

FINAL DEVELOPMENT PLAN CRITERIA

THE AREA INCLUDED WITHIN THIS FINAL DEVELOPMENT PLAN PHASE IS APPLICABLE TO SECTION 1, AREA 4. OF THE VILLAGE OF OWEN BROWN.

PUBLIC STREET AND ROADS - SECTION 122-c-3-b:

TO BE SHOWN ON SUBDIVISION PLATS, IF REQUIRED BY THE HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING.

2. PUBLIC RIGHTS-OF-WAY - SECTION 122-c-3-b:

2A TO BE SHOWN ON SUBDIVISION PLATS, IF REQUIRED BY THE HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING.

2B VEHICULAR INGRESS AND EGRESS TO CRADLEROCK ROAD WILL BE PERMITTED ONLY AT POINTS OF ACCESS APPROVED BY THE HOWARD COUNTY DEPARTMENT OF PLANNING AND

3. MAJOR UTILITY RIGHTS-OF-WAY - SECTION 122-c-3-b:

TO BE SHOWN ON SUBDIVISION PLATS, IF REQUIRED BY THE HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING.

4. DRAINAGE FACILITIES - SECTION 122-c-3-b:

TO BE SHOWN ON SUBDIVISION PLATS, IF REQUIRED BY THE HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING.

5. RECREATIONAL, SCHOOL, PARK AND OTHER COMMUNITY USES - SECTION 122-c-3-c: TO BE SHOWN ON FINAL DEVELOPMENT PLAN, IF REQUIRED BY THE HOWARD COUNTY PLANNING

PERMITTED GENERAL LOCATION OF BUILDINGS AND STRUCTURES - SECTION 122-c-3-di: THE TERM "STRUCTURE", AS USED IN THIS FINAL DEVELOPMENT PLAN PHASE, SHALL INCLUDE BUT NOT BE LIMITED TO:

EAVES

PORCHES BAY WINDOWS

ROOF OR BUILDING OVERHANGS

PRIVACY WALLS OR SCREENS TRELLISES

ALL PARTS OF ANY BUILDINGS DWELLINGS, OR ACCESSORY BUILDINGS

ALL SETBACK AREAS SHALL BE CLEAR OF ANY PROTRUSIONS, EXTENSIONS, OR CONSTRUCTION OF ANY TYPE, AND WHERE ANY LAND USE IS ADJACENT TO A PRINCIPAL ARTERIAL OR INTERMEDIATE DIVIDED ARTERIAL HIGHWAY, NO STRUCTURE SHALL BE LOCATED WITHIN 50' OF THE RIGHT-OF-WAY LINE THEREOF EXCEPT, HOWEVER, THAT 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 THE TERM "STRUCTURE" DOES NOT INCLUDE THE FOLLOWING UPON WHICH NO RESTRICTION AS TO LOCATION

IS IMPOSED: WALK5 **SHRUBBERY**

BUILDINGS

EXCAVATIONS OR FILL

FENCING UNDER 6' IN HEIGHT RETAINING WALLS UNDER 3' IN HEIGHT

ORNAMENTAL LANDSCAPING SIMILAR MINOR STRUCTURES

DETERMINATION OF THE SPECIFIC CHARACTER OF "SIMILAR MINOR STRUCTURES" AND SETBACKS APPLICABLE THERETO WILL BE MADE BY THE HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING.

FENCES OR WALLS, IF LOCATED WITH SETBACK AREAS ADJACENT TO A PUBLIC STREET, ROAD OR HIGHWAY UPON WHICH CONSTRUCTION OF STRUCTURES IS PROHIBITED, SHALL NOT EXCEED 3' IN HEIGHT IF SOLID OR CLOSED NOR 5' IN HEIGHT IF OPEN, EXCEPT IN ACCORDANCE WITH A SITE DEVELOPMENT PLAN APPROVED BY THE HOWARD COUNTY PLANNING BOARD.

68-1 APARTMENT LAND USE AREAS

BUILDINGS AND OTHER STRUCTURES SHALL BE LOCATED WITHIN APARTMENT LAND USE AREAS AS SPECIFIED HEREIN. ALL BUILDINGS AND OTHER STRUCTURES MUST BE CONSTRUCTED IN ACCORDANCE WITH A SITE DEVELOPMENT PLAN APPROVED BY THE HOWARD COUNTY PLANNING BOARD.

- a. NO BUILDING OR STRUCTURE SHALL BE LOCATED UPON LOTS DEVOTED TO APARTMENT LAND USE WITHIN 30' OF THE PUBLIC RIGHT-OF-WAY OF ANY PUBLIC ROAD, STREET OR HIGHWAY, NOR WITHIN 50' OF ANY ROAD DESIGNATED BY THE HOWARD COUNTY PLANNING BOARD AS A PRINCIPAL ARTERIAL OR INTERMEDIATE DIVIDED ARTERIAL HIGHWAY. ANY DRIVEWAY NECESSARY FOR INGRESS AND EGRESS TO AND FROM INTERIOR OFF-STREET PARKING AREAS OR SERVICE ROADS SHALL NOT BE CONSIDERED A STREET.
- NO BUILDING OR STRUCTURE SHALL BE LOCATED WITHIN 40' OF ANY OF THE PROPERTY LINES OF THE PROJECT.
- A MINIMUM OF 90' IS REQUIRED BETWEEN PARALLEL BUILDINGS OR STRUCTURES (FRONT TO FRONT, REAR TO REAR, FRONT TO REAR). ALL OTHER SITUATIONS REQUIRE A MINIMUM OF 40' BETWEEN BUILDINGS.
- NO PARKING SPACES OR ACCESS DRIVEWAYS TO PARKING AREAS SHALL BE NEARER THAN 20' FROM AN APARTMENT
- NOTWITHSTANDING THE PROVISIONS OF PARAGRAPHS A THRU D, BUILDINGS AND OTHER STRUCTURES MAY BE CONSTRUCTED AT ANY LOCATION UPON APARTMENT LAND USE AREAS, PROVIDED SUCH CONSTRUCTION IS IN ACCORDANCE WITH A SITE DEVELOPMENT PLAN APPROVED BY THE HOWARD COUNTY PLANNING BOARD.
- f. IF ADJACENT PARCELS ARE SUBJECT TO A JOINT PARKING AND ACCESS EASEMENT, NO SETBACK REQUIREMENTS APPLY TO THE COMMON LOT LINE BETWEEN PARCEL D-4, SECTION 1, AREA 1 AND PARCEL C SECTION 1, AREA 4.
- SECTIONS 110-D-2-c, OF THE HOWARD COUNTY ZONING REGULATIONS AND SUBTITLE 5 OF THE HOWARD COUNTY CODE, SHALL APPLY TO ALL APARTMENT LAND USE AREAS.
- ALL OPEN SPACES IN THE PROJECT AREAS, EXCEPT DRIVEWAYS AND OFF-STREET PARKING AREAS, 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.

OPEN SPACE LAND USE AREAS

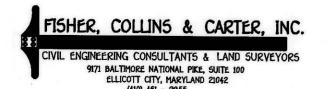
NO STRUCTURE WITHIN OPEN SPACE LAND USE AREAS SHALL BE LOCATED WITHIN THIRTY (30) FEET OF THE RIGHT-OF-WAY OF ANY PUBLIC STREET ROAD, OR HIGHWAY; OR WITHIN TWENTY-FIVE (25) FEET OF ANY PROPERTY LINE, EXCEPT, HOWEVER THAT STRUCTURES MAY BE CONSTRUCTED AT ANY LOCATION UPON LOTS DEVOTED TO OPEN SPACE LAND USE PROVIDED SUCH CONSTRUCTION IS IN ACCORDANCE WITH A SITE DEVELOPMENT PLAN APPROVED BY THE HOWARD COUNTY PLANNING BOARD.

7. PERMITTED USES - SECTION 122-C-3-d(2)

7B-1 APARTMENT LAND USE AREAS

PARCEL C SHALL BE DEVOTED TO APARTMENT USES PROVIDED, HOWEVER, THAT NO MORE THAN 104 DWELLING UNITS MAY BE CONSTRUCTED ON SAID PARCEL.

- 7E-1 PARCELS A AND B ARE TO BE USED FOR ALL OPEN SPACE LAND USES INCLUDING, BUT NOT LIMITED TO, ALL OF THE FOLLOWING:
 - a. OPERATION AND MAINTENANCE OF A PUBLIC PARK, ATHLETIC FIELDS AND ANCILLARY FACILITIES.
 - OPERATION AND MAINTENANCE OF SUCH COMMERCIAL FACILITIES AS ARE CONSISTENT WITH THE PRIMARY USE OF THE OPEN SPACE FOR PARK AND RECREATIONAL USES AS APPROVED BY THE HOWARD COUNTY PLANNING BOARD.
 - THE PRESENTATION AND PERFORMANCE OF OUTDOOR COMMUNITY ACTIVITIES, PUBLIC OR PRIVATE, SUCH AS MUSICAL AND THEATRICAL PERFORMANCES, OUTDOOR PICNICS, ART SHOWS, CARNIVALS, RUMMAGE SALES, WHITE ELEPHANT SALES, CAKE SALES, DANCES, AND SIMILAR ACTIVITIES.
 - d. PARCEL A MAY BE USED FOR A COUNTY LIBRARY AND ANCILLARY FACILITIES.



8. HEIGHT LIMITATIONS - SECTION 122-C-3-d(3):

88-1 APARTMENT LAND USE AREAS

NO STRUCTURE SHALL BE CONSTRUCTED MORE THAN 40 FEET IN HEIGHT FROM THE HIGHEST ADJOINING GROUND ELEVATION ADJACENT TO THE BUILDING. NO HEIGHT LIMITATION IS IMPOSED UPON STRUCTURES CONSTRUCTED WITHIN PARCEL C PROVIDED IMPROVEMENTS THEREON ARE CONSTRUCTED IN ACCORDANCE WITH A SITE DEVELOPMENT PLAN APPROVED BY THE HOWARD COUNTY PLANNING BOARD.

BE 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

9. PARKING REQUIREMENTS - SECTION 122-C-3-d(3):

NO LESS THAN 1-1-/2 OFF-STREET PARKING SPACES CONTAINING A MINIMUM AREA OF ONE-HUNDRED EIGHTY (180) SQUARE FEET FOR EACH PARKING SPACE FOR EACH DWELLING UNIT WITH TWO (2) BEDROOMS OR LESS, AND TWO (2) OFF-STREET SPACES FOR EACH DWELLING UNIT WITH MORE THAN TWO (2) BEDROOMS OTHER THAN SINGLE-FAMILY ATTACHED UNITS SHALL BE PROVIDED WITHIN EACH LOT DEVOTED TO APARTMENT USES. FOR SINGLE-FAMILY ATTACHED UNITS LOCATED ON LOTS DEVOTED TO APARTMENT USES, NO LESS THAN TWO OFF-STREET PARKING SPACES OF AREA SHALL BE PROVIDED. NO LESS THAN TWO (2) OFF-STREET PARKING SPACES CONTAINING A MINIMUM AREA OF 180 Sq. Ft. FOR EACH CONDOMINIUM-APARTMENT.

IN THE EVENT A FACILITY QUALIFIES UNDER FEDERAL, STATE OR COUNTY PROGRAMS INTENDED TO PROMOTE HOUSING FOR THE ELDERLY AND HANDICAPPED, THE PARKING REQUIREMENTS MAY BE MODIFIED TO PROVIDE FOUR (4) PARKING SPACES PER EVERY TEN (10) DWELLING UNITS QUALIFIED BY SUCH AN ASSISTANCE PROGRAM.

IN THE EVENT A FACILITY QUALIFIES UNDER FEDERAL, STATE OR COUNTY PROGRAMS INTENDED TO PROMOTE HOUSING FOR THE ELDERLY AND HANDICAPPED, IS SUBJECT TO A JOINT PARKING AND ACCESS EASEMENT IDENTIFIED IN 68-1-9, THE PARKING REQUIREMENT MAY BY MODIFIED TO PROVIDE 3 PARKING SPACES PER EVERY TEN (10) DWELLING UNITS QUALIFIED BY SUCH AN ASSISTANCE PROGRAM.

IN THE EVENT THE UNITS QUALIFIED UNDER A HOUSING ASSISTANCE PROGRAM ARE WITHDRAWN FROM SUCH A PROGRAM, THE OWNER OF THE APARTMENT FACILITY SHALL IMMEDIATELY NOTIFY THE DEPARTMENT OF PLANNING AND ZONING AND THE DEPARTMENT OF PUBLIC WORKS, BUREAU OF INSPECTIONS AND PERMITS, AND THE OWNER WILL BE REQUIRED TO CONSTRUCT, PRIOR TO FURTHER OCCUPANCY OF THE VACATED UNITS, SUCH ADDITIONAL PARKING SPACES AS ARE NECESSARY TO PROVIDE 1-1/2 PARKING SPACES PER DWELLING UNIT.

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 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 FORM THE CREDITED OPEN SPACE LAND USE TABULATIONS AND DENOTED AS NON-CREDITED IN ACCORDANCE WITH SECTION 122-A-B OF THE HOWARD COUNTY ZONING REGULATIONS.

10. SETBACK PROVISIONS - SECTION 122-C-d(3):

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.

11. MINIMUM LOT 51ZE5 - SECTION 122-C-3-d(3):

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 122-C-3-d(3):

128-1APARTMENT LAND USE AREAS

NO COVERAGE REQUIREMENT IS IMPOSED UPON LAND WITHIN THIS FINAL DEVELOPMENT PLAN PHASE DEVOTED TO APARTMENT USE, 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.

TABUL	ATION OF LAND USE	
LAND USE		ACRES
PARCEL A - NEW	/ TOWN	
OPEN SPACE - CREDITED		3.42
NON - CREDITED		4.46
TOTAL PARCEL A		7.88
PARCEL B - NEW	TOWN - OPEN SPACE/RECREATION	
OPEN SPACE - CREDITED		16.51
NON - CREDITED		2.24
TOTAL PARCEL B		18.75
PARCEL C - NEW	TOWN	
APARTMENTS		1.49
OPEN SPACE - CREDITED		0.00
NON - CREDITED		0.00
TOTAL PARCEL C		1.49
TOTALS	OPEN SPACE - CREDITED	19.93
	OPEN SPACE NON - CREDITED	6.70
	APARTMENT5	1.49
TOTAL		28.12

THIS PLAT IS INTENDED TO SUPERSEDE FINAL DEVELOPMENT PLAN PHASE 212, SHEET 2 OF 2, RECORDED AMONG THE LAND RECORDS OF HOWARD COUNTY, MARYLAND AS PLAT NUMBER 3054A-1223.

HOWARD COUNTY, MOU

VILLAGE OF OWEN BROWN SECTION 1, AREA 4

PETITIONER

THE HOWARD RESEARCH AND DEVELOPMENT CORPORATION C/O THE ROUSE COMPANY COLUMBIA, MARYLAND 21044

FINAL DEVELOPMENT PLAN PHASE 212-A SIXTH ELECTION DISTRICT HOWARD COUNTY, MARYLAND DATE: DECEMBER 7, 1992 SHEET 2 OF 2