

RESOLUTION No. R-14-2019

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF KENSINGTON AUTHORIZING THE TOWN TO ACCEPT TRANSFER OF CONTROL, MAINTENANCE RESPONSIBILITY AND JURISDICTION AND OF CERTAIN ROADWAYS AND ASSOCIATED STORM DRAINAGE FACILITIES FROM MONTGOMERY COUNTY AND AUTHORIZING THE TOWN MANAGER TO EXECUTE A ROAD TRANSFER AGREEMENT

Whereas, the Town recently annexed the following described area into the Town:

Beginning for the same at a point on the intersection of an easterly projection of the centerline of Perry Avenue and the easterly right of way of St. Paul Street also being the easterly end of line 1a as shown on a plat prepared by Oyster, Imus, Petzold and Associates entitled Town of Kensington Corporate Boundary dated January 10, 2010, thence with said line in a westerly direction:

S 87° 19' 20" W for 1085.78 feet; thence with the southerly right of way line of University Boulevard – MD Route 193

1718.70 feet along the arc of a curve to the Right having a radius of 2242.00 feet and a chord bearing and distance or N 61° 50' 28" E for 1676.92 feet; thence along the easterly right of way line of St. Paul Street

S 78° 08' 18" E for 10.52 feet; thence

S 53° 45' 54" W for 42.90 feet; thence

S32° 54' 23" W for 617.44 feet; thence crossing McComas Avenue and with an extension of the aforementioned easterly of way line of St. Paul Street

S 00° 46' 46" E for 63.50 feet; thence still with the easterly right of way line of St. Paul Street

136.77 feet along the arc of a curve to the Left having a radius of 336.76 feet and a chord bearing and distance of S "14° 55' 02" W for 135.83 feet to the point of beginning containing 12.585 acres of land; and

Whereas, the parties desire to transfer the control, maintenance and jurisdiction over the roads and associated drainage facilities within the annexation area from the County to the Town; and

Whereas, the Town has confirmed through an imaging survey that the drainage facilities within the annexed area are in good condition.

Now Therefore Be It Resolved that the transfer of control, maintenance responsibility and jurisdiction of the following roads in the annexed area and associated drainage facilities from Montgomery County to the Town be and it is hereby accepted:

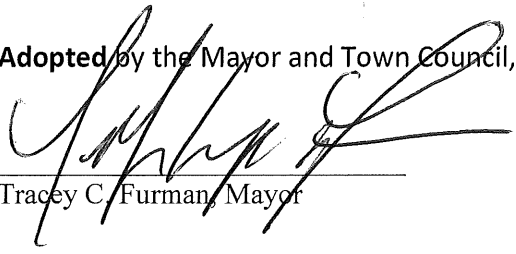
a. Decatur Avenue from University Boulevard (MD193) to its terminus at St. Paul Street, a total distance of 0.14 miles, as shown on Montgomery County Record Plat Book B at Folio 14 and dedicated to public use per Liber JA No. 23 at Folio 104.

b. Madison Street from University Boulevard (MD193) to its terminus at Decatur Avenue, a total distance of 0.05 miles as shown on Montgomery County Record Plat Book B at Folio 14 and dedicated to public use per Liber JA No. 23 at Folio 104.

c. Perry Avenue from University Boulevard (MD193) to its terminus at St. Paul Street, a total distance of 0.20 miles as shown on Montgomery County Record Plat Book B at Folio 14 and dedicated to public use per Liber JA No. 23 at Folio 104; and be it further

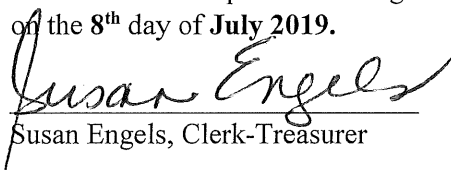
RESOLVED that the Town Manager be and he is hereby authorized to execute a Road Transfer Agreement with Montgomery County in substantially the form attached hereto as Exhibit A, subject to final review by the Town Attorney, to transfer control, maintenance responsibility and jurisdiction of the said roads and associated storm drainage facilities to the Town of Kensington.

Adopted by the Mayor and Town Council, at a regular public meeting, this **8th** day of **July, 2019**.



Tracey C. Furman, Mayor

THIS IS TO CERTIFY is to certify that the foregoing Resolution was adopted by the Town Council in public meeting assembled on the **8th** day of **July 2019**.



Susan Engels, Clerk-Treasurer