

**COUNTY COUNCIL**  
**OF**  
**TALBOT COUNTY, MARYLAND**

2009 Legislative Session, Legislative Day No.: October 13, 2009

Resolution No.: 168 AS AMENDED on November 10, 2009

Introduced by Mr. Bartlett, Mr. Duncan, Mr. Foster, Mr. Harrison, Mr. Pack

**A RESOLUTION ADOPTED BY TALBOT COUNTY, MARYLAND TO:**

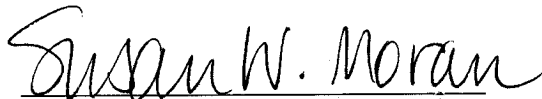
**(1) EXPRESSLY CONSENT TO THE PROVISIONS OF THE REGIONAL HEALTHCARE ZONING DISTRICT AND THE GOVERNMENTAL/INSTITUTIONAL ZONING DISTRICT, AS PROPOSED BY EASTON ORDINANCE NO. 560, INTRODUCED ON OCTOBER 5, 2009, PENDING BEFORE THE EASTON TOWN COUNCIL; AND,**

**(2) PURSUANT TO ART. 23A, § 9(C), EXPRESSLY APPROVE OF THE EASTON TOWN COUNCIL PLACING PARCEL "A" AND PARCEL "B" OF THE COUNTY PROPERTY PROPOSED FOR ANNEXATION INTO THE REGIONAL HEALTHCARE ZONING DISTRICT, AND PLACING PARCEL "C" OF THE COUNTY PROPERTY INTO THE GOVERNMENTAL/INSTITUTIONAL ZONING DISTRICT, AS PROPOSED BY EASTON ORDINANCE NO. 561, INTRODUCED ON SEPTEMBER 21, 2009, PENDING BEFORE THE EASTON TOWN COUNCIL**

By the Council, October 13, 2009

Introduced, read the first time, and ordered posted, with Public Hearing scheduled on Tuesday, November 10, 2009 at 2:00 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

By order:

  
Secretary

**A RESOLUTION ADOPTED BY TALBOT COUNTY, MARYLAND TO:**

**(1) EXPRESSLY CONSENT TO THE PROVISIONS OF THE REGIONAL HEALTHCARE ZONING DISTRICT AND THE GOVERNMENTAL/INSTITUTIONAL ZONING DISTRICT, AS PROPOSED BY EASTON ORDINANCE NO. 560, INTRODUCED ON OCTOBER 5, 2009, PENDING BEFORE THE EASTON TOWN COUNCIL; AND,**

**(2) PURSUANT TO ART. 23A, § 9(C), EXPRESSLY APPROVE OF THE EASTON TOWN COUNCIL PLACING PARCEL "A" AND PARCEL "B" OF THE COUNTY PROPERTY PROPOSED FOR ANNEXATION INTO THE REGIONAL HEALTHCARE ZONING DISTRICT, AND PLACING PARCEL "C" OF THE COUNTY PROPERTY INTO THE GOVERNMENTAL/INSTITUTIONAL ZONING DISTRICT, AS PROPOSED BY EASTON ORDINANCE NO. 561, INTRODUCED ON SEPTEMBER 21, 2009, PENDING BEFORE THE EASTON TOWN COUNCIL**

WHEREAS, Talbot County, Maryland, (the "County") and Shore Health System, Inc. ("SHS") have executed and caused to be filed a Petition for Annexation before the Town Council of Easton, Maryland of certain parcels of land owned by the County (the "County Property") depicted by a plat entitled "~~PROPOSED ANNEXATION 2009~~, TOWN OF EASTON OF THE LANDS OF TALBOT COUNTY, MARYLAND IN THE FIRST ELECTION DISTRICT, TALBOT COUNTY, MARYLAND" PREPARED BY CHRISTOPHER WATERS, PROFESSIONAL LAND SURVEYING, LAST REVISED ~~JULY 7~~ AUGUST 4, 2009," (the "Plat") which is attached hereto and incorporated by reference herein as Exhibit A; and

WHEREAS, pursuant to that Petition, the Easton Town Council has introduced Resolution No. 5955 (the "Annexation Resolution") to annex the County Property, which includes the following term:

Section 4. Zoning Classification. Petitioners have requested that the Town apply the "Regional Healthcare" zoning classification to Parcel "A" and Parcel "B" and to apply the zoning classification of "Governmental/Institutional" to Parcel "C". Concurrently with the introduction of this [Annexation] Resolution, the Town Council has introduced Ordinance Number 561 to accomplish these purposes. If Ordinance Number 561 is not enacted before the effective date of this [Annexation] Resolution, or, if as enacted, it contains provisions that are deemed unacceptable to either Petitioner, either Petitioner shall be free to withdraw this request for annexation by written notice delivered to the Town Clerk before the effective date of this [Annexation] Resolution and this Resolution shall become null and void. The proposed Regional Healthcare (RH) and Governmental/Institutional (G/I) zoning classifications permit land uses that are different from the land uses allowed under the current County zoning classifications applicable to the Annexation Property. In accordance with Article 23A, Section 9(c) of the Code, if Talbot County expressly approves, the Town can place the annexed land in zoning classifications that allow different land uses. The classification of the Annexation Property in the Regional Healthcare (RH)

and Governmental/Institutional (G/I) zoning districts is contingent upon the Town's receiving the express consent of the County prior to the effective date of Ordinance 561.

**WHEREAS**, the Easton Town Council has introduced Ordinance No. 560 to amend the Easton Zoning Ordinance to establish the Regional Healthcare (RH) and Governmental/Institutional (GI) zoning districts.

**SECTION ONE: BE IT RESOLVED BY THE COUNTY COUNCIL OF TALBOT COUNTY, MARYLAND, that:**

1. The County, as owner of the County Property, hereby consents to the provisions of the Regional Healthcare (RH) and Governmental/Institutional (G/I) zoning classifications proposed by Easton Ordinance No. 560, pending before the Easton Town Council in connection with the Petition for Annexation.

2. The County, acting in its governmental capacity pursuant to Art. 23A, § 9 (c), Md. Ann. Code, hereby expressly approves the Town of Easton, upon annexation of the County Property, placing Parcel A and Parcel B (as designated by the Plat) of the County Property in the Regional Healthcare (RH) zoning district, and placing Parcel C (as designated by the Plat) in the Governmental/Institutional (G/I) zoning district, as proposed by Easton Ordinance No. 561.

**SECTION TWO:** This Resolution shall take effect immediately upon the date of its passage.

Introduced, read first time.

By Order, \_\_\_\_\_, Secretary

ADOPTED

By the Council, \_\_\_\_\_

Certified \_\_\_\_\_, Secretary

## **PUBLIC HEARING**

Having been posted and Notice of time and place of hearing and Title of Resolution No. \_\_\_\_\_ having been published, a public hearing was held on \_\_\_\_\_ at \_\_\_\_\_ p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland 21601.

## **BY THE COUNCIL**

ENACTED:

By Order \_\_\_\_\_  
Secretary

Foster - \_\_\_\_\_

Pack - \_\_\_\_\_

Duncan - \_\_\_\_\_

Bartlett - \_\_\_\_\_

Harrison - \_\_\_\_\_

