

COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND

RESOLUTION NO. R-21-02

Introduced By **City Council**

Date Introduced **July 13, 2020**

Second Reading **September 8, 2020**

Amendments Adopted

Date Adopted **September 8, 2020**

Date Effective **September 8, 2020**

A RESOLUTION concerning

RESOLUTION OF THE CITY COUNCIL OF SEAT PLEASANT ADOPTING AN ANNEXATION PLAN FOR THE ANNEXATION OF THOSE PROPERTIES COMMONLY KNOWN AS CENTRAL AVENUE BETWEEN THE CAPITAL BELTWAY-US 95 AND THE DISTRICT OF COLUMBIA LINE.

WHEREAS, the Annotated Code of Maryland, Local Government Article, Title 4, Subtitle 4 authorizes municipalities to annex land and sets forth the process therefor; and

WHEREAS, Md. Code Ann., Local Government, 4-415 requires municipalities to prepare an Annexation Plan for each annexation, which Plan is in addition to, not part of, the annexation resolution and is required to be open to public review and discussion at the public hearing on the annexation resolution; and

WHEREAS, the Council of the City of Seat Pleasant desires to annex those properties commonly referred to as Central Avenue between the Capital Beltway – US 95 and the District of Columbia line (hereinafter referred to as the “Annexation Area”), and as indicated in Exhibits A and B attached and incorporated herein by reference.

WHEREAS, at least thirty (30) days prior to the public hearing on Resolution R-21-02 annexing the Annexation Area, a copy of the annexation plan for the Annexation Area (attached Exhibits A and B) was provided to Prince George’s County, the Md. Department of Planning and the Maryland-National Capital Park and Planning Commission, as required by State law; and

WHEREAS, the Annexation Plan was open to public review and discussion at the public hearing on Resolution R-21-02, annexing the Annexation Area, as required by State law.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of Seat Pleasant legislative session assembled that the Annexation Plan for the Annexation Area set forth in Exhibits A and B is hereby approved.

AND BE IT FURTHER ENACTED AND RESOLVED that this Resolution be and is hereby enacted this September 8, 2020, to take effect immediately.

Eugene W. Grant, Mayor

Charl Jones, Councilmember

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Hope Love, Councilmember

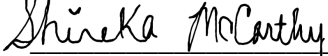
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Lamar Maxwell, Councilmember

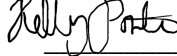
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Shireka McCarthy, Councilmember

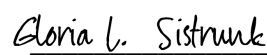
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Kelly Porter, Councilmember

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Gloria L. Sistrunk, Councilmember

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Reveral L. Yeargin, Councilmember

ATTEST:

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Dashaun N. Lanham, CMC

City Clerk

ANNEXATION

CENTRAL AVENUE BETWEEN CAPITAL BELTWAY US-95 AND DISTRICT OF COLUMBIA LINE

I. Introduction

When annexing property into the corporate limits of a municipality, the legislative body of a municipal corporation is required to adopt an annexation plan for the area proposed to be annexed. *See* Md. Code Ann., Local Gov't Article, 4-415. The annexation plan is in addition to, not as part of, the annexation resolution. The annexation plan is required to include:

1. A description of the land use pattern proposed for the area to be annexed, which may include a county master plan already in effect for the area;
2. The schedule to extend each municipal service performed in the municipality at the time of the annexation to the area to be annexed;
3. A statement as to the general methods by which the municipality anticipates financing the extension of municipal services to the area to be annexed; and
4. Demonstrate the available land for public facilities that may be considered reasonably necessary for the proposed use, including facilities for schools, water or sewage treatment, libraries, recreation or fire or police services.

It is required to be consistent with the Municipal growth element of the comprehensive plan of the municipality.

At least thirty (30) days before the public hearing on an annexation resolution, a copy of the annexation plan is required to be provided to: the governing body of the county in which the municipality is located; the Department of Planning and any regional or State planning agency with jurisdiction in the County.

II. Property Description and Land Use Pattern for the Area to be Annexed

The area to be annexed into the corporate boundaries of the City of Seat Pleasant's approximately 41.7 acres of land and is comprised of a roadway as depicted on the attached Exhibit A and B.

The Annexation Area is located within an established community and Prince George's County's growth boundary and is a roadway. See PLAN Prince George's 2035.

III. **Availability of Public Facilities and Services**

On the effective date of the annexation, the Annexation Area, which is a roadway, will be eligible to receive all applicable city services, to include: trash, recycling and yard waste collections, special pick-ups, including right-of-way tree pruning, animal control, police, and code compliance inspection.

a) **Water and Sewer**

The Washington Suburban Sanitary Commission (WSSC) currently serves the Annexation Area with public water and sewer. This service will not be affected by this annexation.

b) **Electric Service**

The Potomac Electric Power Company (PEPCO) provides electric service to the Annexation Area. This service will not be affected by this annexation.

c) **Public Safety and Fire/Rescue Services**

The Annexation Area is within the service area of the Prince George's County Police Landover Substation, District 3. The City will provide primary police service to the Annexation Area.

The Closest location for fire engine, basic life support/ambulance personnel and medic personnel are the Seat Pleasant VFD.

As a result of this annexation being a current roadway, the City does not foresee any impact on these services.

d) **School, Library and Recreational Facilities**

County public schools currently serve the Annexation Area. This is not applicable as the annexed area is a roadway. The review for Libraries, Parks and other recreation areas is not applicable as this annexed area is a roadway. As a result of

the annexation being a current roadway, the City does not foresee any impact on these services.

IV. **Extension of Municipal Facilities and Services to Annexation Area**

The City will extend all applicable municipal services as described above to the Annexation Area upon the effective date of the annexation. At that time, the Charter and Code of the City shall have full force and effect within the Annexation Area.

V. **Cost to the City in Having to Provide Each Service**

The City will incur some operational costs as a result of the annexation due to the fact that the owners of the properties within the Annexation Area will not pay City taxes as this is a roadway. However, these costs are deemed to be nominal and well within the City resources.