

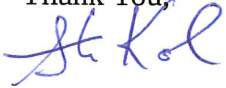
Date: 16 July 2018

Subject: HCCA Testimony CR119-2018

My name is Stu Kohn and I am the HCCA President testifying against this Resolution.

We are against this proposal on the grounds of general principle. CR119 was never Pre-filed as required or Late-filed. Under the rules regarding Pre-Filed Legislation as you all know it states on the County Council website that items are to be Pre-filed 11 calendar days before that legislative session. During these 11 days, you will be able to view Pre-filed legislation listed on this page. Once the legislation is introduced, it is considered "current legislation." The problem is that your constituents did not have the opportunity to view this particular proposed legislation. This is simply not right as it fails the test for transparency. Therefore, we suggest you consider discussing this Resolution at a later date so the interested audience can review and if desired testify the next time. I now see this Resolution is scheduled to be heard on 23 July. However, we still have a concern. As of 13 July CR119 does not appear under the Pre-filed legislative docket which falls outside the 11 day window. Why should this Resolution be heard as the rules have not been followed.

Thank You,



Stu Kohn  
HCCA, President



HOWARD COUNTY COUNCIL  
AFFIDAVIT OF AUTHORIZATION  
TO TESTIFY ON BEHALF OF AN ORGANIZATION

I, Stu Koho, have been duly authorized by  
(name of individual)

Howard County Citizens Association to deliver testimony to the  
(name of nonprofit organization or government board, commission, or task force)

County Council regarding CR119 to express the organization's  
(bill or resolution number)

support for / opposition to / request to amend this legislation.  
(Please circle one.)

Printed Name: Stu Koho

Signature: Stu Koho

Date: 16 July 18

Organization: HCCA

Organization Address: P.O. Box 89

ELLIOTT CITY, MD 21041

Number of Members: 300

Name of Chair/President: Stu Koho

*This form can be submitted electronically via email to [councilmail@howardcountymd.gov](mailto:councilmail@howardcountymd.gov) no later than 5pm the day of the Public Hearing or delivered in person the night of the Public Hearing before testifying.*



HOWARD COUNTY COUNCIL  
AFFIDAVIT OF AUTHORIZATION  
TO TESTIFY ON BEHALF OF AN ORGANIZATION

I, James R. Moxley III, have been duly authorized by  
(name of individual)

Saint James United Methodist Church to deliver testimony to the  
(name of nonprofit organization or government board, commission, or task force)

County Council regarding Resolution No. 119-2018 to express the organization's  
(bill or resolution number)

support for ~~opposition to / request to amend~~ this legislation.  
(Please circle one.)

Printed Name: James R. Moxley, III

Signature: *James R. Moxley III*

Date: 7/23/18

Organization: Saint James United Methodist Church

Organization Address: 12470 Old Frederick Rd.

Marriottsville, MD 21104

Number of Members: 222

Name of Chair/President: \_\_\_\_\_

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Date: 16 July 2018

Subject: HCCA Testimony CB58-2018 Scenic Roads

Good evening. My name is Stu Kohn and I am the President of the Howard County Citizens Association, HCCA testifying on their behalf. We are in favor of CB58-2018 and want to thank Councilpersons Terrasa and Ball for having the foresight to introduce this Bill. Hopefully this Bill will lead to a better understanding as to what the residents of Howard County can expect whenever development is placed on a designated scenic road. The specific question we have is will this Bill in anyway affect the proposed 397 units planned by the Milk Producers at Leishear, Gorman and Murray Hill Roads. We would like to believe that this development was a contributing factor as to why this Bill is before us. We would like for you to consider the following suggestions to include in the Bill for clarity:

**Refer to Page 2, Line 2** – add the word “fully” before the word “screened.”

**Refer to Page 2, Lines 3 thru 6** – it is referring to the protection of forests. It is about time especially considering that Howard County as reported by the Sierra Club is the worst of all counties in Maryland clearing trees and only 12<sup>th</sup> in replacing them. This needs to change.

**Refer to Page 3, Line 8 thru 9** – states, “To orient houses so they do not back up to scenic roads and should be sited as far as possible from the road and be well screened.” We seek specificity by asking you to provide an exact number regarding the distance.

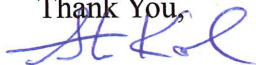
**Refer to Page 2, Line 12** – what is the definition of “Surroundings?”

**Refer to Page 5, Lines 23 thru 28** – It states, “That developments adjoining scenic roads which proposes a new vehicular ingress and egress on a scenic road within one mile shall be required to obtain approval from DPZ and the Planning Board after a Public Meeting.” We ask you for the public to have the opportunity to question DPZ at such a Planning Board Meeting or Hearing. This is the case now evoked in Zoning Board Hearings as the recent passed CB16-2018 permits. The same opportunity should apply in front of the Planning Board. We ask you to please revisit CB16 as an amendment because we believe this was simply an oversight.

**Refer to Page 6, Lines 24 thru 29 and Page 7, Lines 1 thru 2** – It addresses the Effect of the Adequate Public Facilities Act regarding an intersection designated a “Constrained Road Facility.” On Line 28 it states, “Restrictions on improvements to a “Constrained Road Facility” shall not be grounds for denial of subdivision plans or site development plans that would otherwise be subject to required road improvements under the adequate public facilities ordinance.” We ask why not? Please consider rewording this clause to state, “A Constrained Road Facility shall be grounds for denial of any subdivision plans or site development plans unless such time when road improvements are feasible and pass road tests with the implementation of the Adequate Public Facilities Ordinance.”

With the aforementioned suggested amendments, we look forward to hopefully see major improvements in the protection of our scenic roads. It would certainly be beneficial to all.

Thank You,



Stu Kohn

HCCA, President

**Acres of Forest Cleared, Replanted, Net Loss by County (FY2009–FY2016)**

COUNTY	CLEARED	REPLANTED	NET LOSS	% CLEARED**	% PLANTED***
Anne Arundel*	682	61	621	45	9
Baltimore	696	116	580	27	17
Calvert	908	13	894	39	1
Caroline	60	25	35	28	47
Carroll	274	340	(64)	28	123
Cecil	232	47	185	26	20
Charles	1,559	42	1518	48	2
Dorchester	24	16	9	11	64
Frederick	764	678	86	28	89
Harford	1,236	535	701	26	43
Howard	904	422	482	50	45
Kent	36	25	11	14	71
Montgomery	1,302	738	564	31	54
Prince George's	9,074	1,968	7,106	43	22
Queen Anne's	20	14	6	3	68
St. Mary's	1,668	117	1,551	34	7
Somerset	40	15	25	20	37
Talbot*	26	51	(25)	10	192
Washington*	100	79	21	30	80
Wicomico	134	138	(4)	19	134
Worcester	253	74	179	23	253
<b>TOTAL</b>	<b>19,992</b>	<b>5,514</b>	<b>14,481</b>		

Source: MD Department of Natural Resources,  
from individual county FCA annual reports