Local Government Article, Annotated Code of Maryland.

ADOPTED by the Mayor and Commissioners of the Town of Elkton at a regularly scheduled public meeting and following a PUBLIC HEARING this **15th day of January 15, 2020.**

**The Mayor and Commissioners
of the Town of Elkton**

Mayor Robert J. Alt

Commissioner Jean A. Broomell

Commissioner Charles H. Givens, Sr.

Commissioner Earl M. Piner, Sr.