



TOWN MEETING
May 11, 2023
8:00 PM

AGENDA

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Approval of Agenda**
4. **Consent Agenda**
 - **Approval of Minutes** (Town Meeting – 04/13/23 Work Session 04/27/23)
5. **Resident Input** – Public comment period on items not on the agenda. All comments are limited to 3 minutes. Residents are asked to please state their name and ward.
6. **Committee Reports**
 - Recreation Council–
 - Green Infrastructure Committee–
 - Cheverly Day Committee –
 - Planning Board –
 - Board of Elections-
7. **AANHPI Resolution R-5-23** – Councilmember Fry will read resolution in honor of Asian American Native Hawaiian Pacific Islander Heritage Month
8. **Vice Mayor Selection** – Mayor & Council will elect next Vice Mayor
9. **FY24 Budget Ordinance 3rd Reader & Adoption*** - Mayor Munyeneh will read the ordinance.
10. **Speed Camera Ordinance Update 3rd reading*** – Mayor Munyeneh will read the ordinance.
11. **Town Administrator Report** – The Town Administrator will provide a report to the Mayor and Council regarding Town operations and a summary of actions taken.
12. **Police Report** – Chief Miller will give monthly report.
13. **Public Works Report** – Director Brayman will give an update on the Department of Public Works.
 - WSSC Easement
14. **Review of May work session agenda and future requests** - Town Administrator will offer a forecast of the work session agenda. Mayor will seek Council input on agenda items for consideration for future meetings.
15. **Mayor and Council Announcements** – Opportunity for Mayor and Council to share community happenings and events. The mayor will afford each elected official up to five minutes to speak. Unused time may not be transferred, and formal council business will not be conducted.
16. **Adjourn**



(*) denotes an agenda item requiring action (typically expressed by a vote) of Mayor and Council.

**In addition to general Resident Input, for regular meetings, as part of action items, presentations and discussion items on the agenda, residents seeking to speak will be recognized by the presiding officer. Residents may speak once, for no more than three minutes on each eligible agenda item.*

Please Note: Pursuant to the Annotated Code of Maryland, General Provisions Article, Section 3-305, the Council by majority vote may retire to executive or closed session at any time during the meeting. Should the Council retire to executive or closed session, the mayor will announce the reasons and a report will be issued at a future meeting disclosing the reasons for such session.

Topic: Cheverly Town Meeting

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/84025983118?pwd=cEhsbmU2aEs5MGViaGJnWVh6c1h6UTo9>

Webinar ID: 840 2598 3118

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TOWN MEETING
April 13, 2023
8:00 PM

Minutes

Meeting called to order at 8:09 pm

In attendance: Mayor Munyeneh, **Vice Mayor** Fry, **Council Members** Nettles, Watson, McCann, Dalaker, Garces

Town Attorney: Jason Deloach

Staff: Assistant to the Town Administrator -Priscilla Matthews, Public Works Director Steve Brayman, Chief Carl Miller, Town Clerk Giselle Richards,

Pledge of Allegiance

Approval of Agenda

Motion to remove presentation by Lindsey & Associates and approve agenda made by cm Dalaker. 2nd by cm Watson. Approved unanimously.

Motion to approve agenda with the removal of the audit presentation made by CM Watson . 2nd by CM Dalaker Approved unanimously.

Motion to approve consent agenda made by cm Watson. 2nd by Dalaker. Approved unanimously.

Resident Input-

- Julia Mosley – Requests that council members be present in person for work sessions and council meetings.
- Laila Riazzi- Ward 1 –
 - Would like to remind the council that after each agenda item the mayor asks for resident input.
 - Asked what the level of operations for the Cabin Branch Distribution Centers is regarding the additional traffic.
 - Challenges the amount of funds that Ordinance 2023-02 has for council salaries.
- Fred Price- Ward 4
 - Thanks to the Green Infrastructure and anyone who worked at Boyd Park to make it safer.
 - Asked Pacific Reality if bike lanes are considered and will there be trees added.



- Asked Prologis representative to submit the requested information at the previous Ward 4 Civic Association meeting to the Mayor & Council

Sheila Salo-

- Asked Prologis representative what the status of the wooded area near the property.
- Asked who is the owner of the Cabin Branch Distribution centers. Pacific Reality are the owners.

Julia Mosely – Objects to the way Ordinance 2023-02 was brought up for a vote.

Committee Reports

Recreation Council – Carrie Weletz – Easter event was successful, cohosting Spring event with CPRC

Green Infrastructure Committee – Sheila Salo –

- April 22 is earth day and there will be a clean-up along RT 50 along with Anacostia Watershed Society
- Follow Washington Post columnist regarding native plants.
- Garden club plant sale 5/13/23
- Red maple Run – Prince Georges County Dept of environment working with Green Infrastructure Committee
- Cheverly Day Committee –
- Planning Board –

Cheverly Day Committee - Nick D'Angelo –

- Cheverly Day is 9/30/23.
- Seeking person or group to run the midway
- Meetings are held last Wednesdays of the month hybrid.
- Request that the council increase line item in budget

Planning Board – Amie Olivo

- Still seeking additional members to the planning board
- Request that the council consider the planning board as a resource. Possibly prescreening developers.
- Submitted recommendation regarding 5801 Arbor St to allow one of the current tenants (Sodibar) to remain at the property.



Board of Elections – Robin Kay-

- No Report

CM's McCann, Dalaker, Watson, are in support of the Planning Board's recommendation to allow the one tenant to stay at 5801 Arbor St with the recommended covenant in place.

Mayor Munyeneh and CM Nettles-Simpson do not support unless there is a time limit.

CM Fry is not in support of changing the current zoning.

Motion to not adopt the recommendation from the Planning Board made by CM Nettles-Simpson. 2nd by CM Dalaker.

Motion to amend pre motion to send letter back to the planning board for update. Made by CM Nettles-Simpson. 2nd by CM Dalaker. Approved unanimously.

Boyd Park restroom - Ms. Bertha Ballew from Prologis

- Provided an update regarding the development at 5801 Columbia Park Rd
- Still waiting on 3 permits from DPIE to be approved but do have the U&O
- Currently unable to complete the restroom repairs at Boyd Park but are willing to reimburse the town for any work.
- Mayor Munyeneh suggested that Prologis should be able to keep their commitment because the issues that Prologis is citing should not be held over the Ward 4 residents who did not benefit from the litigation issues.

Whole Foods Expansion Presentation– Mr. Tom Haller presented an update to the Mayor & Council.

- Proposing to subdivide the property by building a bridge over Cabin Branch Rd for better access.
- The seafood processing facility will be the only one closing.
- Seeking to develop a 70,000 sq ft building on 9 acres across from the current location.
- Working with Council Member Ivey's office and the town to address the issue of the trucks idling/parking on Cabin Branch by allowing Whole Foods to have a space in the new space to allow for the trucks to use instead of on the street.



- Mayor Munyeneh recommends that Mr. Holler meet with the Green Infrastructure and the Planning Boards

***3rd Reader of Ordinance 2023-02 – Council Compensation** – Mayor Munyeneh read the ordinance.

Amended motion to allow public input on the adoption of Ordinance 2023-02 and to adopt Ordinance 2023-02 made by CM Nettles-Simpson. 2nd by CM Dalaker. 4-2

CM Dalaker expressed his reason for supporting this ordinance.

CM McCann expressed his opposition to this ordinance.

CM Nettles-Simpson expressed her reason for supporting this ordinance. Encouraged council members that are in opposition to publicly reject the pay increase if elected.

CM Watson expressed his opposition to this ordinance.

CM Fry expressed her reason for supporting this ordinance and that this topic has been brought up not only by this current council but by previous council.

CMs Nettles-Simpson, Dalaker, Garces, Fry voted Yes.

CMs Watson, McCann voted No.

Motion to extend this meeting for 30 minutes made by CM Nettles-Simpson. 2nd by CM Fry Approved Unanimously

4601 Lydell Rd Development Letter of opposition –

CM Nettles-Simpson requested from the Mayor & Council to create letter of opposition with the feedback from the Planning Board and the Green Infrastructure to be attached to the letter regarding 4601 Lydell Rd made by CM Nettles-Simpson. 2nd by CM Fry. Approved Unanimously.

First reading of Speed Camera Ordinance Update–



- Mayor Munyeneh read the updated Speed Camera Ordinance 2023-01

Adoption of 2023 ARPA Budget –

- Town administrator Galloway presented the 2023 ARPA Budget
- Seeking adoption of the budget from the Mayor & Council

Motion to adopt 2023 ARPA Budget made by CM Nettles-Simpson. 2nd by CM Fry. Approved Unanimously.

Town Administrator requests approval of following purchase from the 2023 ARPA Budget

- F250s & F350s
- Boyd Park Restroom repairs
- Honda CRV
- Website Upgrade

Motion to authorize the town administrator to proceed with the contracts and purchases made by CM Nettles-Simpson. 2nd by CM McCann. Approved Unanimously

Town Administrator Report –

- Brush fire today on Cheverly Ave due to dry conditions. Asks residents to be vigilant.
- DC Circulator project is on pause because Mayor of DC did not include in her budget and the project is going through a reorganization.
- On 4/17/23 there will be a community meeting with Council members Garces and Fry, Cheverly PD, PG PD, Council Member Ivey's office and the residents of the apartments. Everyone is invited.
- The town of Cheverly has received \$1million---- from the Maryland General assembly and thanks Senator Augustine, Delegate Ivey, Delegate Fennell.

Police Report – Chief Miller

- Cheverly PD responded within 2 minutes to the shooting incident at the Cheverly Station apartments and played an integral part in assisting PG PD the arrest of the suspect.



Motion to extend the meeting to 30 minutes made by CM Nettles-Simpson. 2nd by CM McCann. Approved unanimously.

Public Works Report – Director Brayman

- William Eley, Jr. Public Works Building update
- Spring Striping and Boyd Park
- Crestlawn Storm Drain project status

Review of April work session agenda and future requests

- Clarification on Rules and procedures & decorum (Future Work Session)
- Vacant Lot/Property Fees Ordinance
- Review of banking institutions of the town

Mayor and Council Announcements –

- CM Nettles-Simpson – Thanks Cheverly residents, Council, staff and, Town Attorney, and residents for their support during her time as a council member.
- CM Fry – Bringing awareness to work being done on Joslyn and 63rd Place. Thanks staff. Thank you to CM Nettles and McCann for their work as council members.
- Mayor Munyeneh thanks residents and staff for their support in vocalizing opposition to the DC Circulator. Thanks Senator Augustine, Delegate Ivey, and Delegate Fennell for their support in the bonds that the town is receiving.
- CM McCann – St Ambrose Casino night is 5/29/23.

Adjourn motion to adjourn at 11:48 pm by CM McCann. 2nd CM Nettles-Simpson. Approved unanimously.



WORKSESSION

April 27, 2023

7:30 PM

Minutes

Call to Order:

Meeting called to order at 7:49 pm via Zoom.

In attendance Mayor Munyeneh, Council Members Nettles-Simpson, Watson, McCann, Dalaker, Garces, Fry

Town Attorney: Jason DeLoach

Staff: Assistant to Town Administrator -Priscilla Matthews, Public Works Director – Steve Brayman, Town Accountant - Mike Lightfield, Town Clerk – Giselle Richards, Communications Specialist – Tonya Jones

Pledge of Allegiance and Flag:

Motion to approve agenda made by CM Watson, 2nd CM Dalaker. Approved unanimously.

- 1. Crown Castle-** Heather McComas - Representative from Crown Castle provided the Mayor & Council with a presentation regarding wireless network expansion near the town.
 - Crown Castle is the owner of the small cells.
 - Small cells provide a capacity for 5G.
 - Will contact mobile carriers to get phone numbers for residents to call to report dead zones.
 - 24hr Network Operation Center for reporting issues and resolving issues
 - Residents near the site will be notified prior to construction.
- 2. Audit presentation - Lindsey & Associates-** Mr. Bob Diss provided an update to the Mayor & Council.
- 3. 2023 Arbor Day Proclamation –** Mayor Munyeneh read the Arbor Day Proclamation.
- 4. Grant Request –** Grant request from the
 - Women’s Club – Joyce Lang presented grant request on behalf of the Women’s Club
 - Cheverly Market – Erin Kee presented the grant request on behalf of the Cheverly Market



The Mayor and Council will consider the grant requests at the May town meeting.

- 5. Election Resolution** - Mayor Munyeneh read Resolution R-4-23 to add Jill Hudson, Susan Pruden and Ann Barsi as Elections Judges for the May 1, 2023, Election.

Motion to adopt resolution made by CM Watson. 2nd by CM Nettles-Simpson.

Approved Unanimously.

- 6. Vacant Lot/Property Fees Ordinance** – CM Nettles-Simpson will introduce ordinance.
CM Nettles-Simpson will
- 7. Town Administrator Update** – Assistant to the Town Administrator Priscilla Matthews provided the update.

- National Registry Update

At its meeting of February 28, 2023, the Governor’s Consulting Committee on the National Register (GCC) reviewed the Cheverly National Register nomination and tabled it, requesting the nomination be modified with terminology changes, clarifications and additional research and context. Specifically, the GCC directed that the period of significance should be revised to not include Mount Hope (already individually listed on the National Register), but not so late that any dwellings in the Fourth Ward are excluded. In addition, they directed that the nomination fully address the role of covenants and how African American residents were able to break or otherwise get around them. The GCC suggested adding Social History-Civil Rights as an area of significance under Criterion A, and to include a comparison of Cheverly to similar developments in Prince George’s and Montgomery Counties.

Next Steps: The consultant will revise the nomination to conform with the GCC’s direction and resubmit to M-NCPPPC and the Maryland Historical Trust staff by July 1, 2023, with the intent of presenting the revised application at the October 2023 GCC meeting (we don’t have an exact date yet for this meeting).

- Boyd Park Restroom Update

Contracts have begun ordering material and will be onsite beginning tomorrow.

- Parkway Storm Drain

The county indicated that they will begin repairs early next week. In the meantime, they indicated that they will have crews out to clear out the drains next week.

- Audio and Visual



In the next town meeting, I will present phase 2 of the audio and video upgrades. I will send out a detailed memo after I meet with the contractor and get clarification on a few questions.

- Police Vehicles

The approved police vehicles that we just purchased will be arriving next week. PW Trucks have been ordered.

8. Update by CM Fry & Garces Regarding Cheverly Station Apartments –

- Community conversation -3/3/23 at the apartments

9. Review of May Town Meeting Agenda and Future Requests –

- New Council Orientation
- Budget Adjustment for grants requested.
- Proclamation for AAPI Month

10. Motion to adjourn at 9:09 pm made by CM McCann. 2nd by CM Nettles-Simpson

Approved unanimously.

RESOLUTION R-5-23

**RESOLUTION OF THE TOWN COUNCIL OF CHEVERLY, MARYLAND IN
CELEBRATION AND RECOGNITION OF ASIAN AMERICAN NATIVE HAWAIIAN
PACIFIC ISLANDER HERITAGE MONTH (AANHPI) MAY 2023**

WHEREAS: On October 5, 1978, President Jimmy Carter signed into law Public Law 95-419 directing 7 days, starting on May 4, 1979 were to be called “Asian/Pacific American Heritage Week”; and

WHEREAS: In 1990, Congress passed Public Law 101-283 which expanded the observance to a month for 1990; and

WHEREAS: In 1992, Congress passed Public Law 102-450 which designed May as Asian/Pacific American Heritage Month annually; and

WHEREAS, the month of May is celebrated nationwide as Asian/Pacific American Heritage Month to recognize the contributions and influence of Asian Americans, Native Hawaiians, Desi-Americans, & Pacific Islanders here in the United States; and

WHEREAS, the month of May was chosen to commemorate the immigration of the first Japanese to the United States on May 7, 1843, and to mark the anniversary of the completion of the transcontinental railroad on May 10, 1869, which was only completed due to the blood, sweat, and tears of the Chinese immigrants who laid the tracks; and

WHEREAS, the Town of Cheverly’s population self-reported an estimated 5.1% as “Asian” in the 2019 Census Data; and

WHEREAS, the Town of Cheverly has had its first Asian-American Town council member as of 2019; and

WHEREAS, the Town of Cheverly has had its first Korean-American Vice Mayor as of 2020; and

WHEREAS, the Town of Cheverly has had its first Korean-American Cheverly Police Department Officer as of 2020; and

WHEREAS, since 2016 until this new administration, hateful rhetoric and damaging stereotypes were perpetuated by national leadership and specifically related to COVID-19, the use of anti-Asian terminology and rhetoric, such as the “Chinese Virus”, “Wuhan Virus”, and “Kung-flu” have perpetuated anti-Asian stigma and resulted in AAPI being harassed, assaulted, and scapegoated for the Covid-19 Pandemic; and

WHEREAS: there has been an increase in hate crimes targeting Asian Americans, as seen with the Atlanta Spa Mass Murders, the Fed-Ex Mass murder in Indianapolis, the violent attacks on our elders, several resulting in death, attacks on businesses nationwide, including in Maryland; and

WHEREAS, acts of hate and discrimination are antithetical to our values as residents of Cheverly and Americans. As leaders, it is our duty to promote respect, inclusion, and a welcoming community for people of all races, national origins, and ethnicities in our community and beyond; and

WHEREAS, the Town of Cheverly is committed to celebrate the diversity, progress, and achievements of the AAPI community not just in the Month of May but every day, and is committed to inclusion and advancing equity and justice for the AAPI Community and people of all races, national origins, and ethnicities; and

WHEREAS, addressing anti-Asian sentiment requires collaboration with Black, Indigenous, Latino/a, and other marginalized communities to find long-term solutions to stop systemic racism, xenophobia, and violence in all our communities; and

WHEREAS, all residents of Cheverly can play a role in establishing a safe and welcoming community by intervening and reporting instances of hate and discrimination. Reporting these incidents is critical to holding perpetrators accountable and fully addressing the issue; and

NOW, THEREFORE, be it Resolved, that the Cheverly Mayor & Town Council recognizes and acknowledges the contributions, achievements, and influence of the AANHPI community in celebration of Asian American Native Hawaiian & Pacific Islander Heritage Month and celebrates the AANHPI Community every day; and be it further

Resolved, that the Cheverly Mayor & Town Council condemns hate crimes, hateful rhetoric, and hateful acts against Asian Americans and we condemn all manifestations of expressions of racism, xenophobia, discrimination, bias sentiment, scapegoating, and ethnic or religious intolerance against anyone; and be it further

Resolved, that we encourage all residents of Cheverly who experience hate crimes or experience discrimination to report such incidents to Cheverly Police Department or other proper authorities; and be it further

Resolved, that we encourage all Cheverly residents to stand together to denounce racism and hatred of any kind and to let the world know that it will not be tolerated in Cheverly.

Adopted: May 11, 2023

Attest: _____

Kayce Munyeneh
Mayor

Christopher Wade
Councilmember

Joseph Dalaker
Councilmember

Micah Watson
Councilmember

Charly Garces
Councilmember

Nicole Bryner
Councilmember

Amy Fry
Councilmember



**TOWN OF CHEVERLY
ORDINANCE 2023-03
BUDGET ORDINANCE
FOR THE 2024 FISCAL YEAR**

An Ordinance whereby the Town of Cheverly adopts a Budget for Fiscal Year 2024 which begins on July 1, 2023, and ends on June 30, 2024.

(Uncodified)

WHEREAS, Article VII, Section C-23A(2) of the Charter of the Town of Cheverly grants to the Mayor and Council the power to appropriate and expend funds for any purpose deemed to be public; and

WHEREAS, each fiscal year of the Town commences on July 1 and ends by the following June 30, pursuant to Section C-32 of the Charter of the Town; and

WHEREAS, the Mayor and Town Council have, prior to each fiscal year, adopted a budget to govern the appropriation and expenditure of funds for the next fiscal year; and

WHEREAS, after numerous discussions and meetings, the Mayor and Town Council have prepared a budget for fiscal year 2024 containing anticipated revenues and proposed appropriations and expenditures for said fiscal year; and

WHEREAS, said budget, as discussed at numerous public meetings by the Mayor and Council, is attached hereto as Exhibit A;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of Cheverly in regular session assembled that the budget for fiscal year 2024 containing anticipated revenues and proposed expenditures of the Town, which budget is attached hereto as Exhibit A, and is hereby incorporated by reference, be and hereby is adopted for the fiscal year 2024 to take effect July 1, 2023, until June 30, 2024.

AND BE IT FURTHER RESOLVED, that this budget shall govern the expenditure of funds by the Town during the fiscal year 2024;

AND BE IT FURTHER RESOLVED, that the Mayor and Town Council may, from time to time, during the fiscal year amend this budget by motions made, discussed and carried so long as any action regarding this budget is taken at a public meeting after notice and a public discussion and the amendments to the budget for entire fiscal year do not increase the total expenditures by



more than ten percent (10%) of the total expenditures figure appearing on attached Exhibit A;

AND BE IT FURTHER RESOLVED, that this Ordinance shall take effect on July 1, 2023; however, provided that a fair summary of the ordinance is published at least once in a newspaper of general circulation in the Town of Cheverly.

INTRODUCED by the Mayor and Town Council of the Town of Cheverly, Maryland, at a Regular Meeting on **April 27, 2023**, at which meeting copies were available to the public for inspection.

ADOPTED by the Mayor and Town Council of the Town of Cheverly, Maryland, at a Regular meeting on _____, at which meeting copies were available to the public for inspection.

Adopted: _____

Attest: _____

Kayce Munyeneh
Mayor

Marverly Nettles
Councilmember

Joseph Dalaker
Councilmember

Micah Watson
Councilmember

Charly Garces
Councilmember

Ted McCann
Councilmember

Amy Fry
Councilmember

[-] indicate deletion
CAPS/**BOLD** indicate additions

**TOWN OF CHEVERLY
ORDINANCE No.: 2023-01**

**AN ORDINANCE OF THE MAYOR AND COUNCIL AMENDING CHAPTER
27 “VEHICLES AND TRAFFIC” OF THE TOWN CODE BY REPEALING,
REENACTING AND AMENDING §27-2, “SPEED LIMITS AND SPEED
MONITORING” TO AUTHORIZE THE PLACEMENT OF SPEED CAMERAS IN THE
TOWN ON HIGHWAYS IN RESIDENTIAL DISTRICTS WITH A MAXIMUM POSTED
SPEED LIMIT OF 35 MILES PER HOUR**

WHEREAS, pursuant to The Local Government Article of the Maryland Annotated Code, §5-202 grants to municipal corporations of the State of Maryland, including the Town of Cheverly, the power to protect the health, comfort and convenience of their citizens; and

WHEREAS, the Mayor and Town Council has previously passed an ordinance pursuant to §21-809 of the Transportation Article to enable automated speed monitoring systems; and

WHEREAS, §21-809 was amended by the General Assembly to authorize municipalities in Prince George’s County to place speed cameras on highways in residential districts with a maximum posted speed limit of 35 miles per hour; and

WHEREAS, the Mayor and Town Council have determined this expanded authority will promote the health, safety and welfare of its citizens.

NOW, THEREFORE, BE IT ORDAINED and ENACTED by the Mayor and Town Council, in regular session assembled, that Section 27-2 of the Cheverly Code be repealed and reenacted with amendments as follows:

Sec. 27-2. - Speed limits and speed monitoring devices.

- a) Speed limits. No person shall drive a vehicle upon a highway, street or roadway within the corporate limits of the Town of Cheverly at a greater speed than is reasonable and prudent, having due regard to the traffic surface and width of the highway, and hazards at intersections and any other condition then existing. The speed of any vehicle on any highway, street or roadway shall not exceed twenty (20) miles per hour, except as may otherwise be indicated by official signs of the Maryland State Motor Vehicle Administration or the Town of Cheverly for the particular district, location or conditions.

b) Speed monitoring systems.

1. A "speed monitoring system," as defined in Maryland law, means a device with one (1) or more motor vehicle sensors producing recorded images of motor vehicles traveling at least twelve (12) miles per hour above the posted speed limit.
2. [Speed monitoring systems are hereby authorized at locations, determined by the Chief of Police or his/her designee, in school zones OR ON HIGHWAYS IN RESIDENTIAL DISTRICTS WITH A MAXIMUM POSTED SPEED LIMIT OF 35 MILES PER HOUR within the Town, as established under §§ 21-803.1 AND 21-809(b)(1)(vi) of the Transportation Article of the Annotated Code of Maryland. IN MONTGOMERY COUNTY OR PRINCE GEORGE'S COUNTY, ON A HIGHWAY IN A RESIDENTIAL DISTRICT, AS DEFINED IN § 21-101 OF THE TRANSPORTATION ARTICLE OF THE ANNOTATED CODE OF MARYLAND, WITH A MAXIMUM POSTED SPEED LIMIT OF 35 MILES PER HOUR, WHICH SPEED LIMIT WAS ESTABLISHED USING GENERALLY ACCEPTED TRAFFIC ENGINEERING PRACTICES.
3. Before activating any school OR RESIDENTIAL zone speed monitoring system(s) AT ANY LOCATION WHERE SUCH A SYSTEM HAD NOT BEEN PREVIOUSLY MOVED OR PLACED, the Town shall:
 - a. Publish notice of the location(s) of the speed monitoring system(s) on the Town website and in a newspaper of general circulation within the Town; and
 - b. Ensure that each sign that designates a school zone or RESIDENTIAL ZONE has in close proximity to it a sign that indicates that speed monitoring systems are in use in THE school zones or RESIDENTIAL ZONE and that the signage is in accordance with the manual and the specifications for a uniform system of traffic control devices adopted by the State Highway Administration.
4. A speed monitoring system may operate IN A SCHOOL ZONE Monday through Friday between 6:00 a.m. and 8:00 p.m., OR ON A HIGHWAY IN A RESIDENTIAL DISTRICT WITH A MAXIMUM POSTED SPEED LIMIT OF 35 MILES PER HOUR MAY BE OPERATED 24 HOURS PER DAY, SEVEN DAYS PER WEEK.
5. For a period of at least fifteen (15) days after the any speed monitoring system is placed in the Town AND THE SIGNAGE AS REQUIRED BY §21-809 of the

Transportation Articles are in place, a violation recorded by any speed monitoring system in the Town shall be enforced only by the issuance of a warning.

6. The speed monitoring system in the Town shall be conducted in compliance with all applicable provisions of the Maryland Vehicle Law.
7. The areas in Town of Cheverly within one-half (1/2) mile of the schools listed below shall be school zones:
Gladys Noon Spellman Elementary, 3324 64th Avenue;
Judith P. Hoyer Early Learning Center, 2300 Bellview Avenue;
St. Ambrose School, 6310 Jason Street;
Bladensburg High School, 4200 57th Avenue, Bladensburg, Maryland;
Fairmount Heights High School, 1410 Nye Street, Capitol Heights, Maryland.
8. The town shall name an employee as a program administrator to oversee the contract with the speed monitoring system contractor and shall also name another town employee who has not been involved in monitoring system citations, to investigate and respond to questions or concerns about the town's speed monitoring systems as outlined in §-809(b)(1)(ix) of the Transportation Article.

AND BE IT FURTHER ORDAINED that if any provision of this Ordinance or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other applications of the Ordinance which can be given effect without the invalid provision or applications, and to this end, all the provisions of this Ordinance are hereby declared to be severable.

AND BE IT FURTHER ORDAINED that this Ordinance shall take effect thirty (30) days from the date of its adoption; provided, however that a fair summary of the Ordinance is published at least once in a newspaper of general circulation in the Town of Cheverly.

INTRODUCED by the Town Council of the Town of Cheverly, Maryland, at a regular public meeting on January 26, 2023.

ADOPTED by the Town Council of the Town of Cheverly, Maryland, at a regular public meeting on _____, 2023.

ADOPTED: _____

Attest: _____

Kayce Munyeneh
Mayor

Christopher Wade
Councilmember

Joseph Dalaker
Councilmember

Micah Watson
Councilmember

Charly Garces
Councilmember

Nicole Bryner
Councilmember

Amy Fry
Councilmember

Asterisks * * * * Indicate matter remaining unchanged in existing law but not set forth in Ordinance. CAPS indicate additions.



Memo

To: Town Administrator, Mayor, and Council
From: C.D. Miller, Chief of Police
Date: May 9, 2023
Re: Monthly Chief's Report March 2023

Crime/Enforcement Report:

1. For **April 2023**, there were 20 reported crimes:
 - a. **8** Thefts (**4** Theft from Auto **4** Thefts), **4** Assaults **1** B&E **1** Stolen Vehicle
2. There was a total of **6** arrests.
 - a. **3** adult arrests: **3** Juveniles
 - i. **1** Assault **3** Theft (Shoplifting) **1** Handgun Violation **1** Threats Complaints

The department responded to **331** calls for service, **32** premise checks, **2** elder watch checks, and wrote **28** case reports and **11** accident/collision reports.

The department made **(73)** traffic stops, **(50)** citations, **(52)** warnings, **(1) Esero**

Community Outreach & Cheverly PD.

- ✦ Metro Station Partnership
- ✦ Cheverly Station Apartments Community Resources
- ✦ The weather is changing .. please remain cognizant of increased foot/bicycle traffic around town and especially within/around the Town Hall area
- ✦ Upcoming events (Juneteenth Celebration) CPD will occupy a recruiting table and provide interior/exterior event protection.
- ✦ Keep on the lookout for upcoming events, sponsored by the Cheverly Youth Coordinator Ms. Yvonne White. To include Cheverly Station Apartments events with Code Enforcement.
- ✦ Please remain vigilant while patrolling Cheverly Station Apartments, Newton Street, all shopping centers, Gladys Noon Spellman, St. Ambrose, etc

- ✦ The new fiscal year begins July 1, 2023, FY-24 ... we will apply for several grants this year, with the assistance of newly hired Officer R. Hartnett and two CPD members that will attend a Grant Writing Seminar.
- ✦ Cheverly Public Safety Day is set for Friday, September 15, 2023, 1630-1930 hours. (Save the Date – All Personnel)
- ✦ Per the FY-24 budget (with a last reader pending) CPD authorized strength is 17 sworn personnel and an additional ADM position.
- ✦ We (CPD) have TWO CPD candidates attending Pr. Geos. Community College Municipal Academy (week -3)
- ✦ WO CPD members successfully attended/completed Professional Law Enforcement Community Engagement Training Community Police Training (Atlanta, GA) ... Corporal Biler & Officer D. Lambirth “Strong Work.”
- ✦ TWO CPD members successfully attended/completed Police Insight Training (Laurel, MD) ... Offer M. Valencia & M. Curtis “Good Work.”
- ✦ Congratulate Ms. L. Hamill for successfully completing an online systems class – “Outstanding”!
- ✦ Anyone interested in Patrol Officer bicycle training ... see Captain W. Silvers
- ✦ On May 18th Gladys Noon Spellman will host the **“Bike to School”** program and on May 19th we will participate in GNS Career Day – seeking assistance with both events.

Administrative Report:

SCHEDULE A

DESCRIPTION OF A WSSC EASEMENT
MAYOR & TOWN COUNCIL OF CHEVERLY
6401 FOREST ROAD
CHEVERLY, MARYLAND 20785

TO

WASHINGTON SUBURBAN SANITARY COMMISSION
14501 SWEITZER LANE
LAUREL, MARYLAND 20707

Being a strip or parcel of land running in, over, across and through the lands of the grantor; being part of a deed dated, May 13, 1955 from Thomas J. Ashe and Martha R. Ashe, his wife to the Mayor and Town Council of Cheverly, which is recorded among the land records of Prince George's County, Maryland in Liber 1865 at Folio 55. Also being a part of Parcel A of a plat entitled, "Parcel A, Recreation Center, Town of Cheverly", which is recorded among the land records of Prince George's County in plat book 78 at folio 89.

Beginning for the same at the western end of the South 89 degrees 27 minutes 50 seconds East 32.20 foot line of Parcel A of a plat entitled, "Parcel A, Recreation Center, Town of Cheverly", which is recorded among the land records of Prince George's County in plat book 78 at folio 89, said point being on the southeastern right of way line of Forest Road of said plat, thence binding on a portion of said line, referring all courses of this description to the Maryland State Grid System, NAD83/91, as now surveyed

L1) South 89 degrees 31 minutes 35 seconds East 20.51 feet, thence leaving said line and running through the lands of Parcel A, as shown on said plat, the following three (3) courses and distances

L2) South 17 degrees 41 minutes 47 seconds East 39.93 feet, thence

L3) South 72 degrees 21 minutes 51 seconds West 29.74 feet, thence

L4) North 17 degrees 41 minutes 29 seconds West 37.96 feet to intersect the North 33 degrees 17 minutes 18 seconds East 476.29 foot line of said plat, thence binding on a portion of said line, as now surveyed

L5) North 33 degrees 13 minutes 33 seconds East 13.21 feet, to the **Point of Beginning**,

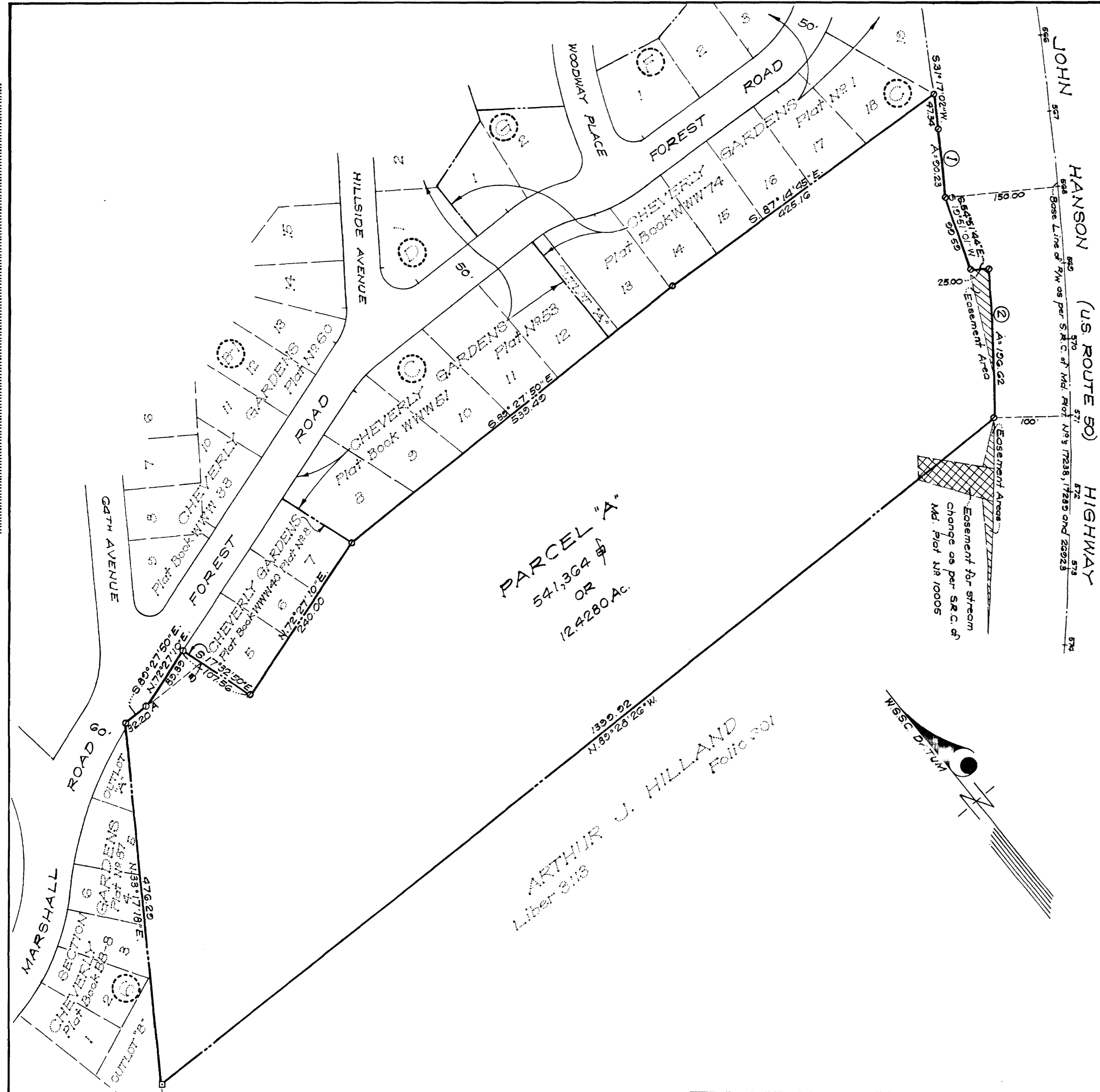
Containing 1,273 square feet or 0.0292 acres of land more or less, all as shown on Schedule B, WSSC Sketch A- 30769, now made a reference hereto.

The licensee below was in responsible charge over the preparation of this metes and bounds description and the surveying work reflected in it, all in compliance with the requirements set forth on COMAR title 9, subtitle 13, chapter 6, regulation 12 of the minimum standards and practice for land surveyors.

C. Allen Paugh 3/1/2023

C. Allen Paugh, R.L.S.
Maryland Property Line Surveyor No. 475
Expires 01-08-2025





SURVEYOR'S CERTIFICATE

I hereby certify that the plan shown hereon is correct; That it is a subdivision of (1) part of the lands conveyed by James L. L. Rea and Parthia M. Rea, his wife, A. Minerva Wilson, unmarried and Mallan Rea and Elsie M. Rea, his wife, to The Mayor and Town Council of Cheverly, by deed dated February 7, 1955 and recorded February 10, 1955 in Liber 1824 at Folio 303 (shown hereon as the area south of the line designated A-B and containing 12.3981 acres of land), and (2) a subdivision of all of the lands conveyed by Thomas J. Ashe and Martha R. Ashe, his wife, to the Mayor and Town Council of Cheverly, by deed dated May 13, 1955 and recorded June 2, 1955 in Liber 1805 at Folio 55 (shown hereon as the area north of the line designated A-B and containing 0.0299 acres of land) all references made being to the Land Records of Prince Georges County, Maryland; That the total area included in this plan of subdivision is 12.4280 acres of land; And that iron pipes designated thus: \odot and concrete monuments designated thus: \square are in place as shown.
December 1, 1971

Meredith Helm
MEREDITH HELM
Professional Land Surveyor
Maryland No. 3024

OWNER'S DEDICATION

We, The Mayor and Town Council of Cheverly, a Municipal Corporation, by Thomas W. Kerley, Mayor and David J. Ferguson, Town Administrator, owners of the property shown hereon and described in the Surveyor's Certificate, hereby adopt this plan of subdivision and establish the minimum building restriction lines. There are no suits of action, leases, liens or trusts on the property included in this plan of subdivision.
November 30, 1971

THE MAYOR AND TOWN COUNCIL OF CHEVERLY
David J. Ferguson and *Thomas W. Kerley*
DAVID J. FERGUSON, TOWN ADMINISTRATOR THOMAS W. KERLEY, MAYOR

FILED
David J. Ferguson

PARCEL "A"
RECREATION CENTER
TOWN OF CHEVERLY

BLADENSBURG DISTRICT
PRINCE GEORGES COUNTY, MARYLAND
SCALE: 1"=100'
NOVEMBER, 1971

BEN DYER ASSOCIATES, INC.
ENGINEERS-SURVEYORS
RIVERDALE, MARYLAND

59

J-71088

PARCEL "A"
541,364 \pm
OR
12.4280 Ac.

ARTHUR J. HILLAND
Liber 818

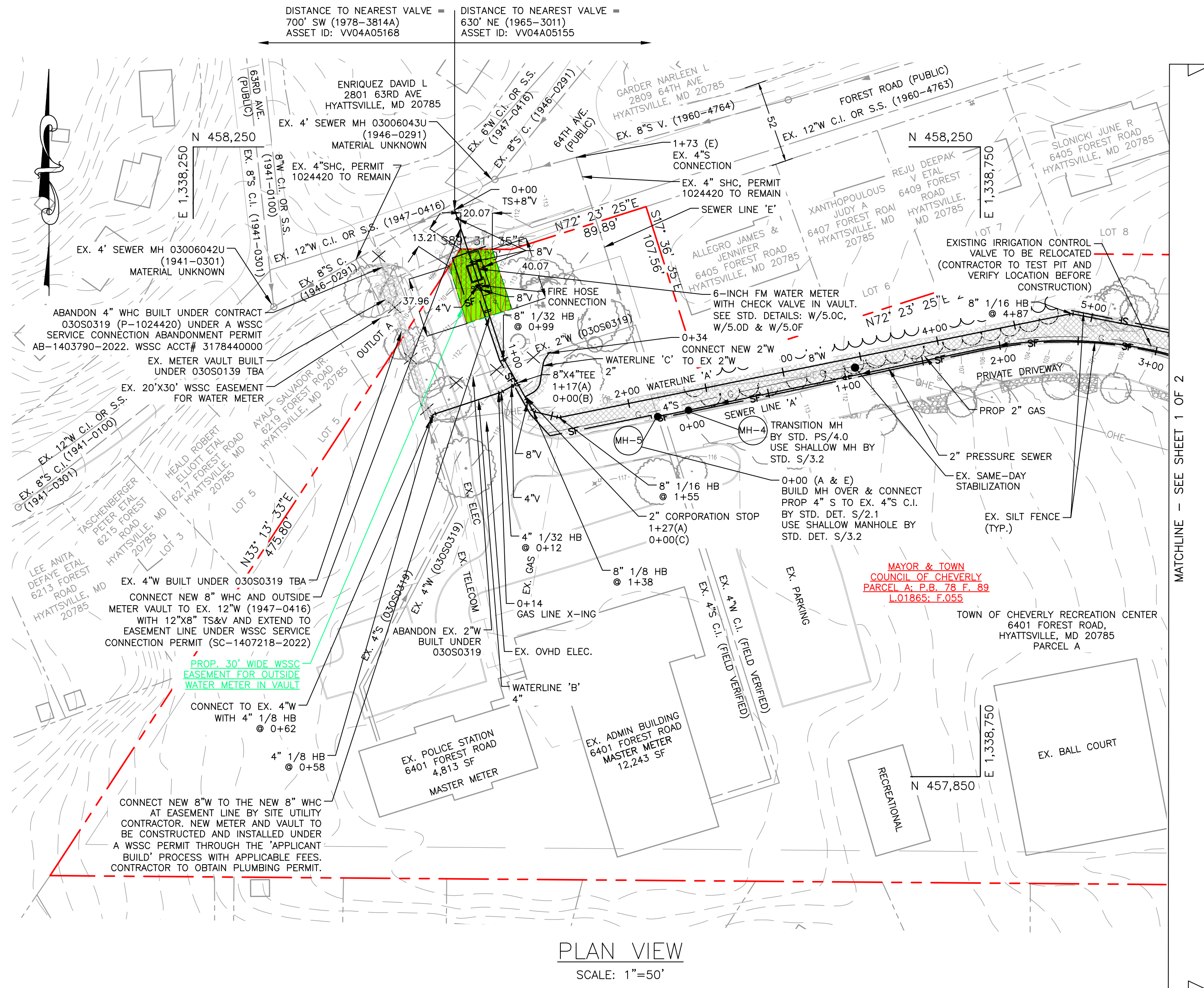
CURVE DATA

NO.	RADIUS	Δ	ARC	TAN.	CHORD	BEARINGS
1	3669.72	01°24'31"	90.23	45.12	20.23	S 32°56'02"W
2	3715.72	03°01'42"	196.62	98.33	196.60	S 36°35'08"W

"FOR PUBLIC SEWER AND WATER SYSTEMS ONLY"
MARYLAND NATIONAL CAPITAL PARK & PLANNING COMMISSION
PRINCE GEORGES COUNTY PLANNING BOARD
APPROVED: _____ DATE: DECEMBER 9, 1971
Philip P. Ataque CHAIRMAN
Thomas A. Jones SECRETARY-TREASURER
M.N.C.P. & P.C. RECORD FILE NO. 5-71184

RECORDED: _____
PLAT BOOK: _____
PLAT NO: _____

7-11-71



PLAN VIEW
SCALE: 1"=50'

THE COURSES AND COORDINATES SHOWN HEREON ARE REFERRED TO THE SYSTEM OF COORDINATES ESTABLISHED IN THE WSSC SYSTEM - NAD 83 (1991), AND ARE BASED ON THE FOLLOWING TRAVERSE STATIONS:

DESIGNATION	NORTH (FT)	EAST (FT)	DESCRIPTION
20434	456166.355	1332089.25	WSSC BRASS DISK
20451	461346.919	1338694.071	WSSC BRASS DISK
20196	460752.881	1340725.478	WSSC BRASS DISK

ELEVATIONS SHOWN HEREON ARE REFERRED TO THE NATIONAL GEODETIC VERTICAL DATUM 1929 (NGVD 29) WITH LOCAL REFERENCE TO THE FOLLOWING WSSC BENCHMARKS:

DESIGNATION	ELEVATION (FT)	DESCRIPTION
3870	59.744	USC&GS BRASS DISK
2893	41.516	USC&GS BRASS DISK
4695	93.326	USC&GS BRASS DISK

FOR LOCATION OF UTILITIES CALL 8-1-1 OR 1-800-257-7777 OR LOG ON TO www.call811.com or www.missutility.net 48 HOURS IN ADVANCE OF ANY WORK IN THIS VICINITY

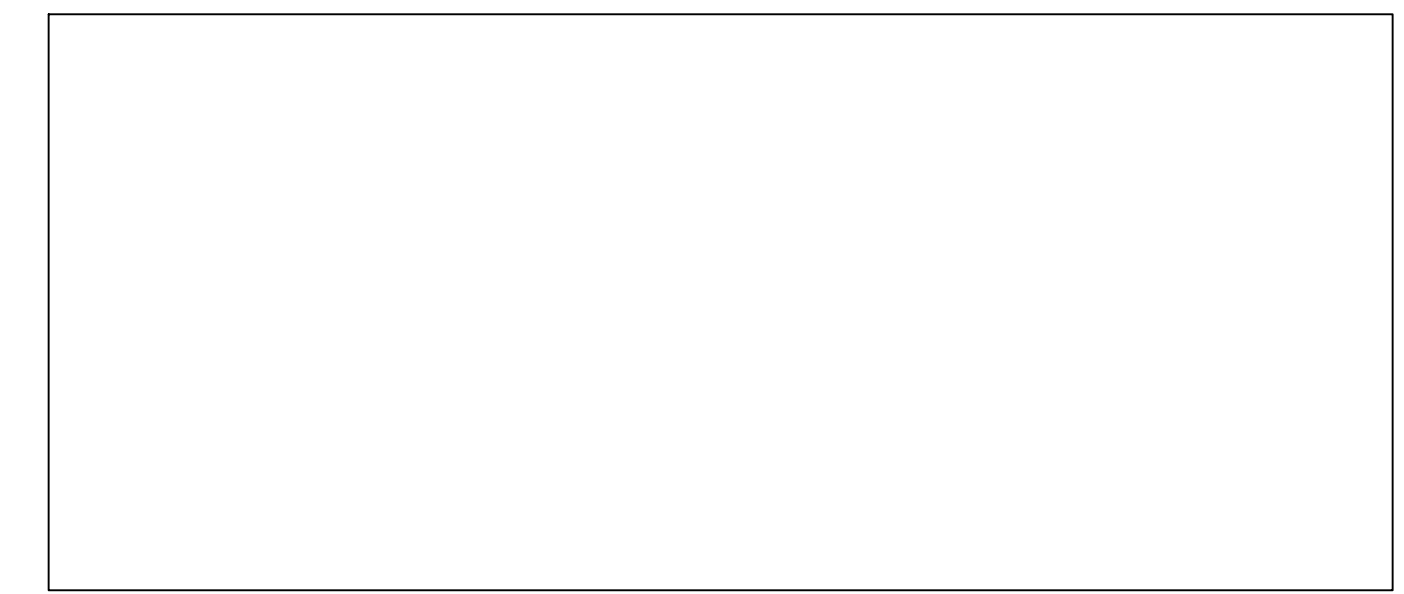
AS BUILT DATA	
CONTRACT MANAGER	####
CONTRACTOR	####
INSPECTOR	####
LINE & GRADE	#####
DATE STARTED	#####
DATE COMPLETED	#####
TYPE PIPE	W ##### S #####
TYPE MANHOLES	#####
DATE FINALED	#####
FINALED BY	####

ENGINEER'S/SURVEYOR'S AS-BUILT CERTIFICATION

I HEREBY CERTIFY THAT THE AS-BUILT INFORMATION AS SHOWN IN (RED OR GREEN) HEREIN IS ACCURATE TO THE BEST OF MY PROFESSIONAL KNOWLEDGE AND HAS BEEN ESTABLISHED BY A FIELD RUN SURVEY USING ACCEPTABLE SURVEYING METHODS BY MYSELF AND/OR SOMEONE UNDER MY DIRECT SUPERVISION ON (EFFECTIVE DATE). ALL ASBUILT DATA IS SHOWN IN 'BOXES'.

EMAIL ADDRESS: _____

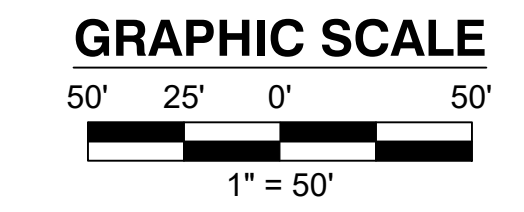
LICENSE NO.: _____ EXPIRATION DATE: _____



SU-4081-2022

**SITE UTILITY
WATER AND SEWER PLAN**

WILLIAM ELEY JR. PUBLIC WORKS BUILDING
6401 FOREST ROAD, HYATTSVILLE, MD 20785
PARCEL A
BEAVERDAM BRANCH DRAINAGE BASIN / MINI BASIN 03-006
ELECTION DISTRICT 2
PRINCE GEORGE'S COUNTY, MARYLAND

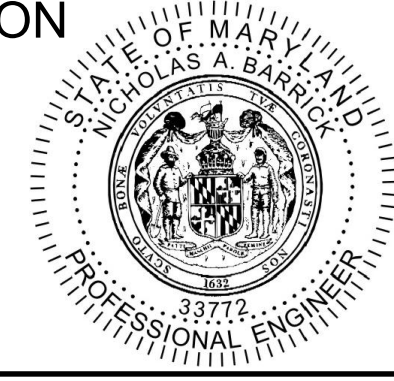


APPROVAL DATE	REVISIONS

PROFESSIONAL CERTIFICATION

I HEREBY CERTIFY THAT THESE DOCUMENTS WERE PREPARED OR APPROVED BY ME, AND THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MARYLAND.

NICHOLAS BARRICK, P.E.
LICENSE NO. 33772
EXPIRATION DATE: 06/16/2023



ENGINEER:

NAME: KCI TECHNOLOGIES, INC.
REGISTRATION #: 33772
CONTACT: NICHOLAS BARRICK, P.E.
ADDRESS: 11830 WEST MARKET PLACE SUITE F
FULTON, MARYLAND 20759

PHONE: 410-792-8086
CONTACT EMAIL: NICHOLAS.BARRICK@KCI.COM

APPLICANT:

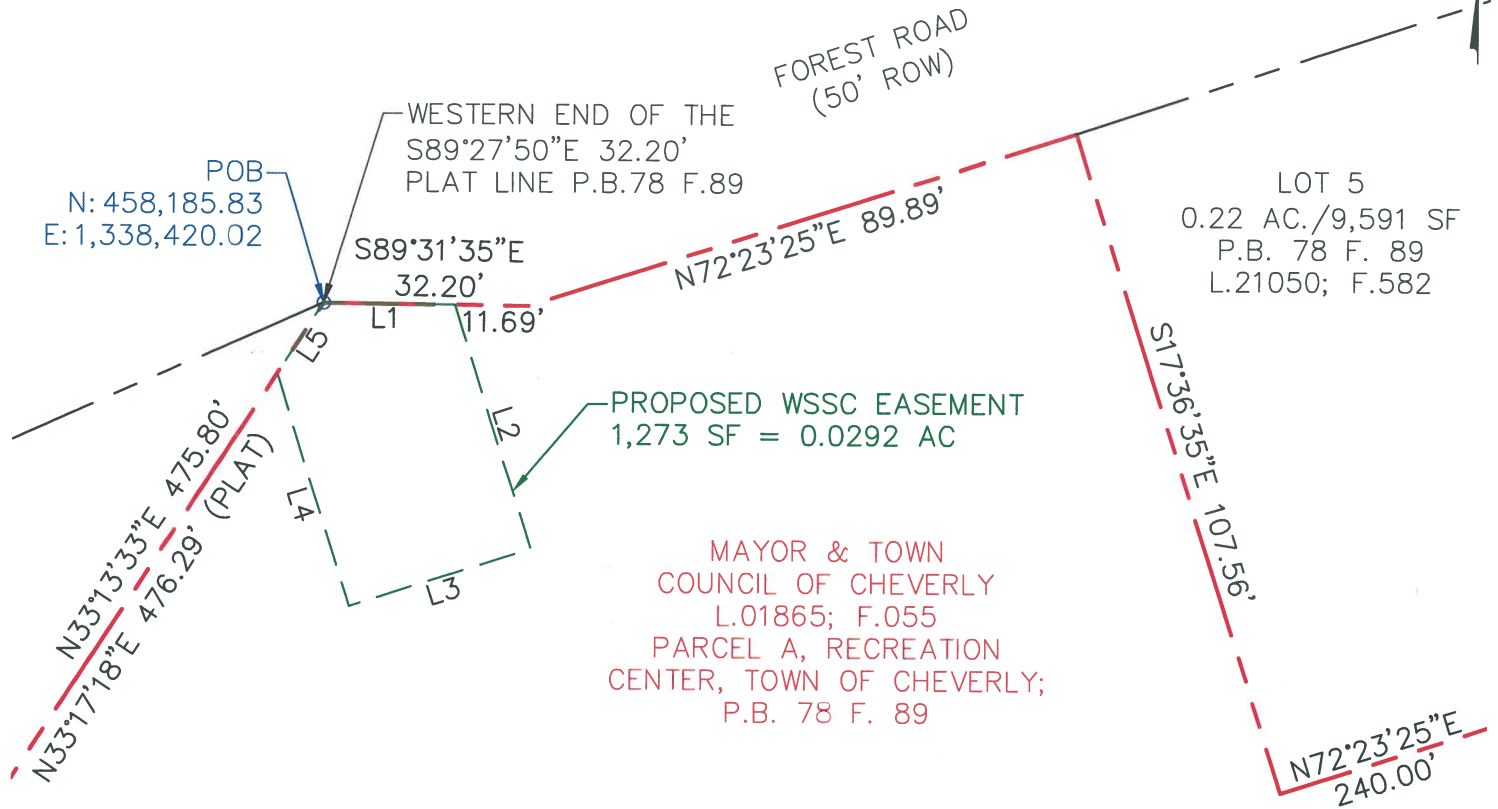
NAME: TOWN OF CHEVERLY DPW
ADDRESS: 4601 FOREST ROAD
CHEVERLY, MARYLAND 20785

PHONE: 301-773-2666
CONTACT: STEPHEN BRAYMAN
EMAIL: SBRAYMAN@CHEVERLY-MD.GOV

200' SHEET NO.	204NE05	NO	2
		OF	7

SCHEDULE B

NAD 83/91
NGVD 1929



WSSC EASEMENT PLAN
SCALE 1"=30'

SURVEYOR'S CERTIFICATION

I HEREBY CERTIFY THAT THIS PLAN AND THE SURVEYING WORK REFLECTED IN IT WAS PREPARED UNDER MY DIRECT SUPERVISION AND IS IN COMPLIANCE WITH THE REQUIREMENTS AND MINIMUM STANDARDS OF PRACTICE FOR BOUNDARY SURVEY SET FORTH UNDER COMAR 09.13.06.12.

C. Allen Paugh 3/8/2023

C. ALLEN PAUGH
REGISTERED PROPERTY LINE SURVEYOR
MARYLAND LICENSE NO. 475
EXPIRES 01-08-2025



WSSC EASEMENT LINE TABLE

L1	20.51'	S 89°31'35" E
L2	39.93'	S 17°41'47" E
L3	29.74'	S 72°21'51" W
L4	37.96'	N 17°41'29" W
L5	13.21'	N 33°13'33" E

1,273 SF = 0.0292 AC



SCALE: 1"=30'

SKETCH# A-30769



WILLIAM ELEY JR.
PUBLIC WORKS BUILDING
6401 FOREST ROAD
CHEVERLY, MD 20785
TAX MAP 59 GRID B2
PRINCE GEORGE'S COUNTY
2ND ELECTION DISTRICT

DATE
03/08/2023
DESIGNED BY
AJD
CHECKED BY
CAP

SCALE
1" = 30'
KCI JOB NUMBER
272200577

DRAWING NO.
SCHEDULE B
SHEET 1 OF 1

THIS EASEMENT AND RIGHT OF WAY

Made this _____ day of _____ in the year _____, by and between the

THE MAYOR AND TOWN COUNCIL OF CHEVERLY,

a Municipal Corporation organized under the laws of the State of Maryland, Grantor, and the WASHINGTON SUBURBAN SANITARY COMMISSION, a bi-county agency and public corporation of the State of Maryland, organized and existing under the laws of the said State, Grantee.

Witnesseth: *That in consideration of the sum of One Dollar (\$1.00) to it in hand paid by the Grantee, the receipt of which is hereby acknowledged, the said Grantor does hereby grant and convey unto the said Grantee, its successors and assigns, an exclusive easement and right of way hereinafter described for the installation, construction, reconstruction, maintenance, repair, operation, and inspection of a water main, sanitary sewer and appurtenances thereto, including service connections within said easement and right of way, together with the right of ingress and egress along and over said right of way, for any and all of such purposes thereto; the said right of way and easement being fully described as follows:*

SEE ATTACHED SCHEDULES: "A" and "B"

To have and to hold *said easement and right of way, to the exclusion of all others, for a water main, sanitary sewer and appurtenances thereto, including service connections above described or mentioned and hereby intended to be granted and conveyed, together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the only proper use, benefit and behoof forever of the said Washington Suburban Sanitary Commission (Commission), its successor and assigns.*

And *the Grantor, for itself, its successors and assigns, covenants and agrees with the Grantee, its successors and assigns, as follows:*

FIRST: that it will obtain the written consent of the Grantee before it grants an easement or right of way within the above described easement and right of way, erects, places or permits to be erected or placed any building, structure (including but not limited to fencing and pavement), underground cables and channels, or landscaping (not including a lawn), or before it fills or excavates within the above described easement and right of way (hereinafter collectively referred to as "encroachments"). The repair and maintenance of any encroachments consented to by the Grantee and installed by Grantor shall be the sole responsibility of Grantor and Grantee shall have no responsibility for them. Grantor shall bear the sole cost of removing any encroachments that are constructed, located or installed within the easement and right of way without the consent of Grantee or which are constructed in a location not approved by Grantee or moved from the location approved by Grantee in its consent. In the event Grantor fails to remove any encroachment to which Grantee has not consented within a reasonable time after notice from Grantee, Grantee shall have the right, but no obligation, to remove such encroachment at the sole cost of Grantor. In such event, Grantee shall not be liable for damage caused to any such encroachment and shall have no obligation to restore such encroachment to its original or any other location within the easement and right of way or otherwise.

SECOND: that the Grantee, its successors and assigns, shall at all times have right of ingress and egress without prior notification over said easement and right of way for the purpose of installing, constructing, reconstructing, maintaining, repairing, operating and inspecting the water and sewer lines and appurtenances thereto, including service connections within said easement and right of way, said ingress and egress to be along the line herein designated and along such other lines as the Grantor may designate. And that Grantee shall have the right to cut or remove shrubs, trees, fencing, fill, encroachments or any impediment whatsoever located within the easement and right of way, whether installed or constructed with or without Grantee's consent, in order to install, construct, reconstruct, maintain, repair, operate or inspect its pipes and appurtenances.

THIRD: that this easement and right of way shall have priority over any subsequently recorded easements or rights of way, including but not limited to public utility easements or easements granted to private companies or persons, and, by accepting the grant of such a subordinate easement, any such public utility or private company or person agrees to indemnify and hold harmless Grantee, its employees, agents and contractors, and Grantor, from any and all claims, demands, suits, losses, liabilities, damages or payments, including

reasonable attorney's fees, arising out of the repair, maintenance, inspection, or reconstruction of Grantee's water and sewer lines and appurtenances thereto, including service connections, by any such utility company, private company or person, or by the presence of encroachments within the easement and right of way pursuant to such subordinate easement.

FOURTH: *Grantor agrees to execute any permit application that may be required by a local, federal or State unit for work Grantee must accomplish in the easement and right of way.*

FIFTH: *Grantor agrees to defend, indemnify, and hold harmless the Grantee, its employees, agents and contractors from any and all claims, demands, suits, losses, liabilities, damages or payments, including reasonable attorney's fees, arising out of the repair, maintenance, inspection, or reconstruction of Grantee's water and sewer lines and appurtenances thereto, including service connections, within the easement and right of way, caused by any damage to the water and sewer lines and appurtenances thereto, including service connections, caused by Grantor, by any person or entity directly engaged by Grantor to act on Grantor's behalf, or by the presence of encroachments constructed or installed by Grantor within the easement and right of way without Grantee's prior written consent as provided in the first paragraph above. Notwithstanding the language above, Grantee is not precluded from requiring Grantor to execute a separate hold harmless agreement.*

SIXTH: *that it will warrant specially the easement and right of way hereby granted and will execute such further assurances thereof as may be requisite.*

SEVENTH: *that it has the right to grant the easement and right of way.*

EIGHTH: *that disturbances of the easement and right of way by Grantee for the purpose of performing its work shall be reasonably restored by Grantee, except for those encroachments installed or constructed by Grantor without Grantee's written consent as set forth in the first and second paragraphs contained hereinabove.*

**THE MAYOR AND TOWN
COUNCIL OF CHEVERLY**

Sign: _____

Print: _____

Title: _____

STATE OF _____ :

COUNTY OF _____ :

I HEREBY CERTIFY that on this ____ day of _____, 20__, before me the subscriber, a Notary Public, in and for the County aforesaid, personally appeared _____ who acknowledged himself/herself to be _____ of the _____, a Municipal Corporation, being authorized to do so, executed the foregoing instrument for the purposes therein contained.

WITNESS My Hand and Official Seal.

Notary Public

**WASHINGTON SUBURBAN
SANITARY COMMISSION**

By: _____
Michael Harmer
WSSC Chief Engineer

STATE OF :

COUNTY OF :

I HEREBY CERTIFY that on this ____ day of _____, 2023, before me, the subscriber, a Notary Public, in and for the County aforesaid, personally appeared Michael Harmer who acknowledged himself to be the Chief Engineer of the Washington Suburban Sanitary Commission, being authorized to do so, executed the foregoing instrument for the purposes therein contained.

WITNESS My Hand and Official Seal.

Notary Public

My Commission expires: _____

I hereby certify that I am an attorney duly admitted to practice before the Supreme Court of Maryland and that the instrument was prepared under my supervision.

Claudia Koenig
Associate Counsel

CONTRACT NO: **22-SU-4081**

SKETCH NO(S): A-30769

DISTRICT: 02 - BLADENSBURG

LOCATION : PARCEL A, RECREATION
CENTER, TOWN OF CHEVERLY

EASEMENT & RIGHT OF WAY

THE MAYOR AND TOWN COUNCIL OF CHEVERLY

TO

WASHINGTON SUBURBAN SANITARY COMMISSION

Shanta Katwal

Return to

**WASHINGTON SUBURBAN SANITARY COMMISSION
LAND SERVICES SECTION
14501 SWEITZER LANE, LAUREL, MD 20707**