

**COUNTY COUNCIL OF CECIL COUNTY**  
**LEGISLATIVE MEETING MINUTES**  
**LSD 13-12**  
**June 18, 2013**

County Council of Cecil County met in legislative session at the County Administration Building, 200 Chesapeake Blvd., Suite 1009, Elkton, MD. The following members of the Council were present:

Dr. Alan McCarthy, Vice President  
Joyce Bowsbey, Council Member  
Michael Dunn, Council Member  
Diana Broomell, Council Member  
Robert J. Hodge, President

**NOTE:** Audio recording of this meeting is available on the County website [www.ccgov.org](http://www.ccgov.org).

**CALL TO ORDER**

The meeting of the County Council of Cecil County for June 18, 2013 was called to order by President Robert Hodge at 7:00 p.m. and opened with the Pledge of Allegiance.

**PUBLIC HEARINGS**

Council Manager Massey stated for the record:

**Resolution No. 42-2013**

**Title of Resolution:** Amendment - Cecil County Employee Manual

**Synopsis:** A Resolution to amend certain sections of the Cecil County Employee Manual, Section HR-001A – Cecil County Overview, HR-002B – Employment Types, HR-002E- Background Investigations, HR-002L – Separation, HR-006B – FMLA, HR-006C – Funeral Leave, HR-006H – Personal Floating Holiday, HR-006J – Sick Leave Insurance, HR-006L – Severe Weather Conditions & Unforeseen Designated Emergencies, HR-006M – Vacation Leave, HR-006N – Workers’ Compensation, HR-007H – Direct Deposit, HR007L – Health Care Coverage, and HR-007R – Sick Leave Bank. Resolution No. 42-2013 was introduced by the Council President on behalf of the County Executive at the May 21, 2013 Council Legislative meeting and will be scheduled for consideration at the July 2, 2013 Council Legislative meeting.

Human Resources Director Donna Nichols presented a summary of the proposed changes to the Cecil County Employee Manual. She advised the Council that both County employee unions are in agreement with the proposed changes to the manual.

Budget Manager Whiteford reviewed the fiscal note relative to the proposed changes to the Cecil County Employee Manual.

**COMMENTS IN SUPPORT OR OPPOSITION**

There were no public comments in support or opposition to Resolution 42-2013.

**WITHDRAWN - Resolution 46-2013** – Amendment – Land Purchase Agreement – Home Partnership—214 North Street (~~introduced 5/21/13 – tentative consideration 7/2/13~~)

Council Manager Massey stated for the record:

**Resolution No. 47-2013**

**Title of Resolution:** Policies and Procedures for the Cecil County Council

**Synopsis:** A Resolution to adopt the Council’s Policies and Procedures, pursuant to Section 303(e) of the Charter of Cecil County. Resolution No. 47-2013 was introduced by the Council President on behalf of the Council Members at the May 21, 2013 Council Legislative meeting and will be scheduled for consideration at the July 2, 2013 Council Legislative meeting.

Council Manager Massey provided a summary of the Policies and Procedures for the Cecil County Council.

Councilwoman Broomell provided her comments in opposition to several sections of the Policies and Procedures.

**COMMENTS IN SUPPORT OR OPPOSITION**

Joe Carabetta, Perryville, suggested an amendment to page 5, 1-6 a - to add schools to the list; page 9, 2-5 – to define emergency meeting; and page 23, 7 – commented on the provision to provide a three week notice.

Diane Carabetta, Perryville, commented on the need for an Internal Auditor. She suggested an amendment to page 4, 1-1 (6) – quotation mark is missing on “Emergency”; page 6, 1-6 (a) use IRS rate; page 6, 1-6 (f) and page 7, 1-9 (d) – redundant; page 8, 202 (b) – process for distributing agenda and recommendation if agenda is revised; page 9, 2-5 – opposed to County Executive calling an emergency meeting and suggested using the same process to announce an emergency meetings as is used to announce severe weather; Page 9 2-7 (b) – commented relative to the provision to devote time necessary to foster communications and using language and tones that are respectful and civil; page 10 2-7 (g) – commented on personal attacks during a disagreement; page 10 3-1 (c) – commented on public notice relative to changing the location of the meeting; page 10 2-7 (e) – commented on emergencies that may prevent a Council member from being on time for meetings; page 11 3-3 (a) – commented on a council member being present during the roll call vote if there is an emergency; page 11 3-4 – commented on providing extra copies of bills to the public and providing on the website; page 11 3-5 (a) – written meeting minutes should be the official record unless there is a disagreement, then use the audio of the meeting; and page 13, 3-8 (g) – suggested deleting the use of placards, signs, and/or banners in the Council meeting room.

Al Reasin, Conowingo, suggested a provision to remove a Council member if he or she refuses to stop attacking the public during a meeting.

Donna Caudell, Elkton, agreed with adding a provision relative to personal attacks against the public.

Bill DeFreitas, Elkton, agreed with adding a provision relative to personal attacks against the public and he commented that there should be a Sergeant at Arms at the meetings and enforcement of the regulations for Council decorum.

Jackie Gregory, Elkton, commented that a higher level of professionalism is needed at the Council meetings.

Harold McCanick, Elk Neck, commented on reimbursement of expenditures.

County Attorney Allison provided a letter from Clara Campbell, Council Rezoning Attorney, requesting that the Council render a decision on rezoning cases after the public hearing.

President Hodge requested that the Council Manager schedule further discussion on the Policies and Procedures at the next Worksession meeting.

Councilwoman Bowsbey reviewed the section of Charter relative to the County Attorney serving as legal counsel for the Council.

Councilwoman Broomell commented that work being performed by the county attorney on behalf of the Council is open to interpretation and additional personnel may be hired at the discretion of the Council.

President Hodge closed the public hearing on Resolution 47-2013. He announced that tentative consideration is scheduled for July 2, 2013 and an additional Worksession meeting will be scheduled to discuss the recommendations provided during the public hearing.

#### **APPROVAL OF MINUTES**

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve the minutes of the June 4, 2013 Council Legislative meeting, as presented. Motion carried unanimously.

#### **PUBLIC COMMENTS**

Al Reasin, Conowingo, commented on the issue that was discussed relative to the special exception that was denied for a medical facility at College Crossing and providing the public more information relative to the York Building Products settlement.

Joe Carabetta, Perryville, commented on the benefit of competitive open markets, proposed change to the County Seal, decision relative to rezoning the property owned by York Building Products, potential for conflict of interest, and need for transparency relative to decisions made by public officials.

Bill DeFreitas passed on public comment.

Ray Salomone, Carpenters Point, commented on proposed road improvements and installation of traffic lights for Carpenters Point, property owned by York Building Products, and the proposed increase in wastewater fees.

Diane Carabetta, Carpenters Point, commented on her support for the Internal Auditor position and opposition to changing the current zoning on the property owned by York Building Products.

Barbara Myers, Chesapeake City, commented in support of Rezoning Case 2013-01 relative to the proposed commercial use of the property.

Donna Caudell, Elkton, commented on personal property rights and support for the original zoning of the property owned by York Building Products.

Kevin Forester, Elkton, commented in support of Rezoning Case 2013-01 and on the definition of scenic byways.

Linda Miller, Davenport, FL commented in support of Rezoning Case 2013-01.

Harold McCanick, Elk Neck, commented in support for the original zoning on property owned by York Building Products.

#### **PRESIDENT AND COUNCIL COMMENTS**

Councilwoman Bowsbey commented on the Commission on Aging meeting, bus transportation being provided from Perryville to Glasgow, and the discrepancy relative to a statement made by the County Attorney on the York Building Products litigation case.

Councilwoman Broomell commented on the discrepancy relative to discussion on the briefing for the York Building Products litigation case, the procedure followed during the Comprehensive Rezoning process to change the zoning on the property, proposed legislation for changing the County Seal, and the passing of Hazel Jenkins. She advised the public that she will post her response and statement relative to the proposed upgrades to the Seneca Point Wastewater Treatment Plant and action taken by the County Executive to remove a member of the Ethics Commission on her website.

Councilman Dunn had no comments.

Vice President McCarty had no comments.

President Hodge advised the public that there are no plans for road improvements or installation of red lights in the Carpenters Point area. He commented on the discussion relative to an Internal Auditor position and advised the public that a third party audit of the county is mandatory. He requested Council members and the public remain civil and professional during the discussion of agenda items.

## **INTRODUCTION AND CONSIDERATION OF RESOLUTIONS**

### **Introduction:**

Council Manager Massey stated for the record:

#### **Resolution No. 59-2013**

**Title of Resolution** - Amendment – Budget Ordinance FY2013 – Sheriff’s Office – Strategic Initiative Program Grant

**Synopsis** - A Resolution approving an amendment to the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2013 to provide the General Fund with additional expenditure appropriation authority to receive an increase in Federal funds of \$13,502 for the overtime expenditures incurred by the Sheriff’s Office. Resolution 59-2013 is being introduced by the Council President on behalf of the County Executive and consideration will be scheduled for the July 2, 2013 Council Legislative meeting.

Director of Administration Wein advised the Council that Budget Manager Whiteford is available to answer any questions on the proposed budget Resolutions.

Council Manager Massey stated for the record:

#### **Resolution No. 60-2013**

**Title of Resolution** - Amendment – Budget Ordinance FY2013 – Sheriff’s Office – Forfeited Funds Grant

**Synopsis** - A Resolution approving an amendment to the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2013 to provide the CCSO-Forfeited Funds Fund with additional expenditure appropriation authority to receive an increase in forfeited funds of \$22,503 upon action by the Cecil County State’s Attorney to release funds to the Sheriff’s Office. Resolution 60-2013 is being introduced by the Council President on behalf of the County Executive and consideration will be scheduled for the July 2, 2013 Council Legislative meeting.

Council Manager Massey stated for the record:

**Resolution No. 61-2013**

**Title of Resolution** - Amendment – Budget Ordinance FY2013 – Haven House, Nonprofit Agency

**Synopsis** - A Resolution approving an amendment to the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2013 to provide the General Fund with additional expenditure appropriation authority to receive an increase in Federal grant funds of \$18,702 for the FY2013 Haven House Grant. Resolution 61-2013 is being introduced by the Council President on behalf of the County Executive and consideration will be scheduled for the July 2, 2013 Council Legislative meeting.

Council Manager Massey stated for the record:

**Resolution No. 62-2013**

**Title of Resolution** – Amendment – Budget Ordinance FY2013 - Family Division/Family Services Grant Program

**Synopsis** - A Resolution approving an amendment to the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2013 to provide the General Fund with additional expenditure appropriation authority to receive an increase in State grant funds of \$12,000 for the FY2013 Family Division/Family Services Grant Program in the Circuit Court, Administrative Office of the Courts, Department of Family Administration. Resolution 62-2013 is being introduced by the Council President on behalf of the County Executive and consideration will be scheduled for the July 2, 2013 Council Legislative meeting.

Council Manager Massey stated for the record:

**Resolution No. 63-2013**

**Title of Resolution** – Appointment – Board of License Commissioners

**Synopsis** - A Resolution to confirm the reappointment by the County Executive of Timothy Snelling to the Board of License Commissioners. Resolution 63-2013 is being introduced by the Council President on behalf of the County Executive and consideration will be scheduled for the July 2, 2013 Council Legislative meeting.

Council Manager Massey stated for the record:

**Resolution No. 64-2013**

**Title of Resolution** – Appointment – Electrical Inspection Agency – First State Inspection Agency

**Synopsis** - A Resolution to confirm the appointment by the County Executive of First State Inspection Agency to be an electrical inspection agency in Cecil County. Resolution 64-2013 is being introduced by the Council President on behalf of the County Executive and consideration will be scheduled for the July 2, 2013 Council Legislative meeting.

Permits and Inspections Director Pat Conway provided an overview of the process for the confirmation of an electrical inspection agency in Cecil County. He advised the Council that this appointment would be the third agency providing electrical inspection services in Cecil County.

Members of the Council provided their comments relative to the process for the appointment of an electrical inspection agency.

Council Manager Massey stated for the record:

**Resolution No. 65-2013**

**Title of Resolution**—Appointment—Redistricting Commission

**Synopsis** - A Resolution to appoint Wyatt Wallace to replace James Crouse as a member of the Redistricting Commission for 2013. Resolution 65-2013 is being introduced by the Council President on behalf of the County Executive and consideration will be scheduled for the July 2, 2013 Council Legislative meeting.

Council Manager Massey stated for the record:

**Resolution No. 66-2013**

**Title of Resolution** - Major Facilities Fee—postponement of rate increase

**Synopsis** - A Resolution to defer the rate increase of the major facility hookup fee for a period of ninety (90) days, from the July 3, 2013 to October 3, 2013. Resolution 66-2013 is being introduced by the Councilwoman Bowsbey and consideration will be scheduled for the July 2, 2013 Council Legislative meeting.

Councilwoman Bowsbey provided an overview of the proposed Resolution to postpone the increase for the major facility hookup fee for a period of ninety (90) days.

Councilwoman Broomell provided her objections to Resolution 66-2013.

President Hodge provided his comments relative to the proposed upgrades to Seneca Point

County Attorney Allison recommended that the Council request a fiscal note of the impact of the proposed Resolution relative to the budget.

President Hodge requested Council Manager Massey schedule a meeting with the County Executive and staff to discuss Resolution No. 66-2013.

**Consideration:**

Council Manager Massey stated for the record:

**Resolution No. 49-2013**

**Title of Resolution** – Amendment - Budget Ordinance FY2013 – Citizen Corp’s Program - Emergency Services.

**Synopsis** - A Resolution approving an amendment to the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2013 to provide the General Fund with additional expenditure appropriation authority to receive a carryover of \$1,591 in Federal grant funds for the FY2010 State Homeland Security Program Grant – Citizen Corp’s Program in the Department of Emergency Services. Resolution 49-2013 was introduced by the Council President on behalf of the County Executive at the June 4, 2013 Council Legislative meeting.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution 49-2013. Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

**Resolution No. 50-2013**

**Title of Resolution** - Amendment – Budget Ordinance FY2013 – Economic Development.

**Synopsis** - A Resolution approving an amendment to the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2013 to provide the General Fund with additional expenditure appropriation authority to receive an increase in State grant funds of \$29,006 for the FY2013 Marketing Grant in the Department of Economic Development. Resolution 50-2013 was introduced by the Council President on behalf of the County Executive at the June 4, 2013 Council Legislative meeting.

Discussion ensued regarding the fiscal note provided by the Finance Department.

On motion made by Councilwoman Bowsbey, seconded by Vice President McCarthy, the Council moved to approve Resolution 50-2013. Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

**Resolution No. 51-2013**

**Title of Resolution - Amendment** – Budget Ordinance FY2013 – Cecil County Drug Task Force Grant - Sheriff’s Office.

**Synopsis** - A Resolution approving an amendment to the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2013 to provide the General Fund with additional expenditure appropriation authority to receive \$1,200 of local grant funds for the FY2013 Cecil County Drug Task Force Grant of the Sheriff’s Office. Resolution 51-2013 was introduced by the Council President on behalf of the County Executive at the June 4, 2013 Council Legislative meeting.

Discussion ensued regarding the fiscal note provided by the Finance Department.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to table Resolution 51-2013 until the July 2, 2013 Legislative meeting. Roll call



vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

**Resolution No. 52-2013**

**Title of Resolution** - Amendment 2 – Budget Ordinance FY2013 – Neighborhood Youth Panel Grant.

**Synopsis** - A Resolution approving an amendment to the Annual Budget and Appropriation Ordinance for Cecil County, Maryland for the fiscal year ending June 30, 2013 to provide the General Fund with an additional \$3,664 expenditure appropriation authority to receive an increase in State grant funds for the FY2013 Neighborhood Youth Panel Grant. Resolution 52-2013 was introduced by the Council President on behalf of the County Executive at the June 4, 2013 Council Legislative meeting.

Discussion ensued regarding the fiscal note provided by the Finance Department.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution 52-2013. Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

**Resolution No. 53-2013**

**Title of Resolution** - Appointment – Board of Appeals.

**Synopsis** - A Resolution to confirm the appointment by the County Executive of Eric Marshall to the Board of Appeals. Resolution 53-2013 was introduced by the Council President on behalf of the County Executive at the June 4, 2013 Council Legislative meeting.

On motion made by Councilwoman Bowsbey, seconded by Vice President McCarthy, the Council moved to approve Resolution 53-2013. Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

**Resolution No. 54-2013**

**Title of Resolution** - Appointment – Economic Development Commission.

**Synopsis** - A Resolution to confirm the appointment by the County Executive of Robert Palsgrove to the Economic Development Commission. Resolution 54-2013 was introduced by the Council President on behalf of the County Executive at the June 4, 2013 Council Legislative meeting.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution 54-2013. Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

**Resolution No. 55-2013**

**Title of Resolution** - Appointments – Susquehanna Workforce Investment Board.

**Synopsis** - A Resolution to confirm the appointment by the County Executive of Daniel Schneckenburger to serve a 3 year term to expire June 30, 2016; and the reappointment by the County Executive of Daniel DeMarinis, Renee Quietmeyer, and Lisa Webb to serve a 2 year term to expire June 30, 2015; and Dr. D’Ette Devine, Mark Kamholz, and Terrence Lovell to serve a 3 year term to expire June 30, 2016 to the Susquehanna Workforce Investment Board. Resolution 55-2013 was introduced by the Council President on behalf of the County Executive at the June 4, 2013 Council Legislative meeting.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution No. 55-2013.

Members of the Council provided their comment relative to one of the appointees.

Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - N, Broomell - N, Hodge - Y. Motion carried by a vote of 3 in favor and 2 in opposition.

Council Manager Massey stated for the record:

**Resolution No. 56-2013**

**Title of Resolution** - Nomination – Historic Designation – Town Point School.

**Synopsis** - A Resolution to establish and designate the property located at 19 Port Herman Road, Chesapeake City, MD, District 2, Tax Map 47, Parcel 7 known as the Town Point School, No. 4 as a Historic District. Resolution 56-2013 was introduced by the Council President on behalf of the County Executive at the June 4, 2013 Council Legislative meeting.

Discussion ensued regarding the designation of the property as a historic district.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution 56-2013. Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

Council Manager Massey stated for the record:

**Resolution No. 57-2013**

**Title of Resolution** – Litigation Settlement – York Building Products Co., Inc. v. Cecil County, Maryland.

**Synopsis** - A Resolution to settle litigation in York Building Products, Co., Inc. v. Cecil County, Maryland by restoring the zoning designation on York Building Products, Co., Inc.’s parcel 122 on Tax Map 35, Election District 5, to M-2 Heavy Industrial and to revise the County’s zoning maps to reflect such zoning restoration. Resolution 57-2013 was introduced by the Council President on behalf of the County Executive at the June 4, 2013 Council Legislative meeting.

In response to a question from Councilwoman Broomell, County Attorney Allison advised the Council that they should seek an advisory opinion from the Ethics Commission relative to the

question of a Council member not being permitted to vote on Resolution 57-2013 based on receiving campaign contributions from York Building Products.

On motion made by Councilwoman Broomell, seconded by Councilman Dunn, the Council moved to delay a decision on Resolution 57-2013 until an advisory opinion is obtained from the Ethics Commission relative to a Council member being permitted to make a decision on this Resolution due to receiving campaign contributions from York Building Products.

Councilwoman Broomell and President Hodge provided their comments relative to seeking an advisory opinion from the Ethics Commission.

Roll call vote: McCarthy - N, Bowsbey - Y, Dunn - Y, Broomell - N, Hodge - N. Motion failed by a vote of two (2) in favor and three (3) in opposition.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Resolution 57-2013.

Vice President McCarthy and Councilwoman Broomell provided their comments relative to the process for the development and implementation of the Comprehensive Plan.

Planning and Zoning Director Sennstrom provided the Council information relative to the law governing the Comprehensive Rezoning process.

Councilwoman Bowsbey provided her comments relative to the process and decision made by the County Commissioners to rezone the York Building Products property to NAR.

President Hodge provided his comments relative to the policy and process used by the previous Commissioners to change the zoning on the York Building Products property during the Comprehensive Rezoning.

Councilwoman Broomell provided her comments relative to the criteria used to change the zoning on the York Building Products property.

Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - N, Broomell - N, Hodge - Y. Motion carried by a vote of 3 in favor and 2 in opposition.

#### **CALL FOR FINAL READING OF BILL**

Council Manager Massey stated for the record:

**Bill No. 2013-04** - Amendment - Zoning Ordinance – Floodplain District – An Act to amend the Cecil County Zoning Ordinance, Article XI, Part III, Floodplain District. Bill 2013-04. Bill No. 2013-04 was introduced by the Council President on behalf of the County Executive at the May 7, 2013 Council Legislative meeting and a public hearing was held at the June 4, 2013 Council Legislative meeting.

On motion made by Vice President McCarthy, seconded by Councilwoman Bowsbey, the Council moved to approve Bill No. 2013-04. Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - Y. Motion carried unanimously.

#### **OLD BUSINESS**

**Rezoning Case File 2013-01**-APPLICANT: Capital Development Partners, LLC., c/o Frank Cason. PROPERTY LOCATION: 2758 Augustine Herman Highway, Chesapeake City, MD 21915. ELECTION DISTRICT: 2, TAX MAP: 43, PARCEL: 390. PRESENTLY ZONED: Southern Agricultural Residential, (SAR). REQUEST: Request to rezone .6479 Acres from Southern Agricultural Residential, (SAR) to Business General, (BG). PROPERTY OWNER: John W. & Helen A. Myers, Sr. A public hearing was held on June 4, 2013.

On motion made Councilwoman Broomell, seconded by Councilwoman Bowsbey, the Council moved to deny Rezoning Case File 2013-01 based on the addition of the parcel to the application without the owner's signature and approval of the rezoning application as amended may change the character of the neighborhood.

President Hodge provided his comments relative to the parcel that was added to the rezoning application.

Roll call vote: McCarthy - Y, Bowsbey - Y, Dunn - Y, Broomell - Y, Hodge - N. Motion carried by a vote of 4 in favor and 1 in opposition. The Rezoning was denied.

**WITHDRAWN Rezoning Case File 2013-02**-APPLICANT: Carpenter Engineering, LLC, Ronnie B. Carpenter, PE. PROPERTY LOCATION: 995 Turkey Point Road, North East, MD 21901. ELECTION DISTRICT: 5, TAX MAP: 31, PARCELS: 274 & 1074. PRESENTLY ZONED: Low density Residential, (LDR). REQUEST: Request to rezone 21.5 Acres from Low Density Residential, (LDR) to High Density Residential, (RM). PROPERTY OWNER: Eustace W. Mita. Notice of the public hearing for the Planning Commission and Council Legislative meetings was published on May 1 and May 8, 2013.

#### **ADJOURNMENT**

On motion made by Councilwoman Broomell, seconded by Vice President McCarthy, the Council moved to adjourn the meeting. Motion carried unanimously and the meeting was adjourned at 9:35 p.m.

The next Council Legislative Meeting is scheduled for Tuesday, July 2, 2013 in the Elk Room of the County Administration Building, 200 Chesapeake Blvd., Elkton.