

**RESOLUTION AR-02-2018**  
**OF THE MAYOR AND COUNCIL OF THE TOWN OF KENSINGTON**  
**TO ADOPT AN ANNEXATION PLAN FOR THE ANNEXATION OF**  
**APPROXIMATELY 12.585 ACRES OF LAND BOUNDED BY PERRY AVENUE, ST**  
**PAUL STREET, AND UNIVERSITY BOULEVARD WEST AND CERTAIN**  
**INTERIOR AND ADJACENT RIGHTS-OF-WAY**

**WHEREAS**, the Town of Kensington adopted Annexation Resolution A-01-2018 on September 10, 2018, annexing approximately 12.585 acres of land bounded by Perry Avenue, St. Paul Street and University Boulevard West, together with certain interior and adjacent rights of way, more fully described in the metes and bounds description attached to the Annexation Resolution as Exhibit A, and the Annexation Plat dated November, 2017, attached thereto as Exhibit B, within said Town boundaries; and

**WHEREAS**, §4-415 of the Local Government Article, Annotated Code of Maryland requires that an Annexation Plan be prepared for any such annexation; and

**WHEREAS**, the attached Annexation Plan was prepared as part of the annexation process, and was made available for public review at the public hearing on the Annexation Resolution on August 13, 2018; and

**WHEREAS**, a copy of the attached Annexation Plan was provided to the County Council for Montgomery County, the Maryland State Department of Planning, and all regional and State planning agencies having jurisdiction at least 30 days prior to the holding of the said public hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Town of Kensington that the attached Annexation Plan be and it is hereby adopted.

**ADOPTED** by the Council of the Town of Kensington at a regular meeting on the  
10th day of September, 2018.

**EFFECTIVE** the 26th day of October, 2018.

**WITNESS:**

**THE TOWN OF KENSINGTON**

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Susan Engels, Town Clerk

This will certify that the foregoing  
Resolution was adopted by the Town Council  
in public meeting assembled on the 10th day  
of September, 2018.

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Tracey Furman, Mayor

## **Annexation Plan for Annexation of 12.585 Acres of Land Bounded by Perry Avenue, St Paul Street, University Boulevard West**

### Municipal Growth Element

The Town of Kensington ("the Town") is geographically located in the area covered by the Maryland-Washington Regional District Act, §20-101, Land Use Article, Annotated Code of Maryland, as amended. The Town has no zoning and planning authority, which is exercised by the Maryland-National Capital Park and Planning Commission and Montgomery County. As a result, there is no municipal growth element in the Town's plans.

### Introduction

Registered voters and owners in an unincorporated area of Montgomery County bounded by Perry Avenue, St. Paul Street, and University Boulevard West ("Area") have petitioned the Town to annex the Area.

### Zoning

The Town and the Area to be annexed are covered by the Kensington Sector Plan, adopted in 2012. The Area contains one large lot zoned CRN-1.0, C-1.0, R-0.5, H-45 ft, and 4 lots zoned CRN-1.0, C-1.0, R-0.75, and H-45, with the remainder of the lots zoned R-60. The Area lots will continue with the existing zoning and uses under the Montgomery County Zoning Ordinance and Kensington Sector Plan.

### Water and Sewer Services and Stormwater Management

The Area is currently and will continue to be served by the Washington Suburban Sanitary Commission. No extension of public water and sewer services is needed to serve the Area. Within the current Town limits, the Town of Kensington is responsible for the maintenance of the stormwater management system in existing Town streets. Maintenance of, and stormwater management for, County roads is the responsibility of Montgomery County. Once the Area is annexed, the Town may negotiate with the County for transfer of these responsibilities to the Town.

### Utilities

In the Area electric service is provided by PEPCO and gas service is provided by Washington Gas.

### Community and Emergency Services

The Area is currently served and will continue to be served by the Montgomery County Police Department and the County's Fire Rescue Service and Kensington Volunteer Fire Department located at 10602 Connecticut Avenue. The Area is served and will continue to be served by Kensington-Parkwood Elementary School, North Bethesda Middle School, and Walter Johnson High School.

### Transportation, Street Maintenance and Street Lighting

The Area is bounded by the north half of Perry Avenue, St. Paul Street and University Boulevard, which is a State maintained road classified as a major collector road. Half of Perry Avenue is within the corporate limits of the Town and the north half is in Montgomery County. No new public road improvements are required or planned to serve the subject Area. Maintenance of the streets, and payment for street lighting on County roads is the responsibility of Montgomery County. Once the Area is annexed, the Town may negotiate with the County for transfer of these responsibilities to the Town.

#### Refuse and Recycling Collection

It is anticipated that the Town will assume the responsibilities for residential refuse and recycling collection services in the Area, which currently has 41 dwelling units, upon a mutually agreed time frame with Montgomery County.