

**March 21, 2006: Motion adopted to deny.**  
[Petition introduced under Resolution 06-4.]

**COUNCIL OF THE TOWN OF LA PLATA**  
**Resolution No. 05-10**

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<b>Introduced by:</b>	<b>Mayor Gene Ambrogio</b>
<b>Date Introduced:</b>	<b>October 11, 2005</b>
<b>Planning Commission Public Hearing:</b>	<b>December 6, 2005</b>
<b>Planning Commission Public Hearing on amended annexation petition:</b>	<b>January 3, 2006</b>
<b>Town Council Public Hearing:</b>	<b>December 13, 2005</b>
<b>Town Council Continued Public Hearing:</b>	<b>January 10, 2006</b>
<b>Amendments Adopted:</b>	
<b>Date Adopted:</b>	<b><i>DENIED 3-21-06</i></b>
<b>Date Effective:</b>	

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1 A RESOLUTION concerning

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3 **Rosewick Limited Partnership Annexation – 97.0 Acres**

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5 **FOR** the purpose of authorizing the annexation of 97.0 acres, more or less, of contiguous  
6 land into the corporate limits of the Town of La Plata by amending the corporate limits  
7 of the Town; establishing certain terms, conditions and circumstances applicable to such  
8 land and to the owners thereof; providing for the zoning of such land upon annexation;  
9 and all matters relating to the annexation of such 97.0 acres of land, more or less, into  
10 the Town of La Plata.

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14 **WHEREAS**, the Town of La Plata has received a written petition from Rosewick  
15 Limited Partnership to extend the boundaries of the Town; and

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17 **WHEREAS**, the Town has verified that the petition satisfies the requirements of  
18 Article 23A, Section 19(c) of the *Annotated Code of Maryland* (2005 Replacement Volume);  
19 and

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21 **WHEREAS**, all public hearings, notifications and approvals as required by law have  
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**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF LA PLATA** that the corporate boundaries of the Town of La Plata are enlarged and extended to include into the Town of La Plata that land referred to and described in “Exhibit A” attached hereto and incorporated herein by reference.

**BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF LA PLATA** that the property hereby annexed into the Town of La Plata shall be zoned \_\_\_\_ from the effective date of the annexation until such zoning is changed as provided by law, and the Town’s Comprehensive Zoning Maps shall be amended to reflect the annexation of such property and its zoning as provided by this Resolution.

**BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF LA PLATA** that after the effective date of the amendment to the boundaries of the Town of La Plata provided for by this Resolution, the property annexed into the Town of La Plata by this Resolution, and all owners of such property and all persons residing within the areas annexed, shall be subject to the Charter, laws, ordinances and resolutions of the Town of La Plata, Maryland.

**BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF LA PLATA** that the annexation of the 97.0 acres, more or less, of land provided for in this Resolution is subject to an Annexation Agreement, and the terms, conditions and circumstances provided for in that Agreement, attached hereto and incorporated herein by reference as Exhibit B; and such Annexation Agreement is ratified, confirmed, validated and approved.

**BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF LA PLATA** that the amendment to the boundaries of the Town of La Plata as provided for by this Resolution shall be and become effective on the forty-fifth day following the date of its passage unless a proper petition for a referendum shall be filed as permitted by law. A complete and exact copy of this Resolution shall be posted in the Town Hall for a period of thirty days from the date of passage.

**BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF LA PLATA** that as soon as the amendment to the boundaries of the Town of La Plata hereby enacted shall become effective either as herein provided or following a referendum, the Chief Executive Officer of the Town of La Plata shall cause to be sent, separately by mail, bearing a postmark from the United States Postal Service, to the Department of Legislative Reference of Maryland, and to the Clerk of the Circuit Court of Charles County, Maryland, the following information concerning the Resolution:

1. A copy of this Resolution with a statement of the new boundaries;

- 64 2. The date of the referendum election, if any;
- 65 3. The number of votes cast for or against the annexation, whether in the
- 66 legislative body or in a referendum; and
- 67 4. The effective date of the annexation.

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**BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF LA PLATA** that the Chief Executive Officer of the Town of La Plata, as evidence of compliance with the aforementioned requirements, shall cause to be filed among the permanent records of the Town the appropriate certificates of publication of the newspaper in which the title of this Resolution shall have been published.

**ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_.

**SEAL:** **COUNCIL OF THE TOWN OF LA PLATA**

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**Gene Ambrogio, Mayor**

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**R. Wayne Winkler, Councilman**

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**C. Keith Back, Councilman**

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**Paretta D. Mudd, Councilwoman**

**ATTEST:**

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**Judith T. Frazier, Town Clerk**

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**Vic E. Newman, Councilman**

**Date:** \_\_\_\_\_

<p><b>EXPLANATION:</b> CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. ((Double Parenthesis)) indicate matter deleted from existing law. <u>Underlining</u> indicates amendments to bill. <del>Strike Out</del> indicates matter stricken from bill by amendment or deleted from the law by amendment.</p>
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