

He is also recommending that no parking be allowed along the bulkhead. He asked if the commissioners want him to continue with the proposed road, and asked for comments.

Mr. Pantaleo said he feels the plan is good and would recommend it. Mr. Tate mentioned that he has already contacted the survey people, and they should be here by the end of the month. After further discussion, the commissioners approved construction of the road as outlined by Mr. Tate, and agreed that the shoulders should be surface treated. Mr. Tate asked if the county could obtain the land if they find they are encroaching on someone's property. Mr. Aud asked Mr. Tate to contact him if he finds this to be the case, or if he has any other problems in this respect.

Concerning projects running over estimated costs, Mr. Tate said that at any time this happens in an amount over 5% of the estimate, the county must justify this. He said he will send the commissioners copies of the procedures.

On programming roads, Mr. Tate suggested that when the county has a road to be programmed, to get some consulting engineer to make a layout in the field and draw up a 10% complete set of plans which would show the line of the existing topo, and then contact the people concerned for the right of way. If they will not grant right of way, then the line can be changed before any expensive work is done on the plans. He also stated that roads should be planned for use 20 years ahead, to take into account the potential growth of the county. Mr. Tate recommended that no roads in the county be posted for less than 40 mph limits, except those running through subdivisions.

Mr. Tate said he will investigate the status of the Chaptico Road and let the commissioners know.

Mr. Bowles asked about roads that are narrow to begin with, and the roadway is widened, leaving very minimal shoulders and a need for ditches. Mr. Tate said so far as the state is concerned, there is no money in the budget for the correction of this problem. He recommends placing delineators if there are any particularly hazardous areas where the shoulders are very narrow.

There was additional discussion about the St. Andrews Church Road, and Mr. Tate said he is almost certain that this road was never programmed for state aid. It was mentioned that one of the reasons for this was that the former district engineer had discouraged this, and the commissioners followed his recommendation. After some further comment, the commissioners agreed that the road should be submitted for programming, and letter and application will be sent to Mr. Tate.

Metropolitan Commission

Mr. Walter Miles and Mr. Pantaleo. Mr. Miles said he was here to discuss easement problem regarding the Pub in Lexington Park, which is in the middle of Roosevelt Blvd., and is right over the location

of the proposed sewer line. The land in question is 100' by 180'. They have been advised by Beavin Company that the building has to be removed, and Mr. Miles is proposing a direct course of action to the commissioners.

There is a Zoning Board of Appeals decision of 1954, when the owner, Mr. P. Gray, obtained a building permit for construction of the building to be used as a chocolate shop, stipulating removal of the building if the county wanted to construct the proposed road. The removal is to be at the expense of the owner as soon as the land is purchased or condemnation proceedings have started to acquire the land for road purposes. If it is not taken for road purposes, we will have to pay for the building. Mr. Miles proposes that the land be appraised at the expense of the Metropolitan Commission and that the commissioners offer to pay the owner the amount of the appraisal and the Metropolitan Commission will reimburse the county in this amount. If the owner will not accept the offer, then condemnation proceedings can be filed for the road. If this is done for purposes of the road, the commissioners will have to do it, but if for condemnation, the Metropolitan Commission will act, as they the authority to condemn for sewer easement. He stated they need an 80' easement to build the lines, and a 20' permanent easement for maintenance. If the commissioners do not want to take the property for the road, then the Metropolitan Commission will approach the problem from a sewer easement angle, and try to accomplish this the least expensive way. According to Mr. Miles, the Metropolitan Commission is in favor of using the property for the road. Mr. Burch and Mr. Aud agreed that this should be approached as a sewer easement by the Metropolitan Commission, Mr. Bowles favored using the road, but a definite decision will be made and the Metropolitan Commission will be so informed.

Mr. Guyther and Mr. W. Sterling were called into the meeting to discuss this matter. The former stated that a conditional use and occupancy permit was granted to Mr. Gray as set forth in the minutes of the Board of Appeals as mentioned by Mr. Miles. Mr. Sterling reviewed a copy of the minutes, and stated that Mr. Gray must have signed some kind of assent of agreement, and this should be on file in the Planning and Zoning office. Mr. Guyther suggested that if the commissioners decide to take the property for a road, it would be well for someone to Mr. Gray about the matter, and if no answer is obtained, then go ahead with condemnation proceedings. Mr. Zanzinger, the owner of the road, can be approached about deeding it to the county and the county can accept it. Mr. Pantaleo will write a description of the dedicated road as shown on the plat of Revised Section 4, Patuxent Park, and Mr. Guyther will frame the deed for the portion of the road owned by Mr. Zanzinger. He will include the two foot strip at the end of the road where it joins Mr. Gray's property. Mr. Burch suggested getting a deed for the road and then approaching Mr. Gray. Mr. Sterling and Mr. Miles left the meeting.

January 16, 1968

Present: Mr. F. Elliott Burch
Mr. J. Wilmer Bowles
Mr. George R. Aud

Meeting convened at 10:00 p.m.

Nicolet Park

Mr. H. D. Noe, 312 Yorktown Road, Lexington Park, asked if the commissioners were going to do anything about improvements to Nicolet Park. He is a member of the Patuxent Park Association and they are trying to get something done, as they are interested in the children having the use of this park. He reported that there were some people who came from Falls Church, Virginia, to make a topographic survey, but no one has done anything about stopping the erosion, or correcting other problems.

Mr. Burch informed Mr. Noe that the Recreation and Parks Board is handling this and they have some plans for this facility. Mr. Noe said he was aware of this, but this agency does not seem to be doing anything at all about the park. After further discussion, Mr. Noe was advised to attend the next meeting of the Recreation and Parks Board, and he will be notified when this is to be held.

E.O.C. Building Reserved Parking

The commissioners approved request for reserved parking at the new building, for eight (8) spaces at the end of the building, with "no parking" directly in front of the entrance, and eight (8) spaces beside the northwest corner of the building. These spaces are to be used by the state police and civil defense personnel.

The commissioners adjourned for lunch at 12:00 p.m. in order to meet with Mr. Allen Tate, newly appointed Acting District Engineer for the SRC. Afternoon session convened at 2:10 p.m.

Roads

Mr. A. Tate returned to the meeting with the commissioners to discuss various road matters in the county. He stated that he will do anything possible to help the commissioners, and if he feels they might be making a wrong decision in a given instance, he will tell them so.

General discussion about St. Andrews Church Road, and the state aid programming has not been requested. Mr. Tate said he could not say if the county has lost any state funds or not. The last time he was here, the Maude Gardiner Road was discussed, and if this has been programmed, it would have used all the funds. If the money that was to be used by July 1967 has not been programmed, then this is gone. He mentioned that programming can be done ahead, and if the county has a road in mind, this should be programmed nine months to one year

in advance. There is a sum of \$8,000 that sticks in his mind, and that the county was within this amount of programming all of the monies from the state, but this will have to be checked.

Concerning the Maude Gardiner Road, this was constructed with federal aid, and the commissioners were told there would be no difficulty getting state aid. The chief engineer of the SRC would not approve it as he did not feel the traffic count was high enough to warrant this, but the SRC did not suggest that county program something else. Mr. Tate said if the traffic increased, this would require widening the road. This was supposed to be a stage construction project, and it was never programmed. Mr. Tate mentioned that all of the state aid is handled by Mr. Carroll Dell in Baltimore, and he suggested that the commissioners have a meeting with him to discuss state aid secondary work. There are instances where the commissioners can get state aid for secondary construction, if certain criteria are followed, but Mr. Tate said he did not know enough of the details to give sufficient information. This would best be discussed with Mr. Dell.

Mr. Tate said they follow the 1962 specifications for road building with force accounts. They do not require specifications, but try to stick to the book as much as they can, but there are certain instances where exceptions can be made, such as in materials. He did know about design exceptions, but feels that any deviation from the specifications would have to be justified in this respect.

Requests for routine work should be handled through the resident maintenance engineer, and Mr. Tate feels that the resolutions for traffic controls should continue to be handled as they have been.

Mr. Aud reported instance of a parking hazard on Route 5, where it is intersected by Willows Road. Persons frequenting a tavern at this location are parking partially in the roadway, creating a traffic menace. Mr. Tate suggested that this is a problem for the state police and it should be brought to their attention. If "no parking" signs are desired in this area, a letter should be sent to the SRC requesting this action.

Mr. Pantaleo came into the meeting.

Mr. Tate reviewed 7 Gables Bulkhead and road to be built paralleling it. They had designed the road with a 20' roadway, and 10' shoulders, but cannot fit this in the right of way, and want the commissioners to be aware of this now. They have decreased the shoulders to 8' and Mr. Tate feels this can be fitted into the right of way, and they need the commissioners approval for what they are proposing. First, they must determine if the proposed plan fits into the right of way, and if it does not, the road will have to moved over near the seaside. Estimated cost for the work as outlined would be \$12,000, and Mr. Tate feels it will not cost this much unless the commissioners decide to surface treat the shoulders, which he is recommending they do.

Carver Heights Streets

Mr. Guyther was asked about responsibility for sidewalks if the county takes over certain of these streets. He advised that the owners of the subdivision should have the streets surveyed to determine where the roads are located, as a deed cannot be written until a description is available, and a centerline survey is needed for this. When the deed is drawn, it could contain a clause permanently exempting the county from any responsibility so far as the sidewalks are concerned. The commissioners agreed that this should be done, and Mr. Pantaleo will send a letter to Mr. J. Weiner and Mr. W. Blair, owners of the subdivision, explaining what they must do.

Piney Point Wharf and Ramp

The commissioners approved application to Chesapeake Bay Affairs for funds to construct a wharf and a boat ramp on the land leased from Howard and Robert Swann, adjacent to the approach to the St. George Island bridge, on the easterly side. Request is for \$5,000 for each project, as approved by Mr. Pantaleo. Mr. Burch signed the applications.

Clerk to the County Commissioners

The commissioners resolved that Mrs. E. L. Tillman, Secretary, be appointed as clerk for the purpose of signing the bonds sold by the Metropolitan Commission to finance construction of the sanitary district, said appointment to expire January 31st.

St. Mary's River Watershed

Reviewed letters framed by Mr. John Hall, SCS, regarding funding this project, and Mr. Guyther felt they were committal in some respect. After discussion, it was agreed that the letters would not be sent until the commissioners have some idea of how much this is going to cost the county.

Meeting adjourned at 6:35 p.m.

Approved,

F. Elliott Burch

F. Elliott Burch, President