

**THE CITY OF FREDERICK  
MAYOR AND BOARD OF ALDERMEN**

**ORDINANCE NO: G-20-08**

**AN ORDINANCE** concerning

Acquisition of Real Property Located At 213 Bishops Glen Drive, Frederick, Maryland 21702

**FOR** the purpose of authorizing the purchase of a certain real property and authorizing the Mayor to execute the necessary documents for the purchase of the property

**BACKGROUND RECITALS**

Under Maryland Code, Local Government, Title 5, Subtitle 2, the Board of Aldermen is authorized to exercise the express powers provided therein by adopting ordinances. Section 5-204 of that subtitle, as well as the City Charter, authorize The City of Frederick ("City") to acquire by conveyance, purchase, or condemnation any real or leasehold property needed for a public purpose.

The City has developed a program for the purpose of providing affordable housing to qualified households under the "2019-11 Affordable Housing Program" ("Affordable Housing Program"), as determined by the U.S. Department of Housing and Urban Development's (HUD) annual income limits using Community Development Block Grant (CDBG) funds through the acquisition of single-family residential dwellings.

As an entitlement community, the City receives annual CDBG funds directly from HUD. For the Federal Fiscal Year 2019, the City received a CDBG award to carry out activities that meet one of the three National Objectives, as described by HUD. On February 20, 2020 the Board of Aldermen adopted the Amended 2019 Annual Action Plan for the purpose of adding funding to the Affordable Housing Program. The Affordable Housing Program has funding for the acquisition of property, and the costs associated with acquiring the property, such as: appraisals, property inspection, homeowner's insurance, title insurance, and settlement expenses.

The Board of Aldermen finds it to be in the best interests of the citizens of the City to acquire the residential property commonly known as 213 Bishops Glen Drive, Frederick, Maryland 21702 ("Property") for the purpose of providing affordable housing under the Affordable Housing Program.

**SECTION I. BE IT ENACTED AND ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FREDERICK THAT:**

- (1) The foregoing recitals are incorporated by reference herein and made a substantive part of this ordinance.
- (2) In accordance with the City's Affordable Housing Program, the Board of Aldermen has determined that the Property is a single-family dwelling and that its acquisition is needed for the public purpose of providing more affordable housing.
- (3) The Mayor may execute any contract of sale agreements for real property and may execute any documents necessary for the acquisition of the same.

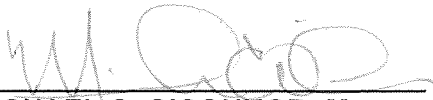
- (4) The City will acquire the Property with CDBG funds, specifically allocated for the Affordable Housing Program.

**SECTION II. AND BE IT FURTHER ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF FREDERICK THAT** this ordinance shall take effect on the date it is signed by the Mayor.


**SECTION III. AND BE IT FURTHER ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF FREDERICK THAT** in the event of a conflict between this ordinance and any other ordinance or resolution previously adopted by The City of Frederick, this ordinance shall prevail.

**SECTION IV. AND BE IT FURTHER ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF FREDERICK THAT** in the event any provision, section, sentence, clause, or part of this ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause, or part of this ordinance, it being the intent of the City that such remainder shall be and shall remain in full force and effect.

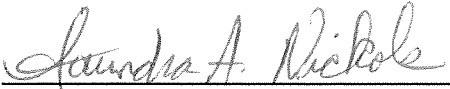
**APPROVED: April 16, 2020**

  
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**MICHAEL C. O'CONNOR, Mayor**

**PASSED: April 16, 2020**

  
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**MICHAEL C. O'CONNOR, President,  
Board of Aldermen**

**Approved for Legal Sufficiency:**

  
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**City Attorney**