



HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING

3430 Courthouse Drive

Ellicott City, Maryland 21043

410-313-2350

Voice/Relay

Valdis Lazdins, Director

FAX 410-313-3467

August 30, 2018

W.R. Grace and Company
Attn: Nizam Usta
7500 Grace Drive
Columbia, MD 21044

RE: WP-19-010, W.R. Grace
Alternative Compliance Request

Dear Mr. Usta:

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)(ii)**.

Approval is subject to the following conditions:

1. All proposed uses, stockpile areas, and improvements shown on the exhibit must be constructed per the approved plan exhibit.
2. Compliance with all applicable County and State Regulations and obtain all necessary permits from the Department of Inspections, Licenses and Permits prior to initiating development on-site.
3. Approval of this alternative compliance petition is to create the two stockpile areas as shown on the Alternative Compliance Exhibit. No additional development, construction, or improvements are permitted under this request.

Our decision was made based on the following:

Extraordinary Hardship or Practical Difficulty - There is no site development plan on record with Howard County. Submitting a standard site development plan (SDP) for the establishment of uses would provide an extraordinary hardship and practical difficulty for the applicant.

Alternative Proposal - The only alternative to allowing an Alternative Compliance Petition plan exhibit would be to require a new Site Development Plan for the property. Because there is no development being proposed at this time (only stockpile areas), requiring a new SDP is not recommended by this Division.

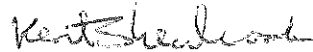
Not Detrimental to the Public Interest - Approval of the alternative compliance request will not be detrimental to the public interest. The request is for two stockpile areas, neither is to exceed 5 feet in height, and it is proposed that both areas be surrounded by silt fence.

Will not Nullify the Intent or Purpose of the Regulations - This proposal does not nullify the intent of the site development plan requirement. In accordance with the DPZ, Division of Land Development policy memo dated May 1, 2011 an applicant may submit an alternative compliance application as a substitute for the standard site development plan process when minor alterations or additions are proposed to any existing development. The exhibit does not propose additional impervious surface or expanded floor area.

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. This alternative compliance approval will remain valid for one year from the date of this letter or as long as a subdivision or site development plan is being actively processed in accordance with the processing provisions of the Regulations.

If you have any questions, please contact J.J. Hartner at (410) 313-2350 or email at jehartner@howardcountymd.gov.

Sincerely,



Kent Sheubrooks, Chief
Division of Land Development

KS/JH

cc: Research
DED
Real Estate Services
Robert H. Vogel Engineering, Inc.
File #'s SDP-17-006 & WP-19-010