



PGCPB No. 10-33

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Petition No. V-10001

RESOLUTION

WHEREAS, on January 5, 2010, a petition was filed by Saddlecreek, LLC and The Maryland-National Capital Park and Planning Commission for the vacation of part of an unnamed street in the subdivision of Littleworth, such petition, accompanying plat and plat of computation being attached to this Resolution to be considered a part of the Resolution; and

WHEREAS, on or about May 1930, said street, thirty feet (30') in width, was created as a public street as part of a subdivision known as unnamed, all situated in the 11th Election District in Prince George's County; and

WHEREAS, the Littleworth Subdivision appears on a plat recorded in Plat Book SDH 3, Plat 86, all among the Land Records of Prince George's County, Maryland; and

WHEREAS, upon consideration of the Petition for Vacation filed herein pursuant to Section 24-112 of the Subdivision Regulations, Prince George's County Code, and it appearing that the petitioners are the owners of all land abutting said street to be vacated; and

WHEREAS, the aforesaid application, also known as Vacation Petition V-10001, was presented to the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission by the staff of the Commission on March 18, 2010, for its review and action in accordance with the Regulations for the Subdivision of Land, Subtitle 24, Prince George's County; and

WHEREAS, it appears that signs have been posted on the premises for at least thirty (30) days prior to the date of this action; and

WHEREAS, the staff of The Maryland-National Capital Park and Planning Commission recommended APPROVAL of the Petition; and

WHEREAS, on March 18, 2010, the Prince George's County Planning Board heard testimony and received evidence submitted for the record on the aforesaid application.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of Subtitle 24, Subdivision Regulations, Prince George's County Code, it is hereby directed by the Prince George's County Planning Board that the public street be vacated and reconverted into undivided tracts, parcels of land or acreage subject to the following conditions:

1. The vacated area of 5,552 square feet or 0.1275 acre, as shown on Plat of Computation, Exhibit C, shall revert to the ownership of Saddle Creek, LLC and final platted in accordance with Preliminary Plan 4-07076 or any subsequently approved preliminary plan controlling this land area.

2. The vacated area of 5,483 square feet or 0.1259 acre, as show on Plat of Computation, Exhibit E, shall revert to the ownership of The Maryland-National Capital Park and Planning Commission.

BE IT FURTHER RESOLVED, that a copy of this Resolution be directed to the Clerk of the Court, Prince George's County, Maryland to note upon the subject plats the fact of this vacation and that the findings and reasons for the decision of the Planning Board are as follows:

1. The public utilities and Prince George's County have been notified of this petition as required by Section 24-112(e) of the Subdivision Regulations.
2. The Department of Public Works and Transportation (DPW&T) consented to this petition as required by Section 24-112(e)(1) of the Subdivision Regulations.
3. The Washington Suburban Sanitary Commission (WSSC) consented to this vacation petition as required by Section 24-112(e)(1) of the Subdivision Regulations.
4. No referral agency or department recommended disapproval of the petition.

BE IT FURTHER RESOLVED, that an appeal of the Planning Board's action must be filed with the Circuit Court for Prince George's County within thirty (30) days following the adoption of this Resolution.

* * * * *

This is to certify that the foregoing is a true and correct copy of the action taken by the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission on the motion of Commissioner Squire, seconded by Commissioner Clark, with Commissioners Squire, Clark, Cavitt, Vaughns and Parker voting in favor of the motion at its regular meeting held on Thursday, March 18, 2010, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 8th day of April 2010.

Patricia Colihan Barney
Executive Director

Frances J. Guertin

By Frances J. Guertin
Planning Board Administrator

PCB:FJG:BN:aj

APPROVED AS TO LEGAL SUFFICIENCY.

Janelle J. Jordan
M-NCPPC Legal Department

Date 3/24/10