

**PROCEDURE FOR PETITIONING COUNTY TO RETURN ROAD/ROADS
TO PRIVATE OWNERSHIP IN ACCORDANCE WITH ARTICLE 13,
SECTION 2-204 OF THE ANNE ARUNDEL COUNTY CODE**

- I. A. Petitioner(s) shall submit petition for road abandonment to:
Department of Public Works / Bureau of Highways
2662 Riva Road
Annapolis, Maryland 21401
- B. The public road petitioned to be returned to private ownership **shall continue** to be used as a private road.
- C. The petition shall contain information outlining location, name, length and description of the right of way. It must define the point of beginning and the point of termination for which petition is submitted; the person(s) or group to whom title will be given (if approved); and the names and addresses of all abutting property owners. All owners of property abutting the roadway must also sign the petition.
- II. Upon receipt of the petition, the Director will cause studies to be made to determine the feasibility of the petition.
- III. A. If the results of the feasibility study are favorable for the proposed abandonment, the petitioners will be notified of the public notification requirements.
- B. Petitioners will be required to give notice of their petition to the County to return title to the said road/roads, by publication in one or more newspapers published in the County once a week for at least two (2) successive weeks, setting forth the length, location and termini thereof; the person(s) or group to whom title will be given, if approved; the deadline and address for filing an opposition with the Director.
- C. Petitioners shall post signs at either end of the street, avenue, road or alley. Signs shall have large lettering at least two (2) inches high. They must include a copy of the petition, and the deadline and address for filing an opposition with the Director. Examples will be provided.
- D. Petitioners shall pay all costs associated with publication and posting.
- E. The Director may require additional documentation from petitioners or any opponents, including but not limited to, a title examination or survey. The Director also may obtain additional information from any source, including a title examination or survey, and charge or apportion the costs associated with obtaining the information to the petitioners or any opponents. Petitioners or opponents will be informed of any additional costs in advance.
- F. Any person claiming a right of use or other interest in the petitioned road who opposes returning the road to private persons can file an opposition with the Director within 30 days after the first newspaper publication or posting of the road,

whichever is later.

- G. The Director shall under no circumstances approve the petition unless the evidence clearly indicates the street, avenue, road or alley is no longer needed for any present public use and that there is no anticipated future public use requiring retention of same.
- E. If the Director of Public Works approves the petition, he will forward his decision to the County Executive recommending execution of the proper deeds transferring title to the person(s) or group named in the petition.

**ANNE ARUNDEL COUNTY, MARYLAND
ROAD ABANDONMENT PETITION**

PETITION # _____
(to be assigned by Public Works)

DATE: _____
(date petition mailed or hand carried to
Public Works – NOT date collection of
petitioner signatures is begun).

NOTE: Be certain all information is complete, correct, and legible. Otherwise your petition may be delayed.

I. This petition is submitted for consideration in accordance with Section 2-204 of Article 13 of the Anne Arundel County Code. The undersigned accepts responsibility as spokesperson for this group of petitioners. The undersigned spokesperson confirms by signature below that petitioner signatures appearing in Section V of this petition are the actual signatures of owners of property abutting the petitioned road (or portion thereof) and that each petitioner does understand that the purpose of this petition is for the County to abandon ownership of the roadbed described in this petition to the person(s) named in Section III. Upon transfer of ownership, the County can no longer maintain and repair the abandoned portion of roadway.

Spokesperson Name (printed)

Signature

Mailing Address

Phone Number

II. The road (or portion thereof) being petitioned for abandonment is described as follows:

(a) is named _____

(b) from _____ to _____

(c) is in subdivision or locality named _____

III. We, the undersigned petitioners, do further petition that the above described right of way be returned to private ownership to the following parties: (Print names as they are to appear on deed). (You may use a

SIGN NAME BELOW

PRINT NAME

IV We, the undersigned petitioners, do hereby propose for abandonment by Anne Arundel County the public road (or portion thereof) described in Section II above. We further understand and agree that this petition for abandonment is subject to the following conditions:

- a) The petitioned public roadway shall continue to be used as a private road.
- b) Petitioners will be required to give notice of their petition to the County to return title to the said road/roads, by publication in one or more newspapers published in the County once a week for at least two (2) successive weeks, setting forth the length, location and termini thereof; the person(s) or group to whom title will be given, if approved; the deadline and address for filing an opposition with the Director.
- c) Petitioners shall post signs at either end of the street, avenue, road or alley. Signs shall have large lettering at least two (2) inches high. They must include a copy of the petition, and the deadline and address for filing an opposition with the Director. Examples will be provided.
- d) Petitioners shall pay all costs associated with publication and posting
- e) The Director may require additional documentation from petitioners or any opponents, including but not limited to, a title examination or survey. The Director also may obtain additional information from any source and charge or apportion the costs associated with obtaining the information to the petitioners or any opponents. Petitioners or opponents will be informed of any additional costs in advance.
- f) The Director shall under no circumstances approve the petition unless the evidence clearly indicates the street, avenue, road or alley is no longer needed for any present public use and that there is no anticipated future public use requiring retention of same.
- g) If the Director of Public Works approves the petition, he will forward his decision to the County Executive recommending execution of the proper deeds transferring title to the person(s) or group named in Section III of the petition.

V Here begin the signatures and other relevant property information of owners of property abutting _____ road, publicly owned, which is being petitioned for abandonment to the persons named in Section III.

ALL INFORMATION MUST BE COMPLETE, LEGIBLE, SIGNED, and WITNESSED

I have read and understand Section IV of this petition:

Name(s) (signed) _____ / _____
(printed) _____ / _____

Address _____ Phone No. _____

(a) Lot No. _____ Block No. _____ Subdivision _____
or (b) Parcel No. _____ Tax Map No. _____ Locality _____
Tax Account Number _____

I/We own this abutting property by virtue of a deed dated _____ and recorded in Anne Arundel County, Maryland, in Liber _____ Folio _____

Signature(s) Witnessed by _____

I have read and understand Section IV of this petition:

Name(s) (signed) _____ / _____
(printed) _____ / _____

Address _____ Phone No. _____

(a) Lot No. _____ Block No. _____ Subdivision _____
or (b) Parcel No. _____ Tax Map No. _____ Locality _____
Tax Account Number _____

I/We own this abutting property by virtue of a deed dated _____ and recorded in Anne Arundel County, Maryland, in Liber _____ Folio _____

Signature(s) Witnessed by _____

I have read and understand Section IV of this petition:

Name(s) (signed) _____ / _____
(printed) _____ / _____

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(a) Lot No. _____ Block No. _____ Subdivision _____
or (b) Parcel No. _____ Tax Map No. _____ Locality _____
Tax Account Number _____

I/We own this abutting property by virtue of a deed dated _____ and recorded
in Anne Arundel County, Maryland, in Liber _____ Folio _____

Signature(s) Witnessed by _____

I have read and understand Section IV of this petition:

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