



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

NOV 3 2014

MCPB No. 14-105
Site Plan No. 81991030A
Project Name: Fairland Data Center
Hearing Date: October 23, 2014

RESOLUTION

WHEREAS, under 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 November 14, 1991, the Planning Board approved Site Plan No. 819910300, to allow construction of 2,861 square foot addition for a generator vault on approximately 36.5 acres of O-M zoned property located on the northeast quadrant of the intersection of Columbia Pike and Musgrove Road ("Property"), in the Fairland Master Plan ("Master Plan") area; and

WHEREAS, on August 25, 2014, Verizon Communications, ("Applicant"), filed a Site Plan Amendment application, which was designated Site Plan No. 81991030A ("Amendment"), for approval of the following modifications:

1. Installation of canopy-mounted and ground-mounted solar panels;
2. Removal of existing trees; and
3. Installation of 36 shrubs.

WHEREAS, following review and analysis of the Amendment by Planning Board staff ("Staff"), Staff issued a memorandum to the Planning Board dated October 15, 2014 setting forth its analysis and recommendation for approval of the Amendment ("Staff Report"); and

WHEREAS, on October 23, 2014, Staff presented the Amendment to the Planning Board as a Consent item for its review and action, at which time the Planning Board voted to approve the Amendment subject to certain conditions, by the vote as certified below.

BE IT FURTHER RESOLVED, unless amended, all other conditions of approval for Site Plan No. 819910300 remain valid and in full force and effect; and

Approved as to
Legal Sufficiency:  10/15/14
8787 Georgia Avenue, Silver Spring, Maryland 20910 Phone: 301.495.4605 Fax: 301.495.1320
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BE IT FURTHER RESOLVED, that, having given full consideration to the recommendations and findings of its Staff as set forth in the Staff Report, which the Board hereby adopts and incorporates by reference, the Montgomery County Planning Board FINDS, with the conditions of approval that this Amendment does not alter the intent, objectives, or requirements in the originally approved Site Plan, and that all findings remain in effect; 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 written Resolution is NOV 3 2014 (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 written opinion, 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 Dreyfuss, with Chair Anderson, Commissioners Dreyfuss, Presley, and Fani-Gonzalez voting in favor of the motion, and Vice Chair Wells-Harley absent, at its regular meeting held on Thursday, October 23, 2014, in Silver Spring, Maryland.



Casey Anderson, Chair
Montgomery County Planning Board