



AUG 9 2011

MONTGOMERY COUNTY PLANNING BOARD

THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

MCPB No. 11-65
Site Plan No. 81994021D
Project Name: Shady Grove Life Sciences Center – Parcel S2
Hearing Date: July 28, 2011

RESOLUTION

WHEREAS, pursuant to Montgomery County Code Division 59-D-3, the Montgomery County Planning Board (“Planning Board”) is required to review amendments to approved site plans; and

WHEREAS, on August 9, 1994, Site Plan No. 819940210 was approved for 80,000 square feet of research and development uses; the opinion on record does not provide information on the lot or zoning; and

WHEREAS, on February 12, 1998, Site Plan Amendment No. 81994021A was approved by Staff for temporary structures and temporary parking relocations; and

WHEREAS, on October 18, 2002, Site Plan Amendment No. 81994021B was approved by Staff for temporary structures and temporary parking relocations; and

WHEREAS, on August 1, 2002, Site Plan Amendment No. 81994021C was approved to record shared parking and density transfer approvals between two parcels; and

WHEREAS, on May 26, 2011, BMR Medical Center Drive, LLC (“Applicant”), filed a site plan amendment application designated Site Plan No. 81994021D (“Amendment”) for approval of the following modifications:

1. Addition of a parking court where a small building now exists;
2. Addition of a new loading dock;
3. Enclosure of an existing open-air loading dock;
4. Excavation and construction of a tiered “window well”;
5. Addition of a canopy between buildings;
6. Addition of monument signs; and
7. Minor architectural, landscape, and site detail changes associated with the renovation; and

WHEREAS, following review and analysis of the Amendment by Planning Board staff (“Staff”) and the staff of other applicable governmental agencies, Staff issued a

Approved as to
Legal Sufficiency:

Christina Smith 7/18/11

8787 Georgia Avenue, NCPCC Legal Department 20910 Chairman’s Office: 301.495.4605 Fax: 301.495.1320

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memorandum to the Planning Board dated July 15, 2011 setting forth its analysis and recommendation for approval of the Amendment (“Staff Report”); and

WHEREAS, on July 28, 2011, Staff presented the Amendment to the Planning Board as a consent item for its review and action (the “Hearing”); and

NOW, THEREFORE, BE IT RESOLVED THAT, pursuant to the relevant provisions of Montgomery County Code Chapter 59, the Planning Board hereby adopts the Staff’s recommendation and analysis set forth in the Staff Report and hereby approves the Site Plan No. 81994021D; and

BE IT FURTHER RESOLVED, that this Resolution constitutes the written opinion of the Board and incorporates by reference all evidence of record, including maps, drawings, memoranda, correspondence, and other information; and

BE IT FURTHER RESOLVED, that this Amendment shall remain valid as provided in Montgomery County Code § 59-D-3.8; and

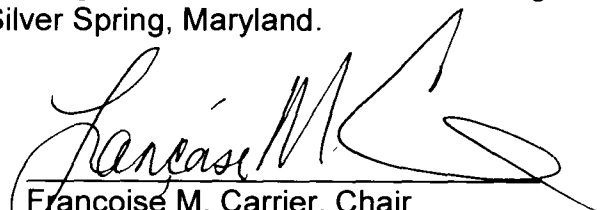
BE IT FURTHER RESOLVED, that the date of this Resolution is AUG 9 2011 (which is the date that this Resolution is mailed to all parties of record); and

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 Dreyfuss, seconded by Vice Chair Wells Harley, with Chair Carrier, Vice Chair Wells-Harley, and Commissioners Anderson, Dreyfuss and Presley present and voting in favor of the motion, at its regular meeting held on Thursday, July 28, 2011, in Silver Spring, Maryland.


Françoise M. Carrier, Chair
Montgomery County Planning Board