

RESOLUTION NO. 21 - 8

**RESOLUTION EXPANDING THE OCEAN PINES SANITARY SERVICE AREA
FOR WAVE HOLDINGS, LLC**

WHEREAS, the County Commissioners of Worcester County, Maryland (County Commissioners) established the Ocean Pines Sanitary Service Area in which all public water and sewer facilities serving the Ocean Pines 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 John Salm, on behalf of Wave Holdings, LLC and Margaret Bunting, property owner, for expansion of the Ocean Pines Sanitary Service Area to include the subject property located on the east side of Maryland Route 589 (Racetrack Road) north of the intersection with Gumpoint Road and south of the intersection with MD Route 90 (Ocean City Expressway), which will be delineated on service area maps adopted by the County Commissioners. The sanitary service area expansion includes the entirety of the following property: Worcester County Tax Map 21, Parcel 72, Tax Account #03-011933 , located south and west of the current boundary of the Ocean Pines Sanitary Service Area; and

WHEREAS, the petitioners have proposed that the sanitary services for the expanded area be provided by the future purchase of additional equivalent dwelling units (EDUs) of wastewater treatment and public water capacity from the Ocean Pines Sanitary Service Area to serve future proposed development and that the sanitary facilities will consist of a private collections system and water distribution system on the property and an extension of these systems to a connection with the existing Ocean Pines collections system and distribution 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 May 4, 2021 to hear public comment on the proposed expansion of the Ocean Pines 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:

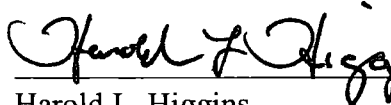
1. The Ocean Pines Sanitary Service Area is expanded to include the petitioned area owned by Margaret Bunting for construction of the proposed future development on the subject property located on the east side of Maryland Route 589 (Racetrack Road) north of its intersection with Gum Point Road in Berlin, Maryland, as Tax Map 21, Parcels 72, under Tax Account #: 03-011933, located south and west of the current boundary of the Ocean Pines Sanitary Service Area, and as shown on the service area map attached hereto; and
2. Sanitary services for the expanded service area will be provided by a future purchase of equivalent dwelling units (EDUs) of potable water and sewerage treatment capacity from the Ocean Pines Sanitary Service Area to serve the proposed development, and the sanitary facilities will consist of private collection and distribution infrastructure on the property extending along an approved route and with approved materials for extension of these systems from the property to the Ocean Pines collection and distribution lines, all of which will be constructed by the developer and turned over to the County for operation.


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

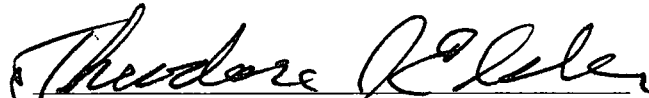
PASSED AND ADOPTED this 4th day of May, 2021.


Attest:

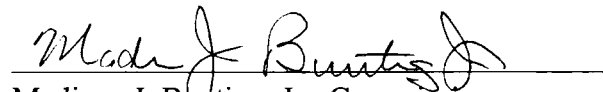
**County Commissioners of
Worcester County, Maryland**

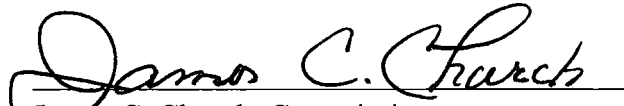

Harold L. Higgins
Chief Administrative Officer


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

ABSENT
Diana Purnell, Commissioner