

**COUNCIL OF THE TOWN OF LA PLATA**  
**Resolution No. 06-4**

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<b>Introduced by:</b>	<b>Mayor Gene Ambrogio</b>
<b>Date Introduced:</b>	<b>March 21, 2006</b>
<b>Planning Commission Public Hearing:</b>	<b>May 2, 2006</b>
<b>Town Council Public Hearing:</b>	<b>May 9, 2006</b>
<b>Amendments Adopted:</b>	
<b>Date Adopted:</b>	<b>June 13, 2006</b>
<b>Date Effective:</b>	<b>July 28, 2006</b>

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1 A RESOLUTION concerning

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3 **Rosewick Limited Partnership Annexation – 74.6032 Acres**

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5 **FOR** the purpose of authorizing the annexation of 74.6032 acres, more or less, of land into  
6 the corporate limits of the Town of La Plata by amending the corporate limits of the  
7 Town; establishing certain terms, conditions and circumstances applicable to such land  
8 and to the owners thereof; providing for the zoning of such land upon annexation; and  
9 all matters relating to the annexation of such 74.6032 acres of land, more or less, into  
10 the Town of La Plata.

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12 \* \* \* \* \*

13  
14 **WHEREAS**, the Town of La Plata has received a written Amended and Restated  
15 Petition for Annexation from Rosewick Limited Partnership and others to extend the  
16 boundaries of the Town; and

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

21  
22 **WHEREAS**, all public hearings, notifications and approvals as required by law have  
23 occurred;

24  
25 **NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN**

26 **OF LA PLATA** that the corporate boundaries of the Town of La Plata are enlarged and  
27 extended to include into the Town of La Plata those lands referred to and described in Exhibit  
28 A attached hereto and incorporated herein by reference.  
29

30 **BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF**  
31 **LA PLATA** that the property hereby annexed into the Town of La Plata and described in  
32 Exhibit A shall be zoned “C-H Commercial Highway” and the property hereby annexed into the  
33 Town of La Plata and described in Exhibit B shall be zoned “MUD Mixed Use District” from  
34 the effective date of the annexation until such zoning is changed as provided by law, and the  
35 Town’s Comprehensive Zoning Maps shall be amended to reflect the annexation of such  
36 property and its zoning as provided by this Resolution.

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

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45 **BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF**  
46 **LA PLATA** that the annexation of the 74.6032 acres, more or less, of land provided for in this  
47 Resolution is subject to an Annexation Agreement, and the terms, conditions and circumstances  
48 provided for in that Agreement, attached hereto and incorporated herein by reference as Exhibit  
49 C; and such Annexation Agreement is ratified, confirmed, validated and approved.

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

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

- 65  
66 1. A copy of this Resolution with a statement of the new boundaries;  
67 2. The date of the referendum election, if any;  
68 3. The number of votes cast for or against the annexation, whether in the  
69 legislative body or in a referendum; and  
70 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**

\_\_\_\_\_  
**Gene Ambrogio, Mayor**

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**R. Wayne Winkler, Councilman**

\_\_\_\_\_  
**C. Keith Back, Councilman**

\_\_\_\_\_  
**Paretta D. Mudd, Councilwoman**

**ATTEST:**

\_\_\_\_\_  
**Judith T. Frazier, Town Clerk**

\_\_\_\_\_  
**Vic E. Newman, Councilman**

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

**EXPLANATION:**  
CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
((Double Parenthesis)) indicate matter deleted from existing law.  
Underlining indicates amendments to bill.  
~~Strike Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.