

RESOLUTION NO. 20 - 28

**RESOLUTION EXPANDING THE MYSTIC HARBOUR SANITARY SERVICE AREA
FOR 12424 OLD BRIDGE ROAD**

WHEREAS, the County Commissioners of Worcester County, Maryland (County Commissioners) established the Mystic Harbour Sanitary Service Area in which all public water and sewer facilities serving the Mystic Harbour community are owned and operated by the County Commissioners; and

WHEREAS, in accordance with the provisions of Section PW 5-305 of the Public Works Article of the Code of Public Local Laws of Worcester County, Maryland, the County Commissioners have received a petition filed by Hugh Cropper, IV, attorney, and Dane Bauer, on behalf of Mark Odachowski, property owner, for expansion of the Mystic Harbour Sanitary Service Area to include the subject property located on the south side of Maryland Route 707 (Old Bridge Road) west of its intersection with Keyser Point Road in West Ocean City, Maryland, which will be delineated on service area maps adopted by the County Commissioners. The sanitary service area expansion includes the following property: Item Three on a deed dated August 15, 2016 and recorded in the Land Records of Worcester County, Maryland at Book 6999, Page 394, being approximately 6 acres, located north of the current boundary of the Mystic Harbour Sanitary Service Area; and

WHEREAS, the petitioners have proposed that the sanitary services for the expanded area be provided by the purchase of additional equivalent dwelling units (EDUs) of wastewater treatment capacity from the Mystic Harbour Sanitary Service Area to serve the proposed residential development and that the sanitary facilities will consist of a private collections system on the property and a connection to the existing Mystic Harbour collections system infrastructure; and

WHEREAS, the request specifies that the construction of the facilities will begin after the Water and Sewer Plan amendment and the Service Area Expansion applications are approved and all other permits are issued; and

WHEREAS, the County Commissioners held a duly advertised public hearing on September 15, 2020 to hear public comment on the proposed expansion of the Mystic Harbour Sanitary Service Area; and

WHEREAS, as a result of their investigation and evaluation of the proposal in accordance with the provisions of Section PW 5-305 (Sanitary service areas, sub-areas and amendments) of the Code of Public Local Laws of Worcester County, Maryland the County Commissioners have determined that the proposed expansion of the service area is desirable and in the best interests of the comfort, convenience, health, safety and general welfare of the people who will be served by the facility as well as the best interests of public health, safety and welfare of the residents of the County in general, and that the facilities do not appear to be unduly detrimental to the environment of the County, and that the construction, operation, and design of

the facilities are in accordance with all required permits and applicable standards, and are feasible from both an engineering and economic standpoint.


NOW, THEREFORE, BE IT RESOLVED by the County Commissioners of Worcester County, Maryland that:

1. The Mystic Harbour Sanitary Service Area is expanded to include the petitioned area owned by Mark Odachowski for construction of the proposed residential development on the subject property located on the south side of Maryland Route 707 (Old Bridge Road) west of its intersection with Keyser Point Road in West Ocean City, Maryland, identified Item Three on a deed dated August 15, 2016 and recorded in the Land Records of Worcester County, Maryland at Book 6999, Page 394, being approximately 6 acres, and as shown on the service area maps attached hereto; and
2. Sanitary services for the expanded service area will be provided by an allocation from the County Commissioners according to the Mystic Harbour Allocation Policy detailed on County Commissioner Resolution # 17-19 for the necessary equivalent dwelling units (EDUs) of sewerage treatment capacity from the Mystic Harbour Sanitary Service Area to serve the proposed residential development. The sanitary facilities will consist of a private collections system on the property and a connection to the existing Mystic Harbour collections system infrastructure, all of which will be constructed by the developer and the portions in the County Right of Way will be turned over to the County for operation.

AND, BE IT FURTHER RESOLVED that this Resolution shall take effect upon its passage.

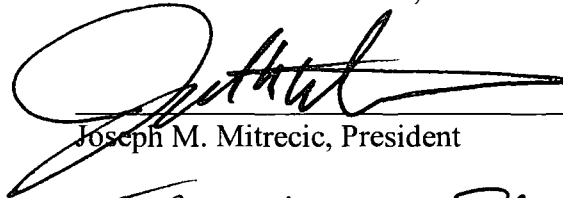
PASSED AND ADOPTED this 15TH day of SEPTEMBER, 2020.

ATTEST:

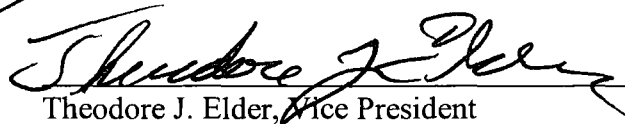


Harold L. Higgins
Chief Administrative Officer

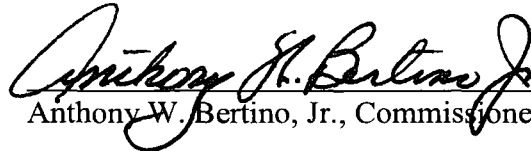
COUNTY COMMISSIONERS OF
WORCESTER COUNTY, MARYLAND



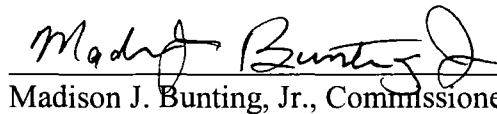
Joseph M. Mitrecic, President



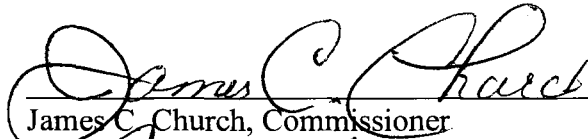
Theodore J. Elder, Vice President



Anthony W. Bertino, Jr., Commissioner




Madison J. Bunting, Jr., Commissioner



James C. Church, Commissioner



Joshua C. Nordstrom, Commissioner



Diana Purnell, Commissioner