

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND
Legislative Session 2011, Legislative Day No. 7

Bill No. 20-11

Mr. John Olszewski, Sr., Chairman
By Request of County Executive

By the County Council, April 4, 2011

A BILL
ENTITLED

AN ACT concerning

Maryland Agricultural Land Preservation Foundation

FOR the purpose of authorizing the purchase of easements on farms in Baltimore County through the Maryland Agricultural Land Preservation Foundation using County funds and Federal Farm and Ranchland Protection Program funds; and authorizing the easements to be co-held by the State of Maryland, to the use of the Department of Agriculture on behalf of the Maryland Agricultural Land Preservation Foundation, Baltimore County, Maryland and the United States of America, by and through the Natural Resources Conservation Service acting on behalf of the Commodity Credit Corporation.

WHEREAS, the County received a grant of federal funds (Grant Number 73-3B19-7-538) through the Farm and Ranchland Protection Program for the acquisition of easements on important farmland; and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter stricken from existing law.
~~Strike out~~ indicates matter stricken from bill.
Underlining indicates amendments to bill.

WHEREAS, the County Council approved by Resolution 106-08 ranking applications submitted to the State for acquisition through the Maryland Agricultural Land Preservation Foundation; and

WHEREAS, there are sufficient County and federal funds to make additional offers beyond those for which

there are available state funds; and

WHEREAS, the County entered into a Memorandum of Understanding with the Maryland Agricultural Land Preservation Foundation for Agricultural Land Preservation Easement Co-Grantees outlining the responsibilities of each party in the acquisition of these easements using federal and county funds; and

WHEREAS, Article 24, Title 2 of the Baltimore County Code, 2003 establishes laws and procedures for the County's participation in the Maryland Agricultural Land Preservation Foundation; and

WHEREAS, Article 24, Title 3 of the Baltimore County Code, 2003 establishes laws and procedures for the County's independent Agricultural Land Preservation Program; and

WHEREAS, neither title authorizes the County to co-hold a state easement that is purchased with County and federal funding; now, therefore

SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE COUNTY,

2 MARYLAND that notwithstanding Article 24, Titles 2 and 3 of the Baltimore County Code, 2003,
3 the County may co-hold easements with the State of Maryland, to the use of the Department of
4 Agriculture on behalf of the Maryland Agricultural Land Preservation Foundation and the United
5 States of America, by and through the Natural Resources Conservation Service acting on behalf of
6 the Commodity Credit Corporation for the acquisition of easements using County funds and Federal
7 funds as provided for in the Farm and Ranchland Protection Program Agreement to purchase the
8 easements listed below. The purchase of the easements shall be as provided for in Section 24-2-103
9 of the Baltimore County Code, 2003. The use, disposition and activities shall be as provided for
10 under Article 24, Title 2 of the Baltimore County Code, 2003:

<u>Property Owner</u>	<u>Location</u>	<u>Acreage</u>	<u>Easement Price</u>
Glen & Ruth Elseroad	Map 31, Grid 21, P.74	31.5	\$307,707.00
Glen & Ruth Elseroad	Map 39, Grid 4, P. 93	36.15	\$317,349.00
Joyce Zeno	Map 4, Grid 21, P. 24	27.45	\$135,982.50

SECTION 2. AND BE IT FURTHER ENACTED, That this Act, having passed by the affirmative vote of five members of the County Council, shall take effect May 15, 2011.

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