



Bay Winds



Volume 34, Issue 1

Selby Community Association, Inc.

September 2002

P.O. Box 599

Mayo, MD 21106

www.selbyonthebay.org

Next SCA Board of Director's Meeting: Tuesday, October 1, 2002 · 7:30 p.m. · Selby Clubhouse

All residents are welcome and encouraged to attend.

Installation of SCA Officers and Board of Directors for 2002-2003: Sunday, October 6, 2002 · 3:00 p.m. · Selby Clubhouse

IT'S DÉJÀ VU ALL OVER AGAIN

The Court of Special Appeals ruled in favor of the Clubhouse easement, but YDF has again appealed. On August 7, 2002, the Court of Special Appeals of Maryland (CSAM) upheld the Circuit Court's February 2001 decision enforcing our Injunction on the Clubhouse though they determined that Youth Development Foundation (YDF) could appeal the Circuit Court's decision despite having filed their appeal incorrectly. In their appeal, YDF argued that the Circuit Court erred in granting us an easement in the Clubhouse and questioned whether Maryland law allows an easement of free and unobstructed use of a building. However, CSAM agreed with the Circuit Court that because the Clubhouse is within the boundaries of the property covered by our 1938 Injunction, the easement must include the Clubhouse. They went on to state that there is no reason why an easement cannot be created in a building. They cited other court cases to back up their argument.

CSAM stated in their Opinion that our use of the clubhouse must be in accordance with "all ordinary Beach and Park purposes," just as is our use of the surrounding land. We received a letter from YDF's attorney two weeks following CSAM's ruling requesting that we cease using the clubhouse except to use the restrooms, the only use of the building YDF considers "reasonable" ordinary Beach and Park usage! We, of course, disagree and have continued to use the Clubhouse as usual. This letter also said that YDF would soon be presenting to us and the Court their plans for use of the Clubhouse.

On September 23, 2002, YDF filed a petition with the Maryland Court of Appeals, which hears cases appealing decisions of CSAM, asking them to hear their appeal. In order for the Maryland Court of Appeals to hear an appeal, they must first decide that it is worth hearing. Only about five percent of the cases that petition to be heard are accepted. We don't know how long it will take the Court of Appeals to decide whether to hear YDF's appeal. It is no surprise that YDF is attempting to appeal CSAM's decision. They said they would appeal if they were not satisfied with CSAM's ruling.

Contact Susan Lanier at 410-798-5050 for a copy of the Court of Special Appeals' decision or for more information.

Annual Children's Halloween Party Planning Meeting

Volunteers are needed to help plan and work at this year's Halloween party. A meeting will take place on Monday, October 7, 2002, at 7:30 p.m., at the home of Michelle Corkadel, 3600 Edgemont Dr. Please call 410-798-4608 for more information.

SHRIMP AND CRAB FEAST

Selby Community Association's Annual Shrimp and Crab Feast was held on September 7, 2002, at the Clubhouse. The weather was beautiful and the food was delicious and plentiful. Hitman Eddie Hitt donated his time and talent by playing our musical favorites. Many residents, friends, neighbors and businesses volunteered their time and services to make the Feast a success. The SCA thanks the following businesses for their donations: Adam's Ribs, Cox Liquors, Sysco Foods, and Sam's Market. (Also, special thanks to Selby SubShoppe for their generous donations for Fun & Safety Day held in August.) The SCA also thanks Bill and Mica Harding, Dennis and Sissy Gheen, Craig and Priscilla Lockett, Ethel Lockett, David Ruleman, Jennifer Gheen, Mary Heffernan, Dennis Long, Martin and Penny O'Callaghan, Bruce and Susan Lanier, Jay Mauro, Sarah Gheen, Traci Yetter, Stacy Borza, Mitch and Debbie Boyd, and Sharon William for their hard work.

SEWER UPGRADE UPDATE

At the Annual SCA Membership and Election Meeting, Anne Arundel County Community Services Specialist Bea Poulin provided an update on Selby's sewer system. Part of the community has been under a building moratorium because several pump stations are at or above capacity. The County is spending \$408,000 in upgrades to increase the force main size, upgrade and replace pumps in the pump stations and install generators and electrical conduits. The work, which began in August and will be completed in December, will impact traffic flow and patterns on 8th Ave., Hillside Ave., Holly Ave., Fifth Ave. and Selby Blvd. For more information, contact Ed Keller at 410-647-6000 or Vahid Tayebi at 410-222-7537.

Storm Drain Study

Following the destructive flooding that took place last summer in Selby Heights, the County, at the request of County Executive Owens, conducted a major study of our antiquated storm drain system and determined that the system is no longer functioning satisfactorily and a closed system should be installed. Part of the plan is to install grassy swales to slow storm run-off before it reaches Selby Bay. Also, the County will attempt to remove phragmites, which is the tall, invasive marsh grass found in our marshes, and plant native marsh grass. The County has funded

\$100,000 for FY 2003 and \$350,000 for FY 2004 in order to carry out their plans. A public hearing, date forthcoming, will be held prior to the start of

construction.

Editor's Corner

Did you know that the Woodland Beach Volunteer Fire Department (WBVFD), which is manned by only two professional firefighters and no paramedic unit, is the only station assigned to provide service to the area from Riva Road and Beverly Beach? The closest paramedic units to respond to calls in our area must come from Riva, Annapolis, or Galesville, thus lengthening response time in an emergency. Several volunteers from the WBVFD spoke at our August SCA Board of Director's meeting in hopes of informing as many residents in our area as possible of the deficit in available services in order to gain support for an increase in service in our area. With

the population and construction boom going on in Edgewater, it is imperative that we have adequate emergency equipment and personnel. Besides a new fire truck and paramedic unit, WBVFD also needs a new fire boat since currently, there are only two fire boats available for all of Anne Arundel County. It is up to the County government to decide who gets equipment and personnel and when, and WBVFD needs as much community support as possible to obtain the needed equipment and funds from the County. WBVFD is also looking for volunteers to staff their emergency equipment and their office. If you want more information or would like to volunteer, please contact WBVFD at 410-956-3100. For information on becoming a volunteer firefighter, call 410-923-5646 or visit www.aacvfa.org.

Neighborhood News

Jellyfish Nets Down for the Winter

On September 22, 2002, our nets were brought in. They are temporarily laying on the grass near the Clubhouse so they can dry before being stored. Please be careful when walking in the area. Beach and Parks Chairman Bruce Lanier thanks the following for their help on September 22: Bill Harding, John Penland, Eric Penland, Ed Robey, Alan Lanier, Pete Lanier and Cynthia Bobick.

Operation ID

Selby on the Bay is participating in Operation ID. This program involves using an engraver to etch your driver's license number onto your valuables, or photographing them instead, in order to assist police with locating your belongings if they are ever stolen. You will receive two

Operation ID stickers to place on doors or windows of your house to let others know you participate in this program. To borrow an engraver, or for more information, please call Beth Livingston at 410-798-9474.

Get BayWinds Online

If you would prefer to receive your newsletter by email, contact Marci Dawson at moser@comcast.net.

Thank You for Your Support

Although dues are no longer required for membership in the SCA, many residents have chosen to show their support for the community and the Community Association financially. Monetary donations for our legal costs and/or the general fund are always appreciated. Mail to SCA, PO Box 599, Mayo, MD 21106.

Anne Arundel County Police Report **

Selby on the Bay

August 2002*

8/03/02	Weapons	Selby Blvd. & 7 th Ave.
8/07/02	Theft	3 rd Ave.
8/10/02	Recovered Property	Selby Blvd.
8/22/02	Disorderly Conduct	8 th Ave. & Hillside Ave.
8/23/02	Trespassing	1 st Ave.
8/29/02	Destruction of Property	Severn Ave.

*This report also showed 24 dates that the police conducted periodic checks and vehicle checks in Selby during August.

**** This report shows calls made to the police. An officer responded to each call; however, it does not necessarily mean a report was written up by the responding police officer or that a crime was committed.**

- If any community resident is having a problem on his or her street, please call Dennis Gheen and report it to him as well as to the police. Mr. Gheen will discuss the problem with you and keep a record of it to be compiled in a report to be reviewed by the county police so that problem areas in the community can be addressed. **Please call Mr. Gheen at 301-261-7021 or via email at cptree@aol.com.** Additionally, the Southern District County Police has an officer available to answer any questions and concerns by any resident through the Police and Communities Together (P.A.C.T.) program, whose goal is to build a working partnership between the citizens of Anne Arundel County and the police department to improve our quality of life. Contact Officer Don Clime at 410-222-1961 or ofcclime@hotmail.com.

Important Contacts:

- **Beach Parking Stickers and Boat Ramp Keys:** Dennis Gheen 301-261-7021
All Selby residents and property owners must display a Selby parking sticker on their car to park at the beach.
- **Clubhouse Reservations:** Penny O'Callaghan 410-798-0204 or president@selbyaa.org
- **SCA By-laws:** Evelyn Gingell 410-798-1719 or moser@comcast.net
- **SCA President:** Ed Robey 410-798-6105
- **Selby Athletic Association:** Martin O'Callaghan 410-798-0204 or president@selbyaa.org.
Donations to the SAA are tax deductible.



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Written contributions are welcomed by the editors. Any information for publication must be submitted to the editors by the 15th of each month. Editors reserve the right to select and edit information provided for publication.

Anyone interested in advertising in BayWinds should contact one of the editors. Our circulation is nearly 600, including 50 which are mailed out of the community.

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Let's meet and decide what's for dinner!