

COUNTY COUNCIL OF CECIL COUNTY, MARYLAND
LEGISLATIVE SESSION DAY 2020-15

RESOLUTION NO. 43-2020

Title of Resolution: Maryland Agricultural Land Preservation Foundation – Application Finalists – FY 2021

Synopsis: A Resolution to approve twelve applications as FY 2021 Application Finalists to be submitted to the Maryland Agricultural Land Preservation Foundation.

Introduced by: Council President on behalf of the County Executive

Introduced and ordered posted on: July 21, 2020

Scheduled for consideration on: ~~August 4, 2020~~, AUGUST 11, 2020

By: James Massey
Council Manager

Notice and title of Resolution having been posted by July 21, 2020 at the County Administration Building, 200 Chesapeake Blvd., Elkton and consideration by the Council having been scheduled on ~~August 4, 2020~~, AUGUST 11, 2020.

By: James Massey
Council Manager

Explanation: CAPITAL LETTERS INDICATE LANGUAGE ADDED TO EXISTING DOCUMENT
~~Strike through~~ indicates language deleted from existing document
Underlining indicates language added to document by amendment.
~~Double Strike through~~ indicates language stricken from document by amendment

Maryland Agricultural Land Preservation Foundation – Application Finalists – FY 2021

1 **WHEREAS**, pursuant to Section 2-501-502 of the Agriculture Article of the Annotated Code of
2 Maryland, the Maryland Agricultural Land Preservation Foundation (MALPF) was established in the
3 Department of Agriculture to protect agricultural land and woodland as open-space land; and

4 **WHEREAS**, pursuant to Section 2-504.1(a), in each county containing productive agricultural land,
5 the county governing body shall appoint an agricultural preservation board; and

6 **WHEREAS**, the county agricultural land preservation board shall advise the county governing body
7 with respect to the establishment of agricultural districts; and to approve or disapprove an application for
8 certification; and

9 **WHEREAS**, pursuant to Section 2-509(b)(1-2) one or more owners of land actively devoted to
10 agricultural use may file a petition with the county governing body requesting the establishment of an
11 agricultural district or an application for the purchase of an easement by the Foundation; and shall refer the
12 petition or application to the county agricultural land preservation board and to the county planning and
13 zoning body; and

14 **WHEREAS**, the county agricultural land preservation board shall advise the county governing body
15 as to whether or not the land in the proposed district or proposed easement meets the qualifications
16 established by MALPF; and whether or not the board recommends establishment of the district or the
17 purchase of the easement; and

18 **WHEREAS**, the county planning and zoning body shall advise the local governing body as to whether
19 or not establishment of the district or the proposed easement is compatible with existing and approved
20 county plans and overall county policy, and whether or not the planning and zoning body recommends
21 establishment of the district; and

22 **WHEREAS**, if either the county agricultural land preservation board or the planning and zoning body
23 recommends approval, the county governing body shall hold a public hearing on the petition or application;
24 and

25 **WHEREAS**, the county governing body shall render a decision as to whether or not the petition or
26 application shall be recommended to MALPF for approval; and

27 **WHEREAS**, if the county governing body decides to recommend approval of the petition or
28 application, it shall notify MALPF and forward the petition or application and all accompanying materials,

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29 including the recommendations of the county agricultural land preservation board and county planning and
30 zoning body; and

31 **WHEREAS**, the Cecil County Agricultural Land Preservation Advisory Board has recommended
32 approval of twelve applications, and

33 **WHEREAS**, the Cecil County Department of Land Use and Development Services, Planning and
34 Zoning Division has recommended approval of twelve applications, and

35 **NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY,**
36 **MARYLAND**, that twelve applications be approved as the FY 2021 Maryland Agriculture Land Preservation
37 Foundation Application Finalist.

38 **BE IT FURTHER RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY, MARYLAND**, that this list
39 of finalists be forwarded to the Maryland Agricultural Land Preservation Foundation for their approval.

40 **AND BE IT FURTHER RESOLVED BY THE COUNTY COUNCIL OF CECIL COUNTY, MARYLAND**, that this
41 Resolution shall take effect on the date of its passage.

INTRODUCED: July 21, 2020

ADOPTED: August 11, 2020

ATTEST:

James Massey
Council Manager

Reed
President of the Council