

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

**RESOLUTION NO. 23-17**

**RE: FALL 2022 WATER AND SEWER AMENDMENTS – CASE WS-22-20**

Applicant: DR Acquisitions, 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-22-20 proposes the reclassification of 2.97-acres of land on Tax Map 86, parcels 161, 49, 50 and 171, property IDs #23-436213, #23-443155, #23-443163, #23-438003, located on the west side of Ballenger Creek Pike, 500 feet south of Corporate Drive, Frederick, Maryland, from Planned Service (Water & Sewer) to W-4/Dev, S-4/Dev. The property is designated Medium Density Residential and is currently zoned Planned Unit Development (PUD). The property is located within the Ballenger Creek Community Growth Area.

The W-4, S-4 classification is assigned to properties designated residential, commercial, or industrial, or in general, a category other than Agricultural or Rural or Natural Resource on the County Comprehensive Plan, and where improvements to, or construction of, publicly-owned community sewerage or water systems are planned within the 4-6 year time period.

The subject properties are not connected to public water or sewer. There are existing County mains located in Ballenger Creek Pike (16-inch water) and Ballenger Run Boulevard (8-inch sanitary sewer). Eight-inch water and sanitary sewer lines would be extended from the redevelopment site to connect to these County systems.

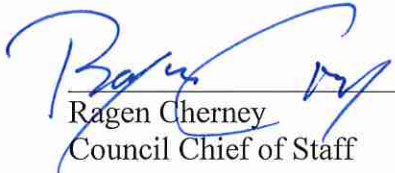
The County Council of Frederick County, Maryland, held a duly advertised public hearing on the proposed W/S Plan amendment on June 20, 2023, at which time the public had the opportunity to comment.

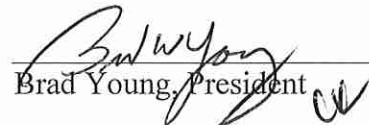
NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND that the following W/S Plan amendment requested in Case WS-22-20 is necessary and hereby approved: the reclassification of 2.97-acres of land on Tax Map 86, parcels 161, 49, 50 and 171, property IDs #23-436213, #23-443155, #23-443163, #23-438003, located on the west side of Ballenger Creek Pike, 500 feet south of Corporate Drive, Frederick, Maryland, from Planned Service (Water & Sewer) to W-4/Dev, S-4/Dev.

The undersigned hereby certifies that the amendment described in this Resolution was approved and adopted (by a vote of 5-1-1) on June 20, 2023.

ATTEST:

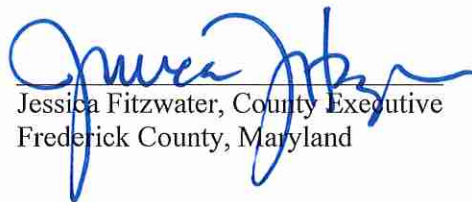
COUNTY COUNCIL OF  
FREDERICK COUNTY, MARYLAND

  
Ragen Cherney  
Council Chief of Staff

By:   
Brad Young, President

Received by the County Executive on 6/22/23

COUNTY EXECUTIVE ACTION: ☒ Approved ☐ Vetoed ☐ No Action

  
Jessica Fitzwater, County Executive  
Frederick County, Maryland

6/22/23  
Date