

18.300—General

This Act provides that the Board of Public Works of Howard County shall have the authority to approve the acceptance and acquisition of roads, rights of way, and associated public improvements located within an approved subdivision for Howard County, Maryland.

18.301—Procedure

The developer or subdivider of land in an approved subdivision may petition the Board of Public Works to accept title to roads, rights of way, and associated public improvements for which an option to acquire for public purposes has already been granted to Howard County, Maryland, in consideration for approval of a subdivision plan. All petitions shall be addressed to the Director of Public Works who, upon receipt of same, shall set a hearing time and date before the Board of Public Works. The Board of Public Works shall hold a hearing after the petitioner has given at least thirty (30) days' notice of the subject, time and place of the hearing by publication, three (3) separate insertions at weekly intervals, in one or more of the newspapers published in the County. Counter-petitions may be presented to the Board of Public Works, and the Board shall take into consideration the reasons contained therein together with such other testimony as may come before the Board at the hearing.

18.302—Findings of the Board

The subject property, right of way, road, or other associated public improvement may be acquired for Howard County if the Board of Public Works shall affirmatively find after hearing:

(a) That the subject right of way, road, or other associated public improvement lies wholly within an approved subdivision.

(b) That the subject road, right of way, or associated public improvement is adequately described by meets and bounds and by recorded subdivision plat.

(c) That the subject road, right of way, or other public improvement is laid out and constructed in accordance with the approved subdivision plan, subdivision regulations or Howard County roads specifications, as they may be from time to time.

(d) That the acceptance of the said property by Howard County at this time will be in the public interest.

18.303—Transfer of Title

The person petitioning the Board of Public Works shall cause to be prepared, at his expense, a deed granting and conveying good and sufficient fee simple title to the right of way or other public improvement to Howard County, Maryland, a municipal corporation, and it shall be the responsibility of the said petitioner, if the subject road, right of way, or other public improvement shall be accepted by the Board of Public Works, to cause the said deed to be recorded at his expense.

Section 2. Be it further enacted by the County Council of Howard County, Maryland, That this Act shall take effect sixty (60) days after its enactment.

This Bill, having been approved by the Executive and returned to the Council, stands enacted on May 14, 1969.