



**THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION**

PGCPB No. 13-141

14741 Governor Oden Bowie Drive  
Upper Marlboro, Maryland 20772  
TTY: (301) 952-4366  
[www.mncppc.org/pgco](http://www.mncppc.org/pgco)  
Petition No. V-13007

RESOLUTION

WHEREAS, on October 7, 2013, a petition was filed by BE Cross Street, LLC for the vacation of Sherwood Street and part of Cross Street in the subdivision of West Lanham, such petition, accompanying plat and plat of computation being attached to this Resolution to be considered a part of the Resolution; and

WHEREAS, on or about February 16, 1938 and June 1948, said streets, fifty feet (50') in width, were created as public streets as part of subdivisions known as West Lanham and West Lanham Hills, all situated in the 20<sup>th</sup> Election District in Prince George's County; and

WHEREAS, the West Lanham Subdivision appears on a plat recorded in Plat Book BB 6, Plat 27, and the West Lanham Hills Subdivision appears on a plat recorded in Plat Book WWW 22, Plat 90, all among the Land Records of Prince George's County, Maryland; and

WHEREAS, upon consideration of the Petition for Vacation filed herein pursuant to Section 24-112 of the Subdivision Regulations, Prince George's County Code, and it appearing that the petitioners are the owners of all land abutting said street to be vacated; and

WHEREAS, the aforesaid application, also known as Vacation Petition V-13007, was presented to the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission by the staff of the Commission on December 5, 2013, for its review and action in accordance with the Regulations for the Subdivision of Land, Subtitle 24, Prince George's County; and

WHEREAS, signs have been posted on the premises for at least thirty (30) days prior to the date of this action; and

WHEREAS, the staff of The Maryland-National Capital Park and Planning Commission recommended APPROVAL of the Petition; and

WHEREAS, on December 5, 2013, the Prince George's County Planning Board heard testimony and received evidence submitted for the record on the aforesaid application.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of Subtitle 24, Subdivision Regulations, Prince George's County Code, it is hereby directed by the Prince George's County Planning Board that the public street be vacated and reconverted into undivided tracts, parcels of land or acreage.

BE IT FURTHER RESOLVED, that a copy of this Resolution be directed to the Clerk of the Court, Prince George's County, Maryland to note upon the subject plats the fact of this vacation and that the findings and reasons for the decision of the Planning Board are as follows:

PGCPB No. 13-141  
Petition No. V-13007  
Page 2

1. The public utilities and Prince George's County have been notified of this petition as required by Section 24-112(e)(2) of the Subdivision Regulations.
2. The Department of Public Works and Transportation and the Washington Suburban Sanitary Commission have consented to this petition as required by Section 24-112(e)(1) of the Subdivision Regulations.
3. No referral agency or department recommended disapproval of the petition.
4. Pursuant to Section 24-112(e)(4) of the Subdivision Regulations, the procedures required by Subtitle 23, Division 5, Road Closings, has been carried out.

BE IT FURTHER RESOLVED, that an appeal of the Planning Board's action must be filed with the Circuit Court for Prince George's County within thirty (30) days following the adoption of this Resolution.

\* \* \* \* \*

This is to certify that the foregoing is a true and correct copy of the action taken by the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission on the motion of Commissioner Washington, seconded by Commissioner Geraldo, with Commissioners Washington, Geraldo, Shoaff, Bailey and Hewlett voting in favor of the motion at its regular meeting held on Thursday, December 5, 2013, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 9<sup>th</sup> day of January 2014.

Patricia Colihan Barney  
Executive Director

By *Jessica Jones /zk*  
Jessica Jones  
Planning Board Administrator

PCB:JJ:SC:arj

APPROVED AS TO LEGAL SUFFICIENCY

*Gerald Jones*  
M-NCP&C Legal Department

Date 12/11/13