

Resolution No: 2009-01
Adopted: _____
Effective: _____

RESOLUTION
CONFIRMING PROPERTY LAND AREA AND REQUESTING
CORRECTION TO STATE ASSESSMENTS AND TAXATION RECORDS

WHEREAS, in accordance with authority specified by Section 5, Article 66B, of the Annotated Code of Maryland, the Planning Commission for the Town of Washington Grove has approved the Plat of Survey for Block 12, Washington Grove, now filed as Plat No. 23663 in the Land Records for Montgomery County, said plat completed by Snider and Associates; and

WHEREAS, the Planning Commission has reviewed the plat of survey also completed by Snider and Associates in 2007 for the property known as 407 Acorn Lane, said plat having been provided to the Town by the property owner, Bruce Rothrock, and accompanied by a description of said property per a contemporary survey by Snider and Associates that includes determinations of property land area for said property, 8,052.3 square feet, distinct from the adjacent part of Johnson Alley, 984.9 square feet, all located within Block 12 of the Town of Washington Grove; and

WHEREAS, the Planning Commission has reviewed legal documents pertaining to transfers associated with the property known as 407 Acorn Lane, including a deed dated November 30, 1960, filed in the Land Records at Liber 2821, Folio 116, said deed specifically excluding conveyance of any part of that parcel of land shown as "Johnson Alley" on the subdivision plat of Washington Grove, recorded in Plat Book 1 at Plat 20 among the Land Records; and

WHEREAS, the Planning Commission has concluded that said part of Johnson Alley was never conveyed to owner(s) of 407 Acorn Lane and thus remains part of the public right of way; and

WHEREAS, the information on the Maryland Department of Assessments and Taxation website for 407 Acorn Lane, District 9, Account 00781113, lists the Property Land Area as 9,037.00 square feet as compared to the area of 8,052.3 square feet as determined with the survey noted above.

Now, THEREFORE BE IT RESOLVED by the Planning Commission of the Town of Washington Grove that the proper land area for said property is 8,052.3 square feet, and a request will be sent to the Maryland Department of Assessments and Taxation to correct their appropriate records.

Approved by Planning Commission

Chairman Date

ATTEST:

Secretary Date