

FINAL DEVELOPMENT PLAN CRITERIA

PHASE 178 -A -1

Part I

The Area included within this Final Development Plan Phase is Applicable to Section 2, Area 3, of the Village of Kings Contrivance.

PUBLIC STREET AND ROADS - Section 119-C-1-a(1): To be shown on subdivision plats, if required by the Howard County Office of Planning and Zoning.

- PUBLIC RIGHTS-OF-WAY Section 119-C-1-a(2):
 - 2A To be shown on subdivision plats, if required by the Howard County Office of Planning and Zoning.
 - Vehicular ingress and egress to Md. Rte. 32 will be permitted only at points of access approved by the Howard County Office of Planning and Zoning.
- 3. MAJOR UTILITY RIGHTS-OF-WAY Section 119-C-1-a(3):
 To be shown on subdivision plats, if required by the Howard County Office of Planning and Zoning.
- 4. DRAINAGE FACILITIES Section 119-C-1-a(4):
 To be shown on subdivision plats, if required by the Howard County Office of Planning and Zoning.
- 5. RECREATIONAL, SCHOOL, PARK AND OTHER COMMUNITY USES Section 119-C-1-b: To be shown on the Final Development Plan, if required by the Howard County Planning Board.
- 6. PERMITTED GENERAL LOCATIONS OF BUILDINGS AND STRUCTURES Section 119-C-1-d:
 The term "structure", as used in this Final Development Plan Phase, shall
 include but not be limited to:

roof or building overhangs bay windows all parts of any buildings dwelling, or accessory buildings

porches privacy walls or screens

All setback areas shall be clear of any protrusions, extension or construction of any type, and where any land use is adjacent to a freeway or primary road, no residential structure shall be located within 100 feet of the right-of-way.

site development plan approved by the Howard County Planning Board.

The term "structure" does not include the following upon which no restriction.

location with such setback areas if such construction is in accordance with a

line thereof except, however, that structures may be constructed at any

cornices and eaves

trellises excavations or fill

walks shrubbery

as to location is imposed:

fencing under 6' in height retaining walls under 3' in height

trees retaining walls under 3' ornamental landscaping similar minor structures

chimneys

and Zoning.

Determination of the specific character of "similar minor structures" and setbacks applicable thereto will be made by the Howard County Office of Planning

Fences or walls, if Gocated within setback areas adjacent to a public street, road, or highway upon which construction of structures is prohibited, shall not exceed 3 feet in height if solid or closed nor 5 feet in height if open, except in accordance with a site development plan approved by the Howard County Planning Board.

A SINGLE FAMILY LOW AND/OR MEDIUM DENSITY
No structure shall be located upon lots devoted to single family low and/or medium density land use within 20 feet of any 50 foot street right-of-way nor within 30 feet of any 60 foot or greater street right-of-way, nor within 7½ feet of any property line not a right-of-way line for a public street, road, or highway, except, however, that structures may be constructed at any location within such set-back areas provided all structures and construction is developed in accordance with a site development plan approved by the Howard County Planning Board.

The Planning Board may, upon application, designate on a Subdivision Plat, a lot, lots or parcels, as "Common Open Areas" which will not be credited to "Open Space", but, will be credited to the Single Family Low and/or Medium Density of the Phase in which it presently exists.

Permanent access to lots may be provided by means of perpetual common reciprocal access easements as shown on the Final Subdivision Plat.

THE PURPOSE OF THIS AMENDED FINAL DEVELOPMENT PLAN WHICH

SUPERSEDES PHASE 178-A RECORDED AMONG THE LAND RECORDS
OF HOWARD COUNTY MARYLAND AS PLAT 3054 A 286

6B-2 ATTACHED LAND USE AREAS:

No structure shall be located upon lots devoted to attached land uses within 30 feet of the right-of-way of any public street, road or highway, nor within 100 feet of the right-of-way line for a freeway or a primary road. Structures may be constructed at any location within such setback areas if such construction is in accordance with a site development plan approved by the Howard County Planning Board. Except as restricted by this 'Paragraph 6B-2, buildings and other structures may be located at any location within attached land use areas. Whenever an attached land use, single family dwelling is constructed, a maintenance agreement for the party wll side of the structure as well as any approved overhangs protruding onto the adjacent lot or lots must be included in the deed of conveyance and recording reference of same furnished to the Office of Planning and Zoning. All structures must be developed in accordance with a site development plan approved by the Howard County Planning Board.

Common areas in the project shall be adequately planted and landscaped, as required by the Howard County Planning Board at the time a site development plan is submitted for approval.

D OPEN SPACE LAND USE AREAS

No structure within Open Space Land Use Areas shall be located within thirty (30) feet of the right-of-way of any public street, road, or highway; or within twenty-five (25) feet of any property line; except, however, that structures may be constructed at any location upon lots devoted to Open Space Land Use provided such construction is in accordance with a site development plan approved by the Howard County Planning Board. All structures must be developed in accordance with a site development plan approved by the Howard County Planning Board.

- 7. PERMITTED USES Section 119-C-1-d:
 - 7A-2 SINGLE FAMILY MEDIUM DENSITY LAND USE AREAS
 All lots within single family medium density land use areas shall be used only for single family detached medium density residential uses.
 - Parcel A shall be devoted to Attached Land Use provided, however, that no more than an overall average of ten (10) dwelling units per acre may be constructed upon such land and, further provided, that the attached dwelling units shall be constructed in groups have no more than ten (10) units attached to one another and shall be constructed in such physical relation to each other as may be specifically approved by the Howard County Planning Board as a part of the site development plan referred to herein in Section 6. Attached land use areas shall be considered as "apartments" for the purpose of application of the use limitations Section 119-A-5-b of the Howard County Zoning Regulations.

Division of Attached Land Use Areas into individual lots to be owned individually, without front yard, without rear yard, and with groups of lots surrounded by common areas owned jointly by all lot owners or owned jointly by groups of lot owners, is expressly permitted on condition that there shall be provided at all times one or more areas adjoining such lots for use in common by the owners, lessees, mortgagees and others having an interest in such lots, which areas shall provide vehicular and pedestrian access to such lots across parking and other common spaces. All, or a portion, of such lots may be under one or several ownerships and may be operated as rental units. No more than 96 dwelling units may be constructed on Parcel A.

7E-1 OPEN SPACE LAND USE AREAS
Lots 1 and 2 are to be used for all open space land uses including, but not limited to, pedestrain and bicycle pathways. These lots may be used for drainage and utility easements if necessary, provided that such easements are shown on the subdivision plat if required by the Howard County Office of Planning and Zoning.

- 8. HEIGHT LIMITATIONS Section 119-C-1-e:
 - SINGLE FAMILY LOW AND/OR MEDIUM DENSITY LAND USE AREAS
 No structure shall be constructed more than 34 feet in height from the
 highest adjoining ground elevation adjacent to the building upon lots
 devoted to single family land uses.
 - 8B-2 ATTACHED LAND USE AREAS

 No structure shall be constructed more than 34 feet in height from highest adjoining ground elevation, except, however, that structures may be constructed to any height provided such construction is in accordance with a site development plan approved by the Howard County Planning Board.
 - OPEN SPACE LAND USE AREAS

 No height limitation is imposed upon structures constructed within Open

 Space Land Use Areas provided improvements thereon are constructed in

 accordance with a site development plan approved by the Howard County

 Planning Board.

PARKING REQUIREMENTS - Section 119-C-1-e:

RECORDED__PLAT 3054A - 360
on_8-3_1981_among the land records of

SINGLE FAMILY MEDIUM AND/OR LOW DENSITY LAND USE AREAS

No less than two (2) off-street parking spaces containing a minimum area of one hundred and eighty (180) square feet per each parking space shall be provided on each lot within single family land use areas, except that when driveway access is to a 60' or greater street right-of-way, two parking spaces shall be provided exclusive of any area encompassed by a garage, each with access to the street without crossing the other parking space.

-9B-2 ATTACHED LAND USE AREAS

No less than two (2) off-street parking spaces, each containing a minimum area of one hundred and eighty (180) square feet, for each dwelling unit shall be provided in proximity to such dwelling unit, and may be included as part of a covered public parking structure provided for residents, tenants, and guests.

Such parking areas may be parallel spaces located on paved areas adjacent to publicly maintained roadways or adjacent to service drives, or oriented diagonally or at right angles to such publicly maintained roadways or service drives. Such parking may be permitted within a portion of the public right-of-way; however, when parking is allowed in the public right-of-way, the travelled portion of the right-of-way shall be owned maintained by the County and the remaining section of the right-of-way will be owned by the County, but privately maintained. The travelled portion shall be 29 feet back of curb to back of curb, and the right-of-way width shall be fifty (50) feet. Such parking shall not be permitted along a roadway with a sixty (60) foot or greater width right-of-way.

9E OPEN SPACE LAND USE AREAS

No parking requirements are imposed upon any of the land within this Final Development Plan Phase devoted to open space uses. In the event structures are proposed for construction on any portion of such land parking requirements therefore may be imposed by the Howard County Planning Board at the time a site development plan is submitted for approval. Any open space land use areas as may be required for parking purposes by the Howard County Planning Board shall be deducted from the credited open space land use tabulations and denoted as non-credited in accordance with Section 119-A-9 of the Howard County Zoning Regulations.

10. SETBACK PROVISIONS - Section 119-C-1-e:

10A GENERALLY:

- a. Setbacks shall conform to the requirements of Section 6 above.
- b. No other setback restrictions are imposed upon land within this Final Development Plan Phase.

10B ATTACHED LAND USE AREAS

- a. Setbacks shall conform to the provisions set forth in Section 6 above.
- b. Buildings and other structures may be located within one foot of the easement or right-of-way of interior streets constructed upon the land encompassed by this Final Development Plan Phase.
- 11. MINIMUM LOT SIZES Section 119-C-1-e:

As shown on subdivision plat'in accordance with minimum lot sizes as may be required by the Howard County Planning Board.

12. COVERAGE REQUIREMENTS - Section 119-C-1-e:

SINGLE FAMILY LOW AND/OR MEDIUM DENSITY DETACHED RESIDENTIAL LAND USE AREAS
In no event shall more than 30 percent (30%) of any lot devoted to single (family residential purposes be covered by buildings or other major structures. No limitation is imposed upon the area used for sidewalks, paved parking areas, trees and shrubbery and similar minor structures.

12B-2 ATTACHED LAND USE AREAS

No coverage requirement is imposed upon land within this Final Development Plan Phase devoted to attached land uses, except in accordance with a site development plan approved by the Howard County Planning Board.

12E OPEN SPACE LAND USES

No more than ten percent (10%) of the land within this Final Development Plan Phase devoted to Open Space Land Uses shall be covered by buildings or major structures except in accordance with a site development plan as approved by the Howard County Planning Board.

LAND USE	ACRES
S.F.M.D. Roadway 2.5[62	14.8994
Multi-Family Open Space Credited	9.8215 7.0345
Total	31.7554

VILLAGE OF KINGS CONTRIVANCE

SECTION 2 AREA 3

PETITIONER AND OWNER 95-32 CORP.

COLUMBIA MARYLAND

COLUMBIA

FINAL DEVELOPMENT PLAN PHASE 178-A PART 6" ELECTION DISTRICT HOWARD COUNTY, MD.

SHEET 2 OF 3

