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 [MontgomeryPlanning.org](http://MontgomeryPlanning.org)

November 29, 2021

DANIEL SHERIDAN  
MONT CTY D/PUBLIC WORKS & TRAN  
101 MONROE STREET, 9TH FL  
EXECUTIVE OFFICE BUILDING  
ROCKVILLE, MD 20850

Re: Forest Conservation Exemption: 42022094E  
Property Name: Tuckerman Lane Pedestrian and Bicycle Improvements

Dear Mr. Sheridan,

Based on the review by staff of the Montgomery County Planning Department, the exemption request submitted on November 1, 2021 for the Tuckerman Lane Pedestrian and Bicycle Improvements Property, #42022094E, is conditionally confirmed pending approval of 22A-9 Plan at time of the Mandatory Referral.

The project is conditionally exempt (pending compliance with 22A-9) from Article II of the Montgomery County Code, Chapter 22A (Forest Conservation Law), under Section 22A-5(e) a State, County, or municipal highway construction activity that is subject to Section 5-103 of the Natural Resources Article of the Maryland Code, or Section 22A-9. All requirements of an exemption for a County or municipal highway construction activity are detailed in Section 22A-6(d) and Section 22A-9;

A pre-construction meeting is required after the limits of disturbance have been staked prior to clearing and grading to verify the limits of disturbance and tree protection measures are in place per the 22A-9 Plan. The M-NCPPC forest conservation inspection staff may require additional tree protection measures. The project manager should contact inspector Josh Kaye at [josh.kaye@montgomeryplanning.org](mailto:josh.kaye@montgomeryplanning.org) or at 301-495-4722 before construction to schedule this pre-construction meeting. The site supervisor, construction superintendent, forest conservation inspector, a private Maryland licensed tree expert, and the Montgomery County Department of Permitting Services sediment control inspector shall attend this pre-construction meeting.

Any changes from the approved exemption request may constitute grounds to rescind or amend any approval actions taken and to take appropriate enforcement actions. If there are any subsequent modifications planned to the approved plan, a new application must be submitted to M-NCPPC for review and confirmation prior to those activities occurring.

Sincerely,

A handwritten signature in black ink that reads "Joshua Penn".

Joshua Penn  
Planner Coordinator

cc: Scott Aitkenhead