

APR 30 2012



MONTGOMERY COUNTY PLANNING BOARD
THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

MCPB No. 12- 50
Forest Conservation Plan No. 119980960
Respondent: Chris Pirtle
Date of Hearing: April 12, 2012

ORDER

WHEREAS, by the Order dated August 1, 2011 the Montgomery County Planning Board found that Respondent, Chris Pirtle, violated the Category I Forest Conservation Easement on his lot, and ordered him to take certain corrective actions, as follows:

Respondent must do one of the following:

- a. Respondent must file a preliminary plan amendment to modify the Category I Conservation Easement located on Respondent's property modified to a Category II Conservation Easement (herein "Conservation Easement Modification") subject to the following conditions:
 - i. Respondent must submit a complete application for the Conservation Easement Modification no later than 60 days after the mailing date of this resolution; and
 - ii. Respondent's application for the Conservation Easement Modification must be approved no later than 6 months after the mailing date of this Resolution.

If Respondent timely complies with this condition he is not required to perform the corrective actions required by the Recommended Order.

- b. If Respondent does not timely comply with each of the requirements of condition (a) above, he must perform the corrective actions required by the Recommended Order no later than 60 days after failing to comply;

and;

WHEREAS, on April 12, 2012, the Planning Board held a public hearing to consider the preliminary plan amendment submitted by Respondent, and at that hearing provided Respondent comments on the proposed plan; and

WHEREAS, the Planning Board wishes to allow Respondent to have additional time to revise the proposed plan amendment consistent with the Board's comments;

Approved as to
Legal Sufficiency:

A handwritten signature in black ink, appearing to be "M", written over a horizontal line.

M-NCPPC Legal Department

8787 Georgia Avenue, Silver Spring, Maryland 20910 Chairman's Office: 301.495.4605 Fax: 301.495.1320

www.MCParkandPlanning.org E-Mail: mcp-chairman@mncppc.org

NOW, THEREFORE, BE IT RESOLVED that Respondent must obtain Planning Board approval of a limited preliminary plan amendment as required under condition 2(b) of the Board's August 11, 2011 Order no later than four months from the date of this Order; and

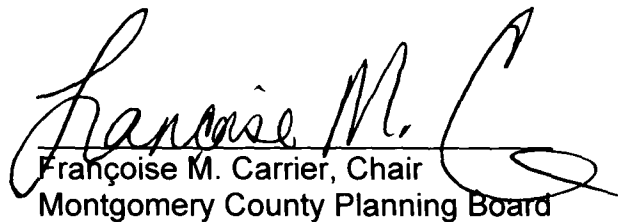
BE IT FURTHER RESOLVED that if Respondent does not obtain approval of the required preliminary plan amendment within four months of the date of this Order, he must perform the corrective actions required by the hearing examiner's Recommended Order no later than 60 days after failing to timely obtain the required approval; and

APR 30 2012 BE IT FURTHER RESOLVED, that the mailing and effective date of this Order is

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CERTIFICATION

This is to certify that the foregoing is a true and correct copy of a resolution adopted by the Montgomery County Planning Board of The Maryland-National Capital Park and Planning Commission on motion of Commissioner Dreyfuss, seconded by Vice-Chair Wells-Harley, with Chair Carrier, Vice-Chair Wells-Harley, Commissioners Dreyfuss and Presley voting in favor of the motion, and Commissioner Anderson absent at its regular meeting held on Thursday, April 26, 2012, in Silver Spring, Maryland.


Françoise M. Carrier, Chair
Montgomery County Planning Board