

**RESOLUTION OF THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND**

**RESOLUTION NO. 22-12**

**RE: FALL 2021 WATER AND SEWER AMENDMENTS – CASE WS-21-34**

Applicant: Liberty Development Company, LLC

**RECITALS**

Pursuant to the authority contained in §9-503 of the Environment Article of the Maryland Code, the governing body of Frederick County, Maryland, has the authority to approve or deny amendments to the Frederick County Water and Sewerage Plan (“W/S Plan”) after a duly advertised public hearing.

Case WS-21-34 proposes the reclassification of: (1) 10 acres from S-5 to S-3; (2) 50 acres from S-4 to S-3; (3) 11 acres from W-5 to W-3; and (4) 49 acres from W-4 to W-3. These parcels are located within the Libertytown Community Growth Area, on the south side of South Street and southwest side of Jones Road in Libertytown. The properties are currently designated Low Density Residential and are currently zoned R-3 Residential. The Planning Commission gave final preliminary plan approval on September 10, 2018, for the Mill Creek Preliminary Subdivision Plan for development of 143 single-family residential lots.

The W-3, S-3 classification is assigned to properties where improvement to, or construction of, publicly-owned community sewer or water systems are planned to be completed and operational within three years.

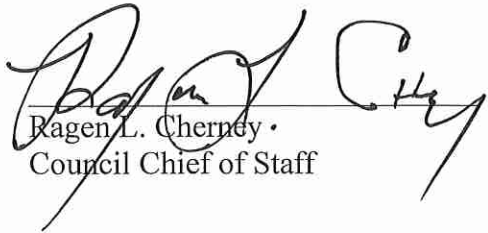
The County Council of Frederick County, Maryland, held a duly advertised public hearing on the proposed W/S Plan amendments on May 31, 2022, at which time the public had the opportunity to comment.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND that the following W/S Plan amendments requested in Case WS 21-34 are necessary and hereby approved: the reclassification of: (1) 10 acres from S-5 to S-3; (2) 50 acres from S-4 to S-3; (3) 11 acres from W-5 to W-3; and (4) 49 acres from W-4 to W-3, all located within the Libertytown Community Growth Area, on the south side of South Street and southwest side of Jones Road in Libertytown.

There undersigned hereby certifies that the amendments described in this Resolution were approved and adopted (by a vote of 4-3) on the 31<sup>st</sup> day of May, 2022.

ATTEST:


COUNTY COUNCIL OF  
FREDERICK COUNTY, MARYLAND

  
Ragen L. Cherney  
Council Chief of Staff

By:   
M.C. Keegan-Ayer, President

Received by the County Executive on 6/10/22

COUNTY EXECUTIVE ACTION: ☒ Approved ☐ Vetoed ☐ No Action

  
Jan H. Gardner, County Executive  
Frederick County, Maryland

6/14/22  
Date