

THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Department of Parks and Recreation

6600 Kenilworth Avenue Riverdale, Maryland 20737

PGCPB No. 15-61
MNCPPC No. 15-14

Resolution

WHEREAS. The Maryland-National Capital Park and Planning Commission ("Commission") is authorized under Maryland Annotated Code, Land Use Article §17-205, to sell, convey, transfer, lease or exchange any land held by it and deemed by the Commission not to be needed for park purposes or other authorized purposes; and

WHEREAS, the Commission owns certain property, known as **Brandywine Road Park (R77)**, located in Brandywine, Maryland, having an address in the neighborhood of 1500 Brandywine Road, identified as Tax Map 156, Grids A-1 and B-2, Parcels 105, 7, and 93 and Election District 11, Tax Account Numbers 1151190, 1179092, and 1156223 at Liber 34369, folio 25; Liber 34369, folio 16; and Liber 34369, folio 05, containing 246.95 ± total acres, hereinafter collectively referred to as part of "Brandywine Road Park", and

WHEREAS. Mattawoman Energy, LLC has requested approval to enter into an option contract to convey a permanent easement extending approximately 1.2 miles (6,300 ± linear feet) and covering 1.9 ± acres of Brandywine Road Park to facilitate the construction of a gas pipeline to serve their planned power generating facility in Brandywine, as well as an associated temporary construction easement over 8.1 ± acres and,

WHEREAS, Mattawoman Energy, LLC has agreed to pay \$1,000 per year for an option agreement and requested that the option agreement can be extended for two one-year periods, if necessary, also for an additional payment of \$1,000 per each year.

WHEREAS. Mattawoman Energy, LLC has also requested that the Commission convey a permanent easement upon the provision of the compensation described below.

WHEREAS. Mattawoman Energy LLC has proffered to pay \$6,334.93 and convey title to two parcels of land, described as the Donald & Pamela Keith *et al.* property, Tax Account Number 1157908, Tax Map 155, Grid F-1, Parcel 21, 12.0 ± acres, and a parcel of Prince George's County surplus property described as Tax Account Number 1159896, Parcel 111, 3.91 ± acres, Tax Map 156, Grid B-2, as compensation for the conveyance of the permanent and temporary construction easements.

WHEREAS. upon receipt of the compensation described above, Mattawoman Energy, LLC has requested that the Commission convey the permanent and temporary construction easements described above to them.

WHEREAS, it has been agreed that if the easement is not utilized for the construction of a gas pipeline within five years of its conveyance to Mattawoman Energy, LLC, the easement will cease to exist.


NOW, THEREFORE, BE IT RESOLVED THAT the Prince George's County Planning Board at its meeting on Thursday, June 25, 2015, authorized the Executive Director to execute the option contract to convey a permanent and temporary construction easement. Additionally, upon receipt of the proffered compensation, the Executive Director is authorized to execute the permanent easement over 83,000 ± square feet or 1.9 ± acres, along with a temporary construction easement of 352,000 ± square feet or 8.1 ± acres, to Mattawoman Energy, LLC, all of which is subject to approval by the Full Commission. The Executive Director is hereby authorized to take any and all actions including signing any needed agreements, easements, option contracts, deeds and/or plats of dedication to convey a permanent easement from Brandywine Road Park to Mattawoman Energy, LLC.

* * * * *

This is to certify that the foregoing is a true and correct copy of the action taken by the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission on the motion of Commissioner Geraldo, seconded by Commissioner Bailey, with Commissioners Geraldo, Bailey, Hewlett, Shoaff, and Washington voting in favor of the motion on Thursday, June 25, 2015, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 2nd day of July, 2015.

Elizabeth M. Hewlett
Chairman


By: Jessica Jones
Planning Board Administrator

This is to certify that the foregoing is a true and correct copy of Resolution No. 15-14, adopted by the Maryland-National Capital Park and Planning Commission on motion of Commissioner Geraldo, seconded by Commissioner Bailey, with Commissioners Hewlett, Anderson, Fani-Gonzalez, and Presley voting in favor of the motion, and Commissioners Dreyfuss, Shoaff, Washington, and Wells-Harley absent from the meeting held on Wednesday, July 15, 2015, in the Parks and Recreation Auditorium in Riverdale, Maryland.

APPROVED AS TO LEGAL SUFFICIENCY


MNCPPC Legal Department

Date

7/2/15


Patricia Colihan Barney, Executive Director