

THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

*Department of Parks and Recreation*

6600 Kenilworth Avenue Riverdale, Maryland 20737

PGCPB No. 16-113  
M-NCPPC No. 16-28

RESOLUTION

**WHEREAS**, The Maryland-National Capital Park and Planning Commission ("Commission") is authorized under the Annotated Code of Maryland, Land Use Article § 17-205, to transfer 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 10.17 ± acres consisting of Part of Parcel 18 of Oak Creek East Park (the "Park Property") located in Upper Marlboro, Maryland, and further identified as Tax Map 69, Grid E-4; and

**WHEREAS**, the Commission proposes to convey 5,910 ± square feet of the portion of the Park Property ("Subject Property") to the Prince George's County Department of Public Works & Transportation ("DPW&T") for the widening of Church Road South by the developer of Oak Creek Development; and

**WHEREAS**, the developer of Oak Creek Development proffered construction of road improvements, including a 30-foot-wide commercial entrance to the Park Property, a gravel driveway, and a 5-foot-wide asphalt trail/sidewalk along Church Road in lieu of payment; and

**WHEREAS**, the Commission's conveyance of the Subject Property is contingent upon the Commission and the developer of Oak Creek Development entering into an agreement for the proffered improvements along Park Property; and

**WHEREAS**, the Planning Board agreed to dispose of the Subject Property and to accept proffered improvements along Park Property; and

**WHEREAS**, the Commission desires to convey the Subject Property to the Prince George's County DPW&T for the widening of Church Road South, construction of road improvements, and construction of the commercial entrance.

**NOW, THEREFORE BE IT RESOLVED**, that the Board hereby recommends that the Commission approve the conveyance of the Subject Property to the Prince George's County DPW&T; and

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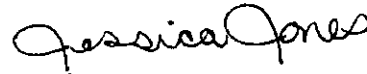
**BE IT FURTHER RESOLVED**, that, in connection with the transactions contemplated herein, the Executive Director is authorized to execute and deliver, on behalf of the Commission, any and all such agreements, documents and/or instruments, and to do or cause to be done, any and all such acts, as the Executive Director deems necessary or appropriate to make effective or to implement the intended purposes of the foregoing resolution, without limitation, and the taking of such actions shall be deemed conclusively to be authorized hereby.

\* \* \* \* \*

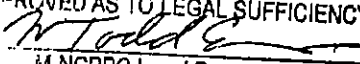
This is to certify that the foregoing is a true and correct copy of the action taken by the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission on the motion of Commissioner Bailey, seconded by Commissioner Washington, with Commissioners Bailey, Washington, Hewlett and Geraldo voting in favor of the motion, at its meeting on Thursday, September 29, 2016, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 3<sup>rd</sup> day of November, 2016.

Elizabeth Hewlett

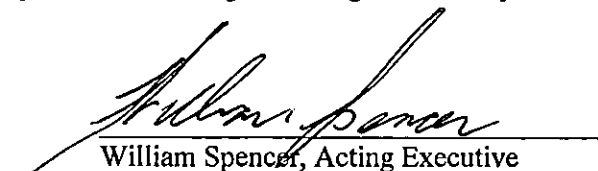


By: Jessica Jones  
Planning Board Administrator

APPROVED AS TO LEGAL SUFFICIENCY  
  
M-NCPPC Legal Department  
Date 11/9/16

CERTIFICATION

This is to certify that the foregoing is a true and correct copy of Resolution No. 16-28, adopted by the Maryland-National Capital Park and Planning Commission on motion of Commissioner Geraldo, seconded by Commissioner Wells-Harley, with Commissioners Anderson, Hewlett, Bailey, Cichy, Doerner, Dreyfuss, and Fani-Gonzalez, voting in favor of the motion, and Commissioner Washington being absent from the meeting held on December 21, 2016, in the College Park Airport Operations Building, in College Park, Maryland.

  
William Spencer, Acting Executive  
Director for Patricia Colihan Barney,  
Executive Director