

Item 5- Correspondence

From: [Lindsey, Amy](#)
To: [MCP-Chair](#)
Subject: FW: Forest Conservation Plan Number: F20230270 associated with Site Plan No. 82017017B
Date: Tuesday, February 20, 2024 1:57:05 PM

-----Original Message-----

From: Metody Tilev <tilev@tilevlaw.com>
Sent: Tuesday, February 20, 2024 8:31 AM
To: Lindsey, Amy <amy.lindsey@montgomeryplanning.org>
Subject: Forest Conservation Plan Number: F20230270 associated with Site Plan No. 82017017B

[EXTERNAL EMAIL] Exercise caution when opening attachments, clicking links, or responding.

Dear Ms. Lindsey,

I write regrading the above-referenced conservation plan and the hearing scheduled for February 22, 2024. My wife and I are the owners of 6869 Silver Linden Street, Bethesda, MD 20817 in Amalyn.

It is a well-established practice under Maryland law that any time forest clearing and specimen tree removal occur, it must be compensated by planting new trees within the property boundaries. I suggest that TriPointe plants new trees in the grass area located on the corner of Viceroy Lane and the back of Sliver Linden Street.

Said open area currently exposes the back of the homes along Silver Linden street to the traffic noise coming from I-270. TriPointe previously, despite of the public comments, was unfortunately successful in obtaining a waiver from building a sound wall along the I-270. This was based on the builder's own noise study aimed at cutting construction costs.

Additionally, said open area area has recently turned into a playground for young children. This is unsafe given the ongoing construction and traffic. An unfortunate accident may happen at any time. Such activities are also interfering with the quiet enjoyment of their homes by the residents along Silver Linden Street.

My wife and I trust that the Planning board will take our comments seriously and include the planting of new tress in the area described above as a condition to the approval of the amendment of the above-referenced Final Forest Conservation Plan.

Sincerely,

--

Metody Tilev
Tilev Law Offices
1717 K Street N.W., Suite 900
Washington, DC 20006
(240) 858-4098
tilev@tilevlaw.com

CONFIDENTIALITY NOTICE. The information contained in this e-mail message and any attachments is ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION intended only for the use of the individual or entity named herein. If you are not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is prohibited.

If you have received this communication in error, please immediately notify Tilev Law Offices by telephone at (240) 858-4098 or by reply e-mail and delete the original message and any attachments. Thank you for your cooperation.

From: [Ursula Wolfman](#)
To: [MCP-Chair](#)
Subject: Mailing address
Date: Monday, February 19, 2024 8:58:01 PM

[EXTERNAL EMAIL] Exercise caution when opening attachments, clicking links, or responding.

Ursula Wolfman. Ph.D.
7035 Longwood Drive
Bethesda, MD 20817

Montgomery County Planning Board
M-NCPPC
2425 Reedie Drive
Wheaton, MD 20902

RE: Amalyn Bethesda
Forest Conservation Plan Amendment No. F20230270

To: The Montgomery County Planning Board

As a resident of the Longwood/Greentree neighborhood for over 40 years, I am writing to request that the Planning Board modify its conditions for approval of the new Forest Conservation Plan. While I understand that modifications to the original FCP are needed in order for the developer to comply with the State Highway Administration's requirements for approved-products, the developer should have known this requirement prior to the initial FCP submission and approval at the start of development and planned accordingly. The noise wall is to be constructed for the benefit the occupants of their new development. However, the removal of large specimen trees has a greater impact on noise and pollution control for the wider neighborhood. In the last 5 years the adjacent neighborhood has seen complete decimation of mature tree standings due to ongoing development; the additional removal of mature trees as proposed in this amendment plan compounds this problem and poses short- and medium-term consequences for our neighborhood.

Therefore, due to the lack of foresight/planning on behalf of the developer originally (which may have caused modification to their **initial** overall site plan permitting the ongoing protection of the specimen trees currently slotted for removal), and due to fact that the current FCP amendment mitigation plan includes planting only 33 inches of minimum 3 inch-caliper, I urge the Planning Board to consider the following:

1. Do not allow "other forest planting and landscape credit plantings" to be part of the mitigation strategy
2. Require **on-site** replacement of ALL 132 inches of DBH Protected trees
3. Require increased size of (more than 3 inch caliper tree) of replacement native trees in order to minimize impact of pollution and noise to the wider community.

Thank you for your consideration.

Ursula Wolfman, Ph.D.
7035 Longwood Drive
Bethesda MD 20817.