

**RESOLUTION TO ANNEX 4.5082 ACRES OF LAND
KNOWN AS THE CEDAR LANE APARTMENTS PROPERTY**

WHEREAS, a petition pursuant to Article 23A, Section 19, of the Annotated Code of Maryland to annex a parcel of land, known as the Cedar Lane Apartments property, which is owned by St. Mary's Home for the Elderly, Inc., as described in Schedule A attached hereto and made a part hereof, and also as shown on St. Mary's County Tax Map 40 as Parcel 74, has been received by the Commissioners of Leonardtown; and


WHEREAS, the Mayor of Leonardtown has caused to be made verification of the signatures on the petition and has further ascertained that the said signature represents the owner of all the land to be annexed and is, thus, the owner of the property of representing more than 25% of the assessed valuation of the real property to be annexed; and

WHEREAS, the owner of said property has requested that the property described in Schedule A be zoned R-MF (Residential Multi-Family), which is the zoning category into which the existing development on the property is best categorized; and

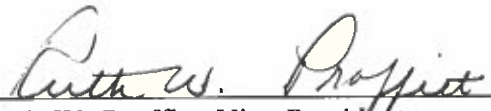
WHEREAS, the owner of said property also has requested that the property be granted a Conditional Use to allow for establishment of housing for the elderly at a density of 30 units per acre;

NOW, THEREFORE, BE IT HEREBY RESOLVED on this 14th day of December, 1998, that the parcel(s) of land described in Schedule A attached hereto and made a part hereof, is hereby annexed into the municipality of Leonardtown; and that the boundaries of Leonardtown be the same hereby are amended and restated to include the parcel of land described in Schedule A; and that said property is zoned R-MF (Residential Multi-Family) and is granted a Conditional Use to allow the establishment of housing for the elderly at the density of 30 units per acre; and


BE IT ALSO RESOLVED that the zoning and conditional use status is granted strictly for the purpose of allowing for housing for the elderly and that no change in use shall be permitted without approval from the Town Council who shall hold a public hearing and notify all adjacent property owners before making such a decision.




J. Harry Norris II, Mayor



Ruth W. Proffitt, Vice President



Susan H. Erichsen, Councilwoman




Charles R. Faunce, Councilman



Walter R. Gillette, Councilman

Walter Wise, Councilman

ATTEST:



Robert O. Guyther

Schedule A
St. Mary's Home for the Elderly, Inc.
Part of Landsdale
Containing 4.5082 acres

Beginning at Pipe No. 1 at the southwest corner of the property; thence N. 01 deg. 36 min. 50 sec. E., 322.90 feet to a point; thence N. 02 deg. 26 min. 02 sec. W., 167.88 feet to a point; thence N. 06 deg. 34 min. 11 sec. E., 44.16 feet to a point; thence along a curve to the right with a radius of 80.54 feet, angle of 109.08 feet, chord bearing N. 48 deg. 54 min. 58 sec. E., to a distance of 100.94 feet to a point; thence N. 88 deg. 38 min. 53 sec. E., 120.24 feet to a pipe; thence S. 01 deg. 12. Min 10 sec. W., 299.85 feet to a pipe; thence S. 89 deg. 04 min. 50 sec. E., 85.16 feet to a pipe; thence S. 79 deg. 17 min. 22 sec. E., 191.33 feet to a pipe; thence S. 16 deg. 46 min. 32 sec. W. 346.84 feet to a pipe; thence N. 80 deg. 00 min. 00 sec. W., 375.76 feet to the place of beginning, containing 4.5082 acres.

Being a portion of the land conveyed unto Elizabeth G. Mattingly, now called and known as Elizabeth G. Mattingly Church, by Veronica E. Hutchins, et vir., by Deed dated October 16, 1940 and recorded among the land records of St. Mary's County, Maryland in Liber C.B.G. No. 12, folio 325, as surveyed by Ben Dyer Associates, Inc. in February 1971.

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RECEIPT 22332

LIBER 207 PAGE 228

FEE SIMPLE DEED—CODE—CITY OR COUNTY.

This Deed, Made this 1st _____ day of March _____

_____ in the year one thousand nine hundred and seventy four, by and between Elizabeth G. Mattingly Church, Party of the First Part, and St. Mary's Home For The Elderly, Inc., a Maryland Corporation, Party of the Second Part.

WITNESSETH, that in consideration of One Dollar and other good and valuable considerations, the receipt of which is hereby acknowledged, the said Elizabeth G. Mattingly Church, Party of the First Part, does grant and convey unto the said St. Mary's Home For The Elderly, Inc., a Maryland Corporation, Party of the Second Part, its successors and assigns, forever, in fee simple, all that lot, tract, piece or parcel of land, situate, lying and being in the Third Election District of St. Mary's County, Maryland, called and known as part of "Landsdale", and described more particularly as follows, that is to say:

Beginning at Pipe No. 1 at the Southwest corner of the property; thence N. 01 deg. 36 min. 50 sec. E., 322.90 feet to a point; thence N. 02 deg. 26 min. 02 sec. W., 167.88 feet to a point; thence N. 06 deg. 34 min. 11 sec. E., 44.16 feet to a point; thence along a curve to the right with a radius of 80.54 feet, angle of 109.08 feet, chord bearing N. 48 deg. 54 min. 58 sec. E., a distance of 100.94 feet to a point; thence N. 58 deg. 38 min. 53 sec. E., 120.24 feet to a pipe; thence S. 01 deg. 12 min. 10 sec. W., 299.85 feet to a pipe; thence S. 89 deg. 04 min. 50 sec. E., 85.16 feet to a pipe; thence S. 79 deg. 17 min. 22 sec. E., 191.33 feet to a pipe; thence S. 16 deg. 46 min. 32 sec. W. 346.84 feet to a pipe; thence N. 80 deg. 00 min. 00 sec. W., 375.76 feet to the place of beginning, containing 4.5082 acres.

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This is to certify that all taxes are