

COUNTY COUNCIL  
OF  
DORCHESTER COUNTY, MARYLAND

2005 Legislative Session,  
Legislative Day No. April 12, 2005

Introduced By: County Council

BILL NO. 2005-7

AN ACT OF THE COUNTY COUNCIL OF DORCHESTER COUNTY MARYLAND  
TO ADD NEW ARTICLE IV, SECTIONS 40-19 AND 40-20 TO CHAPTER 40 OF  
THE DORCHESTER COUNTY CODE, ENTITLED "ROADS" PROVIDING FOR  
PROCEDURES TO OPEN OR TO CLOSE COUNTY PUBLIC ROADS

Introduced, read first time, ordered posted on official bulletin board of County,  
County Office Building, 501 Court Lane, Cambridge, Maryland 21613.

Ordered publication for once a week for two (2) successive weeks, and public  
hearing scheduled on Tuesday, May 17, 2005 Room 110, County Office Building, 501  
Court Lane, Cambridge, Maryland at 6:45.

By order:

  
Jane Baynard, County Manager

FILED

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AN ACT OF THE COUNTY COUNCIL OF DORCHESTER COUNTY MARYLAND  
TO ADD NEW ARTICLE IV, SECTIONS 40-19 AND 40-20 TO CHAPTER 40 OF  
THE DORCHESTER COUNTY CODE, ENTITLED "ROADS" PROVIDING FOR  
PROCEDURES TO OPEN OR TO CLOSE COUNTY PUBLIC ROADS

SECTION ONE: Acting under Article 25 A, Section 5 (B) and Section 5 (S) of The Annotated Code of Maryland (the "Acts"), be it ENACTED and ORDAINED by the County Council of Dorchester County, Maryland that new Article IV, Sections 40-19 and 40-20 be added to Chapter 40 of the Dorchester County Code entitled "Roads" to read as follows:

ARTICLE IV  
OPENING AND CLOSING OF COUNTY  
PUBLIC ROADS

40-19. Opening of County Public Roads

- A. All Applications for the opening of public County roads shall be in writing to the County.
- B. All such applications shall be accompanied with the following:
  - 1. A check from the applicant to pay for the publication expenses; and
  - 2. Plats, surveys and legal descriptions for the new road requested to be opened.
- C. Should the County Council desire to proceed with the request to open a new County road, the County Council shall schedule a public hearing on the matter, with notice of the date, time and place of the public hearing by publication once a week for two successive weeks in a newspaper of general circulation in Dorchester County.
- D. After the public hearing, the County Council may grant or deny the request to open such road. If granted, the County Council shall pass a Resolution accepting the road into the County Roads System. If granted, the property owner shall execute for recordation a right-of-way instrument in favor of the County for the new road opened.
- E. The County Council, on its own initiative, may open a new County public road in accordance with this section.

40-20 Closing of County Public Roads

- A. All applications for the closing of public County roads shall be in writing to the County.
- B. All such applications shall be accompanied with the following:
  - 1. A check from the applicant to pay for the publication expenses; and
  - 2. Plats, surveys and legal descriptions for that portion of the County public road requested to be closed.
- C. Should the County Council desire to proceed with such request, any member of the County Council may introduce a Bill, in Legislative Session, and thereafter the matter shall proceed in accordance with Article 3 of the Charter of Dorchester County, Maryland
- D. The County Council, on its own initiative, may close a County public road in accordance with this Section.

SECTION TWO: Be it further ENACTED and ORDAINED by the County Council of Dorchester County, Maryland that General Code Publishers is directed to codify new Article IV, Sections 40-19 and 40-20 to Chapter 40 of the Dorchester County Code accordingly.

SECTION THREE: Be it further ENACTED and ORDAINED by the County Council of Dorchester County, Maryland that this Bill shall be known as Bill No. 2005-7 of Dorchester County, Maryland and shall take effect sixty (60) days after its final passage.

PASSED this 17th day of May, 2005.

ATTEST:

COUNTY COUNCIL OF DORCHESTER  
COUNTY, MARYLAND

BY: Jane Baynard  
Jane Baynard, County Manager

Glenn L. Bramble  
Glenn L. Bramble, President

APPROVED this 17th day of May, 2005.

ATTEST:

COUNTY COUNCIL OF DORCHESTER  
COUNTY:

BY: Jane Baynard  
Jane Baynard, County Manager

Glenn L. Bramble  
Glenn L. Bramble, President

Bramble ay  
Yockey ay  
Elzey ay  
Flowers ay  
Nichols ay

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