Testimony in support of CB56 – Tiber Branch Watershed Safety Act

July 23, 2018

My name is Alison Burkowske and I live at 3917 Old Columbia Pike in Ellicott City, in a home that's been in place for almost 200 years.

I'm here today to testify in support of CB-56 – the Tiber Branch Watershed Safety Act.

I'd also like to respectfully request that the bill be amended to extend the duration of the Act to remain in place contingent upon the countigs ability to effectively monitor and manage compliance with storm water management regulations.

I'd like to share an example of why this is important.

As I mentioned, I live on Old Columbia Pike, in the Tiber/Hudson Watershed, and two streams run through my property that are fed by both underground springs and storm runoff.

In 2012/2013, Howard County approved development plans for the property adjacent to mine – Plans to clear a  $\frac{1}{2}$  acre lot and build 5 houses.

As part of the approval process, the developer submitted a site certification document to the county that mis-represented the classification of one of the streams on my property and the plan was approved based on that mis-representation.

After requesting the site plans, my husband and I became aware of the error and notified the county who came out and performed their own inspection. The county agreed with our assessment - That the stream had been classified incorrectly.

The county inspection revealed that an additional 50-foot steam back buffer should be added to the development plan in order to meet Howard County storm water management regulations, meaning that the planned development needed to be pushed back 50 feet.

However, since the site clearing had already begun, the county elected to defer to the developer and allow the development to proceed – too close to the stream and out of compliance with established regulations.

I see this as a management issue – Potentially a problem of under staffing; potentially an issue of ineffective processes.

This is one small example, but I question how many other developments in the Tiber/Hudson watershed have received similar treatment in recent years, contributing to the massive storm water management issue that we have today.

I ask the Counsel to pass this bill and to prohibit issuance of permits in the Tiber Branch Watershed until the county is prepared to effectively and accurately manage that development.

Thank you.

AMPBULL 443-762-5787

# Howard County Department Of Planning And Zoning



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

Marsha S. McLaughlin, Director

www.co.ho.md.us FAX 410-313-3467 TDD 410-313-2323

EXPAND

Propoli

COUNTY HELP

WHERET IS

FOR VIOLATIN

REFUCIEN

CORRECTED

NO

15 JUT

RAEK SOFT

JHY

awi

THIS

THE PENKU

GRE

P CAN THE

March 20, 2013

Andrew Burkowske 3917 Old Columbia Pike Ellicott City, Md. 21043

### The Walter Davis Property, SP-10-003, F-11-049, F-12-091 and SDP-13-008, RE: Site Inspection of March 14, 2013 at 3917 Old Columbia Pike

Dear Mr. Burkowske:

15 THERE

DEPT. OF

. ANOTHER

LEVEL OF

RENEW

ŊΟ

ENVIRO.

UNS DO ...

ANTTECHIG

The purpose of this letter is to inform you of the results of the site inspection conducted by the Department of Planning and Zoning (DPZ) staff on March 14, 2013 at the above referenced property. The following information is provided in response to the site inspection findings concerning a possible discrepancy with the ephemeral designation of the stream system traversing the southern boundary of your property and the adjoining Walter Davis Property subdivision plan as shown and recorded under the final plans, F-11-049 and F-12-091, and site development plan, SDP-13-008. Please be aware that this Department has taken into consideration your important concerns regarding compliance with the Subdivision and Land Development Regulation environmental requirements in our decision making process concerning this matter. The following information is provided in response to your concerns.

Please understand that our determination of the stream is based solely on the day of our site inspection which may differ from the site conditions that existed at the time of the certification submitted by DeMario Design Consultants, Inc. dated May 28, 2010. Our inspection revealed that an intermittent stream system is likely present on your property, Parcel No. 149 and within adjoining Open Space Lot 7 of the Walter Davis Property. An ephemeral stream designation requires no buffer, whereas, an intermittent stream designation requires a 50 foot streambank buffer in accordance with Section 16.116 (a)(2)(i) of the Subdivision Regulations. Based upon our application of the 50' streambank buffer line by overlaying it on the above referenced subdivision plans (see attachment), it appears that the 50' buffer would extend onto the Walter Davis subdivision plan, HOA Open Space Lot 6 by approximately 8 to 35 feet and within Open Space Lot 7 and partially within Lot 5. However, because the 50' streambank buffer line is located mostly within the subdivision's open space lots with only minimal grading and clearing impact associated with the installation of the proposed approved micro-bioretention storm water management (SWM) devices at this site's location, and based on discussions with the Development Engineering Division regarding the approved SWM design, this Department considers the site disturbance for the approved SWM devices necessary pursuant to Section 16.116(c)(1) of the Subdivision and Land Development Regulations because once installed and operational, the SWM devices will provide the maximum protection possible for the nearby stream system.

(Page 1)

Q. Why is the COUNTY NOT WILLIN TO RECTIFY THE ERROR?

### Andrew Burkowske letter, continued

Additionally, since site grading and clearing have already taken place on the subject property and the developer has installed a double super silt fence along the limits of disturbance to provide the maximum soil and erosion control protection possible during the construction process, it would be counterproductive on our part at this time to require the dismantling and relocation of the sediment and erosion control devices just to meet the 50' streambank buffer line. Therefore, because it is not possible to go back in time to revise the project's development plans to reduce or eliminate the clearing and grading disturbances that have already taken place, this Department is requiring that the developer/builder provide in addition to the 4 approved "Red Maples" shown on the Landscape Plan, at least six (6) additional evergreen trees a minimum of 6 to 8 feet in height to be planted along the project's property boundary with the Burkowske Property in close proximity to the proposed use-in-common driveway t-turnaround area and the *S*VM devices within HOA Open Space Lot 6 as mitigation for the tree clearing associated with the stream buffer impacts.

This Department has decided because the first subdivision plat for the Walter Davis Property, F-11-049 for the subject property was recorded almost two years ago on July 22, 2011 and a subsequent second final plat, F-12-091 was recorded on August 27, 2012, that it is not necessary to re-record the subdivision plats to show the 50' streambank buffer at this time. However, if for any reasons, the builder or future owners of Lot 5 and/or the community's open space lots decide to process a revision plat for the subdivision's Open Space Lots 6 and 7 and/or Lot 5 in the future, DPZ will require that the intermittent stream be labeled and a 50' streambank buffer be shown and recorded on any subsequent final plats at that time to provide additional environmental protection for any future disturbances.

Please note that this Department has done everything possible within our regulatory authority and responsibility to respond to an incident reported to us to seek compliance with the environmental laws for Howard County and to notify all affected parties. If you have any questions about the information contained in this letter, please contact me at your convenience at (410) 313-2350 or by e-mail at ksheubrooks@howardcountymd.gov

Sincerely,

(Page 2)

Ket Slop has

Kent Sheubrooks, Chief Division of Land Development

attachment

KS/F:/kent/davispropertyconcerns03-20-13 cc: F-12-091, F-11-049, SP-10-003, SDP-13-008 Pat Britt-Fendlay Chuck Dammers Marsha McLaughlin Benchmark Engineering, Inc. DeMario Design Consultants, Inc. Stirling Homes Walter Davis, Jr.

\$ STORINWATER KESTORATION FEE WAS PRECED

PLEASE

EXPLA

EN VIRONMENT.

NERSARRY

(DULD WE GET A PESTORATION IN A COUPLE YEARS

### Testimony from Russell Roder in Favor of Council Bill 56-2018

I'm here to urge the Council to vote for Council Bill 56-2018.

There have been a lot of studies and there are many projects underway. But we still need more time to wrap our arms around all of the flooding that has occurred in Ellicott City this decade.

This applies both to downtown Ellicott City and to Valley Mede, which is why I urge the Council to amend this bill to add the Plumtree Branch and Little Plumtree Branch watersheds. We flood, too, and the County needs to figure out how to deal with it before any more development occurs in our area.

It's good that the County is now exploring the idea of buying houses. It means you haven't forgotten about us. But that's not enough. I'm concerned that the County will buy a few homes and declare victory. The Valley Mede Drainage Study identified dozens of homes in the 100-year floodplain. Even if the County were to buy all of them, it wouldn't solve the problem.

Executive Kittleman said at the recent flood recovery town hall that we can't have anyone else die. As we heard last week, both in 2016 and 2018, citizens rescued people from one of the culverts in the Chatham neighborhood, next to Valley Mede. In 2016, someone tried to drive through high water on Longview Drive. The car was nearly washed into the creek, but the driver made it out safely. During the most recent flood, I used my car to block Longview drive, to discourage people from driving through the water. But some still did.

We can't move the roads out of the floodplain. So, the way to make things safe – for people at home and on the road – is to make the water go under the roads. The drainage study showed how we can do that for the Plumtree Branch, but I haven't seen any momentum towards funding those projects. Unfortunately, the ideas analyzed for the Little Plumtree Branch wouldn't help. Who from the County is generating new ideas for helping those residents? Residents have ideas, but nobody is asking for our input. Does the County even have a plan for Valley Mede? We haven't seen one. If there's no plan, how many years will it be before the County sticks a shovel in the ground and actually starts to fix the problem?

I could go on, but you get the idea. There's a lot to figure out about downtown Ellicott City. There's a lot to figure out about Valley Mede.

For all of these reasons, I urge the Council to amend this bill to add the Plumtree Branch and Little Plumtree Branch watersheds, and to pass it.

# Valley Mede Flood Pictures

Russell Roder 9513 Longview Drive



# July 30, 2016 – Water Was Inches from Main Floor



# July 30, 2016 – Everything Ruined



# July 30, 2016 – Mulch on the Ceiling



# May 27, 2018 – Longview Drive Is Submerged



# May 27, 2018 – Yards Are Flooded



# May 27, 2018 – Back Yard is Fully Underwater



# May 28, 2018 – Route 40 Culvert Visible Again



### Testimony: Christine (Crissy) Simpson, Dorsey's Search, Ellicott City, Counsel Bill 56-2018

I join in the testimony of the several people pleading that the legislation be passed in a form that expands its applicability. A few speakers asked for county-wide applicability or specifically to add the Plum Tree/Little Plum Tree watershed. Many voters have lost confidence that the Council's aim is to protect residents' health and safety over the interest of developers. Clear cutting of wooded or agriculture areas for new dwellings and parking lots is NOT what residents want now. Calling it "Smart Growth" does not make it smart, safe or representative of voters' views. The words "scarred" and "terrified" have been used to describe how residents feel when it rains – you are in a position to help allay that that fear. Storm water issues are just one of the most visible results of the short-sighted environmental degradation continuing in Ho Co. Grass areas and mature trees must be protected if people and property are to be safe.

One example of the continuing degradation is a 134-unit apartment building to be built in Dorsey. Basically, about 5 acres of, overall, environmentally beneficial land will be covered with a building and parking lot. Many mature trees will be cut down and permeable surface area will be significantly decreased. This will increase the risk to safety in the area.

Dorsey is NOT in the Tiber Watershed BUT:

There has been six-figure damage to Fairway Hills golf course;

29 South has been underwater - endangering people and swallowing-up cars;

Two people lost their lives on 108 near Fairway Hills recently due to runoff;

Cars on Grey Rock have been totaled by water damage – luckily, my one neighbor and his wife climbed out of their totaled car's window to safety; and

On Smokey Wreath Way cars have been damaged by street flooding. Some of the water damage in Dorsey has also resulted in severe breathing issues do to mold.

Please put a hold of such development until we can understand the impact and make sure people will be safe; the developers with their campaign contributions will be there when the bulldozers and chain saws roar back into Ho Co. for reasons other than to clean up debris caused by runoff. Please prioritize safety. We are counting on you. The quantity and speed of the runoff pictured is a new problem that comes from the ridge lines down. It's a small watershed with steep ridges, so what runs off runs really really fast. We will gain a great deal of capacity when we clear the sediment being deposited, we've needed to do that since the 2011 runoff rapids. Our runoff isn't well managed, it's running willy nilly all through our hills. It's pushing loose earth into our streets and homes and filling our storm drains.

- Ann

- Adding runoff before we restore our defenses will continue to hurt those still trying to rebuild. We are responsible for destroying town by adding runoff before we restore the forested buffers and riparian channels needed to manage rain events in this steep small valley community.
- There are more than 60 homes on Historic Main Street, including my home which served as The Icehouse for Ellicott City in 1809. My community has rebuilt 3 times in the last 7 years and we are fast becoming chronically impoverished. Historically the families here pass their homes down, as I hope to do. And we're all being asked, "Why do you stay?"
- Restoring natural riparian buffer zones is key to the preservation of town, as the rivers are in our hillsides. Intelligent restoration involves an in depth consideration for the future. Stick framed buildings like this one can be reinforced. Storm channels can be dredged. Reforestation, retention areas and flood plains can be made a higher priority throughout the watershed. We've got a couple decades of bad habits to make up for, and it's important we get to work right away.
- I've heard some say that "re-development" is better for us because there were no storm water regulations before and now there are. This claim is ignorant of our ability to measure runoff by the square foot. Every zoning decision to approve another development or road, without requiring each project to manage their storm water on site, exacerbates the likelihood of another devastating flood event. Not one more square foot of runoff should be added until we have restored the watershed's natural defenses and we have restricted zoning and permits to conform to a sensitive watershed.
- Two inches of rain fell over an hour in this picture taken just a couple days ago. My neighbor Ron Peters set up cameras and has been studying the Memorial Day videos. He pointed out to me that town was destroyed after just four inches of rainfall. Help us hit the pause button on development and let's make history.







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

I, <u>SUSAN</u> GARBER (name of individual) \_\_\_\_\_, have been duly authorized by the Savage Community Association to deliver testimony to the (name of nonprofit organization or government board, commission, or task force) County Council regarding CB 56-2018 to express the organization's (bill or resolution number) support for / opposition to / request to amend this legislation. (Please circle one.) Printed Name: Susan Garber Signature: Lusan Harbu Date: July 16, 2018 Organization: Savage Community Assn. Organization Address: P.O. Box 222 Savage, MD 20763 Number of Members: 137 Name of Chair President: <u>Susan Garber</u>

This form can be submitted electronically via email to <u>councilmail@howardcountymd.gov</u> no later than 5pm the day of the Public Hearing or delivered in person the night of the Public Hearing before testifying.

# **Outline of Oak Hill Estates' Amendment Request to B56 2018**

- I. Thank you for past construction of Old Annapolis Bridge in 1985-1986.
- II. Excellent Testimonies on July 16, 2018.
- III. Support of basic concept of HC Bill B56-2018.
- IV. Uncontrolled Storm Water runoff.
- V. Agricultural Land Preservation
  - A. Has provided "Certain flood barriers in past";
  - B. Result of meeting federal requirements for quality control of "dirty water" vs. quantity control of storm water runoff.
- VI. One Case in Point What has happened to our neighborhood?
  - A. Development of Centennial Overlook on Old Mason Farm;
  - B. Uncontrolled increase of storm water runoff onto Oak Hill Drive properties and flooding of Old Annapolis Road.
  - C. Proposed development of final flood control barrier between Centennial Overlook and existing residences facing Oak Hill Drive.
- VII. There is a potential conflict between controlling new construction vs. the preservation of our quality of life. We need to first correct/abate past deficiencies of quality control versus quantity control of storm water runoff in Howard County.
- VII. Thank you for your service. We pray for you in these decisions.

# **TESTIMONY OF DAVE WOESSNER**

### **308 MAGOTHY ROAD**

### SEVERNA PARK, MD 21146

### dwoessner2012@gmail.com

My name is Dave Woessner and I own 11 acres of ground within the Tiber Branch drainage area. When I purchased my land, it was developed with commercial businesses, apartments, homes, warehouses and parking lots.

My property contributes to the flood waters that endanger Ellicott City because my property does not have the storm water controls, current regulations require. I have been working for 3 years to fix that situation.

There are 4 ways to reduce flood levels

Exhibit #1 shows these ways

**Improve the stream Channel** – eliminate debris, widen the channel, expand restrictive culverts.

**Retrofit Existing Developments** - upgrade existing SWM ponds, provide new facilities where missing

Build Regional Facilities - regional facilities located in stream valleys provide the greatest relief

**Regulate future development** – This would have the least impact since 95% of the land is developed

If the these four (4) tools are implemented, the flood waters will be reduced, and Main Street will be safer.

I propose to implement each of these four tools on my land in the following ways:

- 1. I am removing fallen trees from the Tiber Branch stream that would collect debris and wash downstream to clog culverts.
- 2. I purchased lot 37 of the Keywaden Community. See deed attached. This lot contains the 10year storm water management pond for the 32 homes. I am working with DPW to rebuild the pond to handle 100 year or greater storms.
- 3. I have offered my property to the County for free to construct a Regional storm water management facility capable of controlling flood waters generated by approximately 300 acres of development upstream from my site. See attachment #3
- 4. I have directed my engineer to equip my community with a SWM facility to provide both 100year storage and **additional storage** to manage the torrential rains like the ones that caused the floods. I call this my "do no harm" design. My thinking is, I can't control what other people do, but I can make sure my property does not contribute. See attachment #4

**WITH** the County's engineers help, I have been studying this problem since the day after the 2016 flood. We learned that in the Tiber Branch area , upstream of Hudson and New Cut Branches , there are 3 properties undeveloped. I have highlighted them on the attachment.

Property #1 is steep slopes, streams and environmental setbacks, and cannot be further developed.

**Property #2** has the same restrictions. In fact, the County has identified this property as a flood control site , not for development.

**Property #3** is my proposed community and I am already providing flood controls, improving my neighbor's ponds, and offering my land to the County for a regional facility.

### SUMMARY

I am committed to building these flood protections 2 years before I would be allowed to build homes because of APFO requirements.

I have submitted final construction drawings for proposed infrastructure (NOT HOMES) for County approval.

This Bill will prevent me from gaining plan approval, and from obtaining permits to construct flood protection.

I ask that in the portion of Tiber Branch, upstream of the confluences of the Hudson and New Cut branches, where DPW states there is only (1) property left undeveloped, the Council consider amending the Bill to allow my project, that are trying to build flood protections, to proceed without delay.







### EXHIBIT A

### IN THE CIRCUIT COURT FOR HOWARD COUNTY MARYLAND

Yousif Ali Ahmed Plaintiff	\$
	÷
	\$
VS.	* Civil Action No. 13-C-09-78868
	*
Keywaydin Joint Venture, et al	*
Defendants	*

### JUDGMENT FORECLOSING RIGHT OF REDEMPTION

The proceedings in the captioned case having been read and considered, the Court finds that all known Defendants were personally served or were sent notice in accordance with Maryland Code Annotated, Tax- Property Article, Section 14-839(a)(4) and also were notified by an Order of Publication issued out of this Honorable Court, and no redemption has been made by any party in interest. Therefore, it is this for day of MAC, 2010.

ORDERED, that judgment be and it is hereby entered in favor of Plaintiff foreclosing the right of redemption in the property below described on the Tax Roll of the Director of Finance as:

Ellicott City 2<sup>nd</sup> Election District of Said county, described as follows: 3.479 Acres, Liber 1205, folio 161, Lot 37, Keywaydin Plat, Account number 02-283077, Choctaw Drive, Ellicott City, MD 21043.

AND IT IS FURTHER ORDERED, that plaintiff be and hereby is vested with an absolute and indefeasible fee simple title, free and clear of all alienation and descents of the property occurring before the date of the judgment and encumbrances on the property, except taxes,

AND IT IS FURTHER ORDERED that the Supervisor of Assessments of Howard County shall enroll Plaintiff as the fee simple owner of the above described property.

Judge

Return to:

EINUBRIE

Richard Basile 6305 Ivy Lane, Suite 416 Greenbelt, MD 20770

MAR 2 5 2010

CLERK, CIRCUIT COURT HOWARD COUNTY

6,34

### BOOK: 18222 PAGE: 401

6/13/2018 10:02.AM Csh 0045 Reg 0048 T/Ref 0048118204 Grp 000001 R/Lne 000001 01 - Main Location \$35.00 Validation Number: 0048-134468 1000000000-1300-409910-1300000000-999999

### TAX SALE DEED 9999999999

Parcel Number: 2283077

THIS DEED, made this <u>IH</u> day of June, 2018, by and between ANEPR. IRVIN, DIRECTOR OF FINANCE FOR HOWARD COUNTY and as Collector of These of the States of S

WHEREAS, by Judgment Foreclosing Rights of Redemption dated March 18, 2010, and entered in the Circuit Court of Howard County, Maryland, in the matter of Yousif Ali Ahmed v. Keywaydin Joint Venture, et al., Case No.: 13-C-09-78868 (hereinafter the "Judgment"), attached hereto as **Exhibit** A, the same being an action to foreclose all equities of redemption therein mentioned in the property described as tax account number 02-283077, heretofore sold for delinquent in payment of taxes, pursuant to the Acts of the General Assembly and the Code of Public General Laws of Maryland, the Collector, as the collector of State and County taxes, was by said Judgment directed to give a fee simple deed of conveyance to Grantee, for the property described in the Judgment, upon payment to the Collector, of the purchase price due, if any, together with all taxes, interest and penalties thereon accruing since the date of sale, and the Grantee having paid said amounts in full.

NOW, THEREFORE, THIS DEED WITNESSETH, that in consideration of Six Thousand Seven Hundred Fifty-Five Dollars and Forty-Three Cents (\$6,755.43), the receipt whereof is hereby acknowledged, the Director of Finance for Howard County and Collector of Taxes for the State of Maryland, as aforesaid by virtue of and in pursuance of the power and authority in her vested, does hereby grant and convey to the said party of the second part, Grantee, its successors, heirs, and assigns, forever, in fee simple, all that lot of ground situate and lying in the Second Election District of Howard County, State of Maryland, as hereinafter described:

Lot 37 of Parcel 261, Known as 3.479 Acres, Liber 1205, folio 161, Lot 37 on the Plat entitled "Keywaydin", which Plat is recorded among the Plat records of Howard County in Plat Book CMP No. 4903

BEGINNING for the same thereof being known and designated as Lot 37 of Parcel 261, 3.479 Acres, Choctaw Drive, Ellicott City, Maryland 21043.

BEING the same lot of ground more particularly described and referred to in a Deed dated October 31, 1983 and recorded among the Land Records of Howard County in Liber No. 1205, Folio 161, was granted and conveyed by B & G Associates to Keywaydin Joint Venture.

TOGETHER with the improvements thereupon and the rights, alleys, way, water, privileges, appurtenances and advantages thereto belonging, or otherwise appertaining;

TO HAVE AND TO HOLD the described lot of gro its successors, heirs, and assigns, forever, in fee simple.	und and pre	mises to		C, Record
WITNESS, the hand of the said Grantor.	13326 rd Co mbia/C ster Ø	otal: 1: 3/2018	48 Deed ( Deed S Deed S County County	Deed (w ding Fe dorsey
	(.c.ชะชุร เ ชุร	11:0	with ' State State r Tran	(w Taxe Fae no Fys rid
	3-05 -	161.33 161.33 161.33	Tax <i>es</i> } 40.00 33.78 35.66 5.667.55	₹`\$ <b>≈6</b> 48

provided in this email, including but not limited to, pricing, financing, features of a property and/or community, is not to be construed as the basis of the bargain for the purchase and sale of any such property.

### TAX SALE DEED 79999999999

Parcel Humber: 2283077

BAR

THIS DEED, made this <u>day</u> of June, 2018, by and between JANET R. IRVIN, DIRECTOR OF FINANCE FOR HOWARD COUNTY and as Collector of Taxes for the State of Maryland herein after called Grantor or Collector, party of the first part, and DORSEY'S RIDGE, LLC, a Maryland limited liability company, successor to/assignee of Yousif Ali Ahmed, hereinafter called the Grantee, party of the second part.

WHEREAS, by Judgment Foreclosing Rights of Redemption dated March 18, 2010, and entered in the Circuit Court of Howard County, Maryland, in the matter of Yousif Ali Ahmed v. Keywaydin Joint Venture, et al., Case No.: 13-C-09-78868 (hereinafter the "Judgment"), attached hereto as **Exhibit** A, the same being an action to foreclose all equities of redemption therein mentioned in the property described as tax account number 02-283077, heretofore sold for delinquent in payment of taxes, pursuant to the Acts of the General Assembly and the Code of Public General Laws of Maryland, the Collector, as the collector of State and County taxes, was by said Judgment directed to give a fee simple deed of conveyance to Grantee, for the property described in the Judgment, upon payment to the Collector, of the purchase price due, if any, together with all taxes, interest and penalties thereon accruing since the date of sale, and the Grantee having paid said amounts in full.

NOW, THEREFORE, THIS DEED WITNESSETH, that in consideration of Six Thousand Seven Hundred Fifty-Five Dollars and Forty-Three Cents (\$6.755.43), the receipt whereof is hereby acknowledged, the Director of Finance for Howard County and Collector of Taxes for the State of Maryland, as aforesaid by virtue of and in pursuance of the power and authority in her vested, does hereby grant and convey to the said party of the second part, Grantee, its successors, heirs, and assigns, forever, in fee simple, all that lot of ground situate and lying in the Second Election District of Howard County, State of Maryland, as hereinafter described:

Lot 37 of Parcel 261, Known as 3.479 Acres, Liber 1205, folio 161, Lot 37 on the Plat entitled "Keywaydin", which Plat is recorded among the Plat records of Howard County in Plat Book CMP No. 4903

BEGINNING for the same thereof being known and designated as Lot 37 of Parcel 261, 3.479 Acres, Choctaw Drive, Ellicott City, Maryland 21043.

BEING the same lot of ground more particularly described and referred to in a Deed dated October 31, 1983 and recorded among the Land Records of Howard County in Liber No. 1205, Folio 161, was granted and conveyed by B & G Associates to Keywaydin Joint Venture.

TOGETHER with the improvements thereupon and the rights, alleys, way, water, privileges, appurtenances and advantages thereto belonging, or otherwise appertaining;

TO HAVE AND TO HOLD the described lot of ground and premises to Dorsey's Ridge, LLC, its successors, heirs, and assigns, forever, in fee simple.

WITNESS, the hand of the said Grantor.

337

WITNESS:

JUS Janet R. Irvin Director of Finance for Howard County and Collector of

Taxes for the State of Maryland

STATE OF MARYLAND, COUNTY OF HOWARD TO WIT:

I HEREBY CERTIFY that on this, the <u>th</u> day of <u>bulk</u>, in the year two thousand and eighteen, before me, the subscriber, a Notary Public of the State of Maryland, personally appeared Janet R. Irvin, Director of Finance for Howard County and Collector of Taxes for the State of Maryland, the Grantor named in the foregoing Deed, known to me, and she acknowledged the foregoing Deed to be her act in the capacity therein stated.

AS WITNESS my hand and Notarial Seal.

My Commission Expires: 10 22 Notary Public

APPROVED for Form and Legal Sufficiency This 2 day of , 2018

Gary W. Kuc, County Solicitor

**Reviewing Attorney:** 

Kristen Bowen Perry, Senior Assistant County Solicitor

All Taxes on Assessments certified to the Collector of Taxes for Howard County, Md. by <u>61318</u> have been paid. This statement is for the purpose of permitting recordation and is not assurance against further taxation even for prior periods, nor does it guarantee satisfaction of outstanding tax sales.



Info	State of Maryland Baltimore City	🗹 Coun	ty: Howard			tation			
	rmation provided is for t Assessments and Ta	the use of th	e Clerk's Offic		nt of	Comparison     Comparison       Comparison     Comparison       Comparison     Comparison       Comparison     Comparison       Comparison     Comparison			
	(Type or Print in Bla					(soord)			
1 Type(s) of instruments			ke Form is Attac			Clerk			
of more encoura	X Deed Deed of Trust	Leas	tgage	Other	Other _	18			
2 Conveyance Typ	e Improved Sale	Unimp	proved Sale	Multiple Accounts		ms-			
Check Box	Arms-Length [1]		Length (2)	Arms-Length (3)	Length Sa	nie [9]			
3 Tax Exemptions	Recordation								
(if applicable) Cite or Explain Authority	State Transfer			ax-Property Article, Se					
	County Transfer			Tax-Property Article	e, Section 13-40	2.1(b)(2)			
4	Der harr D-teo/Consid		ation Amount					ce Use Only	
	Purchase Price/Conside Any New Mortgage	eration	\$ 6,755.43 \$ 0.00			Transfer and Recorda Transfer Tax Consideration		S	leranon
Consideration	Balance of Existing M	ortgage	\$ 0.00		X (			S S	
and Tax Calculations	Other:		S		Less Exemptio	n Amount	-	\$	
Calculations	Other		0.00 \$		Total Transfer Recordation T		=	\$	
			0.00		X (	) per \$500	on =	\$ \$	
	Full Cash Value:		\$ 6,755.43		TOTAL DUE			\$	
5	Amount of Fe	ees		Doc. 1	I	)oc. 2		Agent:	
	Recording Charge		\$ 20.00		\$				
	Surcharge		\$ 40.00		S			Tax Bill:	
Fees	State Recordation Tax State Transfer Tax		\$ 35.00		\$ \$				
	County Transfer Tax		\$ 0.00 \$ 0.00		<u> </u>			C.B. Credit:	
	Other		\$ 0.00		s			A = Tay/Otha	······
	Other		\$ 0.00		s			Ag. Tax/Othe	:r:
6		erty Tax ID N		Grantor Liber/Folio	Mi		1-1	Parcel No.	Va
Description of	02 28307			05/161	0024	<u>'P</u>	026		
Property SDAT requires		division Nam		Lot (3a)	Block (3b)	Sect/AR (3c)		Plat Ref.	SqFt/Ac
submission of all	Keywaydin			37			490	3	3.479 ac
applicable information		· · · · · · · · · · · · · · · · · · ·		tion/Address of Prop	erty Being Conve	yed (2)			
A maximum of 40	Choctaw Drive, Ellicol			ntifiers (if applicable	)		T	Water Meter	Account
characters will be indexed in accordance					/			WAILT DALLE	Account
with the priority cited i	1 m	-Residential		ple 🚺 or Ground Re					
Real Property Article		Yes VIN	o Descriptio	n/Amt. of SqFt/Acrea	ge Transferred:				
Section 3-104(g)(3)(i)		1							
7	If Partial Conveyance,		ntor(s) Name(s)		· · · · · ·	Doc 2-1	Grant	or(s) Name(s)	
	Janet R. Irvin, Directo			and the second			01441	un (a) manac(a)	
Transferred From									
			l, if Different fr	om Grantor(s)	Doc. 2 - C	wner(s) of Re	cord,	if Different fro	om Gran
8	Keywaydin Joint Vent		ntoolal Name(a)		+	D 1	<u> </u>	· · / · > N · · · · / · >	
<u> </u>	Dorsey's Ridge, LLC	Doc. I – Grai	ntee(s) Name(s)		+	Doc. 2-	Grant	ee(s) Name(s)	
	Dorsey a Kinge, ELC								
Transferred	New Owner's (Grantee) Mailing Address						1941		
Transferred To					cer maning Auto	C39			
То	308 Magolhy Road, S	everna Park	, Maryland 211		eer manning Aug	<u></u>			
	Doc. 1 - Add		, Maryland 211 s to be Indexed	46			ames	to be Indexed	(Optiona
To 9				46			lames	to be Indexed	(Optiona
9 Other Names to Be Indexed	Doc. 1 - Add	itional Name	s to be Indexed	46 (Optional)	Doc. 2 –			· · · · · · · · · · · · · · · · · · ·	
9 Other Names to Be Indexed	Doc. 1 - Add	itional Name Instru	s to be Indexed	46	Doc. 2 –		lames	to be Indexed	
9 Other Names to Be Indexed 10 Contact/Mail	Doc. 1 – Addi Yousif Ali Ahmed	itional Names Instruc skine, Esq.	s to be Indexed	46 (Optional)	Doc. 2 –			· · · · · · · · · · · · · · · · · · ·	ntact Pers
9 Other Names to Be Indexed 10 Contact/Mail	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple	itional Names Instruc skine, Esq. PA 9 Lawn Boule	s to be Indexed ment Submitted	(Optional) (Optional) d By or Contact Pers 0	Doc. 2 –			Return to Co Hold for Picl	entact Pers
9 Other Names to Be Indexed 10 Contact/Mail	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 2075	itional Name Instru skine, Esq. PA Lawn Boule 59	s to be Indexed ment Submitted evard, Suite 200	(Optional) d By or Contact Pers 0 Phone: (3)	Doc. 2 -	Additional N		Return to Co Hold for Pick Return Addr	ntact Pers kup ess Provid
9 Other Names to Be Indexed 10 Contact/Mail	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 2075	itional Names Instruc skine, Esq. PA Lawn Boule 59 FANT: <i>BOTT</i> :	s to be Indexed ment Submitted evard, Suite 200 7 THE ORIGIN	(Optional) (Optional) I By or Contact Pers D Phone: (30 NAL DEED AND A F	Doc. 2 - on 01 ) 575-0389 HOTOCOPY M	Additional N		Return to Co Hold for Picl Return Addr Y EACH TRA	ntact Pers kup ess Provid
9 Other Names to Be Indexed 10 Contact/Mail	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 2075	itional Name Instru skine, Esq. PA Lawn Boule 59	s to be Indexed ment Submitted evard, Suite 200 7 THE ORIGIN	(Optional) d By or Contact Pers 0 Phone: (3)	Doc. 2 - on 01 ) 575-0389 HOTOCOPY M aveyed be the gran	Additional N UST ACCOM		Return to Co Hold for Picl Return Addr Y EACH TRA	ntact Pers kup ess Provid
9 Other Names to Be Indexed 10 Contact/Mail	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 207: 11 IMPORT	Instructional Names Instruction skine, Esq. PA Lawn Boule 59 TANT: <i>BUTT</i> .	s to be Indexed ment Submitted evard, Suite 200 7 THE ORIGIN	(Optional) (Optional) d By or Contact Pers 0 Phone: (3( NAL DEED AND A F the property being co	Doc. 2 - on 01 ) 575-0389 HOTOCOPY M aveyed be the gran	Additional N UST ACCOM		Return to Co Hold for Picl Return Addr Y EACH TRA	ntact Pers kup ess Provid
9 Other Names to Be Indexed 10 Contact/Mail	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fullon, Maryland 2074 11 IMPORT Assessment	Instructional Names Instruction skine, Esq. PA Lawn Boule 59 TANT: <i>BUTT</i> .	s to be Indexed ment Submitted evard, Suite 20( 7 THE ORIGIN No Will No Does	(Optional) (Optional) d By or Contact Pers 0 Phone: (3( NAL DEED AND A F the property being co	Doc. 2 – on 01 ) 575-0389 HOTOCOPY M nveyed be the gram onal property? If y	Additional N UST ACCOM ntee's principal yes, identify:	D D D D AN I reside	Return to Co Hold for Picl Return Addr Y EACH TRA ence?	ntact Pers kup ess Provic NSFER
9 Other Names to Be Indexed 10 Contact/Mail Information	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 207: 11 IMPORT Assessment Information	Itional Names Instruct skine, Esq. PA Lawn Boule 59 ANT: BOTH Yes Yes Yes	s to be Indexed ment Submitted ovard, Suite 200 THE ORIGIN No Will No Does Absessm	(Optional) (Optional) d By or Contact Pers O Phone: (3) NAL DEED AND A F the property being co stransfer include perso property surveyed? I pent Use Only – Do	Doc. 2 – Don D1 ) 575-0389 HOTOCOPY M nveyed be the gran mal property? If y Fyes, attach copy Not Write Below	Additional N UST ACCOM Nee's principal yes, identify: of survey (if re w This Line	D D D D AN I reside	Return to Co Hold for Picl Return Addr Y EACH TRA ence? d, no copy requ	intact Pers kup ess Provic NSFER ired).
9 Other Names to Be Indexed 10 Contact/Mail Information	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 207: 11 IMPORT Assessment Information	Itional Names Instruction Skine, Esq. PA Lawn Bould 59 FANT: BOTH Yes Yes Yes	s to be Indexed ment Submitted svard, Suite 200 THE ORIGIN No Will No Does No Was Assessm Agricultural	(Optional) (Optional) d By or Contact Pers Phone: (3) NAL DEED AND A F the property being co s transfer include perso property surveyed? I pent Use Only – Do Verification	Doc. 2 – Don D1 ) 575-0389 HOTOCOPY M Inveyed be the gran mal property? If y fyes, attach copy Not Write Below Whole	Additional N UST ACCOM Itee's principal yes, identify: of survey (if re w This Line Part		Return to Co Hold for Picl Return Addr Y EACH TRA ence? d, no copy requ	intact Pers kup ess Provid NSFER ired).
9 Other Names to Be Indexed 10 Contact/Mail Information	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 207: 11 IMPORT Assessment Information	Itional Names Instruction Skine, Esq. PA Lawn Bould 59 FANT: BOTH Yes Yes Yes	s to be Indexed ment Submitted ovard, Suite 200 THE ORIGIN No Will No Does Absessm	46 (Optional) d By or Contact Pers D Phone: (30 NAL DEED AND A F the property being co s transfer include perso property surveyed? I tent Use Only – Do Verification :: Geo.	Doc. 2 – Don D1 ) 575-0389 HOTOCOPY M Inveyed be the gran mal property? If y Fyes, attach copy Not Write Below Whole Deed Reference Map	Additional N UST ACCOM Itee's principal yes, identify: of survey (if re w This Line Part		Return to Co Hold for Picl Return Addr Y EACH TRA ence? d, no copy requ , Tran. Pro- signed Proper	intact Pers kup ess Provid NSFER ired).
9 Other Names to Be Indexed 10 Contact/Mail Information	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 207: 11 IMPORT Assessment Information	Itional Names Instruction Skine, Esq. PA Lawn Boule 59 CANT: BUTT Yes Yes Yes Yes	s to be Indexed ment Submitted avard, Suite 200 Y THE ORIGIN No Will No Does No Was Assessm Agricultural Date Received	46 (Optional) d By or Contact Pers 0 Phone: (3) NAL DEED AND A F the property being co is transfer include perso property surveyed? I ent Use Only – Do Verification I: Geo. Zoning	Doc. 2 – Don D1 ) 575-0389 HOTOCOPY M nveyed be the gran mal property? If y Fyes, attach copy Not Write Below Whole Deed Reference Map Grid	Additional N UST ACCOM Nee's principal res, identify: of survey (if re w This Lino Part w:	20 10 10 10 10 10 10 10 10 10 1	Return to Co Hold for Picl Return Addr Y EACH TRA ence? d, no copy requ , Tran. Pro- signed Proper	intact Pers kup ess Provid NSFER irred). cess Veri ty No.: Block Lot
9 Other Names to Be Indexed 10 Contact/Mail Information	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 207: 11 IMPORT Assessment Information	Itional Names Instruction Skine, Esq. PA Lawn Boule 59 CANT: BUTT Yes Yes Yes Yes	s to be Indexed ment Submitted avard, Suite 200 Y THE ORIGIN No Will No Does No Was Assessm Agricultural Date Received	46 (Optional) d By or Contact Pers D Phone: (30 NAL DEED AND A F the property being co s transfer include perso property surveyed? I tent Use Only – Do Verification :: Geo.	Doc. 2 – Don D1 ) 575-0389 HOTOCOPY M hveyed be the grar mal property? If y fyes, attach copy Not Write Belor Whole Deed Reference Map Grid Parce	Additional N UST ACCOM Itee's principal yes, identify: of survey (if re <b>w This Line</b> Part e:	20 10 10 10 10 10 10 10 10 10 1	Return to Co Hold for Picl Return Addr Y EACH TRA ence? d, no copy requ , Tran. Pro- signed Proper	intact Pers kup ess Provic NSFER ired). cess Veri ty No.; Block Lot
9 Other Names to Be Indexed 10 Contact/Mail Information	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 207: 11 IMPORT Assessment Information	Itional Names Instruction Skine, Esq. PA Lawn Boule 59 CANT: BUTT Yes Yes Yes Yes	s to be Indexed ment Submitted avard, Suite 200 Y THE ORIGIN No Will No Does No Was Assessm Agricultural Date Received	46 (Optional) d By or Contact Pers D Phone: (3) NAL DEED AND A F the property being co transfer include perso property surveyed? I ent Use Only – Do Verification 1: Geo. Zoning Use	Doc. 2 – Don D1 ) 575-0389 HOTOCOPY M hveyed be the grar mal property? If y fyes, attach copy Not Write Belor Whole Deed Reference Map Grid Parce	Additional N UST ACCOM Itee's principal yes, identify: of survey (if re <b>w This Line</b> Part e:	20 20 1 reside cordex Sub Plat Sec	Return to Co Hold for Picl Return Addr Y EACH TRA ence? d, no copy requ , Tran. Pro- signed Proper	intact Pers kup ess Provic NSFER ired). cess Veri ty No.; Block Lot
9 Other Names to Be Indexed 10 Contact/Mail Information	Doc. 1 – Addi Yousif Ali Ahmed Name: William E. Ers Firm Offit Kurman, Address: 8171 Maple Fulton, Maryland 207: 11 IMPORT Assessment Information	Itional Names Instruction Skine, Esq. PA Lawn Boule 59 CANT: BUTT Yes Yes Yes Yes	s to be Indexed ment Submitted avard, Suite 200 Y THE ORIGIN No Will No Does No Was Assessm Agricultural Date Received	46 (Optional) d By or Contact Pers D Phone: (3) NAL DEED AND A F the property being co transfer include perso property surveyed? I ent Use Only – Do Verification 1: Geo. Zoning Use	Doc. 2 – Don D1 ) 575-0389 HOTOCOPY M hveyed be the grar mal property? If y fyes, attach copy Not Write Belor Whole Deed Reference Map Grid Parce	Additional N UST ACCOM Itee's principal yes, identify: of survey (if re <b>w This Line</b> Part e:	20 20 1 reside cordex Sub Plat Sec	Return to Co Hold for Picl Return Addr Y EACH TRA ence? d, no copy requ , Tran. Pro- signed Proper	intact Pers kup ess Provic NSFER ired). cess Veri ty No.; Block
9 Other Names to Be Indexed 10 Contact/Mail Information	Doc. 1 - Addi   Yousif Ali Ahmed   Name: William E. Ers   Firm Offit Kurman,   Address: 8171 Maple   Fullon, Maryland 207:   11 IMPORT   Assessment   Information   Terminal Verificati   Transfer Number   Year   2   Buildings   Total	Itional Names Instruction Skine, Esq. PA Lawn Boule 59 CANT: BUTT Yes Yes Yes Yes	s to be Indexed ment Submitted avard, Suite 200 Y THE ORIGIN No Will No Does No Was Assessm Agricultural Date Received	46 (Optional) d By or Contact Pers D Phone: (3) NAL DEED AND A F the property being co transfer include perso property surveyed? I ent Use Only – Do Verification 1: Geo. Zoning Use	Doc. 2 – Don D1 ) 575-0389 HOTOCOPY M hveyed be the grar mal property? If y fyes, attach copy Not Write Belor Whole Deed Reference Map Grid Parce	Additional N UST ACCOM Itee's principal yes, identify: of survey (if re <b>w This Line</b> Part e:	20 20 1 reside cordex Sub Plat Sec	Return to Co Hold for Picl Return Addr Y EACH TRA ence? d, no copy requ , Tran. Pro- signed Proper	intact Pers kup ess Provic NSFER ired). cess Veri ty No.; Block Lot

Distribution: White - Clark's Office Pink - Office of Finance

62

AOC-CC-300 (5/2007)

# ONE

### IN THE CIRCUIT COURT FOR HOWARD COUNTY MARYLAND

Yousif Ali Ahmed	*
Plaintiff	*
	*
vs.	* Civil Action No. 13-C-09-78868
	*
Keywaydin Joint Venture, et al	*
Defendants	*

### JUDGMENT FORECLOSING RIGHT OF REDEMPTION

The proceedings in the captioned case having been read and considered, the Court finds that all known Defendants were personally served or were sent notice in accordance with Maryland Code Annotated, Tax- Property Article, Section 14-839(a)(4) and also were notified by an Order of Publication issued out of this Honorable Court, and no redemption has been made by any party in interest. Therefore, it is this fay of 2010.

ORDERED, that judgment be and it is hereby entered in favor of Plaintiff foreclosing the right of redemption in the property below described on the Tax Roll of the Director of Finance as:

Ellicott City 2<sup>nd</sup> Election District of Said county, described as follows: 3.479 Acres, Liber 1205, folio 161, Lot 37, Keywaydin Plat, Account number 02-283077, Choctaw Drive, Ellicott City, MD 21043.

AND IT IS FURTHER ORDERED, that plaintiff be and hereby is vested with an absolute and indefeasible fee simple title, free and clear of all alienation and descents of the property occurring before the date of the judgment and encumbrances on the property, except taxes,

AND IT IS FURTHER ORDERED that the Supervisor of Assessments of Howard County shall enroll Plaintiff as the fee simple owner of the above described property.

Judge miling

Return to:

Richard Basile 6305 Ivy Lane, Suite 416 Greenbelt, MD 20770

MAP 25 2010

CLERK, CIRCUIT COURT HOWARD COUNTY

p.J

# Bill No. 56-2018

# SUBJECT

**AN ACT** temporarily prohibiting issuance of certain permits and certain approvals of development plans and zoning changes for property that drains in whole or in part to the Tiber Branch Watershed.

# AREA OF CONCERN

While this ACT is important, and I believe it should have already been put in place, my concern is, that if you really want to study the problem holistically, we need to include some of the surrounding ecological areas of the entire watershed. Specifically, add the downstream areas from Main Street, Ellicott City - Ilchester area.

# **ISSUES WITH THIS BILL**

- Why are the downstream areas not included? This is where all the water passes through and it's impacting the State Park's topography. The Ilchester area has had damaged infrastructure, erosion and utilities. Bonnie Branch, River, College Avenue and Thistle roads had the same as a result of tributaries being breached with little or no storm water management measures. All these roads are vital to Main Street's business health.
- The topography of the scenic road, Ilchester Road, (the last third), is at an elevation of 460 feet. It slopes down quickly, to 200 feet within an eighth of a mile, and then to 90 feet at the intersection of Bonnie Branch and Ilchester. Water drains into the Patapsco River at the County line by the Ilchester bridge. The velocity of the water that runs down these two roads has increased.
- There was an original map of the watershed that included the bottom section of lichester and Bonnie Branch roads. The proposed map stops one street over on College Avenue. Why was it changed? Can we added them back in? If not, what is the logic behind not adding extreme ecological areas to a study that is supposed to be looking at the many factors related to flooding? This area was flooded too as well as other communities downstream and adjacent to the Patapsco River.
- The bill states that a study would work with other County agencies. Why not also work with Baltimore County as well as the right State agencies. Can we specifically put that in the Act? I would think we would want all the expertise available - past, present, and future.

# **IN SUMMARY**

Remember, what was stated by Alan Kittleman, at the EC Town Hall Meeting, that, "*this starts a new conversation*". This has to start with a new way of thinking with this effort. The way this Act is worded, it seems that it is very restricted on the time period and utilizing other sources such as in technology and expertise. It does not have any action items to rectify any of the current problems. It just studies the problem and places a selective moratorium on many places that are already developed. This is the old thinking.

I believe, legislation with more substance should be put in place. Perhaps a recommendation is to get this Act in force now, with the contingency that one with better substance will take its place and truly address all major flood areas such as downstream areas. As far as the moratorium part of it, until we figure this stuff out, it should go into effect as an emergency act right now.

Sincerely,

Paul Marzin 4450 Ilchester Road Ellicott City, MD 21043 July 23, 2018 Council Bill CB56-2018

Good evening,

My name is Shari Orszula and I live at 4033 Chatham Rd. Ellicott City, MD 21042 in the Dunloggin neighborhood.

I am here in support of <u>CB56-2018</u> - The Tiber Branch Watershed Safety Act, emergency legislation to temporarily halt development in the Tiber Branch Watershed.

I know that the Master Plan Advisory Team has worked hard over the past year, identifying stormwater mitigation projects not only to protect the historic area, but also nearby Valley Mede.

I had hoped there would be more time for mitigation efforts and was horrified the historic area suffered another blow on May 27th with even greater damage than in 2016. Because of this, I believe that it is essential to pause development in the Tiber watershed to allow time to complete additional stormwater mitigation projects which may serve to protect both lives and property investments.

Like others who have already testified, I would also support expanding the area to also include other parts of the county where flooding is occurring, such as the Little Patuxent watershed, especially along the Plumtree Branch. Residents of the Valleymede and Chatham neighborhoods north of Route 40 have testified about the issues they face in their communities. The Plumtree Branch also travels through the Dunloggin neighborhood, and I am concerned that changes made upstream could negatively impact Dunloggin.

Just last month on June 13<sup>th</sup>, Councilman Weinstein invited a team from the Howard County Department of Public Works to a Saint Johns Community Association meeting. At the time of that meeting, neighborhood residents had submitted around 150 pictures of damage to our community during the May 27<sup>th</sup> flood.

What we heard from the Deputy Director, Mark DeLuca, is that the neighborhood of Dunloggin is very much like the neighborhood of Valleymede in terms of stormwater management and has similar problems – with open channels/culverts and swales turning into rivers. The Deputy Director suggested that we need to take a step back and look at things comprehensively to gain a more holistic view. I agree.

Fortunately for my family, we have not had any property damage during past flood events. However, a section of Chatham Rd becomes impassable, stranding residents at their houses.

Bottom line – we need to protect lives and property. If the Tiber Branch Watershed Safety Act helps to do that by allowing additional time to complete mitigation projects, it's essential to pass this legislation.



Lisa Soto <lsoto675@gmail.com>

# Fwd: SHA Case # SR-0349608 has been closed regarding: Drainage / Ditch

2 messages

**johnny5string** <johnny5string@gmail.com> To: Lisa Soto <lsoto675@gmail.com> Mon, Jul 16, 2018 at 4:40 PM

Here's the case closing

Thanks.

John

------ Forwarded message ------From: **MDOT SHA Customer Service** <communications@sha.state.md.us> Date: Wed, Jun 27, 2018 at 7:42 AM Subject: SHA Case # SR-0349608 has been closed regarding: Drainage / Ditch To: johnny5string@gmail.com <johnny5string@gmail.com>

Dear john nichols:

Thank you for contacting the Maryland Department of Transportation State Highway Administration (MDOT SHA) regarding:

Topic: Drainage / Ditch Sub-Topic: Other County: Howard Route:

Your ticket was handled by:

### District 7 - DAYTON (Howard County)

If you have other questions or concerns regarding your service request ticket, you can contact the MDOT SHA office directly by phone.

Click HERE to view contact information for our District Offices and Shops Click HERE to view contact information for our Administrative Offices

MDOT SHA completed the work/request on 6/27/2018 and closed service request SR-0349608. We appreciate that you took the time to contact us

If you need further assistance or have other concerns about your ticket, you can contact the office directly by phone. To contact MDOT SHA Customer Service, email communications@sha.state.md.us or reply to this email.

### **Customer Survey**

Everyone who travels through Maryland is an MDOT SHA customer, so your opinion is very important to us. We are interested in your experience with our Customer Care Management System and ask that you please take a few moments to fill out a brief survey by clicking MDOT SHA CUSTOMER SURVEY. Your responses will help us to improve as we strive to deliver the best customer service possible. Your participation is greatly appreciated.

Sincerely,

The MDOT SHA Customer Service Team Customer Driven...now more than ever!

### Think Green and Keep Maryland Beautiful: Please put trash in proper receptacles.

Lisa Soto <lsoto675@gmail.com> To: johnny5string <johnny5string@gmail.com> Mon, Jul 16, 2018 at 4:44 PM


### Fwd: Sinkhole Problem - 2704 Old St. Johns Lane

1 message

johnny5string <johnny5string@gmail.com> To: Lisa Soto <lsoto675@gmail.com> Mon, Jul 16, 2018 at 4:41 PM

Here's the county response.

John

------Forwarded message ------From: johnny5string <johnny5string@gmail.com> Date: Thu, Jun 7, 2018 at 1:01 PM Subject: Re: Sinkhole Problem - 2704 Old St. Johns Lane To: Liu (Contractor), Bingyong <blu@howardcountymd.gov> CC: Lowe, Christine <cslowe@howardcountymd.gov>

Bill,

Thank you. I submitted the request yesterday.

John Nichols

On Thu, Jun 7, 2018 at 1:00 PM Liu (Contractor), Bingyong <br/>
bliu@howardcountymd.gov> wrote:

Hi Mr. Nichols,

This is Bill Liu who visited your house yesterday. As discussed, we think the source of sinkhole in your front yard is RT70 drainage. So please submit your repair request to the State Highway Administration (SHA) through:

http://www.roads.maryland.gov/index.aspx?pageid=519

and the Service Request Form:

http://marylandsha.force.com/customercare/request\_for\_service

If you have any questions, please feel free to contact us.

Thanks!

#### **Bingyong Liu, P.E., PMP**

Howard County Government

Storm Water Management Division

**Bureau of Environmental Services** 

6751 Columbia Gateway Drive, Suite 514



Lisa Soto <lsoto675@gmail.com>

### Fwd: MDOT SHA Case # SR-0349608 regarding

1 message

johnny5string <johnny5string@gmail.com> To: Lisa Soto <lsoto675@gmail.com> Mon, Jul 16, 2018 at 4:42 PM

First contact with sha

Thanks again

John

------Forwarded message ------From: **MDOT SHA Customer Service** <communications@sha.state.md.us> Date: Wed, Jun 6, 2018 at 3:39 PM Subject: MDOT SHA Case # SR-0349608 regarding To: johnny5string@gmail.com <johnny5string@gmail.com>

Dear john nichols:

Thank you for contacting the Maryland Department of Transportation State Highway Administration (MDOT SHA) regarding:

Topic: Drainage / Ditch Sub-Topic: Other County: Howard Route:

Our system is monitored during normal business hours. Service Request number SR-0349608 has been created to track your concern and you will receive a response from us within the next few days.

Reference the Service Request number provided above on all further inquiries regarding this concern. For your added convenience, you may check on the status, add additional comments or request additional information on your Service Request at any time by clicking on the **Request an Update on My Service Request** link located on the Contact Us page of our website at www.roads.maryland.gov.

To ensure safety, MDOT SHA must immediately address roadway safety conditions, such as ice on the roadway, traffic signal outages, sinkholes or object(s) in the roadway. Please report highway safety sensitive issues to our Statewide Operations Center toll-free at 1-800-543-2515 or locally at 410-582-5650. Dial 911 (or #77 from your cellular phone) to report all emergencies requiring police assistance.

Sincerely,

The MDOT SHA Customer Service Team Customer Driven - Now More Than Ever

Think Green and Keep Maryland Beautiful: Please put trash in proper receptacles.

# Google Maps 2704 Old St Johns Ln



Imagery ©2018 Google, Map data ©2018 Google 100 ft



2704 Old St Johns Ln Ellicott City, MD 21042



















## Testimony of Deb Jung on Council Bill 56-2018

Good evening members of the County Council. My name is Deb Jung and I reside at 10913 Great Oak Way in Columbia. I am very pleased to see that all council members are co-sponsors of this legislation that will impose a temporary moratorium on certain development approvals, zoning changes, and building permits for projects that drain into the Tiber Branch watershed.

The severe flooding events of 2016 and 2018 appear to be the result of a confluence of factors including climate change that results in a higher frequency of severe storms, topography, community design, and prior development approvals - some of which predated stormwater management regulations. Council Bill 56-18 provides a necessary "pause" for the community and county government to assess the options and costs associated with moving forward to plan for and mitigate against the possibility of future severe flooding in the watershed.

The bill's proposed comprehensive study of land-uses, flood control and drainage infrastructure, as well as stormwater management regulations, can build on the existing hydrology and engineering studies and master plan efforts but we need an approach where community design is complimentary with environmental considerations. Obviously, rainwater does not choose whether it falls on older developments without stormwater management control or those that have such controls. We need to respect mother nature and not try to override it with a totally engineered solution.

I share the urgency of the Council in this emergency measure. This is a huge challenge to tackle - particularly given the on-going flood recovery efforts. In light of this challenge, it seems that it would benefit the recovery effort greatly if a respected person was appointed to serve as "czar" to oversee the study elements called for in this bill and ensure that there is timely, strategic and effective coordination in the government and with the community. Climate change is real and the need to adjust development regulations to this fact is now. It simply can't be business as usual.

Thank You

Dear Howard County Council Members,

I request that the scope of Councilman Jon Weinstein's ("Tiber Branch Watershed Safety Act") Council Bill 56-2018 be amended to include the Plumtree Branch & Little Plumtree Branch.

My husband and I became homeowners in Valley Mede right after the historic 2016 flood. We were completely unaware of any flooding issues in the neighborhood, given that the streams in Valley Mede appear to be small with low levels of water. We were in utter shock after the first rainfall in our neighborhood with how high the water levels rose from a small stream to a raging river. After speaking with our neighbors who have lived in this community for over 20+ years, they validated that this level of flooding never used to occur and has gotten worse overtime with new development. We have been blessed that we have not had any flood damage so far, but I am greatly saddened for my Valley Mede neighbors who have lost irreplaceable items in flood damage, and who have had to spend thousands of dollars in flood damage and mitigation. We have neighbors who have lost the entire contents of their basements numerous times.

During the 2018 flood this year, there was a water rescue performed in my neighborhood that saved two people from being washed away. According to a neighbor's eyewitness account, one person was swept out of their vehicle and another went thru the pipes under Chatham Road where they were pulled from the torrent. The pictures and video from the rescue are chilling. Not only could the two people who were stuck in their vehicle have died, but also my courageous neighbors who saved them after waiting too long for rescue workers to respond to their 911 phone calls. Please let that sink in.

As a resident of Ellicott City for my entire life, it has been devastating to watch my beloved old town Ellicott City get washed away not only once, but twice. I am additionally greatly saddened over the three people who died during these floods. While I applaud the Howard County Government for finally taking action with overdevelopment and mismanagement of storm water, this bill currently doesn't go far enough. It needs to encompass ALL areas that have been impacted by the flooding – not just the ones that are seen on the news and social media. I fear that if this bill is not passed and does not include the Plumtree Little Plumtree Branches that our community could be further devastated with flood damage and have potential loss of life.

Sincerely,

Mary McClymonds 9556 Joey Drive Ellicott City, MD 21042