



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

MCPB No. 09-38
Forest Conservation Plan No. PP2003001
Woodstock Equestrian Park
Date of Hearing: January 15, 2009

OCT 19 2009

MONTGOMERY COUNTY PLANNING BOARD

RESOLUTION

WHEREAS, pursuant to Montgomery County Code Chapter 22A, the Montgomery County Planning Board ("Planning Board" or "Board") is vested with the authority to review forest conservation plan applications; and

WHEREAS, on March 18, 2004, the Montgomery County Planning Board approved, with conditions, Forest Conservation Plan (FCP) PP2003001 "Woodstock Equestrian Park" on 764.72 acres of land located on the east and west sides of Darnestown Road north of West Hunter Road in Beallsville ("Property" or "Subject Property"), in the Preservation of Agricultural and Rural Open Space master plan area ("Master Plan"); and

WHEREAS, on August 4, 2008, a minor amendment to Forest Conservation Plan (FCP) PP2003001 "Woodstock Equestrian Park" was approved by the Environmental Planning Division, principally to restore the historic Seneca Stone Barn site; and

WHEREAS, on October 10, 2008, M-NCPPC Department of Parks ("Applicant"), together with its application for approval of Park Facility Plan PP 2003001 for the construction of three outdoor riding rings, a beginner/novice cross country course, historic structure rehabilitation and/or reuse, and expanded infrastructure improvements, filed an application for approval of another amendment to Forest Conservation Plan (FCP) PP2003001 "Woodstock Equestrian Park" (the "Second Amendment to FCP") to accommodate, the Park Facility Plan; and

WHEREAS, the Park Facility Plan proposes an additional 0.33-acre of forest clearing; and

¹ This Resolution constitutes the written opinion of the Board in this matter and satisfies any requirement under the Montgomery County Code for a written opinion.

Approved as to
Legal Sufficiency:

[Signature] 3/24/09

WHEREAS, Staff issued a memorandum to the Planning Board, dated December 29, 2008, setting forth its analysis and recommendation for approval of the referenced FCP Application for the Second Amendment to FCP subject to certain conditions ("Staff Report"); and

WHEREAS, following review and analysis of the FCP Application by Planning Board staff ("Staff") on January 15, 2009, the Planning Board held a public hearing on the Application (the "Hearing"); and

WHEREAS, at the Hearing, the Planning Board heard testimony and received evidence submitted for the record on the FCP Application; and

WHEREAS, on January 15, 2009, the Planning Board approved the Second Amendment to FCP Application subject to certain conditions, on motion of Commissioner Joseph Alfandre; seconded by Commissioner Amy Presley; with a vote of 5-0, Commissioners Joseph Alfandre, Jean Cryor, Royce Hanson, Amy Presley, and John Robinson voting in favor.

NOW, THEREFORE, BE IT RESOLVED THAT, pursuant to the relevant provisions of Montgomery County Code Chapter 22A, the Planning Board approved the Second Amendment to Forest Conservation Plan No. PP2003001 on 764.72 acres of land located on the east and west sides of Darnestown Road north of West Hunter Road in Beallsville ("Property" or "Subject Property"), in the Preservation of Agricultural and Rural Open Space master plan area ("Master Plan").

BE IT FURTHER RESOLVED that, having given full consideration to the recommendations and findings of its Staff, which the Board hereby adopts and incorporates by reference (except as modified herein) and upon consideration of the entire record, the Montgomery County Planning Board FINDS, with the conditions of approval, that:

1. *The Application satisfies all the applicable requirements of the Forest Conservation Law, Montgomery County Code, Chapter 22A.*

BE IT FURTHER RESOLVED, that the date of this Resolution is OCT 19 2009 (which is the date that this Resolution is mailed to all parties of record); and

BE IT FURTHER RESOLVED, that any party authorized by law to take an administrative appeal must initiate such an appeal within thirty days of the date of

this Resolution, consistent with the procedural rules for the judicial review of administrative agency decisions in Circuit Court (Rule 7-203, Maryland Rules).

* * * * *

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 Presley, seconded by Commissioner Hanson, with Commissioners Hanson, Cryor, and Presley voting in favor of the motion, and with Commissioners Alfandre and Robinson absent, at its regular meeting held on Thursday, April 9, 2009, in Silver Spring, Maryland.



Royce Hanson, Chairman
Montgomery County Planning Board