



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Department of Parks and Recreation

6600 Kenilworth Avenue Riverdale, Maryland 20737

MEMORANDUM

Item 5b

DATE: August 30, 2023

TO: The Maryland-National Capital Park and Planning, Full Commission

FROM: Paul J. Sun, Land Acquisition Specialist *PJS*
Park Planning and Development Division
Department of Parks and Recreation

SUBJECT: **PGCPB Resolution No. 2023-69 (M-NCPPC No. 23-20), for Full Commission**

Attached, please find the above referenced Resolution regarding the granting of a perpetual easement on Commission owned property (Back Branch Stream Valley Park located in Upper Marlboro) to Prince George's County, Maryland.

The Commission agrees to grant this easement to bring the existing stormwater management pond to comply with the current County code requirements.

We request that the Prince George's County Planning Board Resolution be scheduled for adoption by the Full Commission in September of 2023.

Thank you for your attention to this matter.

Attachment:

- M-NCPPC Resolution No. 2023-69



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Department of Parks and Recreation

6600 Kenilworth Avenue Riverdale, Maryland 20737

PGCPB No. 2023-69

RESOLUTION

WHEREAS, The Maryland-National Capital Park and Planning Commission ("Commission") is authorized under the Annotated Code of Maryland, Land Use §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 Back Branch Stream Valley Park in Upper Marlboro, approximately 3.62 ± acres, known as Parcel BB, Block Q (tax account 3855673) and further identified as Tax Map 91, Grid D-3; and

WHEREAS, Prince George's County, Maryland ("the County") has requested that the Commission grant to it, for no monetary consideration, a 5,627 ± square foot (0.13 ± acre) perpetual stormwater management easement agreement to prohibit vegetation growth from impairing the existing dam for stormwater management pond #5, within the Marlboro Ridge subdivision; and

WHEREAS, for the benefit of bringing the existing stormwater management pond #5 into compliance with the County's current standards; and the Commission desires to grant to the County, for no monetary consideration, such 5,627 ± acre perpetual stormwater management easement agreement as requested by the County.

NOW, THEREFORE BE IT RESOLVED, that the Planning Board hereby approves the grant of the above-referenced easement to the County, subject to the approval of the full Commission.

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 certificates, 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 Doerner, with Commissioners Bailey, Shapiro, and Doerner voting in favor of the motion, and Commissioners Washington and Geraldo absent, during open session at its regular meeting on June 22, 2023, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 27th day of July, 2023.

Peter A. Shapiro
Chair

APPROVED AS TO LEGAL SUFFICIENCY

Krista M. Mansel
M-NCPPC Legal Department

Date 8/3/23

By: *Jessica Jones*
Jessica Jones
Planning Board Administrator

**Proposed Stormwater Management Easement
Property of The Maryland-National Capital Park and Planning
Commission (M-NCPPC)**

Grant of Easement to Prince George's County

Prince George's County Planning Board

June 22, 2023

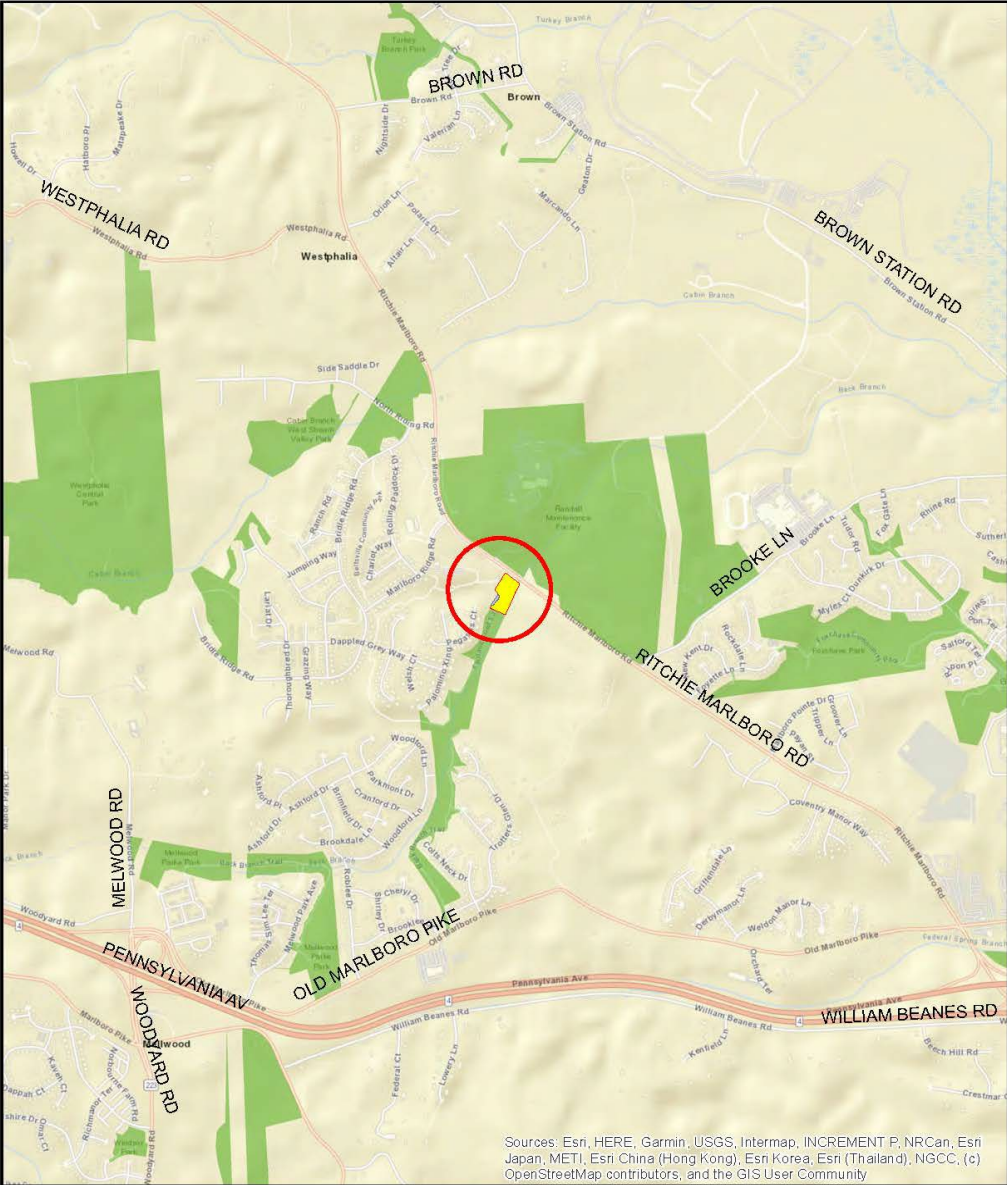
Item #

Property of M-NCPPC

Black Branch Stream Valley Park

Map: 91 Grid: D 4
Parcel BB

Location Map



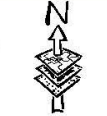
Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community



P.BB
Ritchie Marlboro Road
Upper Marlboro, MD
Tax ID: 3855673

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DATE: 06/07/2023
SCALE: 2,000
Feet

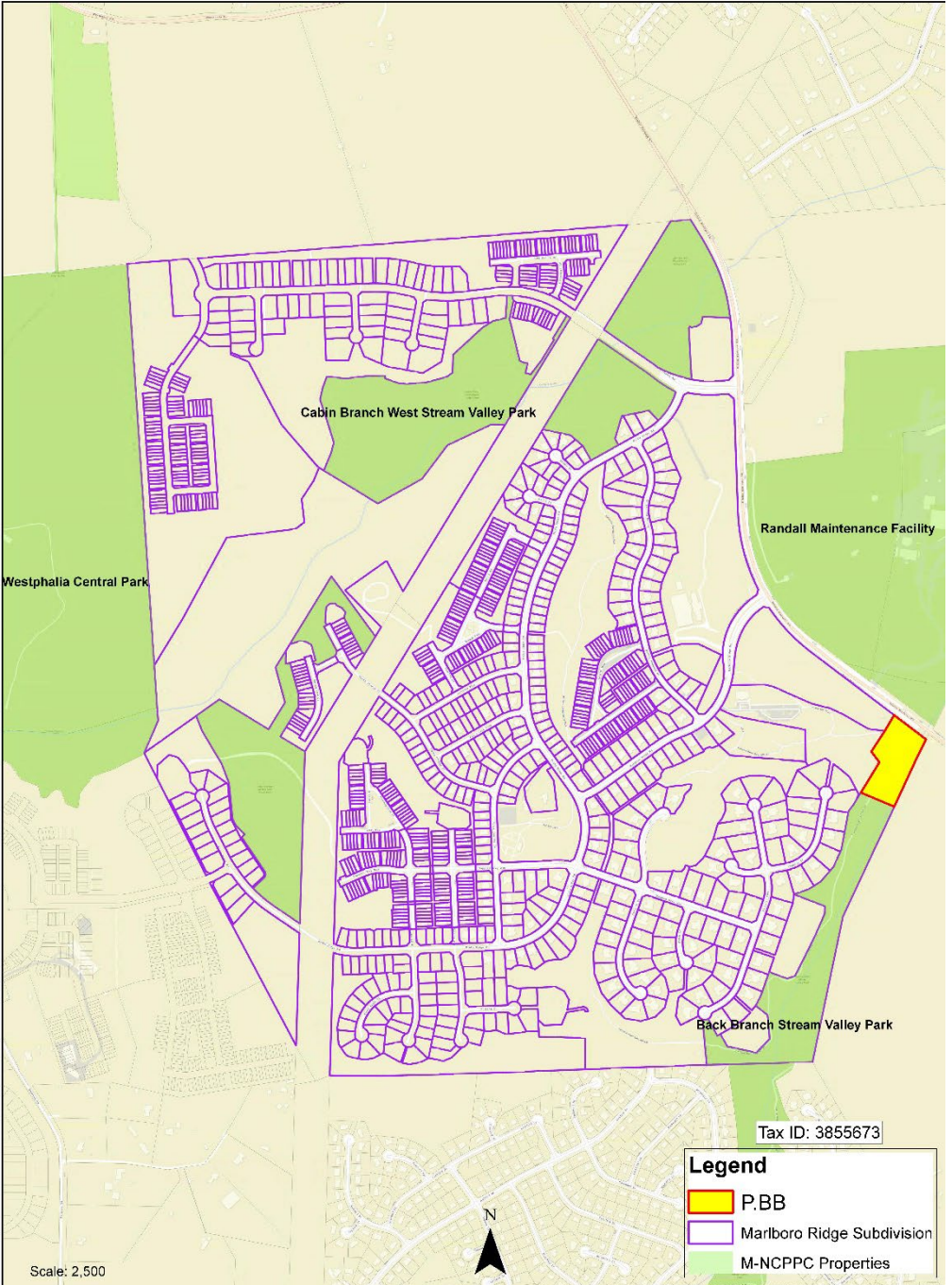


Property of M-NCPPC

Black Branch Stream Valley Park

Map: 91 Grid: D 4
Parcel BB

Property Map



Property of M-NCPPC

Black Branch Stream Valley Park

Map: 91 Grid: D 4
Parcel BB

Aerial Map



Proposed Storm Drain Easement at Black Branch SVP

- Applicant has requested that M-NCPPC to grant a 5,627 square foot permanent easement to Prince George's County
- The easement will prohibit trees and shrubs on M-NCPPC property within 15' of the toe of the dam of existing SWM Pond # 5 (which is entirely located on a parcel not owned by M-NCPPC) so that roots do not damage the dam. DPIE needs the easement from M-NCPPC to bring the non-woody buffer area into compliance with the County's current standards
- There will be no cost considerations for the granting of this easement.



STAFF
RECOMMENDATION

Approval

(Tyler/McNeal/Sun)



END



PGCPB No. 2023-69

MNCPPC No. 2023-20

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* * * * *

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THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

6611 Kenilworth Avenue • Riverdale, Maryland 20737

PGCPB No. 2023-69
M-NCPPC No. 2023-20

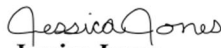
Adopted by the Prince George's County Planning Board this 27th day of July, 2023.

APPROVED AS TO LEGAL SUFFICIENCY


M-NCPPC Legal Department

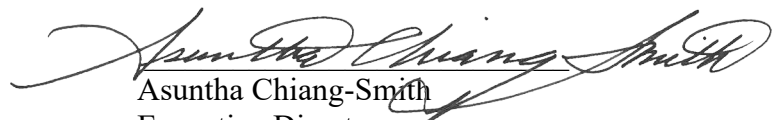
Date 8/3/23

Peter A. Shapiro
Chair

By: 
Jessica Jones
Planning Board Administrator

CERTIFICATION

This is to certify that the foregoing is a true and correct copy of Resolution 23-20 adopted by the Maryland-National Capital Park and Planning Commission on motion of Commissioner Geraldo, seconded by Commissioner Hedrick, with Commissioners Bailey, Bartley, Doerner, Geraldo, Harris, Hedrick, Linden, Pedoeem and Shapiro voting in favor of the motion, and Commissioner Washington being absent for the vote, at its regular meeting held on September 20, 2023, virtually and in person at the Prince George's Department of Parks and Recreation Auditorium in Riverdale, Maryland.


Asuntha Chiang-Smith
Executive Director