

**COUNCIL OF THE CITY OF ABERDEEN
CHARTER AMENDMENT RESOLUTION NO. 09-CR-04**

Introduced By:	Mayor Michael E. Bennett
Date Introduced:	March 9, 2009
Public Hearing:	April 27, 2009
Date Adopted:	August 23, 2010
Date Effective:	October 7, 2010

CHARTER AMENDMENT RESOLUTION NO. 09-CR-04

**RESOLUTION OF THE CITY OF ABERDEEN TO
AMEND SECTION III OF THE CHARTER OF THE
CITY OF ABERDEEN TO EXTEND THE
CORPORATE BOUNDARIES AND TO DESIGNATE
THE ZONING CLASSIFICATION OF THE LAND
BEING ANNEXED.**

1 A Resolution of the City of Aberdeen, adopted pursuant to the authority of
2 Article XI-E of the Constitution of Maryland and Section 19 of Article 23A of the
3 Annotated Code of Maryland, 1957, (2005 Replacement Volume), entitled "Corporation,
4 Municipal," subtitle "Home-Rule," subheading "Annexation," to enlarge the corporate
5 boundaries of the City of Aberdeen by amending the Public Local Laws of Maryland by
6 modifying Section III(a), Corporate Limits of the Charter of the City of Aberdeen, to
7 annex to said corporate boundaries the following areas, contiguous to and adjoining the
8 present corporate boundaries of the City of Aberdeen, being and of those pieces, parcels
9 or tracts of land more particularly described hereinafter in a metes and bounds description
10 attached hereto.

11 **WHEREAS**, 952 Gilbert Road, LLC, the owner of the property herein described,
12 requested the City of Aberdeen, by a Petition for Annexation subsequently amended, to
13 consider annexation of said property to the lands included within the Corporate Limits of
14 the City of Aberdeen. The Petition was accepted by the City. The property to be annexed
15 is comprised of two separate parcels of land generally located north of and south of Long
16 Drive, and east of Long Drive's terminus with Gilbert Road, east of Long Drive's
17 intersection with Churchville Road, Maryland Route 22 and collectively containing a
18 total of 0.763 acres, more or less, as described hereinafter; and

19 **WHEREAS**, as required by Section 19(b)(1) of Article 23A of the Annotated
20 Code of Maryland, the consent for the proposal has been received from not less than 25
21 percent of the persons who reside in the area to be annexed and who are registered voters
22 in Harford County elections and from the owners of not less than 25 percent of the
23 assessed valuation of the real property located in the area to be annexed; and

24 **WHEREAS**, the consents have been verified by the Mayor and City Council of
25 the City of Aberdeen and meet the requirements of the law.

26 **NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of
27 the City of Aberdeen, that the corporate boundaries of the City of Aberdeen be and the
28 same are hereby enlarged by adding or annexing thereto the areas contiguous to and
29 adjoining the present corporate boundaries as particularly described in the metes and
30 bounds survey property description entitled, "Particular Description of The Land of 952
31 Gilbert Road LLC", set forth hereinafter in this Resolution as a part hereof.

32 **AND BE IT FURTHER RESOLVED**, that the conditions and circumstances
33 applicable to the change in the said corporate boundaries and to the residents and the
34 property in the area so annexed are as follows:

35 (a) That the persons residing in the area to be annexed and the owners of all
36 property therein, shall be generally subject to the provisions of the Charter and Code of
37 the City of Aberdeen.

38 (b) That the designation of the zoning classification of the land lying within the
39 area herein described and hereby annexed shall be Integrated Business District (IBD) as
40 described in the Code of the City of Aberdeen, and shall be subject to all provisions and
41 conditions of said Code, including but not limited to those which are applicable to the
42 Integrated Business District.

43 **AND BE IT FURTHER RESOLVED**, in accordance with Section III (a) of the
44 Charter of the City of Aberdeen, the description of the Corporate Boundaries of the City
45 of Aberdeen is hereby amended by adding the above-described property to the Corporate
46 Limits of the City of Aberdeen.

47 **AND BE IT FURTHER RESOLVED**, that this Resolution shall become effective
48 at the end of forty-five (45) days following its final enactment provided that no Petition
49 for Referendum hereon shall have been filed as permitted by law.

METES AND BOUNDS DESCRIPTION
TO ACCOMPANY
CITY OF ABERDEEN ANNEXATION
RESOLUTION NO 09-CR-04



BAY STATE LAND SERVICES
Engineers • Surveyors • Land Planners • Environmental Consultants

Knowledge. Innovation. Results.

March 2, 2009

**PARTICULAR DESCRIPTION OF
THE LAND OF 952 GILBERT ROAD LLC**
Second Election District
Harford County, Maryland

FIRST: Beginning for the same at a concrete monument heretofore set, said monument being the Southwesterly corner of Lot 1 as shown on a plat titled "Maryland Manor," and recorded in the Plat Records of Harford County, Maryland in Liber G.C.B. 4 folio 2; thence binding reversely on the Westerly lot line the following course and distance as now surveyed, viz;

1. North 54 degrees 13 minutes 36 seconds West 189.60 feet to a concrete monument heretofore set at the Northwesterly corner of Lot 1, thence binding on the Northwesterly lot lines of Lot 1 and Lot 2 as shown on the above referenced plat the following course and distance,
2. North 39 degrees 25 minutes 24 seconds East 100.00 feet to a concrete monument heretofore set at the Westerly intersection of Lot 2 and Lot 3; thence binding on the lot line of Lot 2 and Lot 3 the following course and distance,
3. South 54 degrees 13 minutes 36 seconds East 189.60 feet to a concrete monument heretofore set at the Southeasterly intersection of Lot 2 and Lot 3 with the Westerly side of Gilbert Road, thence binding on the Southerly lot lines of Lot 1 and Lot 2 and the Westerly side of Gilbert Road the following course and distance,
4. South 39 degrees 25 minutes 24 seconds West 100.00 feet to the place of beginning.

Containing 0.434 acres of land, more or less, as surveyed by Bay State Land Services, Inc. in July of 2006.

Said parcel being all of Lot 1 and Lot 2 as shown on a plat titled "Maryland Manor," and recorded in the Plat Records of Harford County, Maryland in Liber G.C.B. 4 folio 2.

Mailing Address
P.O. Box 353
Bel Air, MD 21014

Office Location
9 Newport Drive
Forest Hill, MD 21050

Contact
tel 410.878.4747
fax 410.420.3940

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SECOND: Beginning for the same at a concrete monument heretofore set at the end of the second or South 47 degrees 22 minutes East 105.5 foot line of that parcel of land that was conveyed by William J. Murphy, Sr. and Jeanne W. Murphy to Gerald Adolph Gustafson and Marien Alda Gustafson by deed dated March 23, 1951 and recorded in the Land Records of Harford County, Maryland in Liber G.R.G. 354 folio 469; thence continuing in the same direction the following course and distance;

1. South 54 degrees 13 minutes 36 seconds East 83.60 feet to concrete monument heretofore set in the Westerly side of Gilbert Road, thence binding on the Westerly side of Gilbert Road the following course and distance;
2. South 39 degrees 25 minutes 24 seconds West 176.02 feet to a pin set in the Northerly right-of-way line of Maryland Route 22 as shown on State Highway Administration Plat Number 55701; thence binding on the Northerly right-of-way line of Maryland Route 22,
3. By a curve to the left with a radius of 2611.48 feet for an arc distance of 83.37 feet, said curve being subtended by a chord bearing of North 48 degrees 54 minutes 43 seconds West 83.37 feet to a pin set to intersect the third or South 46 degrees 15 minutes West 186.6 foot line of that parcel of land that was conveyed by William J. Murphy, Sr. and Jeanne W. Murphy to Gerald Adolph Gustafson and Marien Alda Gustafson by deed dated March 23, 1951 and recorded in the Land Records of Harford County, Maryland in Liber G.R.G. 354 folio 469; thence binding reversely on part of the above mentioned line,
4. North 39 degrees 23 seconds 24 minutes East 168.28 feet to the place of beginning.

Containing 0.329 acres of land, more or less, as surveyed by Bay State Land Services, Inc. in July of 2006.

Said parcel being part of those parcels of land that were conveyed by William J. Murphy, Jr. and Nancy Marie Murphy to 952 Gilbert Road LLC by deed dated January 25, 2005 and recorded in the Land Records of Harford County, Maryland in Liber J.J.R. 5870 folio 608.

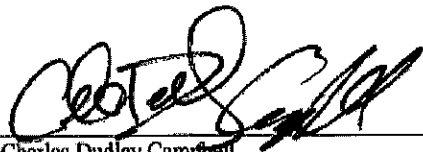
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“North” based upon Maryland State Coordinate System N.A.D. 1983.

Subject, however, to all rights-of-ways and easements.

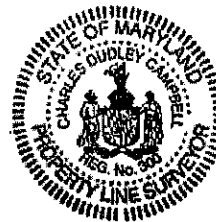
Description prepared without benefit of a Title Report.

I, Charles Dudley Campbell, Property Line Surveyor #300, certify that this description, and the survey on which it is based, were made in accordance with Chapter 06, “Minimum Standards of Practice,” COMAR, Title 09, Maryland Department of Licensing and Regulation for Professional Land Surveyors, in effect as of 1995.



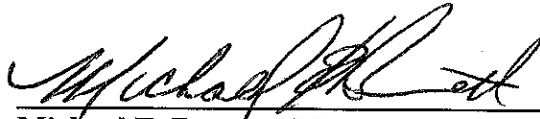
Charles Dudley Campbell
Registered Property Line Surveyor #300

03/02/09
Date

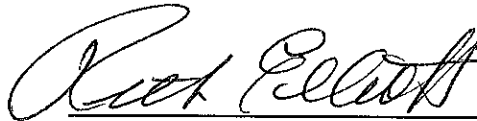


JSC
Our File No: 03035

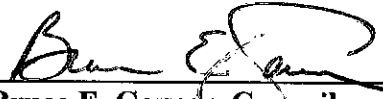
COUNCIL OF THE CITY OF ABERDEEN



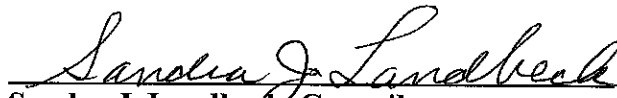
Michael E. Bennett, Mayor



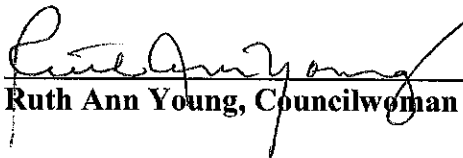
Ruth E. Elliott, Councilwoman



Bruce E. Garner, Councilman



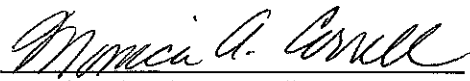
Sandra J. Landbeck, Councilwoman



Ruth Ann Young, Councilwoman

ATTEST:

SEAL:



Monica A. Correll, City Clerk

Date August 23, 2010