

APPLICATION

FOR PERCOLATION TESTING AND SITE EVALUATION

TEST DATE(S) _____ TEST TIME _____ AP 53/950

AGENCY REVIEW: _____ DATE _____

DO NOT WRITE ABOVE THIS LINE

I HEREBY APPLY FOR THE NECESSARY TESTING/EVALUATION PRIOR TO ISSUANCE OF SEWAGE DISPOSAL SYSTEM PERMIT(S) TO:

CHECK AS NEEDED:

- CONSTRUCT NEW SEPTIC SYSTEM(S)
- REPAIR/ADD TO AN EXISTING SEPTIC SYSTEM
- REPLACE AN EXISTING SEPTIC SYSTEM

CHECK AS NEEDED:

- NEW STRUCTURE(S)
- ADDITION TO AN EXISTING STRUCTURE
- REPLACE AN EXISTING STRUCTURE

CHECK ONE:

- CREATE NEW LOT(S)
- BUILD ON AN EXISTING LOT IN A SUBDIVISION
- BUILD ON AN EXISTING PARCEL OF RECORD

IS THE PROPERTY WITHIN 2500' OF ANY RESERVOIR?

- YES
- NO

THE TYPE OF STRUCTURE IS:

- RESIDENTIAL WITH 4 PROPOSED BEDROOMS IN THE COMPLETED STRUCTURE (NOTE **UNKNOWN** IF APPROPRIATE)
- COMMERCIAL (PROVIDE DETAIL OF NUMBERS AND TYPES OF EMPLOYEES/ CUSTOMERS ON ACCOMPANYING PLAN)
- INSTITUTIONAL/GOVERNMENT (PROVIDE DETAIL OF NUMBERS AND TYPES OF EMPLOYEES/USERS ON ACCOMPANYING PLAN)

PROPERTY OWNER(S) Ann Moxley

DAYTIME PHONE 443-745-0396 CELL _____ FAX _____

MAILING ADDRESS 3351 Rt 97 Glenwood MD 21738
STREET CITY/TOWN STATE ZIP

APPLICANT Hattfields Equipment

DAYTIME PHONE 301 440 5794 CELL 410 984 -0047 FAX _____

MAILING ADDRESS PO Box 519 Annapolis Junction MD
STREET CITY/TOWN STATE ZIP

APPLICANT'S ROLE: DEVELOPER BUILDER BUYER RELATIVE/FRIEND REALTOR CONSULTANT
Septic Contractor

PROPERTY LOCATION
SUBDIVISION/PROPERTY NAME _____ LOT NO. _____

PROPERTY ADDRESS 3351 Route 97 Glenwood
STREET TOWN/POST OFFICE

FAX MAP PAGE(S) _____ GRID _____ PARCEL(S) _____ PROPOSED LOT SIZE _____

AS APPLICANT, I UNDERSTAND THE FOLLOWING: THE SYSTEM INSTALLED SUBSEQUENT TO THIS APPLICATION IS ACCEPTABLE ONLY UNTIL PUBLIC SEWERAGE IS AVAILABLE. THIS APPLICATION IS COMPLETE WHEN ALL APPLICABLE FEES AND A SUITABLE SITE PLAN HAVE BEEN RECEIVED. I ACCEPT THE RESPONSIBILITY FOR COMPLIANCE WITH ALL M.O.S.H.A. AND "MISS UTILITY" REQUIREMENTS. APPROVAL IS BASED UPON SATISFACTORY REVIEW OF A PERC CERTIFICATION PLAN. TEST RESULTS WILL BE MAILED TO APPLICANT.

SIGNATURE OF APPLICANT

HOWARD COUNTY HEALTH DEPARTMENT, BUREAU OF ENVIRONMENTAL HEALTH, WELL AND SEPTIC PROGRAM
7178 COLUMBIA GATEWAY DRIVE COLUMBIA, MARYLAND 21046 (410) 313-1771 FAX (410) 313-2648
TDD (410) 313-2323 TOLL FREE 1-877-4MD-DHMH

(A)
 Alternating Layers of Moderately Dense Or Br Si Cl Loam and Sa Cl Loam 5-10% Rock Fine Sbk

6.5-7'

Beige Loamy Sa, 5-10% Saproliite Mottling ~ 10.5'

13.5'

(B)

Brand Or Br Topsoil and Sa Loam Fine sbk

1.5'

Beige Sa Cl Loam

2-2.5'

Beige Sa Loam Turning to a Loamy Sa ~10% Rock and Saproliite Mottling Around 9.5' Wet

13'

(C)

Topsoil and Beige Sa Cl Loam

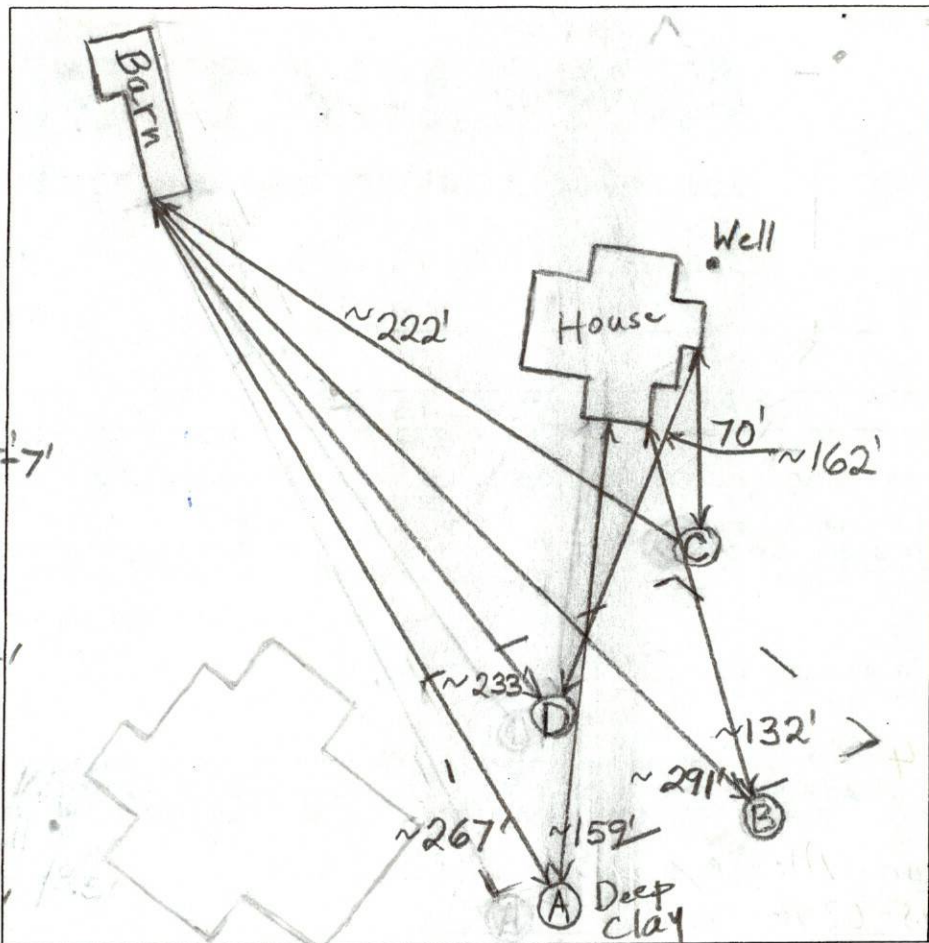
1.5'

Beige Sa Loam

4'

Beige Loamy Sa, 10-15% Rock and Saproliite Mottling ~ 11'

Dry 14'



(D)
 Dense Or Red Sa Cl Loam, 15-20% Rock 5'
 Sa Loam 10-15% Rock and Saproliite

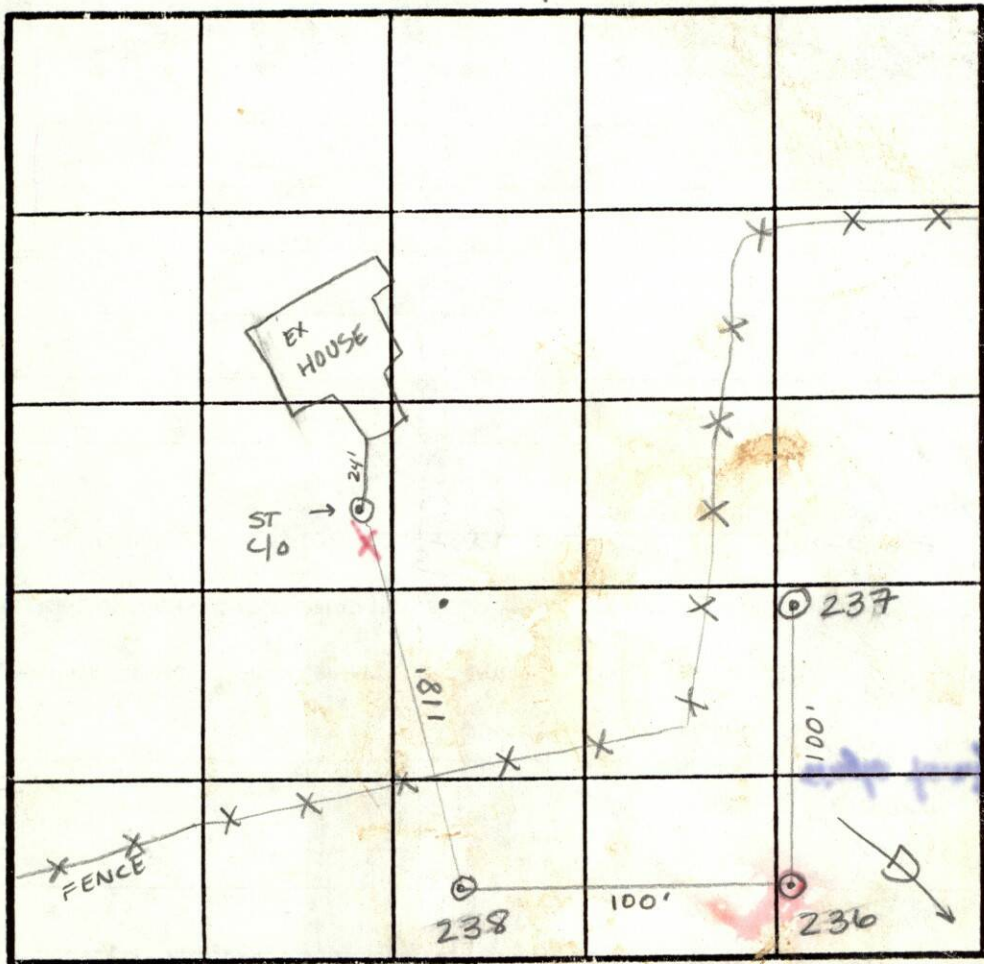
6'

DATE	TEST #	DEPTH	START	BREAK 1" DROP	STOP 2" DROP	TIME OF 2ND INCH	P/F/H	
10/15/09	A	59"/13.5'	8:12	8:38	9:56	78	F	
		7'9"	9:53:30	9:57	10:04:30	7 1/2	F	
	B	33"/13'	8:45	8:49:30	8:57	7 1/2	P	
		4.5'	9:02	9:04	9:06:15	2+	P	
	C	3.5'/14'	9:27	9:31	9:36	5	P	
	D	6' V - Dug to Find Clay Depth						

Clays Get Deeper as You Approach Hole **(A)**
 Hole **(B)** in Middle of Broad Swale

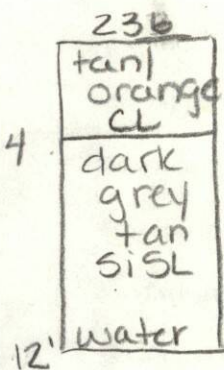
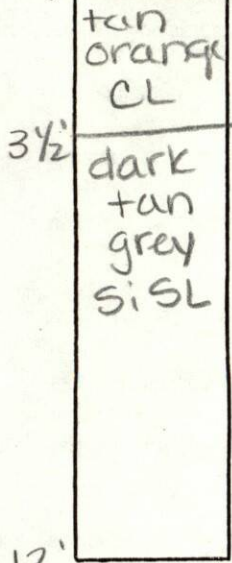
REMARKS Hole **(A)** Fails - Insufficient Buffer to Mottling
 SANITARIAN B. Baker BACKHOE Hatfields OTHERS _____
 TEST HOLES USED IN SDA B, C + D AVG. PERC TIME _____ SQ. FT/BR _____
 TRENCH WIDTH _____ INLET DEPTH _____ MAX. BOT DEPTH _____ EFFECTIVE SW _____

LOT 1



INDICATE NORTH - NAME ADJOINING ROADWAY AS BASE LINE.

SOIL PROFILE
238, 236, 237



DATE	TEST NO.	DEPTH	PRE-WET		TEST - 1" DROP		TIME
			START	STOP	START	STOP	
6-29-99	236	3' V12	12:48	>30 min	—	—	F
	236	4' V12	1:20	1:30	1:30	1:56	26min
	236	6' V12	12:48	12:51	12:51	12:55	4min
	237	2 1/2' V12 1/2	12:57	12:58	12:58	12:01	3min W
	238	Visual to 13'		OK	—	—	OK

REMARKS wet season testing

TYPE OF SOIL Chester

TESTED BY Amy McMillen ALSO PRESENT _____

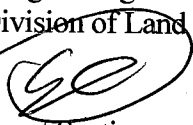


Bureau of Environmental Health
7178 Columbia Gateway Drive, Columbia, MD 21046-2147
(410) 313-2640 Fax (410) 313-2648
TDD (410) 313-2323 Toll Free 1-866-313-6300
website: www.hchealth.org

Peter L. Beilenson, M.D., M.P.H., Health Officer

MEMORANDUM

TO: Cindy Hamilton, Planning Manager
Planning & Zoning, Division of Land Development

FROM: Stuart F. Oster, R.S. 
Groundwater Management Section
Well and Septic Program

DATE: December 11, 2008

SUBJECT: Moore Property, Roxbury Mill Rd, Route 97, Rd, Lots 5 & 6
F-08-099

The wells located on the Moore Property consisting of 1 new lot and 1 existing lot have been drilled and have received preliminary approval by the Howard County Health Department. The recordation of plat F-08-099 should not be held up any longer due to issues involving well drilling as the developer of this project has fulfilled this prerequisite. If there are any questions, please call me at 410-313-1771.

C: Chris Malagari, Benchmark Eng, Inc., Faxed to 410-465-6644
File

perc test 6/29/94
\$10.00

APPLICATION

PERCOLATION TESTING

A 50070-A
P _____

HOWARD COUNTY HEALTH DEPARTMENT
BUREAU OF ENVIRONMENTAL HEALTH
P O BOX 476 ELLICOTT CITY, MARYLAND 21043
TELEPHONE 461-9933

DISTRICT _____
DATE MAY 12, 1994

TO: THE COUNTY HEALTH OFFICER
ELLICOTT CITY, MARYLAND

I, HEREBY, APPLY FOR THE NECESSARY TEST IN ORDER TO CONSTRUCT (OR RECONSTRUCT) A SEWAGE DISPOSAL SYSTEM

PROPERTY OWNER EUGENE B. MOORE, JR.

ADDRESS 3351 ROXBURY MILL ROAD - MD. RTE 97 PHONE 410-442-2606
GLENWOOD, MD. 21738

PROSPECTIVE BUYER _____
ADDRESS _____ PHONE _____

PROPERTY LOCATION:

SUBDIVISION EUGENE B. MOORE PROPERTY LOT NO. 1

ROAD AND DESCRIPTION ROXBURY MILL RD - 1500'± SOUTH OF BURNT WOODS RD.

TAX MAP 21 PARCEL # 140

SIZE OF LOT 3 AC ± TYPE BLDG Existing single family
(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.O.S.H.A. REQUIREMENTS IN TESTING THIS LOT. X Eugene B Moore Jr
(SIGNATURE OF APPLICANT)

APPROVED BY _____ FOR _____ DATE _____

REJECTED BY _____ FOR _____ DATE _____

HOLD PENDING FURTHER TESTS _____ DATE _____

REASONS FOR REJECTION OR HOLDING _____

HD-216

THIS IS NOT A PERMIT

A 50070-A

SUBDIVISION: Eugene B Moore Prop

LOT NUMBER: 3

DRY WELL OR DRY WELL AND TRENCH

_____ sq. ft./bedroom

	<u>Septic Tank</u>	<u>Minimum Total Square Feet</u>
3 bedroom	1000 gallon	_____
4 bedroom	1250 gallon	_____
5 bedroom	1500 gallon	_____

Inlet _____ feet below original grade.

Bottom maximum depth _____ feet below original grade.

Effective area begins at _____ feet below original grade.

NOTE: If trench is used to make up absorbent area, run the trench on level ground and leave a 5-foot earth buffer between dry well and trench. No trench is to exceed 100 feet in length. Trench inlet to be same as dry well, with _____ feet of stone below distribution pipe.

TRENCHES

240 sq. ft./bedroom

Trench to be 2 wide.

Inlet 4' feet below original grade.

Bottom maximum depth 8' feet below original grade.

Effective area begins at 4' feet below original grade.

4' feet of stone below distribution pipe.

- NOTE:
- (1) No trench to exceed 100 feet in length.
 - (2) If more than one trench used, a distribution box is required.
 - (3) Trenches to be installed on level ground.
 - (4) Call for inspection of trench before gravel is installed.
 - (5) Provide 6" - 8" diameter cleanout and cap to grade or above on septic tank and drywell.
 - (6) If a garbage disposal is used, increase septic tank capacity by 50% and increase absorbent sidewall area by 22%.

LOCATION: 2-28-95 BEGINNING FROM THE INTERSECTION OF THE
434.61' AND 626.99 LOT LINE, PLACE DISTRIBUTION BOX
130 FEET UP THE 626.99 LOT LINE AND 105 FEET OFF
THAT SAME LOT LINE. RUN TRENCHES ON CONTOUR
TOWARD THE 434.61 LOT LINE. AMY MULLER

INFORMATION FORM - SEPTIC SYSTEM REPAIR / UPGRADE / EVALUATION

For internal office use only

Reason for Request:

Failing System (includes surface discharge or inadequate treatment zone)

Has the contractor verified through excavation/pumping evaluation, that there are no pipe blockages?

System relocation for proposed addition for setback compliance *

Verification of adequate system per COMAR 26.04.02.02D (4)*

To replace collapsed septic tank

To replace collapsed drywell

Septic Contractor:

Contractor's Address:

Habbeleds Equipment
PO Box 519 Annapolis Junction
md

Contractor's Phone #:

410-984-0047

Property Address:

3351 Route 97

Property (Subdivision) & Lot #

County file number if known:

Owner's Name and Phone number:

Ann Morley 443-745-0396

Is public sewer available/nearby:

N/A

If public sewer may be close, mention further research will be performed to verify availability

Names of Any Previous Owners:

Year House Built:

of Existing Bedrooms:

4

of Bedrooms after completion of addition:

Has this request been discussed previously with another Sanitarian: Name: Robert Bricker

A Sanitarian will be in contact within three business days depending upon the urgency of the situation to coordinate the scheduling/review of the repair, upgrade or evaluation.

Print out copy of Real Property Data via Dept. of Taxation website Indexed file found

***Prior to scheduling inspections, scaled plans should be submitted to clarify the nature of the addition.**

If public sewer may be nearby, verify whether the sewer is technically "available" (defined as abutting or within the property), through the Bureau of Engineering (Diane Nason x 3372 or Jean Reed x 3362).

If sewer is available, verify whether the property is within the Metropolitan District (Finance x 2061).

If sewer is available, and property is within the Metropolitan District, connection to sewer is required. If owner believes reasons for exemptions exist, owner should justify request in writing.

If soil/site conditions are limiting and sewer and/or Metro District status not conducive to connection, Sanitarian may recommend pursuit of Emergency Sewer Extension or Emergency Metro District Inclusion. Owner should contact Charlotte Dryden at x 4419 for further detail.

Environmental Sanitarian tentatively assigned per rotating index card box: _____

Date of request: _____ (Clerical staff to update scheduling card with date of request/property address)

Septic permit to be typed by clerical staff after instruction from scheduling Sanitarian.

No permit is to be issued nor inspection to be scheduled without prior fee collection at office unless an emergency situation exists. Contractor to notify office of the emergency situation as soon as possible.

HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING
Division of Land Development

DATE: 10-11-07

DPZ File No. WP-08-030

Department of Planning and Zoning

- Transportation Planning
- Historic Preservation
- Public Service and Zoning Administration
- Research
- Address Coordinator

- Environmental and Community Planning (Ag Pres/Route 1)
- Development Engineering Division
- Other
- File

Agencies

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

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

RE: Eugene B. Moore Property Lots 576

ENCLOSED FOR YOUR → Signature Approval Review & Comments Files
 THE ENCLOSED → Original Pre-Packaged Plan Set

Plans	# of Sheets	Supplemental Documents
<input type="checkbox"/> Sketch Plan	<input type="checkbox"/>	<input type="checkbox"/> Wetlands Report
<input type="checkbox"/> Prel Equiv Sketch Plan	<input type="checkbox"/>	<input type="checkbox"/> Soils/Topo Map/Drain Area Map
<input type="checkbox"/> Preliminary Plan	<input type="checkbox"/>	<input type="checkbox"/> FSD/FCP/Worksheet and Application
<input checked="" type="checkbox"/> Final Plat/Plat of Easement/RE Plat	<input checked="" type="checkbox"/>	<input type="checkbox"/> Declaration of Intent (Forest Cons)
<input type="checkbox"/> Final Constr Plans (RDS)	<input type="checkbox"/>	<input type="checkbox"/> Drainage and/or Computation/Pond Safety Comps
<input type="checkbox"/> Final Development Plan	<input type="checkbox"/>	<input type="checkbox"/> Preliminary Road Profiles
<input type="checkbox"/> Site Development Plan	<input type="checkbox"/>	<input type="checkbox"/> APFO Roads Test/Mitigation Plan/Traffic Study
<input type="checkbox"/> Landscape Plan/Supplemental Plan	<input type="checkbox"/>	<input type="checkbox"/> Noise Study
<input type="checkbox"/> Grading Plan	<input type="checkbox"/>	<input type="checkbox"/> Sight Distance Analysis/Speed Flow Study
<input type="checkbox"/> House Type Revision/Walk-Thru Red-Line	<input type="checkbox"/>	<input type="checkbox"/> Floodplain Study
<input type="checkbox"/> Water and Sewer Plan	<input type="checkbox"/>	<input type="checkbox"/> Stormwater Management Comps/Geo-Tech Report
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Industrial Waste Survey (DPW)
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Road Poster Form Letter
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Response Letter
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Perc Plat
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Scenic Road Exhibits
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Deeds
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Photographs
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Retaining Wall Comps/Details
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Poster/Community or HDC Meeting Information
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Route 1 Details/Summary

Applications

- Waiver Petition Applic/Exhibit
- Planning Board Application
- ASDP/CSDP Application
- DED Application/Checklist
- DED Fee Receipt/Deeds/Cost Estimate

WAS: Received Tentatively Approved Recorded
 Received and Revised Approved On 10-11-07

COMMENTS: _____ SRC/Comments Due By: 11-8-07

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

DPZ STAFF INITIALS [Signature]

Howard County Department of Planning and Zoning
Division of Land Development

WAIVER PETITION APPLICATION

Date Submitted/Accepted OCT 11 2007 DPZ File Number WP-08-030

I. Site Description

Subdivision Name/Property Identification: Eugene B. Moore Property - Lots 5 & 6
 Location of property: 3351 Roxbury Mill Rd - Rte 97 (East of Rte 97)
(Street Address and/or Road Name)

residential/agric. Residential
(Existing Use) (Proposed Use)

21 3/4 LOT 3 4th
(Tax Map No.) (Grid/Block No.) (Parcel No.) (Election District)

RR-DEO 6.79 ac.
(Zoning District) (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.)
property was subdivided into lots 3 & 4 in 1994 (F-95-40). Lot 3 has an existing dwelling and consists of 6.79 acres and has environmental features in the rear of the property. Lot 3 is proposed to be re-subdivided into 2 lots with the existing house on one (1) of the lots. No further subdivision is possible under the current regulations.

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.

Section Reference No.	Summary of Regulation
1. <u>16.120(b)(4)(iii)</u>	<u>Lots less than 10-acres in size may not include floodplain, streams, wetlands, their buffers or forest conservation easements.</u>
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____

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 (**14 sets of the completed waiver application and plan exhibit if the subject property adjoins a County road; 18 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 14 or 18 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.

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>I</u> Information Provided	<u>X</u> Information Not Provided,
	<u>NA</u> Not Applicable	Justification Attached

- I 1. Vicinity map scale 1" = 2,000' indicating and identifying the total boundary of the property, exact site location, vicinity roads and north arrow.
- I 2. Bearings and distances of property boundary lines for the entire tract and size of tract area.
- I 3. North arrow and scale of plan.
- I 4. Location, extent, boundary lines and area of any proposed lots.
- I 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.
- I 6. Delineation of building setback lines.
- I 7. Delineation of all existing public road and/or proposed street systems.
- I 8. Identification and location of all easements.
- I 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. *(see the plat for location)*
- 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).
- I 14. Submit 2 sets of photographs for all existing on-site structures.
- I 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.

T 17. **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.**

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.**

Owner's authorization attached *

Ann Moxley (Signature of Property Owner) 10/9/07 (Date)
(Fee Simple Owner Only)

Chris Malagari (Signature of Petition Preparer) * 10/4/07 (Date)

Ann Moxley
(Name of Property Owner)

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

13205 27th Ave
(Address)

8480 Balt. Nat. pike Suite 418
Address)

West Friendship Md 21794
(City, State, Zip Code)

Ellicott city, Md. 21043
(City, State, Zip Code)

E-Mail Five Moxleys @ wild blue net

E-Mail _____

410 893 3637
(Telephone) (Fax)

410.465.6105 410.465.6644
(Telephone) (Fax)

Contact Person: Ann Moxley

Contact Person: Chris Malagari

**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 (14 sets on County Road or
 ___ Applications 18 sets on State Road)
- c. Supplemental Information is provided N/A
- d. Certification of pre-submission HDC advisory meeting for new projects in
 Historic District or listed in Historic Sites Inventory N/A
- e. Photographs of existing structures (for Historic Preservation Review) N/A
- f. MAA Approval Letter (if applicable) N/A
- g. Written summary of Route 1 manual compliance (if applicable) N/A

II. Fee Computation

Fee

- Number of waivers requested 1
- * Base Fee for first two waiver sections (\$450) \$ 450
- Fee for each additional waiver section (___ additional waivers x \$50 each) _____
- * (Maximum fee of \$350 for Agricultural Preservation parcels)

TOTAL \$ 450⁰⁰

III. Certification

Cash Receipt No. _____ Account #011-005-4201 Amount _____

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 _____

Waiver Petition Justification
for
The Eugene B. Moore Property- Lots 5 & 6

Section 16.120 (b) (4) (iii)

- a.) Lot 3 currently exists as 6.79 acres which is less than the 10 acres required by the current Subdivision Regulations for lots with environmental features. The owner of the lot wishes to subdivide the lot into two (2) 3-acre lots which would still be consistent with the surrounding neighborhood. The existing environmental features are located at the rear of existing Lot 3 and are partially protected by an existing Forest Conservation Easement that was recorded under the previous subdivision as Plat number 11652.

At the time of the previous subdivision, the owner intended to create this additional lot but was held up by the wet season percolation requirements. Rather than holding up the other proposed lot for a year, the owner decided to move forward with the development. At the time this occurred, the subdivision regulations did not prohibit environmental features on lots of less than 10 acres. Therefore, this condition was not created by the property owners but rather it was created by the change in the Subdivision Regulations. The practical difficulty of complying with the regulation is that the proposed re-subdivision would be prohibited due to the fact that the minimum lot acreage would not be achievable if the environmental features are not allowed on the proposed lot.

- b.) By allowing this waiver there should not be any change to the environmental conditions on-site. The environmental features are still protected within the existing recorded Forest Conservation Easement whether the waiver is approved or not. We are just asking for the environmental features to remain on the proposed lot to allow the minimum lot acreage to be achieved.
- c.) The approval of this waiver request will not be detrimental to the public interests because the environmental features will remain within the recorded Forest Conservation Easement and therefore are still protected.
- d.) Approval of this waiver will not nullify the intent of the Regulations which is to protect the environmental features from being disturbed. The environmental features are still protected within the existing recorded Forest Conservation Easement.