

11-30-99  
10:00

# APPLICATION

PERCOLATION TESTING

A 512777

P \_\_\_\_\_

HOWARD COUNTY HEALTH DEPARTMENT  
BUREAU OF ENVIRONMENTAL HEALTH  
3525-H ELLICOTT MILLS DRIVE/ELLICOTT CITY, MARYLAND 21043  
TELEPHONE: 313-2640

10-21-99  
Preview OK - create  
one, one acre lot  
and perc the  
existing house  
AU

DISTRICT \_\_\_\_\_

DATE 10/21/99

TO: THE COUNTY HEALTH OFFICER  
ELLICOTT CITY, MARYLAND

( I HEREBY APPLY FOR THE NECESSARY TEST PRIOR TO APPLICATION FOR PERMIT TO CONSTRUCT (OR RECONSTRUCT) A SEWAGE DISPOSAL SYSTEM.

PROPERTY OWNER James R. Moxley Jr.

ADDRESS 13155 Rt. 144 W. Friendship PHONE (410) 489-4463

AGENT OR PROSPECTIVE BUYER Mr. & Mrs. Mark G. Moxley

ADDRESS 13155 Rt. 144 W. Friendship, Md. PHONE (410) 442-3645

PROPERTY LOCATION:

SUBDIVISION Peterson Tract LOT NO. \_\_\_\_\_

ROAD AND DESCRIPTION 2305 Pfefferkorn Rd.  
West Friendship, Md. 21794

TAX MAP 15 PARCEL # 45

SIZE OF LOT 1 acre TYPE BLDG. Single Family Dwelling  
(SINGLE FAMILY DWELLING OR COMMERCIAL)

THE SYSTEM INSTALLED UNDER THIS APPLICATION IS ACCEPTABLE ONLY UNTIL PUBLIC FACILITIES BECOME AVAILABLE. I FULLY UNDERSTAND THE FEE CONNECTED WITH THE FILING OF THIS PERC TEST APPLICATION IS NON-REFUNDABLE UNDER ANY CIRCUMSTANCES. I ALSO AGREE TO COMPLY WITH ALL M.D.S.H.A. REQUIREMENTS IN TESTING THIS LOT.

Mark G. Moxley  
(SIGNATURE OF APPLICANT)

APPROVED BY \_\_\_\_\_ FOR \_\_\_\_\_ DATE \_\_\_\_\_

DISAPPROVED BY \_\_\_\_\_ FOR \_\_\_\_\_ DATE \_\_\_\_\_

HOLD PENDING FURTHER TESTS \_\_\_\_\_

REASONS FOR REJECTION OR HOLDING \_\_\_\_\_

PERCOLATION TEST PLAT/PRELIMINARY PLAT - TITLE OR I.D. # \_\_\_\_\_ DATE \_\_\_\_\_

SITE DEVELOPMENT PLAN/FINAL PLAT - TITLE OR I.D. # \_\_\_\_\_ DATE \_\_\_\_\_

## THIS IS NOT A PERMIT

COUNTY #

SOIL PROFILE

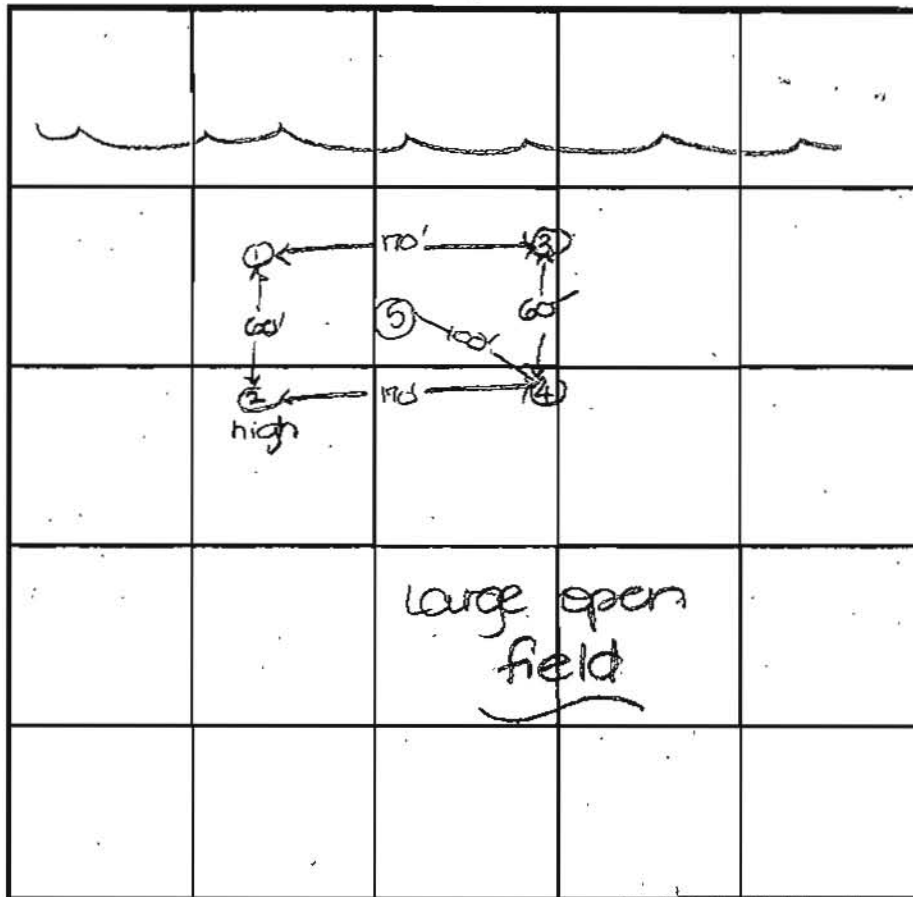
0' topsoil

1' red org  
brn  
cl Lm

3' 3.5' pale  
org brn  
s Lm

25-30%  
sapr  
sh

12'



SOIL PROFILE

0' topsoil

1' red brn  
cl Lm

3' 3.5' pale  
org red  
s Lm

20%+  
sapr  
sh

12'

INDICATE NORTH - NAME ADJOINING ROADWAY AS BASE LINE.

Hefferkorn Road

0' topsoil

1' red org  
brn  
cl Lm

3' 4' pale org  
tan  
s Lm

30%+  
sapr  
sh

12.5'

DATE	TEST NO.	DEPTH	PRE-WET		TEST - 1" DROP		TIME
			START	STOP	START	STOP	
11-30-99	2	4.0'S	10:19	10:21	10:21	10:24	3
		12.0'D	visual	- see	profile		OK
	1	4.0'S	10:21 <sub>2</sub>	10:22	10:22	10:23	1
		12.5'D	visual	- see	profile		OK
	4	4.0'S	10:29	10:31	10:31	10:34	3
		12.0'D	visual	- see	profile	- stay 25' off *	
	3	4.0'S	10:32	10:35	10:35	10:39	4
		12.0'D	visual	- see	profile		OK
	5	12'8"D	visual	- see	profile		OK

REMARKS test holes staked by Mr. Moxley

TYPE OF SOIL \_\_\_\_\_

TESTED BY DKS ALSO PRESENT Hatfield's

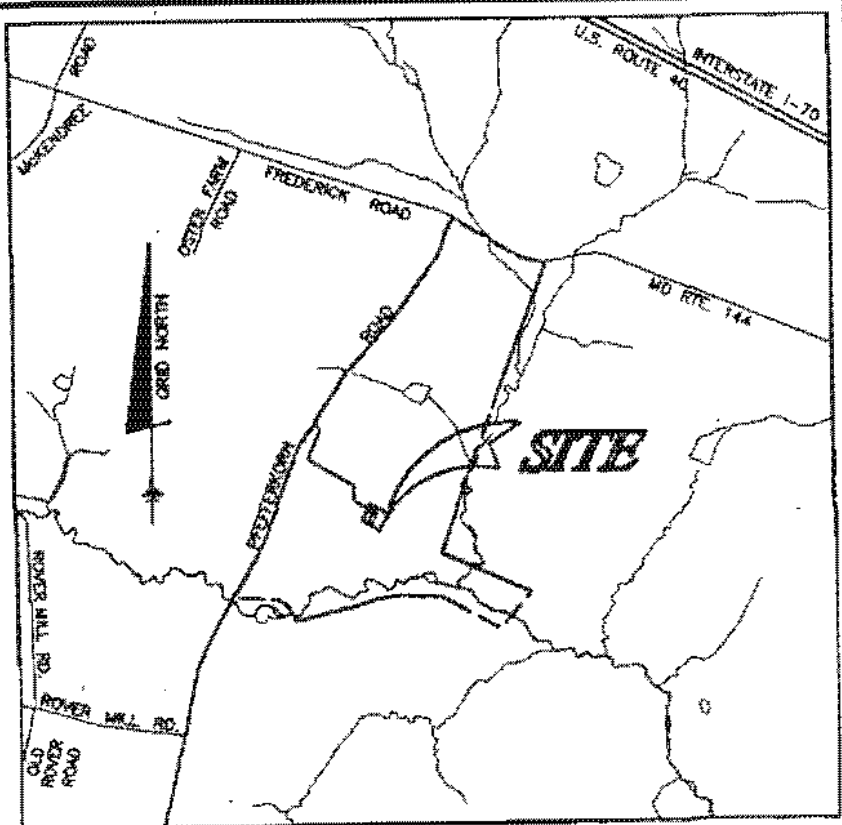
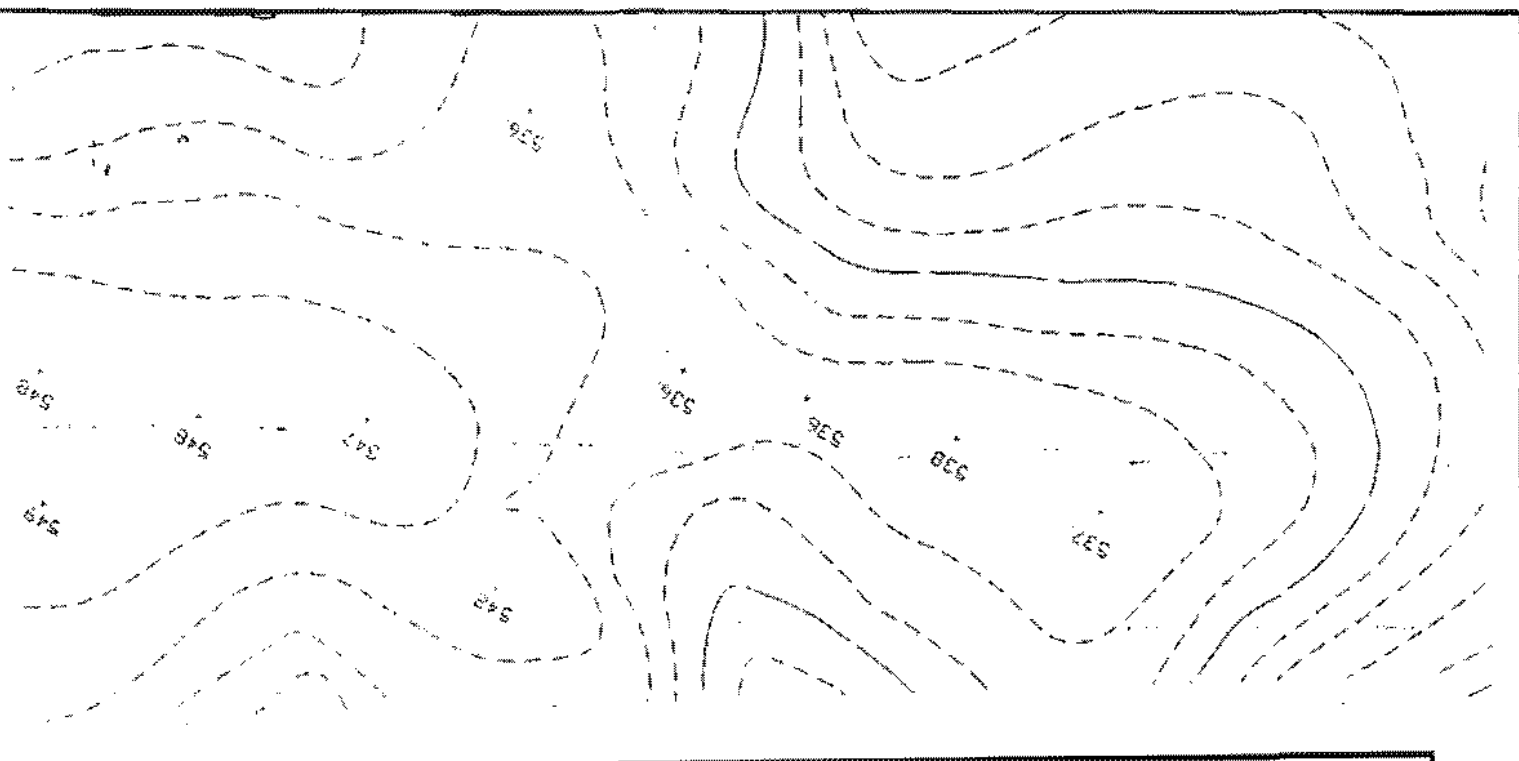
TRENCH DESIGN DATA: AVERAGE PERCOLATION TIME 3 TRENCH WIDTH 3

INLET DEPTH 3.0 MAXIMUM BOTTOM DEPTH 5.0 SQ. FT./BEDROOM 180

few  
50%  
small  
rock  
patches

35%+  
sapr  
sh

12'



**SITE VICINITY MAP**

SCALE: 1" = 2000'

**NOTES**

1. THIS AREA DESIGNATES A PRIVATE SEWERAGE EASEMENT OF 10,000 SQUARE FEET AS REQUIRED BY THE STATE DEPARTMENT OF THE ENVIRONMENT FOR INDIVIDUAL SEWERAGE DISPOSAL. IMPROVEMENTS OF ANY NATURE IN THIS AREA ARE RESTRICTED UNTIL PUBLIC SEWER IS AVAILABLE. THESE EASEMENTS SHALL BECOME NULL AND VOID UPON CONNECTION TO A PUBLIC SEWERAGE SYSTEM. THE COUNTY HEALTH OFFICER SHALL HAVE THE AUTHORITY TO GRANT VARIANCES FOR ENCROACHMENT INTO THE PRIVATE SEWERAGE EASEMENT. RECORDATION OF A MODIFIED SEWERAGE EASEMENT PLAN SHALL NOT BE NECESSARY.
2. TOPOGRAPHY SHOWN HEREON IS BASED ON HOWARD COUNTY 200' SCALE TOPO. MAPS.
3. EXISTING WELLS AND/OR SEWERAGE EASEMENTS WITHIN 100 FEET OF THE PROPOSED LOT HAS BEEN

APPROVED FOR PRIVATE WATER AND SEWERAGE SYSTEM  
HOWARD COUNTY HEALTH DEPARTMENT

*Don M. Moore*  
HOWARD COUNTY HEALTH OFFICER

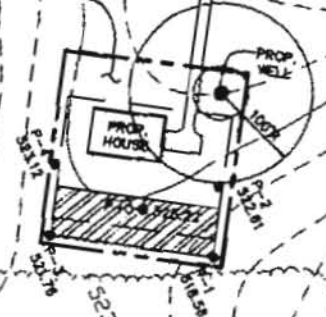
1/27/00  
DATE

PROPERTY OF  
C.D. ARRINGTON  
EVAL

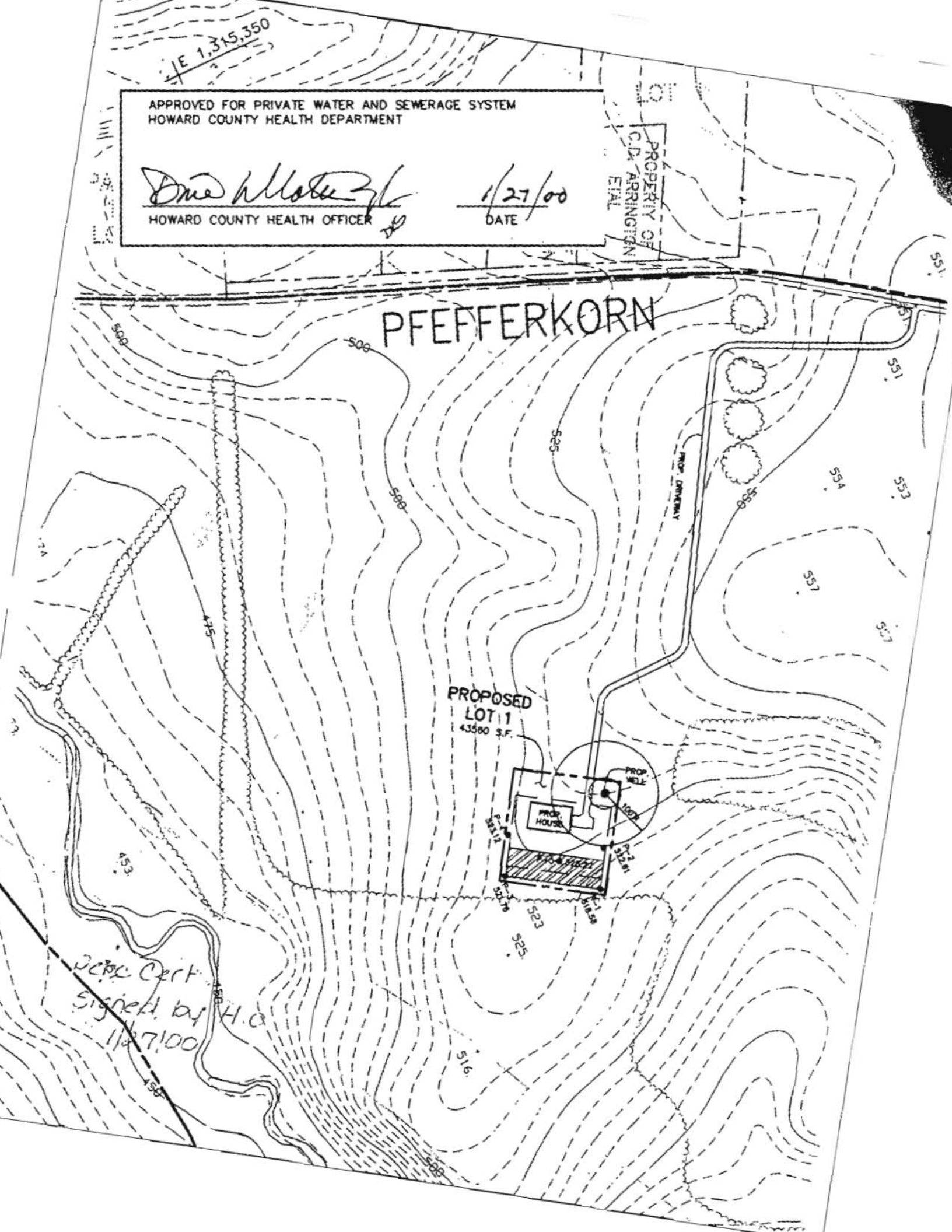
E 1,315,350

PFEFFERKORN

PROPOSED  
LOT 1  
43560 S.F.



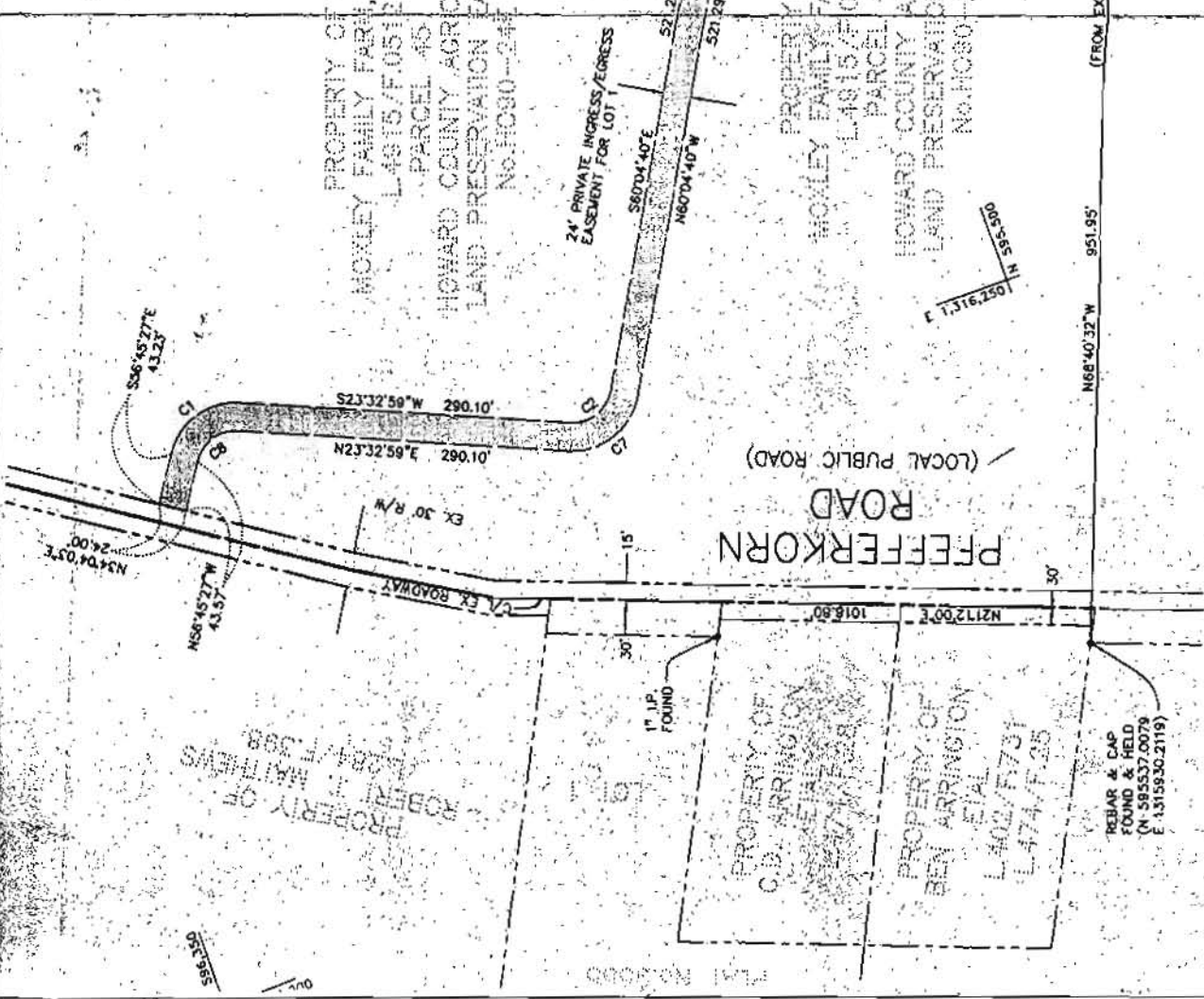
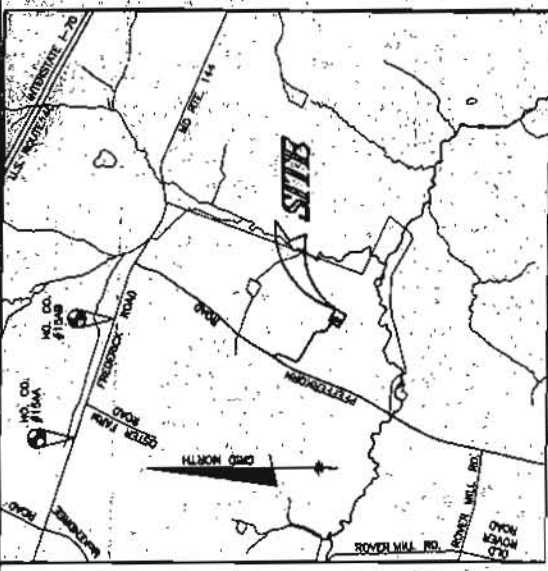
Sept Cert  
Signed by H.O.  
11/27/00



**BENCH MARKS (NAD'83)**

HC. CO. No.15AA ELEV. 548.605  
 STAMPED BRASS DISK SET ON TOP OF  
 CONCRETE (3" DEEP) COLUMN  
 8.4' NE OF THE NORTH EDGE OF PAVING  
 OF MD ROUTE 144; 300' NW OF BG&E  
 POLE #81943  
 N 599,605.283 E 1,314,773.416

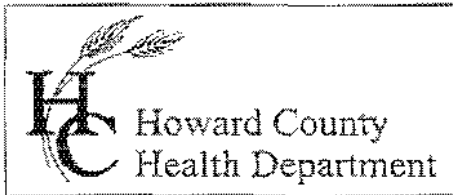
HC. CO. No.15AB ELEV. 536.524  
 STAMPED BRASS DISK SET ON TOP OF  
 CONCRETE (3" DEEP) COLUMN  
 6.3' SW OF THE SOUTH EDGE OF PAVING  
 OF MD ROUTE 144; 7.2' NW OF CAP POLE  
 #813  
 N 598,858.933 E 1,316,925.181



copy of signed final floor plan

PLAN VIEW

PLANS 5, 1-108 - THE REAL PROPERTY AGENCY



Bureau of Environmental Health  
8930 Stanford Blvd. Columbia, MD 21045  
(410) 313-2640 Fax (410) 313-2648  
TDD (410) 313-2323 Toll Free 1-866-313-6300  
Website: [www.hchealth.org](http://www.hchealth.org)

Maura J. Rossman, M.D., Health Officer


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**MEMORANDUM**

DATE: June 20, 2014

TO: Kent Sheubrooks,  
Chief, Division of Land Development

CC: Benchmark Engineering, Inc.  
C/O Donald Mason  
Via E-mail: [damson@bei-civilengineering.com](mailto:damson@bei-civilengineering.com)

FROM: Dana Bernard   
Well and Septic Program  
Development Coordination Section

RE: File Number: WP-14-142

TITLE: Moxley Family Farm II

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The following comments apply to the plan presented by Benchmark Engineering, Inc.:

The Howard County Health Department has no objection to WP-14-142.

HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING  
Division of Land Development

DATE: May 28, 2014

DPZ File No. WP-14-142

Department of Planning and Zoning

- 1 Transportation Planning
- 1 Resource Conservation (Historic/Ag Pres)
- 1 Public Service and Zoning Administration
- 1 Research
- 1 Address Coordinator

- 1 Comprehensive & Community Planning
- 2 Development Engineering Division
- 2 Other
- 2 File

Agencies

- 1 Soil Conservation District
- 1 Department of Inspections, Licenses & Permits
- 1 Department of Fire and Rescue Services
- 1 State Highway Administration
- 1 Health Department
- 1 Public School System
- 1 Recreation and Parks
- 1 WSSC (Non-Residential Only)
- 1 MD Aviation Administration

- 1 Tax Assessment
- 1 Verizon
- 1 BGE
- 1 Cable TV
- 1 Police
- 1 MTA
- 1 Finance
- 1 DPW, Real Estate Services
- 1 DPW, Construction and Inspection
- 1 DPW, Bureau of Utilities

RE: Moxley Family Farm II

ENCLOSED FOR YOUR = \_\_\_\_\_ Signature Approval ✓ Review & Comments \_\_\_\_\_ Files

THE ENCLOSED = \_\_\_\_\_ Original \_\_\_\_\_ Pre-Packaged Plan Set

<u>Plans</u>	<u># of Sheets</u>	<u>Supplemental Documents</u>
_____ Sketch Plan	_____	_____ Wetlands Report
_____ Prel Equiv Sketch Plan	_____	_____ Soils/Topo Map/Drain Area Map
_____ Preliminary Plan	_____	_____ FSD/FCP/Worksheet and Application
_____ Final Plat/Plat of Easement/RE Plat	_____	_____ Declaration of Intent (Forest Cons)
_____ Final Constr Plans (RDS)	_____	_____ Drainage and/or Computation/Pond Safety Comps
_____ Final Development Plan	_____	_____ Preliminary Road Profiles
_____ Site Development Plan	_____	_____ APFO Roads Test/Mitigation Plan/Traffic Study
_____ Landscape Plan/Supplemental Plan	_____	_____ Noise Study
_____ Grading Plan	_____	_____ Sight Distance Analysis/Speed Flow Study
_____ House Type Revision/Walk-Thru Red-Line	_____	_____ Floodplain Study
_____ Water and Sewer Plan	_____	_____ Stormwater Management Comps/Geo-Tech Report
<u>Applications</u>		_____ Industrial Waste Survey (DPW)
<u>15</u> Waiver Petition Applic/Exhibit	<u>2</u>	_____ Road Poster Form Letter
_____ Planning Board Application	_____	_____ Justification Letter
_____ ASDP/CSDP Application	_____	_____ Perc Plat
_____ DEO Application/Checklist	_____	_____ Scenic Road Exhibits
_____ DEO Fee Receipt/Deeds/Cost Estimate	_____	_____ Deeds
_____ Overall Scaled Composite	_____	_____ Photographs
_____ Water & Sewer Plans	_____	_____ Retaining Wall Comps/Details
_____ List of Street Names	_____	_____ Poster/Community or HDC Meeting Information
		_____ Route 1 Details/Summary

WAS: ✓ Received \_\_\_\_\_ Tentatively Approved \_\_\_\_\_ Recorded

\_\_\_\_\_ Received and Revised \_\_\_\_\_ Approved \_\_\_\_\_ On May 28, 2014

COMMENTS: See memo attached SRC/Comments Due By: June 20, 2014

Check, initial and return to the Department of Planning and Zoning if plan is approved with no comments.

DPZ STAFF INITIALS: JB

Howard County Department of Planning and Zoning  
 Division of Land Development  
**WAIVER PETITION APPLICATION**  
*[Waiver from Subdivision and Land Development Regulations]*

Date Submitted/Accepted 5/28/14 DPZ File Number WP-14-142

**I. Site Description**

Subdivision Name/Property Identification: Moxley Family Farm II  
 Location of property: 2405 Pfefferkom Road, West Friendship, MD  
 (Street Address and/or Road Name)

Agricultural with existing homes (Existing Use)	Agricultural with existing homes (Proposed Use)
15 (Tax Map No.)	9 (Grid/Block No.)
RC-DEO (Zoning District)	45 & 274 (Parcel No.)
	3rd (Election District)
	175.64 ac (Total Site Area)

Provide a brief site history including reference to all previously submitted or currently active plans on file with the County (subdivision plans, Board of Appeals petitions, waiver petitions, etc.)

This project is currently submitted as F-14-037 and has an approved subject to status with a deadline for submission of the final plat for signature before June 4, 2014.

**II. Waiver Request**

In accordance with Section 16.104 of the Howard County Subdivision and Land Development Regulations, the Department of Planning and Zoning, in conjunction with the Subdivision Review Committee may grant waivers or modifications to the minimum requirements stipulated within the Regulations if it is determined that extraordinary hardships or practical difficulties may result from strict compliance with the regulations, or if it is determined that the regulations may be served to a greater extent by an alternative proposal.

In the area below, the petitioner shall enumerate the specific numerical section(s) from the Subdivision and Land Development Regulations for which a waiver is being requested and provide a brief summary of the regulation. Attach a separate sheet if additional information is appropriate.

<u>Section Reference No.</u>	<u>Summary of Regulation</u>
1. 16.144 (g)	Final Subdivision Plat: Within 180 days of final plan approval, the developer shall submit the final subdivision plat to the Department of Planning and Zoning for signatures and recordation.
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____

### III. *Justification*

All waiver requests must be fully justified by the petitioner. Incomplete or inadequate justification may result in rejection of the application at the time of submission. Justification must be specific to the subject property. The justification provided by the petitioner should include all factors which rationalize or substantiate the request in accordance with the following criteria:

- a. Summarize any extraordinary hardships or practical difficulties which may result from strict compliance with the Regulations.
- b. Verify that the intent of the Regulations will be served to a greater extent through the implementation of the alternative proposal.
- c. Substantiate that approval of the waiver will not be detrimental to the public interests.
- d. Confirm that approval of the waiver will not nullify the intent of the Regulations.

**PLEASE ATTACH A SEPARATE LETTER OF JUSTIFICATION TO SUPPORT THE WAIVER REQUESTS.**

### IV. *Pre-Submission Meeting Requirements*

- a. **Community Meeting Requirement** - If no previous subdivision plans and/or zoning or conditional use petitions were processed, a pre-submission community meeting is required for the initial plan submittal of all new residential development and for new non-residential development located within 200 feet of a residential zoning district or an existing non-residential development which is located within 200 feet of a residential zoning district and proposed for a floor area expansion of more than 25% in accordance with Sections 16.156(a) and 16.128 of the Subdivision and Land Development Regulations for waivers of the site development plan requirement. [See DPZ policy memo dated 3/22/04 for existing lots/parcels]. The property owner/developer must provide 3 weeks advance notice regarding the community meeting's date, time and location to all adjoining property owners identified in the records of the State Department of Assessments and Taxation and any community association that represents the geographic area of the subject property by first class mail; and sent electronically to any community association registered with the County for projects in a certain geographic area; the Howard County Council; and DPZ, which will place the meeting notice on the DPZ's website. The developer shall send a copy of the minutes and written responses to the meeting attendees and DPZ, either electronically or by first class mail. **A certification that meeting notices were mailed, contact information for the attendees and a copy of the minutes and a written response with a dated return mail receipt or dated email attached to all of the major comments recorded at the meeting must be submitted to DPZ along with the initial plan application. The meeting minutes, including a written response to all questions, shall be sent to all meeting attendees within 60 days of the meeting either electronically or by first class mail [Council Bill 6-2011].**
- b. **HDC Meeting Requirement** - A pre-submission advisory meeting with the Historic District Commission is required for new development located within a Historic District or if the site contains a historic structure (50 years or older) in accordance with Section 16.603A of the Howard County Code. Verify this requirement by checking the Historic Sites Inventory list and maps available at the DPZ public service desk or checking with the Resource Conservation Division. The property owner/developer must contact the DPZ, Resource Conservation Division for the HDC scheduling process and procedures. **The property owner/developer must submit a copy of the minutes from the HDC Advisory Meeting to DPZ along with the initial subdivision or site development plan application.**
- c. **MAA Meeting Requirement** - For all proposed subdivisions or developments located within the BWI Airport Noise Zone or the Airport Zoning District (4 mile radius from the center of the airport), the review and approval by the Maryland Aviation Administration is required prior to signature approval of final plan road and SWM construction drawings, and/or site development plans, or waiver approval of SDP. Please contact the MAA at P.O. Box 8766, BWI Airport, Maryland, 21240-0766, or (410) 859-7100. A copy of the MAA approval letter must accompany the submission of the final road/SWM construction plan original drawings, and/or site development plan original, or waiver petition application.

- d. **Design Advisory Panel (DAP)** – A pre-submission advisory meeting with the Design Advisory Panel is required for sketch and preliminary equivalent sketch plans that are submitted on or after November 3, 2008 for new development or redevelopment projects on parcels located in the U.S. Route 1 corridor that are zoned 'CE', 'CAC' or 'TOD' or that adjoin the Route 1 right-of-way and that are subject to the Route 1 Design Manual; on parcels located within the U.S. Route 40 corridor that are zoned 'TNC' or that are subject to the Route 40 Design Manual; on parcels which age-restricted adult housing is to be constructed pursuant to a conditional use; on redevelopment parcels located in the New Town Village Centers with boundaries proposed by a property owner or established by the Zoning Board or County Council; and for revitalization and redevelopment of Downtown Columbia in accordance with Sections 16.1501 and 16.1504 of the Howard County Code. The property owner/developer must contact the DPZ, Division of Comprehensive and Community Planning to verify this requirement and for information concerning the DAP meeting scheduling process and procedures. **The property owner/developer must submit a copy of the DAP project design recommendations to DPZ along with the initial subdivision plan application.**

V. **Plan Exhibit**

A. **Number of Copies Required**

The waiver petition application must be accompanied by copies of a detailed plot plan, subdivision plat or site development plan (**15 sets of the completed waiver application and plan exhibit if the subject property adjoins a County road; 19 sets for properties adjoining a State road**). In instances where the waiver request concerns an approval extension or if an associated plan is in active processing, only 2 sets of plans are required along with 15 or 19 copies of the application form. Plans must be folded to a size no larger than 7-1/2" x 12". The pre-packaging of plans and supplemental reports by SRC agency will be permitted by DPZ provided that each package contains a cover letter which itemizes all plans, reports and documents included in the package.

**Please be advised that all plan application submissions are ACCEPTED BY APPOINTMENT ONLY. All plan submission appointments must be scheduled with the Division of Land Development at (410) 313-2350.**

Plan applications are available on the DPZ website at <http://www.co.ho.md.us/DPZ/formsfeesapplications.htm>.

B. **Plan Requirement Checklist**

The detailed waiver petition exhibit, plot plan, subdivision plan or site development plan must indicate the following required information relevant to the waiver request to ensure acceptance of the waiver petition application for processing.

Legend:	<u>✓</u> NA	Information Provided Not Applicable	<u>X</u> Information Not Provided, Justification Attached
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- ✓ — 1. Vicinity map scale 1" = 2,000' indicating and identifying the total boundary of the property, exact site location, vicinity roads and north arrow.
- ✓ 2. Bearings and distances of property boundary lines for the entire tract and size of tract area.
- ✓ 3. North arrow and scale of plan.
- ✓ 4. Location, extent, boundary lines and area of any proposed lots.
- ✓ 5. Any existing or proposed building(s), structures, points of access, driveways, topography, natural features and other objects and/or uses on the subject and adjacent properties which may be relevant to the petition; i.e. historic structures, cemeteries or environmentally sensitive areas.
- ✓ 6. Delineation of building setback lines.
- ✓ 7. Delineation of all existing public road and/or proposed street systems.
- ✓ 8. Identification and location of all easements.

- N/A 9. Approximate delineation of floodplain, streams, wetland and forested areas, if applicable, and/or provide a professional certification that environmental features do not exist on the property.
- N/A 10. Road profile to evaluate sight distance, if the application includes a request for direct access to a major collector or more restrictive roadway classification.
- N/A 11. Any additional information to allow proper evaluation (e.g. for waivers to wetland buffers an alternative analysis and mitigation proposal are needed; for waivers to SDP requirements where there is no subdivision of land, an APFO Roads Test evaluation may be needed, for waivers of final plat or SDP, a copy of property deeds to confirm legal creation or status of property is needed).
- N/A 12. Photographs, perspective sketches or cross-sections as necessary to adequately portray the waiver request.
- N/A 13. The exhibit plans should be highlighted to accurately illustrate the requested waiver(s) to allow proper evaluation (i.e. proposed grading, tree clearing or other disturbances within environmentally sensitive areas or buffers).
- N/A 14. Submit 2 sets of photographs for all existing on-site structures.
- √ 15. Identify the location of any existing wells and/or private septic systems.

N/A 16. **Route 1 Manual**  
 Compliance with the Route 1 Manual is required for new development and some alterations or enlargements located in the CE, TOD and CAC zoning districts and for other zoning districts located within the Route 1 corridor. All plan submissions, beginning with the initial subdivision or site development plan, shall show all applicable streetscape, site and building designs responding to the Route 1 Manual's requirements and recommendations. All plan submissions shall provide a written summary of how the proposed design achieves the objectives of the Route 1 Manual. Also, building design and schematic architectural elevation details must be included with the initial subdivision or site development plan submission.

N/A 17. **Route 40 Design Manual**  
 Compliance with the Route 40 Design Manual is required for new development and redevelopment projects located in the Traditional Neighborhood Center (TNC) zoning districts and on parcels located within the Route 40 Corridor as defined in the Route 40 Design Manual. All plan submissions within the Route 40 corridor, beginning with the initial subdivision or site development plan, shall show all applicable streetscape, site and building designs responding to the Route 40 Design Manual's requirements and recommendations. All plan submissions within the Route 40 corridor shall provide a written summary of how the proposed design achieves the objectives of the Route 40 Design Manual. Also, building design and schematic architectural elevation details must be included with the initial subdivision or site development plan submission.

√ 18. **Property Deeds** – Information to confirm the legal creation or status of the property to be improved. (Copy of deeds from Howard County Land Records Office or record plat name and recording reference number). **A complete chronological deed history is required for all deeded residential properties. Provide 2 copies of the recorded deeds for the subject property tracing its history back to 1960.**

N/A 19. Please complete the following:

A pre-submission meeting was held with DPZ on \_\_\_\_\_ with \_\_\_\_\_, if applicable.  
 (DPZ, Director, DLD Division Chief or other SRC representatives)

VI. Fees

The Waiver Petition application fee shall be in accordance with the adopted fee schedule. All checks shall be made payable to the *Director of Finance*. **The petition will not be accepted for processing until the fee has been paid. Incomplete, incorrect or missing information may result in the rejection of the application and could cause additional time to be required to revise the petition for resubmittal and re-review.** For more information or questions, contact DPZ at (410) 313-2350.

VII. **Owner's/Petitioner's Certification**

I/WE the undersigned fee simple owner(s) hereby make application to the Howard County Department of Planning and Zoning to relax the minimum requirements of the Howard County Subdivision and Land Development Regulations. The undersigned hereby certifies the information supplied herewith is correct and complete, confirms that the regulations and policies as referred to in the attached are understood, and authorizes periodic on-site inspections by the Howard County Subdivision Review Committee agencies. **\*If the applicant is the owner's agent, written documentation from owner granting that authority is required at the time of the submission.**

Owner's authorization attached \*

Mark G. Moxley 5/21/14  
(Signature of Property Owner) (Date)  
(Fee Simple Owner Only)

Mark G. Moxley, Elizabeth L Moxley

(Name of Property Owner)

2405 Pfefferkorn Road

(Address)

West Friendship MD 21794

(City, State, Zip Code)

E-Mail mmoxley@mac.com

(443) 250-9932 (410) 750-1947  
(Telephone) (Fax)

Contact Person: Mark Moxley

Donald Mason 5/27/14  
(Signature of Petition Preparer) \* (Date)

Benchmark Engineering, Inc.

(Name of Petition Preparer, Surveyor/Engineering/Architect or Agent/Developer)

8480 Balt. National Pike Ste 315

(Address)

Ellicott City, MD 21043

(City, State, Zip Code)

E-Mail dmason@bei-civilengineering.com

410-465-6105 410-465-4244  
(Telephone) (Fax)

Contact Person: Donald Mason

VII. **Owner's/Petitioner's Certification**

I/WE the undersigned fee simple owner(s) hereby make application to the Howard County Department of Planning and Zoning to relax the minimum requirements of the Howard County Subdivision and Land Development Regulations. The undersigned hereby certifies the information supplied herewith is correct and complete, confirms that the regulations and policies as referred to in the attached are understood, and authorizes periodic on-site inspections by the Howard County Subdivision Review Committee agencies. **\*If the applicant is the owner's agent, written documentation from owner granting that authority is required at the time of the submission.**

Owner's authorization attached \*

*J. Moxley III*

(Signature of Property Owner)  
(Fee Simple Owner Only)

(Date)

(Signature of Petition Preparer) \*

(Date)

Dawn Acres LLC *Moxley Family*

(Name of Property Owner)

*Trust*

Benchmark Engineering, Inc.

(Name of Petition Preparer, Surveyor/Engineering/Architect  
or Agent/Developer)

13155 Route 144

(Address)

8480 Balt. National Pike Ste 315

(Address)

West Friendship MD 21794

(City, State, Zip Code)

Ellicott City, MD 21043

(City, State, Zip Code)

E-Mail rmoxley@sdcgroup.com

E-Mail dmason@bei-civilengineering.com

410-465-4244

(Telephone)

(Fax)

410-465-6105

410-465-4244

(Telephone)

(Fax)

Contact Person: James R. Moxley III

Contact Person: Donald Mason

Howard County Department of Planning and Zoning  
Division of Land Development

INITIAL SUBMISSION  
WAIVER PETITION WORKSHEET  
(For DPZ Use Only)

Project Name \_\_\_\_\_ DPZ File No. \_\_\_\_\_  
DPZ Plan Reviewer \_\_\_\_\_ Submission Date \_\_\_\_\_  
Plan Consultant Representative \_\_\_\_\_ Time \_\_\_\_\_

- I. **Application Requirements** *Indicate Yes, No or N/A*
- a. Application is complete \_\_\_\_\_
  - b. Required number of plans and applications are provided \_\_\_\_\_  
    \_\_\_ Plans (15 sets on County Road or  
    \_\_\_ Applications 19 sets on State Road)
  - c. Supplemental Information is provided \_\_\_\_\_
  - d. Certification of pre-submission community meeting and summary of community comments with dated responses to all meeting attendees within 60 days is provided and three week notice given to DPZ and County Council, if applicable \_\_\_\_\_
  - e. Certification of pre-submission HDC advisory meeting for new projects in Historic District or listed in Historic Sites Inventory \_\_\_\_\_
  - f. Photographs of existing structures (for Historic Preservation Review) \_\_\_\_\_
  - g. MAA Approval Letter (if applicable) \_\_\_\_\_
  - h. Written summary of Route 1 Manual/Route 40 Design Manual compliance (if applic) \_\_\_\_\_
  - i. DAP project design recommendation for Route 1/Route 40 projects \_\_\_\_\_

- II. **Fee Computation** **Fee**
- Number of waivers requested \_\_\_\_\_
  - \* Base Fee for first two waiver sections (\$450) \_\_\_\_\_
  - Fee for each additional waiver section (\_\_\_ additional waivers x \$50 each) \_\_\_\_\_
  - \* (Maximum fee of \$350 for Agricultural Preservation parcels)
- TOTAL** \_\_\_\_\_

III. **Certification**

Cash Receipt No. \_\_\_\_\_ Amount \_\_\_\_\_  
SAP Acct 1000000000-3000-3000000000-PWPW000000000000-432530

Check issued by \_\_\_\_\_

\_\_\_ Waiver petition application is accepted for processing.

\_\_\_ Scheduled SRC meeting date.

\_\_\_ Waiver petition application is rejected.

Reason: \_\_\_\_\_

\_\_\_ Resubmission is accepted. Date \_\_\_\_\_ Staff initials \_\_\_\_\_

Comments/Notes \_\_\_\_\_  
\_\_\_\_\_

**III. JUSTIFICATION of WAIVER**  
**ARTICLE IV; SECTION 16.144 (g)**

- a) Extraordinary Hardship or Practical Difficulty – Due to a change in the holder of the loan on the property the owner has had a difficult time in getting the necessary paperwork signed by the financial institution in order to execute the required deeds and easement documents outlined in the approval letter for F-14-037 dated December 6, 2013. Therefore the owner is requesting an extension to the June 4, 2014 deadline.
  
- b) Not Detrimental to the Public Interest – Approval of this Waiver Petition will not be detrimental to the public interest. This project is for reconfiguring internal lot lines and does not create new lots, therefore there is no impact to housing allocations or school allocations by approving this waiver.
  
- c) Substantiate that approval of the waiver will not be detrimental to public interest - This subdivision plan does not affect the public as it is only reconfiguring existing lots within a farm. The approval of this waiver will in fact be in the public interest as it would eliminate the need to use additional county resources to process new plans.
  
- d) Will not Nullify the Intent or Purpose of the Regulations – Approval of this Waiver will not nullify the intent of the regulations, as the intent of this section is to ensure that projects are completed in a timely fashion in order to maintain adequate public facilities. This project is for reconfiguring internal lot lines and does not create new lots, therefore there is no impact to housing allocations or school allocations.