



*Gregory J. Swain, County Attorney*

## MEMORANDUM

**To:** Members, Anne Arundel County Council

**From:** Christine Neiderer, Senior Assistant County Attorney /s/

**Via:** Gregory J. Swain, County Attorney /s/

**Date:** September 20, 2021

**Subject:** Resolution No. 47-21 – approving the determination of certain Non-Buildable Properties – Parts of Drum Point Avenue and Crain Highway

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### Legislative Summary

This summary was prepared by the Anne Arundel County Office of Law for use by members of the Anne Arundel County ("County") Council during consideration of Resolution No. 47-21, which approves the determination by the County's Central Services Officer of non-buildable properties as surplus.

#### Purpose.

The purpose of the resolution is to approve the Central Service Officer's determination that the following non-buildable properties are surplus:

1. Part of Crain Highway – 0.051 acres – Glen Burnie, Maryland 21061
2. Part of Drum Point Avenue – 0.030 acres – Glen Burnie, Maryland 21061
3. Part of Drum Point Avenue – 0.080 acres – Glen Burnie, Maryland 21061

#### Background.

The Anne Arundel County Code, § 8-3-208(a) provides:

Note: This Legislative Summary provides a synopsis of the resolution as introduced. It does not address subsequent amendments to the resolution.

(a) **Generally.** Notwithstanding the other provisions of this subtitle, the County may dispose of property declared non-buildable by the Planning and Zoning Officer, in writing, through a private disposition if the property is one-tenth of an acre or less in size, is determined to be surplus property by the Central Services Officer and that determination is approved in writing by the Chief Administrative Officer and by resolution of the County Council.

With regards to determination whether property is surplus, § 8-3-208(b) provides:

...the Central Services Officer shall inquire as to whether the Department of Public Works has a need for the property for road or utility work and whether the Department of Recreation and Parks has a need for the property for ecological preservation or recreational use.

Each of the properties are one-tenth of an acre or less in size and were deemed unbuildable by the Planning & Zoning Officer due to insufficient land area. In addition, the Department of Recreation and Parks and the Department of Public Works confirmed that neither department has a need for the properties. As such, the Central Services Officer determined that the properties are surplus and this determination was approved in writing by the Chief Administrative Officer.

By Bill No. 75-20, the Council authorized the disposition of property located near Furnace Branch Road, consisting of 0.27+/- acres, to Reliable Real Estate Services LLC ("LLC") for the sum of \$105,000. The LLC has expressed a desire to purchase the three (3) properties subject to this resolution as they are adjacent to the LLC's property.

The Office of Law is available to answer any additional questions regarding Resolution No. 47-21. Thank you.

cc: Honorable Steuart Pittman, County Executive  
Dr. Kai Boggess-de Bruin, Chief of Staff  
Matthew Power, Chief Administrative Officer  
Peter Baron, Director of Government Affairs  
Chris Trumbauer, Budget Officer  
Christine Anderson, Central Services Officer