# COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2024, Legislative Day No. 22

# Resolution No. 51-24

Introduced by Ms. Pickard, Chair (by request of the County Executive)

By the County Council, December 2, 2024

1	RESOLUTION approving the private disposition of certain improved, County-owned
2	property known as a portion of Magothy Bridge Road, adjacent to the Earleigh Heights
3	Volunteer Fire Company, in Severna Park, Maryland
4	WHITEDEAG AND A CONTROL OF THE ALL
5	WHEREAS, pursuant to Resolution No. 48-23, the County Council approved the
6	County Executive's determination that the property described in Exhibit A, and
7	depicted in Exhibit B, comprised of 0.828 acres, more or less, subject to the
8	reservation of two 5' Public Drainage and Utility Easements and a 15' Public Utility
9 10	Easement also depicted in Exhibit B and described in Exhibits C, D, and E, respectively, each exhibit attached hereto, (the "Property") is surplus property; and
11	respectively, each exhibit attached hereto, (the Troporty ) is surplus property, and
12	WHEREAS, pursuant to § 8-3-201(b)(4), if the appraised value of the real property
13	is less than \$100,000, the property may be sold through the negotiation of a private
14	disposition; and
15	disposition, und
16	WHEREAS, the appraised value of the Property is \$57,960, and the County has
17	negotiated a private disposition of the Property to The Earleigh Heights Volunteer
18	Fire Company of Anne Arundel County, Maryland, for a sum of Zero Dollars (\$0);
19	and
20	
21	WHEREAS, the Chief Administrative Officer and the County Executive have
22	approved the private disposition of the Property; and
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24	WHEREAS, pursuant to § 8-3-201(b)(9)(i), the Real Estate Division gave notice of
25	the proposed disposition to the owners of real property within 300 feet of the lot
26	lines of the Property, the community association or homeowners association for the
27	community in which the Property is located, if any, and the Councilmember
28	representing the district in which the County-owned real property is located,
29	including a statement that objections may be submitted to the Chief Administrative
30	Officer, with email and mailing addresses, by a specified date; and
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32	WHEREAS, pursuant to § 8-3-201(b)(9)(ii), the Real Estate Division advertised
33	the proposed disposition on the County's website and included a statement that

objections may be submitted to the Chief Administrative Officer, with email and

mailing addresses, by a specified date; and

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WHEREAS, there were no objections, and the Chief Administrative Officer determined that the private disposition may proceed; now, therefore, be it

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Resolved by the County Council of Anne Arundel County, Maryland, That it hereby approves the private disposition of the Property described in Exhibit A, and depicted in Exhibit B, comprised of 0.828 acres, more or less, subject to the reservation of two 5' Public Drainage and Utility Easements and a 15' Public Utility Easement also depicted in Exhibit B and described in Exhibits C, D, and E, respectively, each exhibit attached hereto, to The Earleigh Heights Volunteer Fire Company of Anne Arundel County, Maryland, for the sum of Zero Dollars (\$0); and be it further

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*Resolved*, That a copy of this Resolution be sent to County Executive Steuart Pittman and Chris Daniels, Real Estate Manager, Office of Central Services.

READ AND PASSED this 16th day of December, 2024.

By Order:

Kaley Schultze Administrative Officer

I HEREBY CERTIFY THAT RESOLUTION NO. 51-24 IS TRUE AND CORRECT AND DULY ADOPTED BY THE COUNTY COUNCIL OF ANNE ARUNDEL COUNTY.

Julie K. Hummer

Chair



# Exhibit A

DESCRIPTION OF FEE SIMPLE AREA PORTION OF **RIGHT-OF-WAY ADBANDONMENT** MAGOTHY BRIDGE ROAD SEVERNA PARK, MARYLAND 21146 ADJACENT TO TAX MAP 23 PARCEL 253 THIRD DISTRICT ANNE ARUNDEL COUNTY, MARYALND

Tax Account # 03-000-24823400

BEGINNING for the same at a point on the southern Right-of-way line of Earleigh Heights Road (variable width) as shown on Anne Arundel County, Maryland Department of Public Works Roads Plat numbers 22422 and 22423. Said point of beginning also being located 46.44 feet right of station 109+14.91 of the baseline as shown on said plats. Said point of beginning also being located South 86°46'44" West, 26.49' from the end of the North 86°17'33" East, 879.89' line as shown on a plat entitled "Earleigh Heights Volunteer Fire Department, Inc., which is recorded among the land records of Anne Arundel County, Maryland in Plat Book 142, Pages 13-14. Thence, from said point of beginning, running with the existing Right-of-way line as shown on said plats, and with said North 86°17'33" East, 879.89' line reversely, as now surveyed, with all bearings being related to the Maryland State Plane Coordinate System (NAD 83/91);

- 1. South 86°46'44" West, 803.96 feet to a point on the northeasterly Right-of-Way line of Maryland Route 2, Ritchie Highway (150 foot wide Right-of-way) where it intersects with said southern Right-of-way line of Earleigh Heights Road. Said point also being located 68.40 feet right of station 101+82.04 of said baseline. Thence, leaving said line and running through, over and across the existing Right-of-Way of Earligh Heights Road, as shown on said Maryland Department of Public Works Roads Plats, for a new line of Right-of-Way
- 2. North 61°03'39" East, 80.76 feet to a point being located 45.00' right of station 101+59.34 of said baseline. Thence, continuing with said new line of Right-of-Way
- 3. North 77°54'11" East, 100.23 feet to a point. Thence
- 4. 496.18 feet along a curve to the right having a radius of 1303.14 feet and being subtended by a chord bearing and distance of North 88°48'39" East, 493.19 feet to a point. Thence
- 5. South 79°31'16" East, 108.74 feet to a point. Thence



6. 34.42 feet along a curve to the left having a radius of 1319.68 feet and being subtended by chord bearing and distance of South 81°01'37" East, 34.42 feet to the point and place of beginning.

**CONTAINING** in all the above described, as now surveyed 36,102 Square Feet or 0.828 Acres of land more or less.

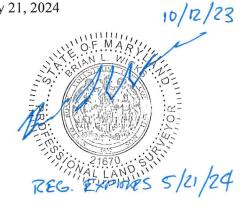
**BEING** part of the Right-of-way as shown on Anne Arundel County, Maryland Department of Public Works Road Plats 22422 and 22423, including a 15' Widening Strip as described in a deed dated June 6, 1958 as recorded among the land records of Anne Arundel County Maryland in Liber 1221, Folio 337 and p/o a Fee Simple Area as described in a deed dated July 9, 1981 as recorded among said Land Record in Liber 3424, Folio 183.

**SUBJECT** to a 5' Public Drainage and Utility Easement #1 as shown on Exhibit "B" and described in Exhibit "C" as attached hereto, to be recorded among the land records of Anne Arundel County, Maryland.

**SUBJECT FURTHER** to a 5' Public Drainage and Utility Easement #2 as shown on Exhibit "B" and described in Exhibit "D" as attached hereto, to be recorded among the land records of Anne Arundel County, Maryland.

**AND SUBJECT FURTHER** to a 15' Public Utility Easement as shown on Exhibit "B" and described in Exhibit "E" as attached hereto, to be recorded among the land records of Anne Arundel County, Maryland.

**THIS** description was prepared by the licensee or was in responsible charge over its preparation and the survey work reflected within it. The license commission expires May 21, 2024



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# Earleigh Heights VFD\MAI-SURVEY\DWG\16-1006\_Earleigh Heights VFD\_ESMT-FEE SIMPLE\_10-11-23.dwg

15' PUBLIC UTILITY EASEMENT			5' PUBL	IC DRAINAGE AND UTILIT	Y EASEMENT #1	
LINE TABLE			LINE TABLE			
LINE#	BEARING	DISTANCE	LINE#	BEARING	DISTANCE	
U1	N77° 54' 11"E	53.51'	SD1	N77° 54' 11"E	46.72'	
U2	N86° 40' 24"E	485.24'	SD2	CHORD = N87° 36' 10"E 439.12	$L=441.22^{\circ}$	
U3	CHORD = S81° 29' 21"E 54.95'	L=54.95'	SDZ	GHOND = NOT 30 TO L 433.12	$R = 1305.05^{\circ}$	
00		R=1303.14 <sup>1</sup>	SD3	S86° 40' 24"W	28.76'	
U4	S79° 31' 16"E	15.62'	SD4	CHORD = S86° 58' 43"W 409.55	L=411.27 $R=1298.15$	
U5	S86° 40' 24"W	438.02'	SD5	S77° 54' 11"W	14.31	
U6	S04° 36' 05"E	33.52'	SD6	S86° 40' 24"W	32.79'	
U7	S85° 25' 35"W	15.00'	000	000 40 24 17	02.13	
U8	N04° 35' 42"W	33.84'	5' PUBLIC DRAINAGE AND UTILITY EASEMENT			
U9	S86° 40' 24"W	93.86'	LINE TABLE			
U10	S04° 25' 45"E	45.93'	LINE#	BEARING	DISTANCE	
U11	S85° 34' 15"W	15.00'	SD7 S86° 46' 44"W		24.13'	
U12	NO4° 25' 45"W	46.21'	SD8 CHORD = N80° 30' 42"W 10.96'		L=10.90' R=1332.73	
U13	S86° 40' 24"W	59.46'	SD9	N79° 31' 16"W	113.47'	
U14	N61° 03' 39"E	15.83'	SD10	N86° 40' 24"E	20.95'	

FEE SIMPLE LINE TABLE				
LINE#	BEARING		DISTANCE	
L1	S86° 46' 44"W		803.96'	
L2	N61° 03' 39"E		80.76'	
L3	N77° 54' 11"E		100.23 <sup>1</sup>	
L4	CHORD = N88° 48' 39"E	493.19	L=496.18' R=1303.14'	
L5	S79° 31' 16"E		108.74'	
L6	CHORD = \$81° 01' 37"E	34.42'	L=34.42' R=1319.68'	

5' PUBL	5' PUBLIC DRAINAGE AND UTILITY EASEMENT #1					
	LINE TABLE					
LINE#	BEARING		DISTANCE			
SD1	N77° 54' 11"E		46.72'			
SD2	CHORD = N87° 36' 10"E	439.12	L=441.22 <sup>1</sup> R=1305.05 <sup>1</sup>			
SD3	S86° 40' 24"W		28.76'			
SD4	CHORD = \$86° 58' 43"W	409.55	L=411.27 R=1298.15'			
SD5	S77° 54' 11"W		14.31'			
SD6	S86° 40' 24"W		32.79'			

LINE TABLE				
LINE#	BEARING	DISTANCE		
SD7	S86° 46' 44"W	24.13'		
SD8	CHORD = N80° 30' 42"W 10.96'	L=10.90' R=1332.73		
SD9	N79° 31' 16"W	113.47'		
SD10	N86° 40' 24"E	20.95'		
SD11	S79° 31' 16"E	93.12'		
SD12	CHORD = \$81° 01' 37"E 34.42'	L=34.43 <sup>1</sup> R=1319.68 <sup>1</sup>		

# **MESSICK & ASSOCIATES**



CONSULTING ENGINEERS. PLANNERS AND SURVEYORS

7 OLD SOLOMONS ISLAND ROAD, SUITE 202 ANNAPOLIS, MARYLAND 21401 (410) 266-3212 \* FAX (410) 266-3502 email: Survey@messickandassociates.com

THIS PLAT WAS PREPARED BY THE LICENSEE OR WAS IN RESPONSIBLE CHARE OVER ITS PREPARATION AND THE SURVEY WORK SHOWN ON IT. THE LICENSEE COMMISSION EXPIRES MAY 21, 2024

**BRIAN L. WICKS** 

(MD. PROFESSIONAL LAND SURVEYOR (MD#21670)

DRAWN BY: TS DATE: OCT. 2023 CHECKED BY: BLW DWG No.: 4 OF 4 SCALE: AS SHOWN

# ANNE ARUNDEL COUNTY DEPARTMENT OF INSPECTIONS AND PERMITS

FEE SIMPLE AREA
PUBLIC UTILITY / DRAINAGE EASEMENT
MAGOTHY BRIDGE ROAD
EARLEIGH HEIGHTS ROAD SEVERNA PARK, MD. TAX MAP 23 GRID 18
PARCEL 253 3rd DISTRICT, ANNE ARUNDEL COUNTY, MD. 21146

REVISION					
DATE:	DATE	BY			
PROJECT No					
APPROVED:					
ENGINEED	MANAGED				



## **EXHIBIT C**

DESCRIPTION OF
5' PUBLIC DRAINAGE AND UTILITY EASEMENT #1
MAGOTHY BRIDGE ROAD
SEVERNA PARK, MARYLAND 21146
ADJACENT TO
TAX MAP 23 PARCEL 253
THIRD DISTRICT
ANNE ARUNDEL COUNTY, MARYLAND
Tax Account # 03-000-24823400

**BEING** a strip of land, hereinafter described running through, over and across the lands of a new Fee Simple Area, as described in a deed from Anne Arundel County, Maryland to the Earleigh Heights Volunteer Fire Department, Inc., which is recorded, or intended to be recorded among the land records of Anne Arundel County, Maryland. Said Fee Simple Area being created over a portion of the Right-of-way as shown on Anne Arundel County, Maryland Department of Public Works Road Plats 22422 and 22423, including a 15' Widening Strip as described in a deed dated June 6, 1958 as recorded among the land records of Anne Arundel County Maryland in Liber 1221, Folio 337 and p/o a Fee Simple Area as described in a deed dated July 9, 1981 as recorded among said Land Record in Liber 3424, Folio 183.

**BEGINNING** for the same near the southern Right-of-way line of Earleigh Heights Road (variable width) as shown on Anne Arundel County, Maryland Department of Public Works Roads Plat numbers 22422 and 22423, at a point being located 45.00 feet right of station 102+12.93 of the baseline as shown on said plats. Said point of beginning also being located on the new line of Right-of-Way, N77°54'11"E 46.72' from the end of the third (L3) or S77°54'11"E 100.23' Line as described in the aforementioned Fee Simple Area deed. Thence, running with the new line of Right-of-Way as described in said Fee Simple Deed, the following six (6) courses and distances describing this 5' Public Drainage and Utility Easement, with all bearings and distances being related to the North American Datum (NAD 83');

- 1. N77°54'11"E 46.72' Thence leaving said new line of Right-of-Way and running through, over and across the lands of the above referenced new Fee Simple Area
- 441.22' along a curve to the right, having a radius of 1305.05' and being subtended by a
  chord bearing and distance of N87°36'10"E 439.12'. Thence leaving said new line of Rightof-Way and running through, over and across the lands of the above referenced new Fee
  Simple Area



- 3. S86°40'24"W 28.76'
- 4. 411.27' along a curve to the left, having a radius of 1298.15' and being subtended by a chord bearing and distance of S86°58'43"W 409.55'
- 5. S77°54'11"W 14.31'
- 6. S86°40'24"W 32.79' to the point of beginning.

**CONTAINING** in all the above described, as now surveyed 2,276 square feet or 0.052 acres of land more or less.

**THE** 5' Public Drainage and Utility Easement #1 described hereon was prepared under the responsible charge of a Maryland Licensed Land Surveyor, and complies with the standards set forth under COMAR Regulation 09.13.06.08.

10/12/23 10/12/23 10/12/23 10/12/23 10/12/23 10/12/23



# **EXHIBIT D**

DESCRIPTION OF
5' PUBLIC DRAINAGE AND UTILITY EASEMENT #2
MAGOTHY BRIDGE ROAD
SEVERNA PARK, MARYLAND 21146
ADJACENT TO
TAX MAP 23 PARCEL 253
THIRD DISTRICT
ANNE ARUNDEL COUNTY, MARYLAND

Tax Account # 03-000-24823400

BEING a strip of land, hereinafter described running through, over and across the lands of a new Fee Simple Area, as described in a deed from Anne Arundel County, Maryland to the Earleigh Heights Volunteer Fire Department, Inc., which is recorded, or intended to be recorded among the land records of Anne Arundel County, Maryland. Said Fee Simple Area being created over a portion of the Right-of-way as shown on Anne Arundel County, Maryland Department of Public Works Road Plats 22422 and 22423, including a 15' Widening Strip as described in a deed dated June 6, 1958 as recorded among the land records of Anne Arundel County Maryland in Liber 1221, Folio 337 and p/o a Fee Simple Area as described in a deed dated July 9, 1981 as recorded among said Land Record in Liber 3424, Folio 183.

**BEGINNING** for the same near the southern Right-of-way line of Earleigh Heights Road (variable width) as shown on Anne Arundel County, Maryland Department of Public Works Roads Plat numbers 22422 and 22423, at a point being located 46.4 feet right of station 109+14.91 of the baseline as shown on said plats. Said point of beginning also being located on the new line of Right of-Way at the beginning of the first (L1) or S86°46'44"W 803.96' Line as described in said Fee Simple Area deed. Thence, leaving said new line of Right-of-Way and running with said first (L1) or S86°46'44"W 803.96' Line, the following six (6) courses and distances describing this 15' Public Drainage and Utility Easement #2, with all bearings and distances being related to the North American Datum (NAD 83');

- 1. S86°46'44"W 24.13' Thence leaving said first (L1) or S86°46'44"W 803.96' Line and running through, over and across the lands of the above referenced new Fee Simple Area
- 2. 10.90' along a curve to the left, having a radius of 1332.73' and being subtended by a chord bearing and distance of N80°30'42"W 10.96'.
- 3. N79°31'16"W 113.47'
- 4. N86°40'24"E 20.95' to a point being located on the aforementioned new line of Right-of-Way. Thence, with said new line of Right-of-Way



- 5. S79°31'16"E 93.12'
- 6. 34.43' along a curve to the right, having a radius of 1319.68' and being subtended by a chord bearing and distance of S81°01'37"E 34.42'.

**CONTAINING** in all the above described, as now surveyed 629 square feet or 0.014 acres of land more or less.

**THE** 5' Public Drainage and Utility Easement #2 described hereon was prepared under the responsible charge of a Maryland Licensed Land Surveyor, and complies with the standards set forth under COMAR Regulation 09.13.06.08.

10/12/23
10/12/23
10/12/23



### **EXHIBIT E**

DESCRIPTION OF
15' PUBLIC UTILITY EASEMENT
MAGOTHY BRIDGE ROAD
SEVERNA PARK, MARYLAND 21146
ADJACENT TO
TAX MAP 23 PARCEL 253
THIRD DISTRICT
ANNE ARUNDEL COUNTY, MARYLAND
Tax Account # 03-000-24823400

**BEING** a strip of land, hereinafter described running through, over and across the lands of a new Fee Simple Area, as described in a deed from Anne Arundel County, Maryland to the Earleigh Heights Volunteer Fire Department, Inc., which is recorded, or intended to be recorded among the land records of Anne Arundel County, Maryland. Said Fee Simple Area being created over a portion of the Right-of-way as shown on Anne Arundel County, Maryland Department of Public Works Road Plats 22422 and 22423, including a 15' Widening Strip as described in a deed dated June 6, 1958 as recorded among the land

**BEGINNING** for the same near the southern Right-of-way line of Earleigh Heights Road (variable width) as shown on Anne Arundel County, Maryland Department of Public Works Roads Plat numbers 22422 and 22423, at a point being located 45.00 feet right of station 101+59.34 of the baseline as shown on said plats. Said point of beginning also being located on the new line of Right-of-Way and at the end of the second (L2) or N61°03'39" E 80.76' Line as described in said Fee Simple Area deed. Thence, running with said new line of Right-of-Way, the following fourteen (14) courses and distances describing this 15' Public Utility Easement, with all bearings and distances being related to the North American Datum (NAD 83');

records of Anne Arundel County Maryland in Liber 1221, Folio 337 and p/o a Fee Simple Area as described in a deed dated July 9, 1981 as recorded among said Land Record in Liber 3424, Folio 183.

- 1. N77°54'11"E 53.51' Thence leaving said new line of Right-of-Way and running through, over and across the lands of the above referenced new Fee Simple Area
- 2. N86°40'24"E 485.24' to a point on said new line of Right-of-Way. Said point being located 45.00 feet right of station 108+24.82 of the baseline as, shown on said plats. Thence running with said new Right-of-Way
- 54.95' along a curve to the right, having a radius of 1303.14' and benign subtended by a
  chord bearing and distance of S81°29'21"E 54.95'. Thence leaving said new line of Rightof-Way and running through, over and across the lands of the above referenced new Fee
  Simple Area



- 4. S79°31'16"E 15.62'
- 5. S86°40'24"W 438.02'
- 6. S04°36'05"E 33.52'
- 7. S85°25'35"W 15.00'
- 8. N04°35'42"W 33.84'
- 9. S86°40'24"W 93.86'
- 10. S04°25'45"E 45.93'
- 11. S85°34'15"W 15.00'
- 12. N04°25'45"W 46.21'
- 13. S86°40'24"W 59.46'
- 14. N61°03'39"E 15.83' to the point of beginning.

**CONTAINING** in all the above described, as now surveyed 9,644 square feet or 0.221 acres of land more or less.

THE 15' Public Utility Easement described hereon was prepared under the responsible charge of a Maryland Licensed Land Surveyor, and complies with the standards set forth under COMAR Regulation 09.13.06.08.