

AMENDED FINAL DEVELOPMENT PLAN CRITERIA Phase 69-A-2

The Area included within this Final Development Plan Phase 69-A-2 is Applicable to Section 5, Area 2, of the Village of Harper's Choice.

1. PUBLIC STREET AND ROADS — Section 125—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 125-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 Harper's Farm Road will be permitted only at points of access approved by the Howard County Department of Planning and Zoning.
- 3. MAJOR UTILITY RIGHTS-OF-WAY Section 125-C-3-b:

To be shown on subdivision plats, if required by the Howard County Department of Planning and Zoning and Department of Public Works.

4. DRAINAGE FACILITIES — Section 125-C-3-b:

To be shown on subdivision plats, if required by the Howard County Department of Planning and Zoning and Department of Public Works.

5. RECREATIONAL, SCHOOL & PARK USES — Section 125—C—3—c:

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 125-C-3-d-(1):

The term "structure" as used in this Final Development Plan Phase does not include walks, shrubbery, trees, ornamental landscaping, excavations or fills, fencing not exceeding 6' in height, or other similar minor structures upon which no restriction as to location is imposed. 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 constructed on any lot within this Final Development Plan, if located within setback areas adjacent to public streets, roads, or highways upon which construction of structures if prohibited, shall not exceed three (3) feet in height if solid or closed nor five (5) feet in height if open, except in accordance with a site development plan approved by the Howard County Planning Board.

6A APARTMENT LAND USE AREAS

Buildings and other structures may be located at any location within apartment land use areas as specified herein except that 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.

- 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 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.
- b. No structure shall be located within 40' of any of the property lines of the project.
- c. A minimum of 90' is required between parallel buildings (front to front, rear to rear, or front to rear). All other situations require a minimum of 40' between buildings.

d. Apartment buildings, including accessory buildings, shall not be permitted to cover more than 30 percent of the lot or project area.

e. No parking spaces or access driveways to parking areas shall be nearer than 20' from an apartment building.

6B FMPLOYMENT CENTER LAND USE AREAS - COMMERCIAL

No structure shall be located within 30 feet of the right—of—way of any public street, road or highway; except, however, that structures may be constructed at any location within such setback area if such construction is in accordance with a site development plan approved by the Howard County Planning Board. Except as restricted by this Paragraph, buildings and other structures may be located at any location within commercial land use areas. All structures must be developed in accordance with a site development plan approved by the Howard County Planning Board.

6C 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 125-C-3-d-(2):
 - 7A APARTMENT LAND USE AREAS

Parcels A, B & C shall be devoted to apartment land use uses provided, however, that no more than 72 dwelling units may be constructed on Parcels A, B & C, inclusive.

7B EMPLOYMENT CENTER LAND USE - VILLAGE CENTER - COMMERCIAL

All uses permitted in commercial districts or commercial land use zones are permitted including, but not limited to, all of the following:

- a. Uses permitted in B-1 districts.
- b. Uses permitted in B-2 districts.
- c. Uses permitted in S-C districts.

Apartments may be located in areas zoned for Commercial Land Use in accordance with a site development plan approved by the Howard County Planning Board. A total of 9 dwelling units will be permitted to be constructed above the commercial structure.

7C GREENBELT OPEN SPACE LAND USE AREAS

Lot 2 and Lot 5 are to be used for all open space land uses including, but not limited to, pedestrian and bicycle pathways. These lots may be used for drainage and utility easements if necessary.

7D VILLAGE CENTER OPEN SPACE LAND USE AREAS

Lots 1 & 4 are to be used for all open space land uses, including, but not limited to, all of the following:

- a. Operation of a public or private swimming pool.
- b. Operation of a community library facility.
- c. Operation of a community hall, including leasing of same for public or private use.
- d. Operation of a teen center building, including sales on the premises of food and beverages.
- e. Presentation and performance of outdoor community activities, public or private, such as musical and theatrical performances, outdoor picnics, art shows and carnivals. f.Use of the facilities to be constructed upon Lots 1 & 4 for all uses normally associated with community uses, such as rummage sales, white elephant sales, cake sales and dances.
- 7E TRANSPORTATION OPEN SPACE LAND USE AREAS

Lot 3 is to be used for open space purposes. Any portion of lot 3 may be used as a vehicular right—of—way for a public or privately owned transportation system. In the event that a portion of such lot is used as a vehicular right—of—way for such a transportation system, the traveled area actually used as a right—of—way or in any event a right—of—way strip, no less than 30 feet in width shall be classified as non—credited open space for the purpose of land use allocations under Section 125—A—8 of the Howard County Zoning Regulations.

- 8. HEIGHT LIMITATIONS Section 125-C-3-d-(3):
 - 8A APARTMENT LAND USE AREAS

No structure shall be constructed more than 50 feet in height from the highest adjoining ground elevation adjacent to the building.

8B VILLAGE CENTER — COMMERCIAL

No height limitation is imposed upon structures constructed within the Village Center provided improvements thereon are constructed in accordance with a site development plan approved by the Howard County Planning Board.

8C 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.

- 9. PARKING REQUIREMENTS Section 125-C-3-d-(3):
 - 9A APARTMENT LAND USE AREAS

No less than 1-1/2 off-street parking spaces for each dwelling unit shall be provided within each lot devoted to apartment uses.

Parking may be allowed on adjacent Lot 2 as approved by the Howard County Planning Board.

9B COMMERCIAL LAND USE AREAS - VILLAGE CENTER

In all commercial land use areas, the following parking requirements shall apply:

Five (5) parking spaces shall be provided for each 1,000 square feet of net leasable retail commercial area.
 Three (3) parking spaces shall be provided for each 1,000 square feet of office space in this Final Development Plan Phase.

9C 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.

- 10. SETBACK PROVISIONS Section 125-C-3-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 SIZES Section 125-C-3-d-(3):

As shown on subdivision plat.

- 12. COVERAGE REQUIREMENTS Section 125-C-3-d-(3):
 - 12A APARTMENT LAND USE AREAS

In no event shall more than 30 percent of any lot devoted to apartment uses be covered by buildings or other major structures. No limitation is imposed upon the areas used for sidewalks, paved parking areas, trees and shrubbery, and similar minor structures.

12B COMMERCIAL LAND USE AREAS

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

12C 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, in the aggregate, be covered by buildings or major structures except in accordance with a site development plan as approved by the Howard County Planning Board.

TABULATION OF LAI	ND USE
LAND USE	ACRES
APARTMENTS ROADWAY 1.954 Ac.±	6.592 Ac.
EMPLOYMENT CENTER COMMERCIAL	12.472 Ac.
OPEN SPACE CREDITED	3.398 Ac.
OPEN SPACE - NON-CREDITED	2.875 Ac.
TOTAL	25.337 Ac.

HO CO. GOV'E DATE 7-23-97 RECORDED # 3054-1636 Saw

THIS PLAT IS INTENDED TO SUPERCEDE FDP PHASE SIXTY—NINE—A—1, SHEET 2 OF 2, RECORDED AMONG THE LAND RECORDS OF HOWARD COUNTY ON AUGUST 26, 1996 AS PLAT No. 3054—A—1567.

VILLAGE OF HARPER'S CHOICE VILLAGE CENTER

PETITIONER
THE HOWARD RESEARCH AND DEVELOPMENT CORPORATION
COLUMBIA, MD. 21044

SECTION 5 AREA 2

COLUMBIA

AMENDED FINAL DEVELOPMENT PLAN PHASE SIXTY—NINE—A—2 5th ELECTION DISTRICT HOWARD COUNTY, MARYLAND SCALE: N/A JUNE, 1997

SHEET 2 OF 2