



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

MCPB No. 19-115
Forest Conservation Plan No. PP2020001
Jack Schore Tennis at South Germantown Recreational Park
Date of Hearing: October 3, 2019

OCT 10 2019

RESOLUTION

WHEREAS, under Montgomery County Code Chapter 22A, the Montgomery County Planning Board is authorized to review forest conservation plan applications; and

WHEREAS, the Planning Board approved a Park Plan No. PP1999004 and associated Forest Conservation Plan (Final Forest Conservation Plan dated October 1, 1999), to reflect the park development plan for South Germantown Recreational Park on approximately 695 acres of land located at 18041 Central Park Circle ("Subject Property") in the Poolesville Policy Area and Preservation of Agriculture and Rural Open Space Master Plan ("Master Plan"); and

WHEREAS, the Staff on April 5, 2011 approved an amendment to the previously approved park plan, designated Park Plan No. PP1999004, to reflect the park development changes to the original forest conservation plan on the Subject Property; and

WHEREAS, the Staff on April 15, 2011 approved an amendment to the previously approved park plan, designated Park Plan No. PP1999004, to reflect the park development changes to the original forest conservation plan on the Subject Property; and

WHEREAS, the Staff on May 24, 2011 approved an amendment to the previously approved park plan, designated Park Plan No. PP1999004, to reflect the park development changes to the original forest conservation plan on the Subject Property; and

WHEREAS, the Staff on March 25, 2013 approved an amendment to the previously approved park plan, designated Park Plan No. PP1999004, to reflect the park development changes to the original forest conservation plan on the Subject Property; and

Approved as to
Legal Sufficiency:

Christina Soud 9/30/19

WHEREAS, the Staff on May 18, 2015 approved an amendment to the previously approved park plan, designated Park Plan No. PP1999004, to reflect the park development changes to the original forest conservation plan on the Subject Property; and

WHEREAS, the Staff on May 18, 2016 approved an amendment to the previously approved park plan, designated Park Plan No. PP1999004, to reflect the park development changes to the original forest conservation plan on the Subject Property; and

WHEREAS, on July 31, 2019, Montgomery Parks Department (“Applicant”) filed an application for approval of a forest conservation plan amendment on the Subject Property to reflect grading changes for new tennis bubbles and parking lots; and

WHEREAS, Applicant’s forest conservation plan application was designated Forest Conservation Plan Amendment No. PP2020001 Jack Schore Tennis at South Germantown Recreational Park (“Forest Conservation Plan” or “Application”); and

WHEREAS, following review and analysis of the Application by Planning Board Staff (“Staff”) and other governmental agencies, Staff issued a memorandum to the Planning Board dated September 20, 2019, setting forth its analysis and recommendation for approval of the Application, subject to certain conditions (“Staff Report”); and

WHEREAS, on October 3, 2019, the Planning Board held a public hearing on the Application at which it heard testimony and received evidence submitted for the record on the Application; and

WHEREAS, at the hearing, the Planning Board approved the Application subject to certain conditions, by the vote certified below.

NOW, THEREFORE, BE IT RESOLVED that the Planning Board APPROVES Forest Conservation Plan Amendment No. PP2020001 on the Subject Property.

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

The Application satisfies all the applicable requirements of the Forest Conservation Law, Montgomery County Code Chapter 22A, and ensures the protection of environmentally sensitive features.

Forest Conservation

The Board finds that as conditioned, the Forest Conservation Plan Amendment complies with the requirements of the Forest Conservation Law.

This amendment does not have a direct environmental impact beyond the previously approved Forest Conservation Plan and will bring Phase II of the Jack Schore Tennis at South Germantown Recreational Park into compliance with section 22A.00.01.09B of the Forest Conservation Regulations, by updating the final grading plans that include building locations and footprints, retaining walls, road and parking layouts, sidewalks and pathways, and location of recreation facilities. A limit of disturbance line that reflects the limits of all clearing and grading must be shown on the Final Forest Conservation Plan.

BE IT FURTHER RESOLVED that this Resolution constitutes the written opinion of the Planning Board in this matter, and the date of this Resolution is OCT 10 2019 (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).

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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 Cichy, seconded by Vice Chair Fani-González, with Chair Anderson, Vice Chair Fani-González, and Commissioners Cichy, Patterson, and Verma voting in favor at its regular meeting held on Thursday, October 3, 2019, in Silver Spring, Maryland.



Casey Anderson, Chair
Montgomery County Planning Board