

THE TOWN OF FOREST HEIGHTS  
RESOLUTION 41-22

**A RESOLUTION TO AMEND RESOLUTION 29-22 TO RE-APPROVE WITH MINOR CHANGES AND RATIFY A PRE-ANNEXATION AGREEMENT BETWEEN THE TOWN OF FOREST HEIGHTS AND HARBOR VIEW DEVELOPMENT, LLC FOR A NEARBY TRACT OF LAND TO BE DEVELOPED ALONG WITH LAND ALREADY LOCATED WITHIN THE TOWN'S CORPORATE LIMITS**

Introduced By: Mayor Calvin Washington

**WHEREAS**, Resolution 29-22 entitled "A Resolution to Approve with Minor Changes a Pre-Annexation Agreement Between the Town of Forest Heights and Harbor View Development, LLC for a Nearby Tract of Land to be Developed Along with Land Already Located within the Town's Corporate Limits" was approved on May 18, 2022, by the Town Council; and

**WHEREAS**, attorneys representing Harbor View Development, LLC (the "Developer") have agreed to the final version of said Agreement on behalf of their client provided certain minor substantive changes agreeable to the staff and counsel are made to the language proposed by the Town in Paragraph 7.d; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Council for The Town of Forest Heights, that the Town Council hereby authorizes the Mayor to enter into a revised Pre-Annexation Agreement Between The Town of Forest Heights and Harbor View Development, LLC, subject to the terms and conditions stated therein, attached hereto and incorporated by reference herein as Exhibit A, and to execute all necessary instruments or documents necessary to carry out and effectuate the intent of this Resolution.

**AND BE IT FURTHER RESOLVED**, by the Town Council, that the approval of and entry into said Annexation Agreement shall be contingent upon the performance of all of the material obligations of the parties thereto and the approval of an annexation resolution including the subject property enacted pursuant to State Law.

**AND BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately upon passage.

PASSED this 15 day of June 2022.

**APPROVED:** By Resolution of the Town Council of The Town of Forest Heights, Maryland.

ROLL CALL VOTE

YEA/NA Y/ABSTAIN/ABSENT

LILLY

Yea

KENNEDY II

Yea

NOBLE

Yea

BARNES

Absent

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HINES  
WASHINGTON  
ATKINSON

Yes  
Yes  
Absent

ATTEST:

THE TOWN OF FOREST HEIGHTS,  
MARYLAND

**SIGNATURE ON FILE**

Sherletta Hawkins, Town Clerk

By: **SIGNATURE ON FILE**

Calvin Washington, Mayor

By: **SIGNATURE ON FILE**

Troy Lilly, Council President

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 15 day of June 2022 with 5 Aye votes and 0 Nay votes the aforesaid Resolution 41-22 passed.

**SIGNATURE ON FILE**

Sherletta Hawkins, Town Clerk

Exhibit A – REVISED PRE-ANNEXATION AGREEMENT BETWEEN THE TOWN OF FOREST HEIGHTS AND HARBOR VIEW DEVELOPMENT, LLC, attached hereto.