

RESOLUTION OF THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND

RESOLUTION NO. 23-31

RE: OUT-OF-SEQUENCE FALL 2023 WATER AND SEWER AMENDMENTS –

CASE WS-23-01

Applicant: Avanti Acquisition 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-23-01 proposes the reclassification of 170.91 acres of land on Tax Map 79E, Parcel 29, property ID #09-227245, located on the east and west sides of Boyers Mill Road within the Town of New Market, from W-4, S-4 to W-3/Dev, S-3/Dev; plus the addition of a sewage pump station symbol on the sewer map. The property is located within the Town of New Market and is designated Planned Residential District. It is currently zoned Planned Development District by the Town of New Market. The property is also located within the Town of New Market Community Growth Area.

The W-3, S-3 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 a 3-year time period.

Existing 12-inch and 16-inch water lines bisect the property and correspond to different water pressure zones (elevations) on and around the subject property. The existing 12-inch water line is proposed for extension through the site to serve the future Calumet subdivision. Water is provided through the County’s New Design System (Potomac River). Sewage conveyance from the site will be made primarily by gravity sewer to a proposed pump station on the east side of Boyers Mill Road, with a connection to an existing 10-inch sewer line present in Mussetter Road in the adjacent Greenview PUD. Flows from the project then enter the Linganore Collection system with ultimate treatment at the Ballenger-McKinney WWTP.

The County Council of Frederick County, Maryland, held a duly advertised public hearing on the proposed W/S Plan amendment on November 21, 2023, at which time the public had the opportunity to comment. The County Council requested additional information prior to a decision and continued the

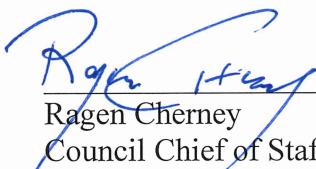
public hearing until December 5, 2023, at which time the County Council heard additional public comment.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND that the following W/S Plan amendment requested in Case WS-23-01 is necessary and hereby approved: the reclassification of 170.91 acres of land on Tax Map 79E, Parcel 29, property ID #09-227245, located on the east and west sides of Boyers Mill Road within the Town of New Market, from W-4, S-4 to W-3/Dev, S-3/Dev; plus the addition of a sewage pump station symbol on the sewer map.

The undersigned hereby certifies that the amendment described in this Resolution was approved and adopted (by a vote of 4-3) on December 5, 2023.

ATTEST:

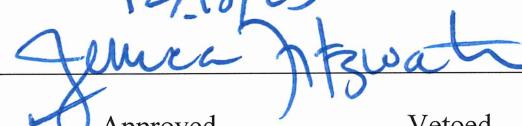
COUNTY COUNCIL OF
FREDERICK COUNTY, MARYLAND

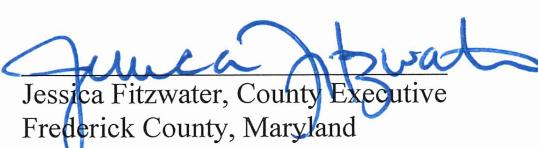

Ragen Cherney
Council Chief of Staff

By: 
Brad Young, President

Received by the County Executive on

12/18/23

COUNTY EXECUTIVE ACTION:  Approved Vetoed No Action


Jessica Fitzwater, County Executive
Frederick County, Maryland

Date

12/18/23