

City of Cumberland

- Maryland -

RESOLUTION

NO. R2012 -01

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF CUMBERLAND TO ADOPT THE
DECEMBER 2011 NEIGHBORHOOD ELEMENT OF THE CITY OF CUMBERLAND'S 2013
COMPREHENSIVE PLAN IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE 66B, REVISED,
ANNOTATED CODE OF MARYLAND.**

- WHEREAS,** Article 66B of the Annotated Code of Maryland authorizes and empowers municipalities to make, adopt and amend comprehensive plans for the general purpose of guiding and accomplishing coordinated, adjusted and harmonious development; and
- WHEREAS,** The Comprehensive Plan for the City of Cumberland, Maryland, is a policy guide to govern future physical development within the City of Cumberland; and
- WHEREAS,** City staff has prepared and recommended a neighborhood element as the first of two volumes that will collectively comprise the 2013 Comprehensive Plan for the City of Cumberland, the said neighborhood element being set forth in the document titled "2013 Comprehensive Plan: Forging Our Heritage Into Prosperity, Neighborhood Element, Volume 1 of 2, December 2011", an attested copy of which is attached hereto as Exhibit 1, the said document hereinafter being referred to as the "Neighborhood Element"; and
- WHEREAS,** The said Neighborhood Element was submitted to the Maryland Department of Planning, all adjoining jurisdictions and all affected State agencies for formal review and comment at least 60 days prior to the formal public hearing before the Planning Commission, said submission having been effected through the Statewide Clearinghouse Process in compliance with Article 66b, Section 3.07 (c) of the Annotated Code of Maryland; and

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Whereas, The purpose of the Neighborhood Element is to provide input to the subsequent City-Wide Element regarding important neighborhood issues and needs that should be addressed by the Comprehensive Plan; and

WHEREAS, Section 3.07 (a) of Article 66B of the Annotated Code of Maryland authorizes and empowers planning commissions to recommend the adoption of comprehensive plans as a whole or in successive parts as well as recommending any amendments to those plans;

WHEREAS, The City of Cumberland Planning and Zoning Commission held a public hearing on September 12, 2011 regarding the proposed Neighborhood Element; and

WHEREAS, The Planning Commission carefully considered the Neighborhood Element and found that it constitutes a suitable component to the Comprehensive Plan of the City of Cumberland and that it will promote, in accordance with present and future needs: the health, safety, morals, order, convenience, prosperity, and the general welfare of the City of Cumberland as well as efficiency and economy in the development process; and

WHEREAS, Consistent with its findings, the Planning Commission passed a Resolution dated October 17, 2011, recommending that the Mayor and City Council adopt the Neighborhood Element; and

WHEREAS, The Mayor and City Council of Cumberland carefully considered the Neighborhood Element and made the same findings the Planning Commission did.

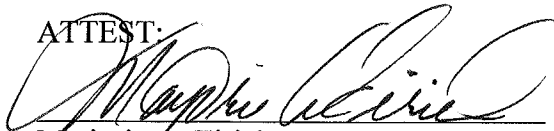
NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Cumberland as follows:

1. The Neighborhood Element together with all text maps and descriptive matter contained therein, annexed thereto and/or made a part thereof; be and is hereby adopted as a part of the 2013 Comprehensive Plan for the City of Cumberland; and

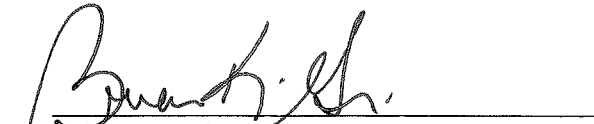
2. That this Resolution shall be certified to the Maryland State Agencies (including, the Maryland Department of Planning and the Clerk of the Circuit Court for Allegany County, Maryland) as required by law; and
3. This Resolution shall take effect on the date of its passage.

GIVEN UNDER OUR HANDS AND SEALS THIS 14th DAY OF February,
IN THE YEAR 2012 WITH THE CORPORATE SEAL OF THE CITY OF CUMBERLAND HERETO
ATTACHED, DULY ATTESTED BY THE CITY CLERK.

ATTEST:



Marjorie A. Eirich
City Clerk



Brian K. Grim
Mayor

Introduction: December 20, 2011

Public Hearing: January 17, 2012

Enactment: February 14, 2012

Effective Date: February 14, 2012