



M-NCPPC 21-19

RESOLUTION

WHEREAS, the Maryland-National Capital Park and Planning Commission (the “Commission”), is a bi-county agency created by and subject to Division II of the Land Use Article of the Annotated Code of Maryland (known as the “Regional District Act”); and,

WHEREAS, pursuant to Section 15-113 of the Regional District Act (“RDA”), the Commission can exercise the powers, duties, and functions provided in the RDA; and,

WHEREAS, pursuant to Section 20-202 of the RDA, the Montgomery County Planning Board and the Prince George’s County Planning Board are responsible for planning, subdivision, and zoning functions that are primarily local in scope and each respective planning board has exclusive jurisdiction over local functions, including the administration of its subdivision regulations; and,

WHEREAS, Section 23-102 of the RDA provides that a subdivision plat cannot be recorded in the respective land records of Montgomery County or Prince George’s County unless it has been approved by the respective planning board, and endorsed by the chair of the respective planning board and the secretary-treasurer of the Commission in writing on the plat; and,

WHEREAS, Section 23-302 of the RDA further provides that a subdivision plat cannot be recorded unless the plat has been endorsed in writing by the respective planning board; and,

WHEREAS, the Commission’s Practice No. 1-30 charges the Commission’s Secretary-Treasurer (the “Secretary-Treasurer”) with, among other things, the function of signing all record plats; and,

WHEREAS, Section 15-113 of the RDA provides that the Commission can take any corporate act necessary to carry out the RDA; and,

WHEREAS, in the interest of increased efficiency it would better serve the Commission and both planning boards if the specific authority of the Secretary-Treasurer to endorse all plats in writing were delegated to: i) the Department Program Administrator and the Administrative Specialist II in the Montgomery County Commissioner’s Office and the Legal Assistant in the Montgomery Land Use Unit of the General Counsel’s Office in Montgomery County (collectively, the “Montgomery Plat Signatories”), for the sole and limited purpose of endorsing plats on behalf of the Secretary-Treasurer in Montgomery County; and, ii) the Planning Board Administrator and a Technical Hearing Writer in the Prince George’s County Commissioner’s Office (collectively, the “Prince George’s Plat Signatories”), for the sole and limited purpose of endorsing plats on behalf of the Secretary-Treasurer in Prince George’s County; and

WHEREAS, by this resolution, the Commission desires to delegate to the Montgomery Plat Signatories, acting in their respective official capacities in such positions, the sole and limited authority to endorse in writing, for and on behalf of the Secretary-Treasurer, any final subdivision

plat approved hereafter by the Montgomery County Planning Board in accordance with the RDA; and,

WHEREAS, by this resolution, the Commission desires to delegate to the Prince George's Plat Signatories, acting in their respective official capacities in such positions, the sole and limited authority to endorse in writing, for and on behalf of the Secretary-Treasurer, any final subdivision plat approved hereafter by the Prince George's County Planning Board in accordance with the RDA; and,

WHEREAS, Resolution 10-25 of the Commission is no longer necessary and is rescinded and no longer in effect after approval of this resolution.

NOW THEREFORE, BE IT RESOLVED, that the Montgomery Plat Signatories, acting in their respective official capacities in such positions, be and hereby are designated and appointed the sole and limited authority to endorse in writing, for and on behalf of the Secretary-Treasurer, any final subdivision plat approved hereafter by the Montgomery County Planning Board.

BE IT FURTHER RESOLVED, that the Prince George's Plat Signatories, acting in their respective official capacities in such positions, be and hereby are designated and appointed the sole and limited authority to endorse in writing, for and on behalf of the Secretary-Treasurer, any final subdivision plat approved hereafter by the Prince George's County Planning Board.

BE IT FURTHER RESOLVED, that each endorsement undertaken by any of the Montgomery Plat Signatories shall be for, and on behalf of, the Secretary-Treasurer, and indicated for this purpose in the following manner on the plat:

Montgomery Plat Signatory for Secretary-Treasurer

BE IT FURTHER RESOLVED, that each endorsement undertaken by any of the Prince George's Plat Signatories shall be for, and on behalf of, the Secretary-Treasurer, and indicated for this purpose in the following manner on the plat:

Prince George's Plat Signatory for Secretary-Treasurer

BE IT FURTHER RESOLVED, that the designation and appointment effected by this resolution shall be effective immediately.



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CERTIFICATION

This is to certify that the foregoing is a true and correct copy of Resolution No. 21-19 adopted by the Maryland-National Capital Park and Planning Commission on motion of Commissioner Geraldo, seconded by Commissioner Bailey, with Chair Hewlett, Commissioners Bailey, Doerner, Fani-Gonzalez, Geraldo, Patterson, Verma and Washington voting in favor of the motion, and Vice-Chair Anderson and Commissioner Cichy being absent for the vote at its regular meeting held on Wednesday, July 21, 2021 via video-conference, and broadcast by the Department of Parks and Recreation, Prince George's County.


Asuntha Chiang-Smith Executive Director

REVIEWED AND APPROVED FOR LEGAL SUFFICIENCY:

s\ Debra S. Borden

M-NCPPC Legal Department
June 30, 2021