

HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING

3430 Court House Drive

Ellicott City, Maryland 21043

410-313-2350

Voice/Relay

Amy Gowan, Director

FAX 410-313-3467

January 16, 2020

Empire LLC; C/O Professional Arts Pharmacy 2015 Lord Baltimore Drive Woodlawn, MD 21244

RE:

WP-20-043 Hubble/Kaiser Parcel 'A'

Dear Applicant:

The Director of the Department of Planning and Zoning considered your request for an alternative compliance from the Howard County Subdivision and Land Development Regulations.

As of the date of this letter, the Planning Director **approved** your request for an alternative compliance of **Section 16.155(a)(1)** of the Subdivision & Land Development Regulations, which states that a site development plan, approved by the Department of Planning & Zoning, is required for new or expanded non-residential development or any establishment of a use or a change in use and **Section 16.116(a)(2)(iv)** which states that grading, removal of vegetative cover and trees, paving and new structures shall not be permitted within 50' of a perennial stream bank in nonresidential zoning districts.

Approval is subject to the following conditions:

- 1. Revise the plan exhibit per the attached comments from the Division of Land Development and the Development Engineering Division and submit an original, 24"X36" mylar to DPZ within 45 days for signature and retention (on or before February 17, 2020). The associated building permit will not be released until the mylar receives signature approval. Please schedule an appointment with Carol Stirn at 410-313-2350 to submit the original mylar plan exhibit drawing.
- 2. All structures and uses (including display areas) must adhere to the structure and use setbacks for the B-2 Zoning district.
- 3. The petitioner shall comply with all applicable County and State regulations and obtain all necessary permits from the Department of Inspections, Licenses and Permits.

Our decision was made based on the following:

Extraordinary Hardships or Practical Difficulties:

Requiring a site development plan and the removal of all existing impervious area in the stream buffer would create an extraordinary hardship for the applicant. In order to provide a safe and effective access for handicap people, the parking needs to be provided in the rear of the existing building. The petitioner will remove as much impervious area from the stream buffer as possible and provide stormwater management to mitigate the impervious area remaining in the buffer.

No changes are proposed that would require the review of a site development plan. The major changes are to the interior of the existing building. Only minor exterior modifications are being made and will be reviewed with the interior renovations for the compounding pharmacy as part of the building permit process. The plot plan

www.howardcountymd.gov

exhibit will serve as a suitable substitute for a site development plan since there are no major improvements proposed to the property.

Not Detrimental to the Public Interest/ Will not nullify the intent or purpose of the regulations:

Approval of this alternative compliance request would not be detrimental to the public interest or nullify the intent of the regulations. All of the impervious area located in the stream buffer is existing. The petitioner is proposing to remove as much impervious area as possible and will provide a dry well to mitigate the impervious area remaining within the stream buffer. The minor disturbance would not normally require stormwater management practices. Approval of this alternative compliance will also allow for the retrofit of the existing handicap ramp to conform with the current regulations and provide adequate parking onsite for the use. The minor changes proposed would not require the review of a formal site development plan and the proposed interior renovations will be reviewed as part of the building permit process.

Indicate this alternative compliance petition file number, request, section of the regulations, action, conditions of approval, and date on all related plats, and site development plans, and building permits.

If you have any questions, please contact Justin Schleicher at (410) 313-2350 or email at jschleicher@howardcountymd.gov.

Sincerely,

Jill Manion, Acting Chief

Division of Land Development

KS/JS

CC:

Research

DED

Benchmark Engineering





