

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

**RESOLUTION NO. 23-34**

**RE: SUMMER 2023 WATER AND SEWER AMENDMENTS – CASE WS-23-14**

Applicant: Charles E Keller IV & Gabrielle Keller

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-23-14 proposes the reclassification of 1.40 acres of land on Tax Map 56F, Parcel 529, property ID #02-605870, located at 8423 Yellow Springs Road in the City of Frederick, from W-5/Dev, S-5/Dev to W-3/Dev, S-3/Dev. The property is designated Low-Density Residential and is currently zoned R-4, Residential. The property is located within the City of Frederick’s 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.

The applicant has proposed that water and sewer service will be supplied through connections to a new water line in the future public roadway identified as Tractor Court and a new sewer line in the future roadway identified as Adios Alley. Both roadways are being constructed as part of the adjacent Kellerton subdivision in the City of Frederick. Water and sewer capacity for this property will be provided by the New Design Water Treatment Plan and the Ballenger-McKinney Wastewater Treatment Plan under the Potomac River Water Service Agreement. As a condition of connection, any existing septic systems on the property must be properly abandoned, and any known wells must be properly abandoned and sealed by a licensed well driller.

The County Council of Frederick County, Maryland, held a duly advertised public hearing on the proposed W/S Plan amendment on December 19, 2023, at which time the public had the opportunity to comment.

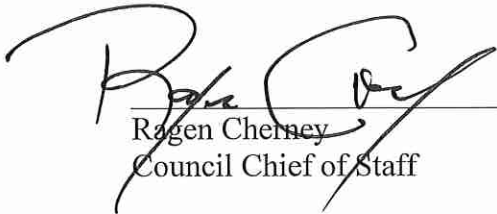
NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND that the following W/S Plan amendment requested in Case WS-23-14 is necessary and hereby approved: the reclassification of 1.40 acres of land on Tax Map 56F, Parcel 529,

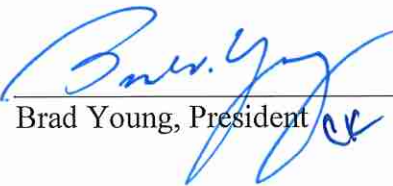
property ID #02-605870, located at 8423 Yellow Springs Road in the City of Frederick, from W-5/Dev, S-5/Dev to W-3/Dev, S-3/Dev.

The undersigned hereby certifies that the amendment described in this Resolution was approved and adopted (by a vote of 7-0) on December 19, 2023.

ATTEST:

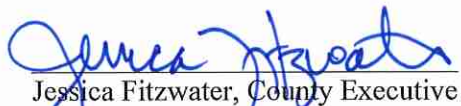
COUNTY COUNCIL OF  
FREDERICK COUNTY, MARYLAND

  
Regen Cherney  
Council Chief of Staff

By:   
Brad Young, President

Received by the County Executive on January 2, 2024

COUNTY EXECUTIVE ACTION: ☒ Approved ☐ Vetoed ☐ No Action

  
Jessica Fitzwater, County Executive  
Frederick County, Maryland

1/3/24  
Date