

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND

2016 Legislative Session

Legislative Day No. 01

Resolution No. 03-2016

Introduced by: The President of the Council at the request of the County Executive

A RESOLUTION APPROVING A RIGHT OF ENTRY AGREEMENT BETWEEN WICOMICO COUNTY, MARYLAND AND DELMARVA POWER & LIGHT COMPANY FOR PROPERTY LOCATED EAST OF THE BYPASS, BETWEEN OLD OCEAN CITY ROAD AND ROUTE 50 , EXTENDING TO FOREST GROVE ROAD (TAX MAP 39, PARCEL 420 AND TAX MAP 31, PARCEL 450).

WHEREAS, pursuant to Section 22-1 of Chapter 22, entitled "County-owned property" paragraph E, the County Executive is authorized and empowered to lease County property in furtherance of public purposes; and

WHEREAS, approval of the County Council is required for any lease of County property for a lease term of more than one year; and

WHEREAS, Delmarva Power & Light Company has a right-of-way for the transmission and distribution of electricity on land that is contiguous to County property (Tax Map 39, Parcel 420 and Tax Map 31, Parcel 450); and

WHEREAS, Delmarva Power & Light Company has requested access to said County Property for the purpose of ingress and egress to its right-of-way and for the purpose of a temporary work staging to rebuild its transmission and distribution facilities; and

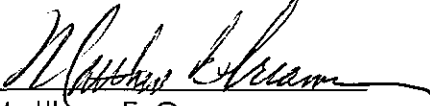
WHEREAS, the County Executive proposes that Wicomico County, Maryland enter into the Right of Entry Agreement, attached as Exhibit A, commencing January 11, 2016 and terminating May 31, 2017, with the option to extend the agreement on a three month basis thereafter if necessary; and

WHEREAS, the consideration amount shall be Four Thousand Nine Hundred Seventy Two Dollars (\$4,972.00), for the initial term, consideration for any extension will be Three Hundred Eleven Dollars (\$311.00) per month.


NOW, THEREFORE, BE IT RESOLVED by the County Council of Wicomico County, Maryland that the County Executive be, and is hereby, authorized to execute, on behalf of the County, a Right of Entry Agreement, in substantially the same form attached as Exhibit A, with Delmarva Power & Light Company, at the rate of Four Thousand Nine Hundred Seventy Two Dollars (\$4,972.00) for the initial term of January 11, 2016 to May 31, 2017, with the option to extend the agreement on a three month basis at the rate of Three Hundred Eleven Dollars (\$311.00) per month.

Done at Salisbury, Maryland, this 5th day of January, 2016.

ATTEST:

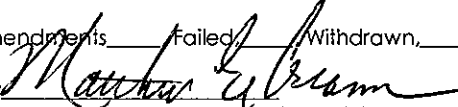

Matthew E. Creamer,
Council Administrator

COUNTY COUNCIL OF
WICOMICO COUNTY, MARYLAND


John T. Cannon,
Council President

Certification

This Resolution was Adopted , Adopted with Amendments Failed Withdrawn, by the County Council
on January 5, 2016.

Certified by 
Matthew E. Creamer, Council Administrator

Delmarva indemnifies Grantor, and shall be liable for all damage or injury to any person or property resulting directly or indirectly from said Use, whether occasioned by the acts of Delmarva or any of its employees, agents, or independent contractors.

Delmarva, at its sole cost, will return the subject property to as near its original condition as reasonably possible upon completion of the work.

IN WITNESS WHEREOF, we have hereunto affixed our hands and seals the day and year aforesaid, and hereby certify that the actual consideration paid for this instrument is One Dollar (\$1.00).

Witness:

Delmarva Power & Light Company

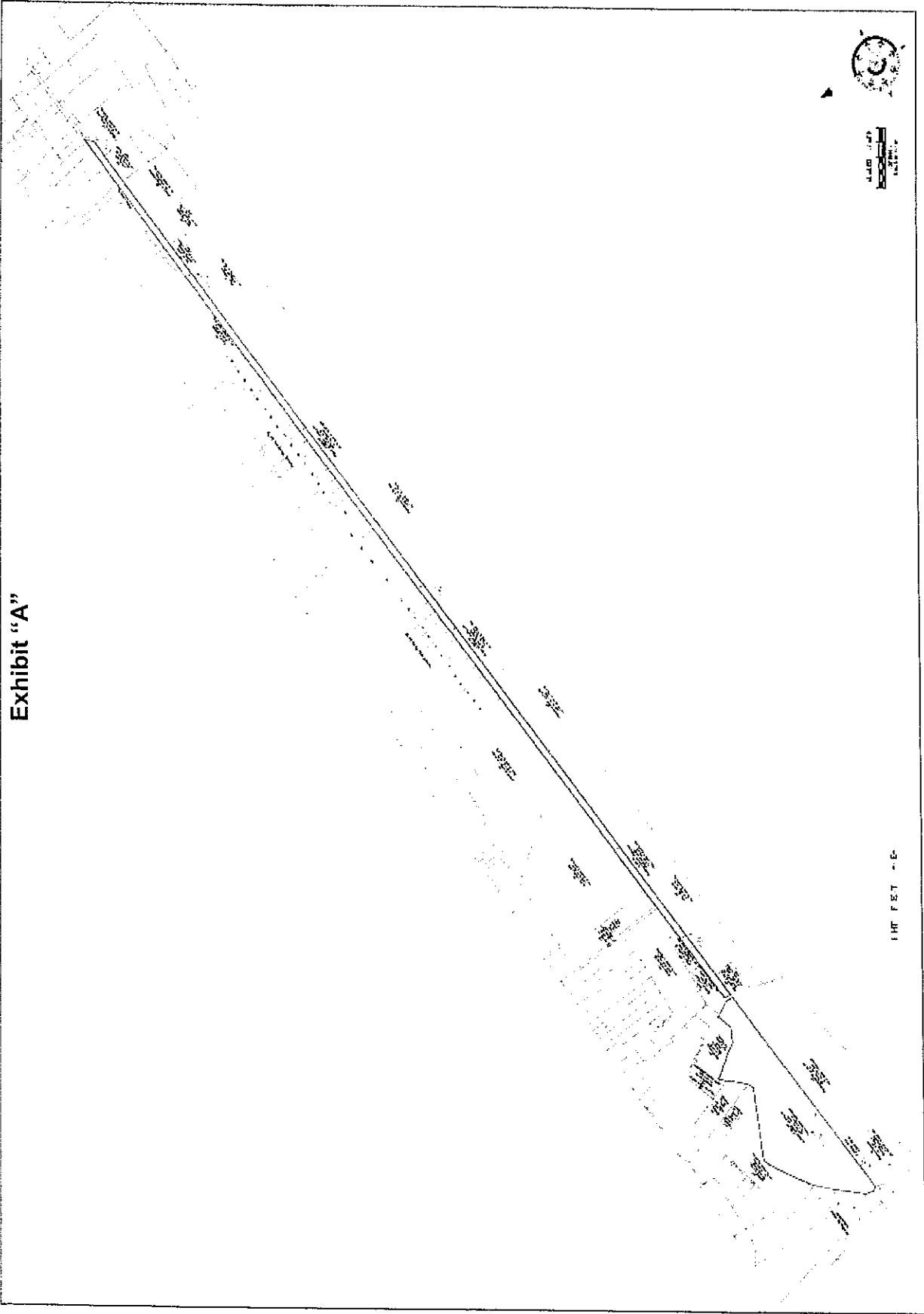
By: _____ **(SEAL)**
Name: Michael W. Maxwell
Title: Vice President

Witness:

Wicomico County

By: _____ **(SEAL)**
Name: _____
Title: _____

Exhibit "A"



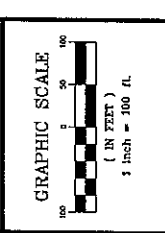
PLANS ISSUED FOR:
Review

NO.	REVISIONS:	DATE

North Salisbury to Worcester Transmission Line
 Right of Entry Across Lands of:
 Wicomico County, Maryland
 Parsons Election District
 Wicomico County, Maryland

Atlantic Group & Associates, Inc.
 10044 Old Ocean City Boulevard
 Berlin, Maryland 21811
 Ph: (410) 629-1160
 Fax: (410) 629-1710
 www.theatlantgrp.com

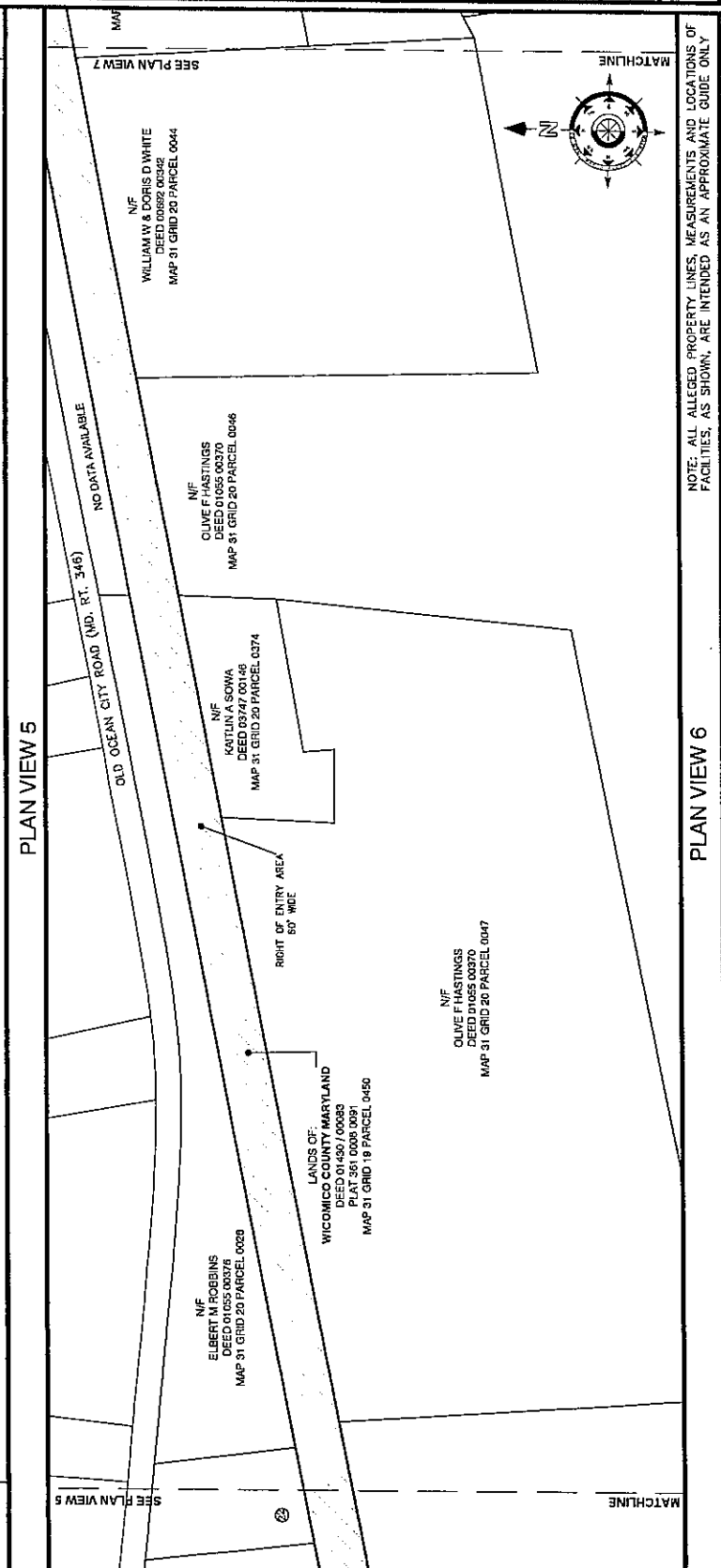
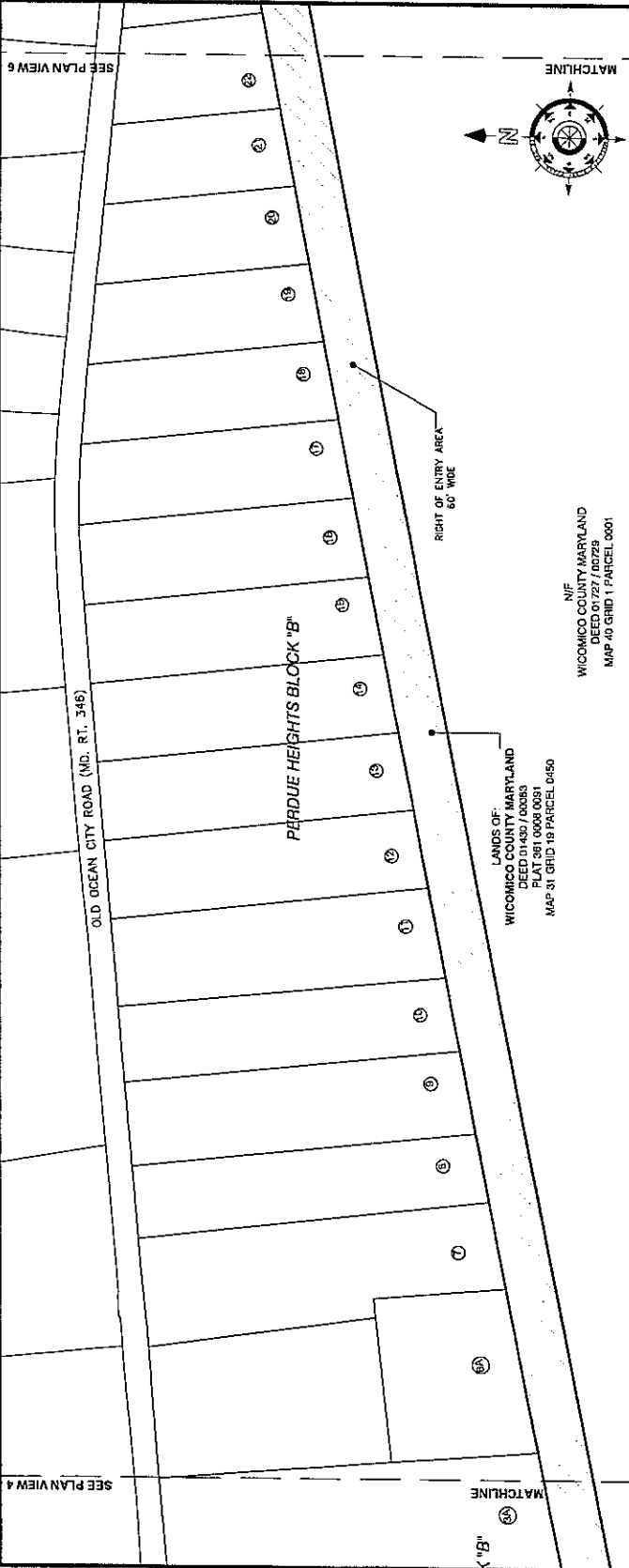
Civil Engineers
 Landmark Architects
 Surveyors



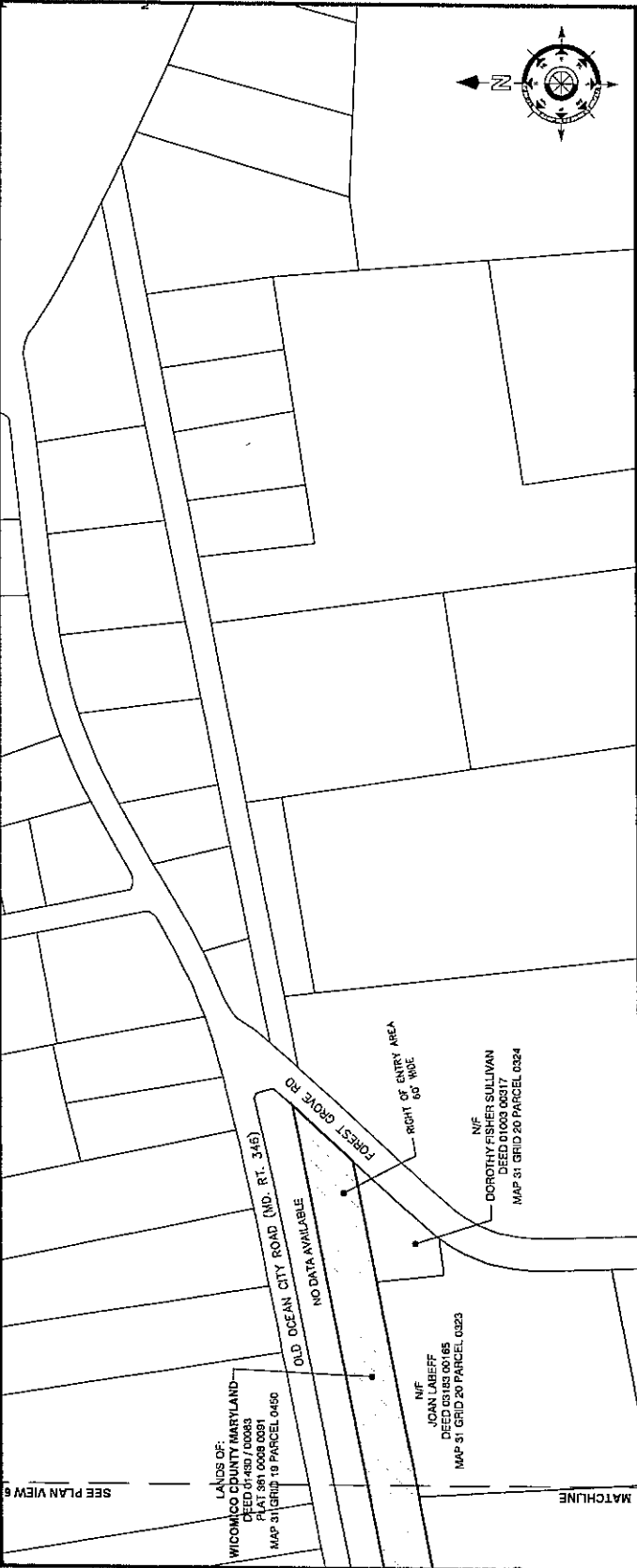
ACCESS EXHIBIT

PROJECT: 15-105 DATE: 03/20/18
 DRAWING: 51 SCALE: 1" = 100'

C-103



NOTE: ALL ALLEGED PROPERTY LINES, MEASUREMENTS AND LOCATIONS OF FACILITIES, AS SHOWN, ARE INTENDED AS AN APPROXIMATE GUIDE ONLY



PLAN VIEW 7

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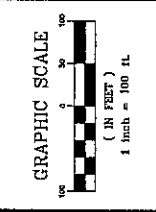
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 Parsons Election District
 Wicomico County, Maryland

Atlantic Group & Associates, Inc.
 Civil Engineers
 Land Features
 Landscape Architects
 Surveyors

10044 Old Ocean City Boulevard
 Berlin, Maryland 21811
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ACCESS EXHIBIT

PROJECT	15-06	DATE	03/20/2011
DRAWN BY	BU	SCALE	1" = 100'

C-104