



Howard County Department Of Planning And Zoning

3430 Courthouse Drive ■ Ellicott City, Maryland 21043 ■ 410-313-2350

Marsha S. McLaughlin, Director

www.howardcountymd.gov

FAX 410-313-3467

TDD 410-313-2323

June 22, 2011

Mr. Louis Mangione
Executive Center Parcel D Limited Partnership
1205 York Road - Penthouse
Lutherville, MD 21093

RE: **WP-11-180**, Ellicott City Walmart, Parcel D (SDP-06-094, Ellicott City Walmart, Parcel D, two proposed office bldgs.)

Dear Mr. Mangione:

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

As of the date of this letter, the Planning Director **approved** your request to waive Subdivision Sections:

- A. **16.156(o)(1)(i)**, and granted a one year extension from the current one year deadline date of 05/16/11 *until 05/16/12* to apply for a building permit to initiate construction on the site, and;
- B. **16.156(o)(1)(ii)**, and granted a one year extension from the current two year deadline date of 05/16/12 *until 05/16/13* to apply for the building permits for all of the development shown on approved site development plan, SDP-06-094.

The approval of this waiver petition is subject to compliance with the following conditions of approval:

1. The Petitioner shall apply for a building permit to initiate construction on the site by the extended one year deadline date of 05/16/12, or SDP-06-094 shall become void in accordance with Subdivision Section 16.156(o)(2), and;
2. The Petitioner shall apply for the building permits for all construction authorized by approved site development plan, SDP-06-094, by the extended two year deadline date of 05/16/13, or SDP-06-094 shall become void in accordance with Subdivision Section 16.156(o)(2).

Justification for the approval recommendation for this waiver petition:

1. Undo hardships and practical difficulties would result from strict compliance with the Regulations:
 - A. Due to the current economic downturn, the current poor commercial market, difficulty obtaining financing, and;
 - B. Having to start construction prematurely based on the Regulation when this site is dependent on the construction of the missing connector section of public road, North Ridge Road, for adequate vehicular access, marketability and obtaining financing for the project.

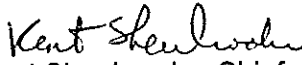
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2. This waiver petition request, if approved, will not nullify the intent and purpose of the Regulations, as it does not waive the above cited Regulations, but merely allows additional time to comply with them when the economy and the commercial market improves, financing becomes available and missing connector section of public road, North Ridge Road is constructed.

The approval of this waiver petition will remain valid in accordance with compliance with the above cited deadline dates of 05/16/12 and 05/16/13.

If you have any questions, please contact Michael Antol at (410) 313-2350 or email at mantol@howardcountymd.gov.

Sincerely,


Kent Sheubrooks, Chief
Division of Land Development

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KS/MA/WP11180.appr.ltr.
cc: File
Research
DED
SDP-06-094
RES/DPW
DILP
DPSZA
Landscape Coordinator
Forest Conservation Coordinator