

**RESOLUTION NO. 7-16**

**Leonardtwn Resolution to Declare Certain Real Property Owned by the Commissioners of Leonardtown, Located at 41660 Courthouse Drive, Condo Unit 301, Leonardtown, Maryland, as Surplus and no Longer Needed for any Public Purpose or Use**

WHEREAS, The Commissioners of Leonardtown (the "Town") is a Maryland municipal corporation; and

WHEREAS, the elected executive and legislative authority of the Town is known as the Mayor and Council of Leonardtown (the "Mayor and Commissioners"); and

WHEREAS, the Mayor and Commissioners are empowered to enact legislation applicable to the Town by, and within the scope of, Article XI-E (Municipal Corporations) of the Constitution of Maryland, as amended; by Division II (Municipalities) of the Local Government Article of the Annotated Code of Maryland, as amended; and by the Charter of Leonardtown, St. Mary's County, Maryland, as amended (the "Charter"); and

WHEREAS, pursuant to Md. Code Ann., Local Gov't § 5-204(c)(3), the legislative body of every municipal corporation in the State of Maryland has the express ordinance-making power to sell at public or private sale after 20 days' public notice and to convey to the purchaser thereof any real property belonging to the municipal corporation when such legislative body determines that it is no longer needed for any public use; and

WHEREAS, pursuant to §§ 501(49) and 1201 of the Charter, the Mayor and Commissioners are authorized to convey any real or leasehold property when no longer needed for the public use, after having given at least 20 days' public notice of the proposed conveyance; and

WHEREAS, on April 17, 2006, Council Building, L.L.C. did transfer to the Town all that lot or parcel of ground situate, lying, and being in the Town of Leonardtown, in the Third Election District of St. Mary's County, Maryland, together with the buildings and improvements thereupon erected, made, or being, and all and every, the rights, alleys, ways, water, privileges, appurtenances, and advantages to the same belonging or in anywise appertaining, by deed recorded among the Land Records of St. Mary's County, Maryland at Liber E.W.A. No. 2763, folio 709, which is located at 41660 Courthouse Drive, Condo Unit 301, Leonardtown, Maryland and is the subject of this Resolution (the "Property"); and

WHEREAS, the Town acquired the Property for the public purpose and use of serving as the Town Hall; and

WHEREAS, the Town subsequently purchased a parcel of real property located at 22670 Washington Street, Leonardtown, Maryland which now serves as the Town Hall; and

WHEREAS, in consideration of the foregoing and following a public hearing held on November 14, 2016, the Mayor and Commissioners have determined that the Property is no longer needed for any public purpose or use and are desirous of declaring the Property surplus; and

WHEREAS, the Mayor and Commissioners deem it in the interest of the public health, welfare, and safety of the citizens of the Town, and for the good government of the Town, to adopt this Resolution.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Commissioners of Leonardtown:

1. The Mayor and Commissioners hereby find that there is no public purpose or use for the Property, or any part thereof, to be served by its retention by the Town, nor will the public health, safety, or welfare be served by such retention.

2. The Mayor and Commissioners hereby declare the Property, as is more fully described hereinabove, to be surplus property.

3. The Mayor and Commissioners hereby authorize the Mayor and the Town Administrator to publish or cause to be published a public notice soliciting bids for the Property and to establish terms and conditions for the sale thereof; provided, however, that the deadline for submission of bids shall be no less than 20 days following publication of the public notice and further provided that no contract or sale shall become effective until and unless first approved by the Mayor and Commissioners by ordinance.

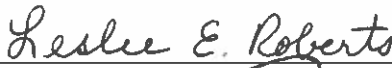
READ AND PASSED THIS 14<sup>th</sup> day of November, 2016.


ATTEST/WITNESS:

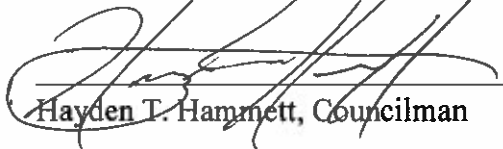
  
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Laschelle McKay, Town Administrator

COMMISSIONERS OF LEONARDTOWN:


  
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Daniel W. Burris, Mayor

  
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Leslie E. Roberts, Vice President

  
\_\_\_\_\_  
Thomas M. Combs, Councilman

  
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Hayden T. Hammett, Councilman

  
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J. Maguire Mattingly, IV, Councilman

  
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Roger L. Mattingly, Councilman