

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND

2017 Legislative Session

Legislative Day No. 09

Resolution No. 53-2017

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

A RESOLUTION TO APPROVE THE RELOCATION OF A FOREST CONSERVATION EASEMENT CONTAINING APPROXIMATELY 2.13 ACRES, MORE OR LESS, LOCATED ALONG LOTS 2, 3, 4, AND 5 IN THE NUTTERS CROSSING, SECTION THREE, SUBDIVISION.

WHEREAS, Wicomico County, Maryland is the owner of a forest conservation easement as shown on a plat entitled "Final Subdivision Nutters Crossing Section Three, dated November 9, 2000, recorded among the Land Records of Wicomico County, Maryland, in Plat Cabinet No. MSB 13, Folio 122; and

WHEREAS, the forest conservation easement encumbers certain land on Lots 2, 3, 4, and 5 in the Nutters Crossing Section Three Subdivision; and

WHEREAS, said property was conveyed unto Thomas H. Ruark, Inc. by Deed dated January 11, 1995, and recorded among the Land Records of Wicomico County, Maryland in Liber 1425, Folio 450; and

WHEREAS, Thomas H. Ruark, Inc. has submitted an application requesting the relocation of 2.13 acres, more or less, of the forest conservation easement; and

WHEREAS, the staff of the Department of Planning, Zoning and Community Development have reviewed the request and recommend approval.

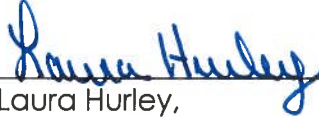
NOW, THEREFORE, BE IT RESOLVED, by the County Council of Wicomico County, Maryland as follows:

1. That portion of the forest conservation easement to be relocated is shown on a plat entitled "Resubdivision of Lots 2-5, Block "I", Nutters Crossing, Section Three", dated November 9, 2016, as "2.13 Acres of Forest Conservation Easement to be Eliminated Per This Plat," and shall be released.
2. Thomas H. Ruark, Inc. shall grant to Wicomico County, Maryland a new forest conservation easement at a ratio of 1:1 located on Tax Map 48, Parcel 450 as shown on said plat entitled "Forest Conservation Easement Plat for Thomas H. Ruark" as "New Easement Area- 2.33 Ac."
3. The County Executive be and hereby is authorized to execute such documents as may be necessary to accomplish the foregoing.

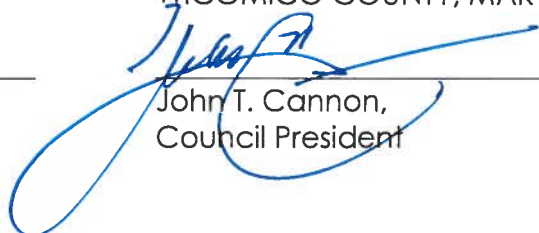
Done at Salisbury, Maryland, this 18th day of April, 2017.

ATTEST:

COUNTY COUNCIL OF
WICOMICO COUNTY, MARYLAND



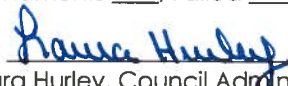
Laura Hurley,
Council Administrator



John T. Cannon,
Council President

CERTIFICATION

This Resolution was Adopted , Adopted with Amendments ____, Failed ____, Withdrawn ____ by the
County Council on April 18, 2017.

Certified by 

Laura Hurley, Council Administrator