

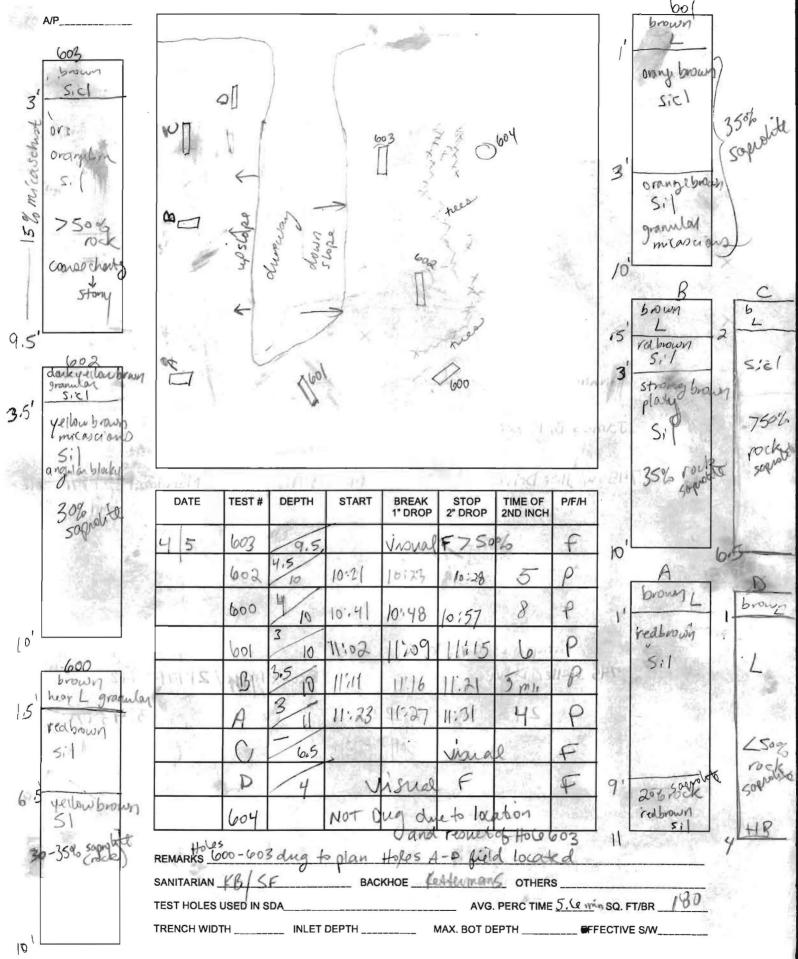
APPLICATION

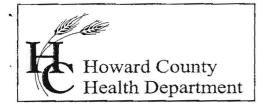
FOR PERCOLATION TESTING AND SITE EVALUATION

TEST DATE(S)	TEST TIME	Ap 522028
AGENCY REVIEW:		DATE 3/11/05
TAX ID#04-345126		
DÓ NOT V	WRITE ABOVE THIS LINE	
I HEREBY APPLY FOR THE NECESSARY TESTING/EVALUATIO 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 EXIS REPLACE AN EXISTIN	STING 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 VES	2500' OF ANY RESERVOIR?
THE TYPE OF STRUCTURE IS: RESIDENTIAL WITH UNKNOWN PROPOSED BED COMMERCIAL (PROVIDE DETAIL OF N INSTITUTIONAL/GOVERNMENT (PROVIDE DETAI	UMBERS AND TYPES OF EMPLOYEES/ CUSTO	DMERS ON ACCOMPANYING PLAN)
PROPERTY OWNER(S) James B. Recker an	d	
DAYTIME PHONE CEL		AX
APPLICANT FULL Associates	CITY/TOWN	Maryland 21.771-3442 STATE ZIP
APPLICANT FGH ASSOCIATES		
DAYTIME PHONE (410) 750 - 2251 CELL	FA	x (410)750-2251 MD. 21043
MAILING ADDRESS 8318 Forder Mt. STREET	Ellicity city CITY/TOWN	MD. 21043 STATE ZIP
APPLICANT'S ROLE: DEVELOPER BUILDER	BUYER RELATIVE/FRIEND	REALTOR CONSULTANT
PROPERTY LOCATION SUBDIVISION/PROPERTY NAME Patapsio 0	verbok	LOT NO. 2 ?
PROPERTY ADDRESS 745 Weller Drive STREET	MOUNT AND TOWN/POST	0FFICE
TAX MAP PAGE(S) GRID P	ARCEL(S) 227 PROP	OSED LOT SIZE 3, 439 AC.
AS APPLICANT, I UNDERSTAND THE FOLLOWING: THE	SYSTEM INSTALLED SUBSEQUENT TO T	THIS APPLICATION IS ACCEPT-
ABLE ONLY UNTIL PUBLIC SEWERAGE IS AVAILABLE.	THIS APPLICATION IS COMPLETE WHEN	ALL APPLICABLE FEES AND A
SUITABLE SITE PLAN HAVE BEEN RECEIVED. I ACCEP	PT THE RESPONSIBILITY FOR COMPLIAN	CE WITH ALL M.O.S.H.A. AND
"MISS UTILITY" REQUIREMENTS. APPROVAL IS BASED	DUPON SATISFACTORY REVIEW OF A PE	ERC CERTIFICATION PLAN.
TEST RESULTS WILL BE MAILED TO APPLICANT.	SIGNATURE OF APPLIC	CANT
HOWARD COUNTY HEALTH DEPARTMENT, BURI 3525-H ELLICOTT MILLS DRIVE, ELLICOTT CI TDD (410) 313-23		

HD-216 (2/03)

PLEASE SUBMIT ORIGINALS ONLY (BY MAIL OR IN PERSON)





Penny E. Borenstein, M.D., M.P.H., Health Officer

April 5, 2005

James B. Parker 745 Weller Drive Mount Airy, MD 21771

> RE: PERCOLATION TEST RESULTS – A522028 Tax Map 2, Parcel 227 Patapsco Overlook

Dear Mr. Parker:

Percolation testing conducted April 5, 2005 on the referenced property indicated satisfactory soil conditions. Copies of the test results are enclosed.

Further review is contingent upon submission by a registered engineer/surveyor of a percolation certification plan showing the following:

- 1) Actual locations and elevations of all excavated test holes
- 2) Proposed house, well and septic system
- 3) Locations of any other relevant features such as streams, swales, or existing structures
- 4) A note must be included certifying that all existing wells and septic systems within 100 feet of property boundaries have been shown
- 5) A note indicating that depicted topography reflects field-matched information
- 6) A health officer signature block stating "approved for private water and private sewer systems"
- 7) A MDE sewage disposal area statement is required
- 8) MDE minimum lot width statement

The percolation certification plat should be submitted within 60 days to allow field verification if necessary. If you have any questions regarding this matter, please contact me at the above address or by calling (410) 313-1771.

Kevin J. Bell Sara Fegel Water and Septic Program Development Coordination Section

KJB/SF Enclosures Cc: FSH Associates, Inc. File

August 5, 2005

Mrs. Cindy Hamilton, Chief Division of Land Development Howard County Department of Planning and Zoning 3450 Courthouse Drive Ellicott City, Maryland 21043

> Re: Patapsco Overlook Lots 49 & 50

Associates

Engineers Planners Surveyors

Dear Mrs. Hamilton:

On behalf of our client, we are requesting a waiver from Section 16.120(b)(4)(iii)(b) of the Subdivision and Land Development Regulations to allow a portion of a floodplain and a portion of a stream buffer on a lot that is less than 10 acres in size. Our justification to this request is as follows:

In order to place environmental features off the proposed residential buildable lot, our client would be required to create an open space lot.

In accordance with Section 16.121(a)(2) of the Subdivision and Land Development Regulations, in the rural cluster (RC) zone open space lots are not allowed. The fact that a non-buildable open space lot can not be created imposes an undue hardship to strictly comply with the requirements of Section 16.120(b)(4)(iii)(b).

The existing environmental features are located at the edge of the lot with an average horizontal distance of 320 feet and an average vertical distance of 70 feet to the proposed dwelling.

Should you have any questions or comments regarding this matter, please do not hesitate to contact this office.

Sincerely, FSH Associates

haria y.

Zacharia Y. Fisch, P.E.

ZYF:mlg CC: File 3299 S:\WORD Documents\FSH Associates\Job Letters\Patapsco Overlook 3299\Hamilton-waiver.doc

CLEAR INFO

WAIVER PETITION APPLICATION

Da	te Submitted/Accepted _	8/8/05	DPZ File Number	NP-06-008
I.	Site Description	,	$1 \dots 0 k$	
	Subdivision Name/Proper	rty Identification: <u>Par</u>	tapsco Overlook L	-075 49 \$ 50
	Location of property:	745 WEL	LER DRIVE	
		(Street Addres	s and/or Road Name)	
	RESIDENTIAL		RESIDENTIAL	
	(Existing Use)		(Proposed Use)	
	2	24	227	4 th
	(Tax Map No.)	(Grid/Block No.)	(Parcel No.)	(Election District)
	RC-DEO		7.06 A.C.	
	(Zoning District)		(Total Site Area)	
			all previously submitted or current or current of a current of the second second second second second second se	ntly active plans on file with

5-81-16, P-82-06, WP-85-141, F-86-147

II. Waiver Request

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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.	16.120(b)(4)(iii)(b)	For a lot or buildable preservation parcel 10 AC. Or greater in 517C Floodplains wetlands, streams, their buffers, and forest conservation experiments may be located on the lotor parcel.
		10 Ac. or greater in 517e Floodplains
2.		wetlands streams, their buffers, and
-		torest conservation equements may be
3.		located on the lot of pullel.
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5.		

III. Justification (if additional space is needed for justification, please attach to the application)

All waiver requests must be fully justified by the petitioner. Incomplete or inadequate justification may result in rejection of the application. 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.

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- IV. Pre-Submission Meeting Requirements
 - a. 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 is listed in the Historic Sites Inventory in accordance with Section 16.605 of the Howard County Code. The property owner/developer must contact the DPZ, Division of Public Service and Zoning Administration 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.
 - b. <u>MAA Meeting Requirement</u> 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.

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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 (<u>14 sets of the completed waiver application and plan exhibit if the subject</u> <u>property adjoins a County road; 18 sets for properties adjoining a State road</u>). 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 <u>APPOINTMENT ONLY</u>. 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:	Y NA	Information Provided	<u>N</u>	Information Not Provided, Justification Attached
	<u>NA</u>			Justification Attached

- $\frac{\sqrt{2}}{2}$ 1. Vicinity map scale 1" = 2,000' indicating and identifying the total boundary of the property, exact site location, vicinity roads and north arrow.
- $\sqrt{2}$. Bearings and distances of property boundary lines for the entire tract and size of tract area.
- $\sqrt{3}$. North arrow and scale of plan.
- \overline{Z} 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.
- $\sqrt{6}$. Delineation of building setback lines.
- \mathbf{Z} 7. Delineation of all existing public road and/or proposed street systems.
- \mathbb{Z} 8. Identification and location of all easements.
- $\overline{\checkmark}$ 9. Approximate delineation of floodplain, wetland and forested areas, if applicable.
- 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.
- ✓ 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).
- J/r 12. Photographs, perspective sketches or cross-sections as necessary to adequately portray the waiver request.
- 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).
- 14. Submit 2 sets of photographs for all existing on-site structures.

15. 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.

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 *

(Signature of Petition Preparer) * (Date) gnature of Property Owner) ZACHARIA Y. FISCH C/o Simple Owner Only) James B. & Notene parker (Name of Property Owner) 745 Weller Drive (Address) FSH ASSociates (Name of Petition Preparer, Surveyor/Engineer or Agent/Developer) 8318 Fornest st. (Address) Ellicott city MD. 21043 (City, State, Zip Code) Mount Airy MD. 21771-3442 (E-mail) Zfisch @fsha.biz (E-mail) (410)750-2251 (410)750-7350 (Telephone) (Fax) (Fax) (Telephone) Contact Person: <u>Each</u> Fisch Contact Person:

Howard County Department of Planning and Zoning Division of Land Development

INITIAL SUBMISSION WAIVER PETITION WORKSHEET (For DPZ Use Only)

Pr	roject Name	DPZ File No.	
	PZ Plan Reviewer	Submission Date	
Pla	an Consultant Representative	Time	
I.	Application Requirements	Ind	icate Yes, No or N/A
	 Application is complete	d or	
H.	Fee Computation		— Fee
*	Number of waivers requested Base Fee for first two waiver sections (\$450) Fee for each additional waiver section (additional waivers x \$ (Maximum fee of \$350 for Agricultural Preservation parcels)		\$450
111.	Certification		
	Cash Receipt No Account #01	1-005-4201 Amoun	t
	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		_



HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING 3430 Courthouse Drive = Ellicott City, Maryland 21043 = 410-313-2350

Marsha S. McLaughlin, Director

www.co.ho.md.us FAX 410-313-3467 TDD 410-313-2323

September 22, 2005

James & Norene Parker 745 Weller Drive Mt. Airy, MD 21771

> RE: F-06-028, Patapsco Overlook, Lots 49 & 50, A Resubdivision of Lot 41

Dear Mr. & Mrs. Parker

The Department of Planning and Zoning hereby grants **approval** of the Final Subdivision Plans for Patapsco Overlook consisting of 2 iots on 7.060 ± acres of land located on Weller Drive onTax Map 2, Parcel 227 in the 4th Election District of Howard County, Maryland, subject to the attached conditions, resolution of the previously issued concerns of the DLD, DED, & Health Dept. directly with those agencies within 2 weeks of the date of this letter (on or before October 6, 2005) and prior to submission of the originals. If, in responding to those comments, design changes are made which could affect another SRC agency, you are advised to consult with the appropriate agency prior to submission of the originals to DPZ for signature approval, and following the 3-step process indicated below, if applicable. **Originals cannot be submitted until the Division has received written notification from the above agencies that all concerns have been resolved**.

STEP 1: SUBMISSION OF FOREST CONSERVATION PLAN

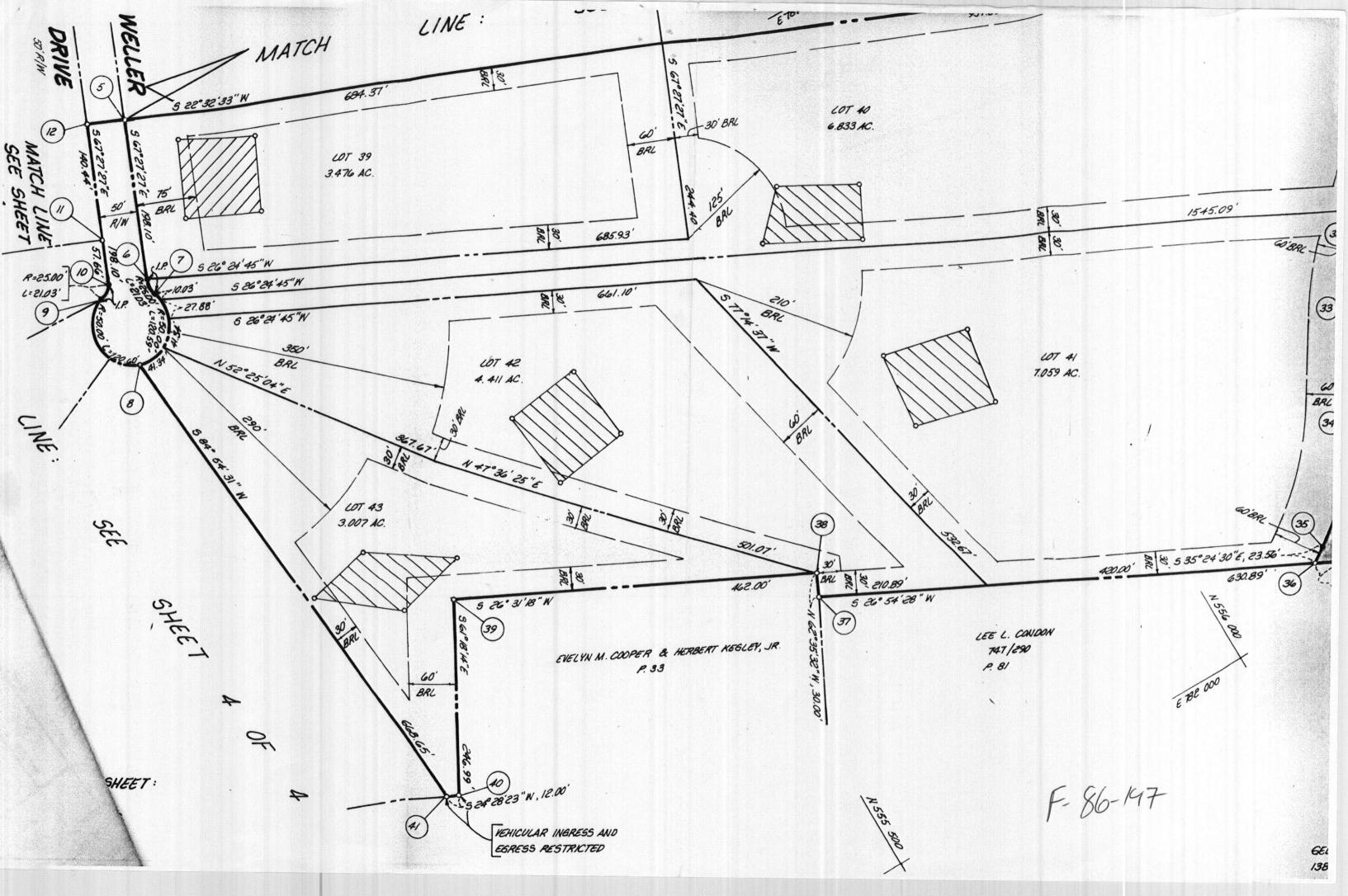
Submission of the original Forest Conservation Plan to the Division of Land Development for signature approval within 60 days from the date of this letter (on or before November 21, 2005). These plans must be accompanied by a \$4.75 per sheet distribution fee.

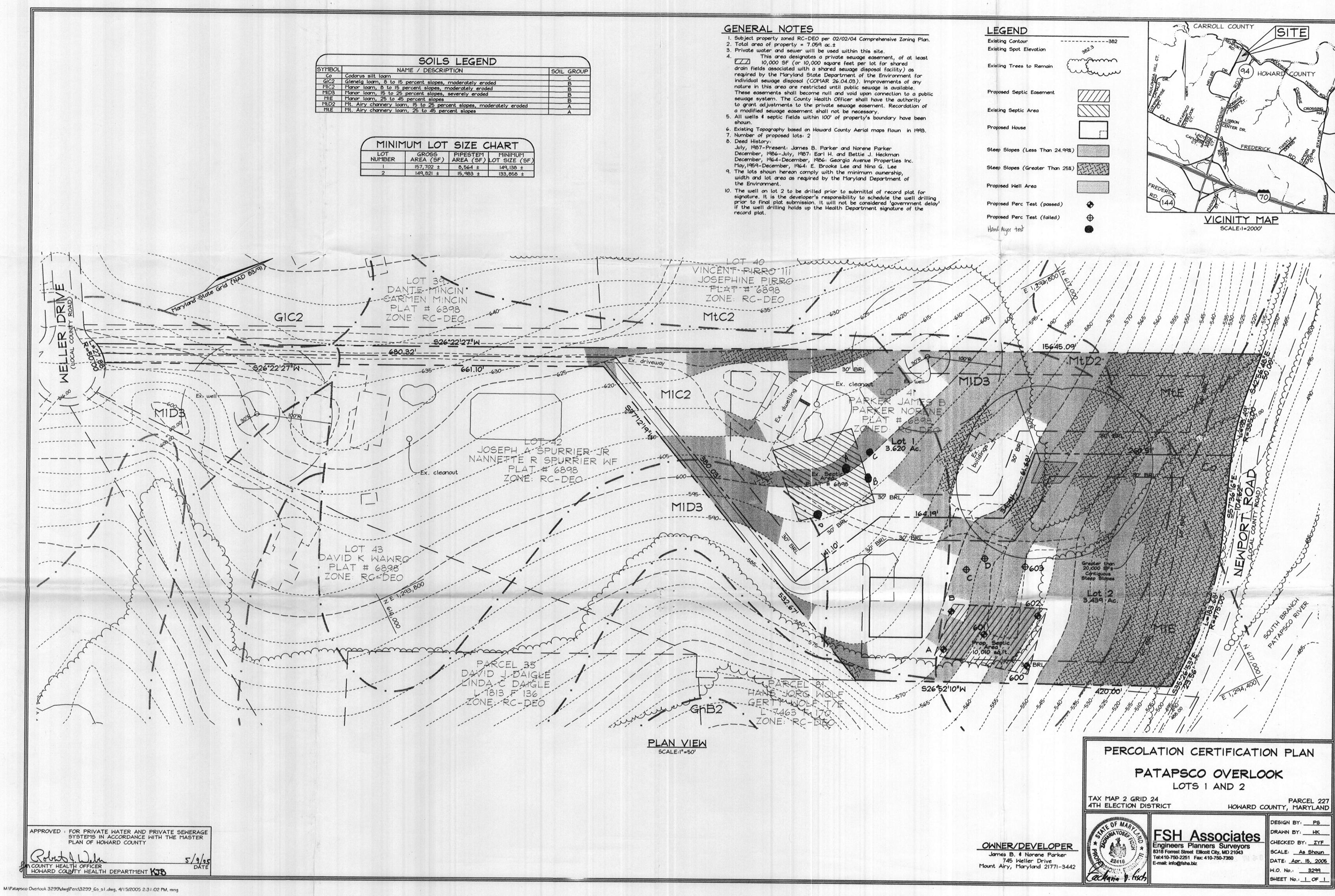
The original Forest Conservation Plan must be submitted and received signature approval prior to the completion of the developer's agreement and the posting of required surety, and the acceptance of the final plat originals for recordation. You will be notified by letter when the FCP has been signed and authorized to proceed to Step 2.

STEP 2: COMPLETION OF DEVELOPER'S AGREEMENTS AND PAYMENT OF FEES

It will be necessary for the developer to post surety and execute a "Deed of Forest Conservation Easement" and a "Forest Conservation Agreement" for the proposed forest conservation areas within **120** days of the date of this letter (**on or before January 20, 2006**). Contact the Real Estate Services Division of the Department of Public Works (410-313-2330) regarding this requirement. Real Estate Services requires a minimum of 3 weeks to execute the **Developer's Agreement** and prepare the deed. This should be anticipated by the developer in scheduling submittal of the plat originals.

The above conditions must be complied with prior to submission of final plat originals and within 120 days from the date of this letter (on or before January 20, 2006). The Department of Public Works will provide a written receipt indicating the above conditions have been met. The receipt from Real Estate Services Division must accompany the submission of the record plat originals.





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