

TOWN OF COTTAGE CITY
RESOLUTION 2024-07

A RESOLUTION OF THE COTTAGE CITY COMMISSION APPROVING THE TEMPORARY CLOSURE OF 37TH AVE. ALLEY (ALLEY #1 (MUN. ROUTE NO. 8010)) AND PARKWOOD ALLEY (ALLEY #2 (MUN. ROUTE NO. 8020)), FOR CONSTRUCTION PURPOSES WITH RESTRICTED PARKING AT CERTAIN TIMES; PROVIDING FOR THE ERECTION AND PLACEMENT OF ALL APPROPRIATE TRAFFIC CONTROL SIGNS AND DEVICES; PROVIDING THAT THE TOWN OF COTTAGE CITY POLICE DEPARTMENT AND ITS DESIGNEES SHALL ENFORCE THE PROVISIONS OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE; AND FURTHER APPROVING A CONSTRUCTION NOTICE TO RESIDENTS AND CERTAIN RIGHT OF ENTRY AGREEMENTS WITH CERTAIN PROPERTY OWNERS ABUTTING SAID RIGHTS OF WAY

Introduced by: Town of Cottage City Commission

WHEREAS, the Town of Cottage City is working in conjunction with Charles P. Johnson & Associates and D&F Construction to improve and repair the alley behind certain residences; and

WHEREAS, the State Highway Administration has prepared a Route Number Index Map for Cottage City available at https://www.roads.maryland.gov/Town_Gridmaps/TownMap_039_CottageCity.pdf; and

WHEREAS, the duration of the construction period is anticipated to last as follows and the dates are subject to change depending on the weather: (i) 37th Ave. Alley (Alley #1 (Mun. Route No. 8010)): Projected construction dates are December 2nd to 12th, and the portion of the alley that abuts 3701 & 3703 Cottage Terrace, 3805 & 3807 37th Avenue, and 3700 Parkwood Street will be closed to traffic completely for the time period needed to install and cure the new concrete paving with the exact dates for the concrete paving installation will be communicated as soon as it is known, and (ii) Parkwood Alley (Alley #2 (Mun. Route No. 8020)): Projected construction dates are December 2nd to 6th, 2024; and

WHEREAS, pursuant to Section 66 of the Town Charter, the Town has control of all public ways in the Town except those that are under the jurisdiction of the State Highway Administration, and subject to the laws of the State of Maryland and said charter, the Town may do whatever it deems necessary to establish, operate, and maintain in good condition the public ways of the Town; and

WHEREAS, Section 25-109 of the TR Art. of Md. Ann. Code grants to the legislative body of every local authority in Maryland, including the Town of Cottage City, as to highways under its jurisdiction, general powers to designate through highways and place appropriate signs at specified locations; and

WHEREAS, Section 25-106 of the TR Art. states that “[o]n every highway under its jurisdiction, a local authority shall place and maintain those traffic control devices that it considers necessary to carry out the provisions of the Maryland Vehicle Law or local traffic ordinances or to regulate, warn, or guide traffic [and] each of these traffic control devices shall conform to the manual and specifications of the State Highway Administration,” and

WHEREAS, Section 6-9, having the catchphrase of “Peace and Good Order,” of the Code of the Town of Cottage City (the “Town Code”) requires that all persons must obey all rules and signs posted by authority of the Town on public property and rights of way; and

TOWN OF COTTAGE CITY
RESOLUTION 2024-07

WHEREAS, Section 9-4, having the catchphrase of “Parking signs, traffic control devices, and notices,” of the Town Code, as amended, authorizes the Cottage City Commission to erect such signs, traffic control devices and notices regarding parking and traffic for the common good but that the order to take such action shall be issued by ordinance or written resolution and said ordinance or resolution or a fair summary thereof shall be published in the Town newsletter or a newspaper of general circulation in the Town; and

WHEREAS, the Cottage City Commission finds that the regulation of vehicular traffic is necessary to promote pedestrian and traffic safety, to advise motorists of the proper and safe use of the Town’s roadways, especially during construction or street repair projects, and to protect the public and the residents from hazardous conditions, and to accomplish other purposes in furtherance of the public health, safety and welfare.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED that the Cottage City Commission hereby approves, adopts, and orders the following: The Town or its contractor shall install temporary signage in accordance with the Maryland Manual of Uniform Traffic Control Devices (2011 ed.) to designate a No Parking Zone along all or portions of: (i) 37th Ave. Alley (Alley #1 (Mun. Route No. 8010)): Projected construction dates are December 2nd to 12th, and the portion of the alley that abuts 3701 & 3703 Cottage Terrace, 3805 & 3807 37th Avenue, and 3700 Parkwood Street will be closed to traffic completely for the time period needed to install and cure the new concrete paving with the exact dates for the concrete paving installation will be communicated as soon as it is known, and (ii) Parkwood Alley (Alley #2 (Mun. Route No. 8020)); and

BE IT FURTHER RESOLVED AND ORDAINED that the Cottage City Police Department and its designees are hereby authorized to enforce the provisions of Section 6-9 et seq. of the Code of the Town of Cottage City; and

BE IT FURTHER RESOLVED AND ORDAINED that a fair summary of this Resolution shall be published in the Town newsletter and on the Town website as soon as practical after the effective date of this Resolution; and

BE IT FURTHER RESOLVED AND ORDAINED that a Construction Notification, attached as Exhibit A, and several right of entry agreements with abutting landowners of the aforementioned public ways are attached hereto, as Exhibits 1-9, and are hereby approved by said Commission as follows: (The list below of the specific properties will need signed off by the respective owners and include the following various descriptions of the work extending onto the below listed properties stipulated by the construction contractor.)

3704 Parkwood Street – Need authorization to: (i) sawcut along existing joint between concrete and asphalt and square off broken concrete, and (ii) mill and overlay/install asphalt to sawcut line.

3712 Parkwood Street – Need authorization to fill the depression between the alley paving and the vegetation with asphalt millings to minimize the potential for ponding water.

3714 Parkwood Street – Need authorization to: (i) sawcut along existing joint between concrete and asphalt and square off the concrete, and (ii) mill and overlay/install asphalt to sawcut line.

TOWN OF COTTAGE CITY
RESOLUTION 2024-07

3718 Parkwood Street – Need authorization to mill and overlay the existing asphalt connection to alley

3720 Parkwood Street - Need authorization to mill and overlay the existing asphalt connection to alley

3722 Parkwood Street – Need authorization to mill and overlay the existing asphalt connection to alley. Need authorization to fill low spots in gravel parking with asphalt millings, if desired.

3804 38th Avenue - Need authorization to mill and overlay the existing asphalt connection to alley. Need authorization to fill low spots in gravel parking with asphalt millings, if desired.

3800 & 3802 38th Avenue – Work is not on their property directly but would be good to get their agreement for filling low spots in gravel parking area with asphalt millings, if desired; and

3725 Cottage Terrace - Need authorization to mill and overlay the existing asphalt connection to alley; and

BE IT FURTHER RESOLVED AND ORDAINED that the Commissioner-Chairman shall be authorized to sign this Resolution on behalf of the Commission; and

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

INTRODUCED by the Cottage City Commission at a Meeting held on November 21, 2024.

PASSED by the Cottage City Commission at a Meeting held on November 21, 2024.

ATTEST:

TOWN OF COTTAGE CITY, MARYLAND

John Hoatson, Town Manager

By: _____
Wanda Wheatley, Commissioner-Chair

CERTIFICATION

I, HEREBY CERTIFY, as the duly appointed Town Manager of the Town of Cottage City, Maryland, that on the 21st of November 2024 with ___ Aye votes and ___ Nay votes, the aforesaid Resolution 2024-07 passed.

John Hoatson, Town Manager