

**COUNTY COUNCIL OF CECIL COUNTY
LEGISLATIVE SESSION MINUTES
LSD 2018-10
May 15, 2018**

The County Council of Cecil County met in legislative session at the County Administration Building, 200 Chesapeake Blvd., Elk Room, Elkton, MD. The following members of the Council were present:

Joyce Bowsbey, Council President
Dan Schneckenburger, Vice President
Bob Meffley, Council Member
George Patchell, Council Member
Jackie Gregory, Council Member

NOTE: Audio recording and video recording of this meeting is available on the County website at www.ccgov.org.

CALL TO ORDER

The meeting of the County Council of Cecil County of May 15, 2018 was called to order by Council President Bowsbey at 7:00 p.m. and opened with the Pledge of Allegiance.

MOMENT OF SILENCE

Council President Bowsbey led the Council in a moment of silence.

APPROVAL OF AGENDA

On motion made by Councilwoman Gregory, seconded by Vice President Schneckenburger, moved to approve the legislative agenda of May 15, 2018. Motion was carried unanimously.

PRESENTATION OF PROCLAMATIONS/CERTIFICATES

The Council presented a proclamation to Harry F. Albert, US Coast Guard Auxiliary, Chesapeake Flotilla in recognition of National Safe Boating Week, May 19-25, 2018.

The Council presented a proclamation for the American Cancer Society's Relay for Life to Sabrina Scholl, chair of the Cecil County event. Ms. Scholl was also presented a certificate in recognition of her dedication to this effort.

The Council presented certificates of recognition to Scouts who attained the rank of First Class.

APPROVAL OF MINUTES

On motion made by Councilwoman Gregory, seconded by Vice President Schneckenburger, the Council moved to approve the minutes of May 1, 2018. Motion was carried unanimously.

PUBLIC COMMENTS

Vicki Krohn, North East, commented against a pipeline that transporting gas through Cecil County to Virginia.

PRESIDENT AND COUNCIL COMMENTS

Councilman Patchell and Councilman Meffley had no comments

Councilwoman Gregory attended the North East Fire Company Awards Banquet, the County Employee Recognition luncheon, and the ribbon cutting for the Wildcat Point Generating Facility. She thanked the audience for attending and congratulated the Scouts who had achieved First Class rank.

Vice President Schneckeburger thanked the Scouts for their participation in Scouting and encouraged them to earn their Eagle rank. He commented on the Cecil County CASA program and the important work of its volunteers in helping children.

Council President Bowsbey recognized the Scouts for their work in Scouting and commented on the importance of the program in this community.

CONSIDERATION OF RESOLUTIONS

Council Manager Massey stated for the record:

Resolution No. 17-2018 Master Water and Sewer Plan – Tables – Wastewater Treatment Plants – Elk Neck State Park

A Resolution to amend the Cecil County Master Water and Sewer Plan, Appendix B, Tables in order to revise Table 10 Inventory of Existing Select Wastewater Treatment Plants, to reflect a proposed upgrade in the type of treatment at Elk Neck State Park.

The Resolution was introduced on April 3, 2018, and public hearing held on May 1, 2018. There were no Council questions or comments.

On motion by Vice President Schneckeburger, seconded by Councilman Meffley, the Council moved to approve Bill No. 17-2018.

Roll Call Vote: Meffley-Y, Patchell-Y, Gregory-Y, Schneckeburger-Y, Bowsbey-Y

Motion was carried unanimously.

Council Manager Massey stated for the record:

Resolution No. 18-2018 Master Water and Sewer Plan – Map – Water Service Districts – Foundation for Eldercare

A Resolution to amend the Cecil County Master Water and Sewer Plan, Appendix D, Water System Maps, order to revise the map to reflect that water service for the Foundation for Eldercare, located on Map 25, Parcel 462, Marley Road, Elkton, MD, will be provided by Artesian Water Maryland, Inc.

The Resolution was introduced on April 3, 2018, and public hearing held on May 1, 2018. There were no Council questions or comments.

On motion by Vice President Schneckeburger, seconded by Councilman Meffley, the Council moved to approve Bill No. 18-2018.

Roll Call Vote: Meffley-Y, Patchell-Y, Gregory-Y, Schneckeburger-Y, Bowsbey-Y
Motion was carried unanimously.

OLD BUSINESS

Rezoning Case #2018-01; Applicant: Ryan D. Showalter, Esq. and Brendan S. Mulaney, Esq.; Request: to rezone 2.995 acres from High Density Residential (RM) to Business Local (BL); Property Location: 1500 Chesapeake Club Drive, North East, MD 21901; Election District: 5; Tax Map: 31; Parcel: portion of 1326; Property Owner: North East Developers, LLC; Presently zoned: High Density Residential (RM).

Thomas Ahern, representing Cecil Bank, stated that the bank has the right of first refusal to acquire the Chesapeake Club Golf Club and that the applicant identified on the application is of question. He stated that the bank's right of first refusal is being litigated in court. He also stated that the recorded deed identifies the construction of the golf course club house and its use in support of the residential units in the social club and no other reason.

Council President Bowsbey asked Jason Allison, County Attorney, if the ownership of this property is not of concern for this rezoning case. Mr. Allison stated that as far as the County is aware, the ownership is as presented by the application.

Council President Bowsbey stated that the Council must make their decision in this rezoning case based on one of two reasons, as permitted by law. The Council must base their decision on whether there was a mistake in the zoning classification of the property during the last comprehensive rezoning or that a change in the character of the neighborhood since the last comprehensive rezoning.

Council questions ensued.

Councilman Meffley made a motion to approve the application of Ryan D. Showalter, Esq. and Brendan S. Mulaney, Esq. to rezone 2.995 acres located at 1500 Chesapeake Club Drive, North East, MD 21901, from High Density Residential (RM) to Business Local (BL), based upon a mistake in the zoning classification of the property during the last comprehensive rezoning. Councilwoman Gregory seconded the motion.

Roll Call Vote: Meffley-Y, Patchell-Y, Gregory-Y, Schneckeburger-Y, Bowsbey-Y
Motion was carried unanimously.

ADJOURNMENT


On motion made by Councilwoman Gregory, seconded by Councilman Meffley, Council President Bowsbey adjourned the meeting at 7:41 p.m.

The next Council Legislative Session is scheduled on Tuesday, June 5, 2018 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton, Maryland.

Attest:


James Massey
Council Manager

Approved:


Joyce Bowsbey
Council President