

**A RESOLUTION REGARDING THE CONVEYANCE OF A PORTION OF FARREN  
AVENUE TO THE UNIVERSITY OF MARYLAND CENTER FOR  
ENVIRONMENTAL SCIENCE, CHESAPEAKE BIOLOGICAL LABORATORY**

**RESOLUTION**

**WHEREAS**, *Article 25*, Section 9B(e)(1) of the Annotated Code of Maryland authorizes the Board of County Commissioners of Calvert County, Maryland to convey any interest in real property to the United States of America, the State, or any other political subdivision or public instrumentality without consideration if the property will be used for a public purpose, subject to appraisal, notice and public hearing requirements; and,

**WHEREAS**, the Board of County Commissioners entered into a Lease on January 17, 2001 with the State of Maryland for the use of the University System of Maryland on behalf of its institutions, the University of Maryland and the Board of County Commissioners for the creation of the Watermen's Wharf on property located at the end of Williams Street, Solomons, Maryland (hereinafter, the "Property"); and,

**WHEREAS**, the terms and conditions set forth in Section 3.4 of the aforementioned Lease referenced herein requires that the Board of County Commissioners convey to the University of Maryland Center for Environmental Science, Chesapeake Biological Laboratory 7,700 square feet of Farren Avenue as more specifically described in Exhibit A hereto, hereby incorporated by reference; and,

**WHEREAS**, by the authority of the Board of County Commissioners of Calvert County, notice of a public hearing was published in The Recorder, a newspaper of general circulation in Calvert County, on November 21, 2012 and November 28, 2012 in accordance with the statutory provisions of Section 9B(e)(3)(ii) of *Article 25* of the Annotated Code of Maryland; and,

**WHEREAS**, the Board of County Commissioners for Calvert County held a public hearing, as advertised and in accordance with applicable statutory provisions on December 4, 2012; and,

**WHEREAS**, upon consideration of all testimony, the Board of County Commissioners has determined that the Property shall be conveyed to the University of Maryland Center for Environmental Science, Chesapeake Biological Laboratory.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that Gerald W. Clark, Commissioner President, is hereby authorized to execute such documents necessary to convey the Property to the University of Maryland Center for Environmental Science, Chesapeake Biological Laboratory or its designee; and,

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Resolution or Deed is found to be unconstitutional, illegal, null or void, it is the intent of the Board of County Commissioners to

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sever only the invalid portion or provision, and that the remainder of this Resolution and Deed shall be enforceable and valid; and

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein; and

**BE IT FURTHER RESOLVED** by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective upon recordation.

**DONE**, this 18 day of December, 2012 by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

Aye:	<u>5</u>
Nay:	<u>0</u>
Absent/Abstain:	<u>0</u>

**ATTEST:**

**BOARD OF COUNTY  
COMMISSIONERS OF CALVERT  
COUNTY, MARYLAND**

*Lisa Viverette*  
Lisa Viverette, Acting Clerk

*Patrick Nutter*  
Patrick Nutter, President

Approved for form and legal  
sufficiency on December 16, 2012  
by:

*Steven R. Weems*  
Steven R. Weems, Vice-President

*Gerald W. Clark*  
Gerald W. Clark

*John B. Norris, III*  
John B. Norris, III, County Attorney

*Susan Shaw*  
Susan Shaw

*Evan K. Slaughenropt Jr.*  
Evan K. Slaughenropt Jr.

Received for Record 12-21 2012  
at 1:52 o'clock 41 P M. Same day  
recorded in Liber KPS No. 320  
Folio 320 COUNTY COMMISSIONERS  
ORDINANCES AND RESOLUTION.

*Henry P. Smith*