

Introduced	<u>7/2/18</u>
Public Hearing	<u>7/16 & 23/18</u>
Council Action	<u>7/27/18</u>
Executive Action	<u>7/27/18</u>
Effective Date	<u>7/27/18</u>

County Council of Howard County, Maryland

2018 Legislative Session

Legislative Day No. 10

Bill No. 56-2018

Introduced by: Jon Weinstein
 Co-sponsored by: Calvin Ball, Jennifer Terrasa, Greg Fox, and Mary Kay Sigaty

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 or the Plumtree Branch Watershed in Howard County to study flooding events that threaten public health, safety, and welfare; requesting the Department of Planning and Zoning, the Department of Public Works, and other County agencies to study past, present, and future land uses, drainage infrastructure, storm water management, and flood mitigation, and all other factors related to flooding in the Tiber Branch Watershed or the Plumtree Branch Watershed, and report and make recommendations on changes to land uses, drainage infrastructure, stormwater management, and flood mitigation; defining certain terms; providing certain exemptions from the Act; providing that this Act shall be abrogated and of no further force and effect after a certain period; and generally relating to land use, storm water management, drainage and flood mitigation; and declaring this to be an emergency Act.

Introduced and read first time July 2, 2018. Ordered posted and hearing scheduled.
 By order Jessica Feldmark
 Jessica Feldmark, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on July 16 & 23, 2018.
 By order Jessica Feldmark
 Jessica Feldmark, Administrator

This Bill was read the third time on July 27, 2018 and Passed , Passed with amendments , Failed .
 By order Jessica Feldmark
 Jessica Feldmark, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 27th day of July, 2018 at 2 a.m/p.m.
 By order Jessica Feldmark
 Jessica Feldmark, Administrator

Approved Vetoed by the County Executive July 27, 2018
Allan H. Kittleman
 Allan H. Kittleman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; Text in small capitals indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **WHEREAS** the Tiber Branch and its tributaries constitute the natural drainage for the Tiber
2 Branch Watershed to the Patapsco River; and

3
4 **WHEREAS** the Tiber Branch Watershed contains various land uses including older and newer
5 commercial and residential development, public facilities and public schools, State and County
6 road networks, unimproved property, and Historic Ellicott City, which is located at a low-point
7 in the Tiber Branch Watershed and along the Patapsco River; and

8
9 **WHEREAS** the Tiber Branch and its tributaries drain through Historic Ellicott City, are
10 confined by steep topography surrounding Historic Ellicott City's Main Street, and are lined
11 along their banks by historic buildings that are unique and pose challenges for meeting modern
12 construction practices; and

13
14 **WHEREAS** Historic Ellicott City is a national and local designated historic district and contains
15 architectural, historic, and cultural resources that cannot be replaced and which have been
16 severely damaged by repeated flooding; and

17
18 **WHEREAS**, on May 27, 2018, Historic Ellicott City and other areas of the County were
19 subjected to devastating flooding for the second time in twenty-two months, resulting in the loss
20 of human life, the catastrophic destruction of private and public property, and the interruption of
21 public road networks and public, commercial, and personal activities and necessitating the
22 County Executive to exercise Emergency Powers through Executive Order 2018-07, which
23 declared a State of Emergency that was subsequently extended through July 3, 2018, by the
24 County Council with the passage of Council Resolution No. 84-2018 on June 1, 2018, and is
25 subject to further extension to address the devastating effects of flooding in Historic Ellicott City
26 and other areas of the County; and

27
28 **WHEREAS**, extreme weather events have recently become more frequent and severe as
29 documented by the National Oceanic and Atmospheric Administration in the 2016 U.S. Climate
30 Extremes Index and by the United States Environmental Protection Agency, which noted in its
31 2016 report of Climate Change Indicators in the United States that:

1 “In recent years, a larger percentage of precipitation has come in the form of intense
2 single-day events. Nine of the top 10 years for extreme one-day precipitation events have
3 occurred since 1990” ([https://www.epa.gov/climate-indicators/climate-change-indicators-
4 heavy-precipitation](https://www.epa.gov/climate-indicators/climate-change-indicators-heavy-precipitation)); and
5

6 **WHEREAS**, after the catastrophic flooding in the Tiber Branch Watershed in July 2016, the
7 Howard County Department of Public Works (DPW) conducted a Hydraulic and Hydrologic
8 (H&H) analysis of the area in and around Historic Ellicott City, along with other analyses of the
9 July 2016 flood event in Historic Ellicott City and other areas of the County; and
10

11 **WHEREAS**, the H&H study, entitled, “2016 Ellicott City Hydrology/Hydraulic Study and
12 Concept Mitigation Analysis,” concluded the following:

13 “The results of this study demonstrate that construction of stormwater storage facilities
14 throughout the watershed, combined with stormwater conveyance infrastructure
15 improvements, can make an appreciable difference in the severity of flooding from a 100-
16 year or other similar storm event. However, the nature and scope of such improvements is
17 significant in scope, impact and cost. It will require a long-term planning and
18 implementation effort, supplemental to the Master Plan process, to prioritize, design and
19 construct improvements based on the concepts represented in this report.”; and
20

21 **WHEREAS**, in the current State of Emergency, where much of Main Street in Historic Ellicott
22 City is temporarily closed to the public to assess and repair flood damage, the Howard County
23 community made up of residents, property owners, business owners, government workers, non-
24 profit groups, and volunteers has again galvanized to begin the task of clean-up, repair, and
25 restoration of Historic Ellicott City; and
26

27 **WHEREAS**, the cost to County taxpayers for the repair of public facilities damaged by the 2018
28 flood is currently estimated at over \$20 million and the cost from the 2016 flood was \$10
29 million; and
30

31 **WHEREAS**, the Plumtree Branch and its tributaries constitute the natural drainage for the

1 Plumtree Branch Watershed to the Little Patuxent River; and

2

3 WHEREAS, the Plumtree Branch Watershed is home to many neighborhoods, including but not
4 limited to Valley Mede, Chatham, Nob Hill, and Dunloggin, and contains various land uses
5 including older and newer commercial and residential developments, public facilities, State and
6 County road networks, and unimproved property; and

7

8 WHEREAS, the Plumtree Branch and its tributaries are, in some areas, in close proximity to
9 roads, private properties, and homes in the floodplain that have been severely damaged by
10 repeated flooding; and

11

12 WHEREAS, after the catastrophic flooding in the Plumtree Branch Watershed in July 2016, the
13 Maryland State Highway Administration (SHA) in coordination with the Howard County
14 Department of Public Works (DPW) conducted a Hydraulic and Hydrologic (H&H) analysis of
15 the Plumtree Branch area, along with other analyses of the July 2016 flood event in Ellicott
16 City, entitled, "Valley Mede Hydrology/Hydraulic Study and Concept Mitigation Analysis for
17 Plumtree Branch and Little Plumtree Branch," which evaluated stormwater management options
18 (storage via ponds) and conveyance improvements (culvert upsizing and replacement, additional
19 storm drain) that could provide a significant reduction in discharges and water surface elevations
20 for the 100-year and more frequent storm events; and

21

22 WHEREAS, the increased severity and frequency of flooding in the Plumtree Watershed has led
23 to homes flooding, roads flooding, damage to culverts and storm drain infrastructure, and public
24 safety concerns warranting the need for the County to study, make recommendations, and
25 consider implementation of best practices in the watershed; and

26

27 WHEREAS, due to the potential that zoning changes may be necessary in the Tiber Branch
28 Watershed or the Plumtree Branch Watershed in response to the studies, reports, and
29 recommendations requested by this Bill and because the County Council is prohibited from
30 taking any zoning action until January 2019, it is imperative that the County have sufficient time
31 to consider, share with the public, and act on any recommendation concerning zoning changes in

1 the Tiber Branch Watershed or the Plumtree Branch Watershed.

2
3 **NOW THEREFORE,**

4
5 **Section 1. Be It Enacted** by the County Council of Howard County, Maryland, that the
6 Department of Inspections, Licenses and Permits shall not issue Permits for property that drains,
7 in whole or in part, to the Tiber Branch Watershed or the Plumtree Branch Watershed, as
8 highlighted in green on the ~~map~~ maps attached to this Bill as Exhibit A and Exhibit B,
9 respectively, during the Effective Period.

10
11 **Section 2. And Be It Further Enacted** by the County Council of Howard County, Maryland,
12 that, subject to the exception for emergency legislation as provided in the County Charter, the
13 County Council shall not pass any zoning regulation text amendment for property that drains, in
14 whole or in part, to the Tiber Branch Watershed or the Plumtree Branch Watershed during the
15 Effective Period.

16
17 **Section 3. And Be It Further Enacted** by the County Council of Howard County, Maryland that
18 the Zoning Board shall not take final action on any petition for approval of a development plan
19 or for piecemeal map amendment for property that drains, in whole or in part, to the Tiber
20 Branch Watershed or the Plumtree Branch Watershed during the Effective Period.

21
22 **Section 4. And Be It Further Enacted** by the County Council of Howard County, Maryland that
23 the Hearing Authority shall not hear or take final action on any application or petition related to
24 the zoning or development of a property that drains, in whole or in part, to the Tiber Branch
25 Watershed or the Plumtree Branch Watershed during the Effective Period. This prohibition
26 shall not apply to any appeal of an administrative decision which is not related to zoning or
27 development nor shall it apply to any enforcement action.

28
29 **Section 4. 5. And Be It Further Enacted** by the County Council of Howard County, Maryland
30 that the Department of Planning and Zoning and the Department of Public Works, along with
31 other appropriate units of County Government, are requested to study, as expeditiously as

1 practicable without compromising quality, the extent to which existing, planned, and future land
2 use, storm water management, drainage infrastructure, and flood mitigation for property that
3 drains in whole or in part to the Tiber Branch Watershed or the Plumtree Branch Watershed,
4 and any other relevant factor, may contribute to flooding in the each Watershed, share findings
5 as they become available with the public, and on or before May 31, 2019, submit to the County
6 Council a report of such study or studies and any recommendations about changes in law and
7 procedures that may help protect the Watershed from the effects of future flood events. Areas of
8 inquiry are to include, but not be limited to the following:

- 9
- 10 (1) An analysis of the May 27, 2018, flood based on the models and findings of the 2016
11 Ellicott City Hydrology/Hydraulic Study and Concept Mitigation Analysis and Valley
12 Mede Hydrology/Hydraulic Study and Concept Mitigation Analysis for Plumtree
13 Branch and Little Plumtree Branch; and
 - 14 (2) Designs or plans for construction of stormwater storage facilities combined with
15 stormwater conveyance infrastructure improvements, and drainage infrastructure and
16 flood mitigation for property that drains in whole or in part to the Tiber Branch
17 Watershed or the Plumtree Branch Watershed; and
 - 18 (3) An analysis of how any existing or proposed development or redevelopment of property
19 that drains in whole or in part to the Tiber Branch Watershed or the Plumtree Branch
20 Watershed may impact flooding in the Watershed Watersheds; and
 - 21 (4) Proposed changes to the County's Stormwater Management regulations as they apply to
22 property that drains in whole or in part to the Tiber Branch Watershed or the Plumtree
23 Branch Watershed; and
 - 24 (5) An analysis of public and private options for retrofitting existing public and private
25 property that drains in whole or in part to the Tiber Branch Watershed or the Plumtree
26 Branch Watershed that was developed with no or superseded stormwater management
27 requirements; and
 - 28 (6) An analysis of potential general plan and density and open space zoning regulations
29 changes with respect to future development and redevelopment of property that drains
30 in whole or in part to the Tiber Branch Watershed or the Plumtree Branch Watershed;
31 and

- 1 (7) An analysis of creating a special benefits district for the Tiber Branch Watershed An
2 analysis of creating a special benefits district for the Tiber Branch Watershed and for
3 the Plumtree Branch Watershed, respectively, or other funding mechanisms to finance
4 stormwater and drainage infrastructure, and flood mitigation, and retrofitting
5 improvements for property that drains in whole or in part to the Watershed Watersheds;
6 and
- 7 (8) Any other matter that may assist the County in identifying and clarifying the various
8 complex factors contributing to flooding in the Tiber Branch Watershed or the Plumtree
9 Branch Watershed and in establishing a comprehensive plan for managing and
10 controlling such factors to the maximum extent practicable to protect public safety,
11 health, and welfare in the Watershed Watersheds.

12
13 **Section 5-6. And Be It Further Enacted** by the County Council of Howard County, Maryland
14 that:

15 A. Short Title. This Act shall be known as the “Tiber Branch Watershed and
16 Plumtree Branch Watershed Safety Act.”

17
18 B. Purpose. The purpose of this Act is to protect the public health, safety, and
19 welfare in the Tiber Branch Watershed and the Plumtree Branch Watershed. Based on the 2016
20 Ellicott City Hydrology/Hydraulic Study and Concept Mitigation Analysis, development in the
21 Tiber Branch Watershed or the Plumtree Branch Watershed may have contributed to flooding
22 events in the Watershed, especially in Historic Ellicott City. Also, based on the 2016 Valley
23 Mede Hydrology/Hydraulic Study and Concept Mitigation Analysis, development in the Plumtree
24 Branch Watershed may have contributed to flooding events in the Watershed. Planned and
25 future development of property that drains in whole or in part to the Tiber Branch Watershed or
26 the Plumtree Branch Watershed may pose a threat to public health, safety, and welfare in the
27 Watershed respective Watersheds, including to Historic Ellicott City, Valley Mede, and
28 Dunloggin. To combat this threat, this Act is necessary:

- 29 1. To provide the Department of Planning and Zoning and the Department of Public
30 Works, with help from other appropriate units of County government, time to
31 study the extent to which existing, planned and future development or

1 *redevelopment of property that drains in whole or in part to the Tiber Branch*
2 *Watershed or the Plumtree Branch Watershed and any other relevant factor may*
3 *contribute to future flooding in the ~~Watershed~~ respective Watersheds, identify*
4 *potential public policy and private solutions, and make recommendations for*
5 *changes in law and procedures to the County Council to protect public health,*
6 *safety, and welfare in the ~~Watershed~~ respective Watersheds, including in Historic*
7 *Ellicott City, Valley Mede, and Dunloggin; and*

8 2. *To provide the County Council time to study and act on any recommendations.*

9 C. *Definitions. For the purposes of this Act:*

- 10 1. *“Permit” means a building or grading permit issued by the Department of*
11 *Inspections, Licenses and Permits for property that drains in whole or in part to*
12 *the Tiber Branch Watershed or the Plumtree Branch Watershed.*
- 13 2. *“Development Review Process” means the process of review and decision on an*
14 *application submitted to the Department of Planning and Zoning or any other*
15 *applicable authorized County agency for a proposed subdivision or development*
16 *or redevelopment plan for property that drains in whole or in part to the Tiber*
17 *Branch Watershed or the Plumtree Branch Watershed.*

18 D. *Exemptions. The restrictions in this Act shall not apply to the following:*

- 19 1. *Any proposed construction on real property that drains in whole or in part to the*
20 *Tiber-Hudson Watershed or the Plumtree Branch Watershed involving the*
21 *reconstruction or repair of improvements on real property damaged by fire, flood,*
22 *or other natural disaster which results in no change of the square footage of*
23 *impervious surfaces that existed on the property prior to the natural disaster; or*
- 24
- 25 2. *Any proposed construction on real property that drains in whole or in part to the*
26 *Tiber Branch Watershed or the Plumtree Branch Watershed that does not change*
27 *the square footage of the impervious surfaces on the property over the square*
28 *footage of impervious surfaces that existed on the property prior to the Effective*
29 *Date of this Act; or*
- 30

1 3. Any proposed construction that is exclusively devoted to improving storm water
2 management on existing developed property that drains in whole or in part to the
3 Tiber Branch Watershed or the Plumtree Branch Watershed.
4

5 E. *Development Review Process.* The development review process specified in Title 16
6 of the Howard County Code may continue notwithstanding this Act becoming
7 effective. Applications made to the Department of Planning and Zoning under the
8 development review process, filed before, on, or after the Effective Date of this Act
9 may proceed but shall not be considered for plan approval by the Department of
10 Planning and Zoning until the expiration of this Act. ~~The Department of Planning and~~
11 ~~Zoning shall notify any current or future applicant in the development review process~~
12 ~~of this Act and of the potential for changes to County law that might become~~
13 ~~applicable to the plans under the development review process before a Permit is~~
14 ~~issued.~~ During the Effective Period, the Department of Planning and Zoning shall
15 grant an applicant's written request for an extension of a development review process
16 deadline for development or redevelopment of property that drains in whole or in
17 part to the Tiber Branch Watershed or the Plumtree Branch Watershed. No fees shall
18 be charged for requesting, processing, or granting such an extension.

19 F. *Notice.* During the Effective Period, the Department of Planning and Zoning shall
20 notify any current or future applicant in the development review process, any current
21 or future petitioner to the Zoning Board, or any current or future applicant to the
22 Hearing Authority of this Act and of the potential for changes to County law that
23 might become applicable to the plans under the development review process before a
24 Permit is issued.

25 ~~F. Permitting deadlines~~ G. *Deadlines suspended.* During the Effective Period, any
26 applicable ~~review~~ deadline or timeframe for a Permit, application, or petition that is
27 subject to this Act shall be suspended until this Act is no longer in effect.

28 GH. *Severability.* Should any part of this Act be declared unconstitutional or invalid
29 by a court of competent jurisdiction, such decision shall not affect the validity of the
30 remaining parts of this Act.
31

1 HI. *Conflict with Existing Law. In case of a conflict between this Act and other applicable*
2 *law, this Act shall prevail.*

3
4 IJ. *Effective Date & Effective Period. This Act is adopted as an interim measure and*
5 *shall be in effect for twelve months (the Effective Period) from its Effective Date, and,*
6 *at the end of the day on the final day of the Effective Period, with no further action*
7 *required by the County Council, this Act shall be abrogated and of no further force*
8 *and effect unless this Act is modified, extended, replaced or terminated through a*
9 *subsequent legislative act of the Council.*

10
11 ~~Section 6.~~ **7. And Be It Further Enacted** *by the County Council of Howard County, Maryland*
12 *that that this Act is hereby declared an emergency bill and necessary to meet a public emergency*
13 *affecting life, health or property and is effective upon enactment.*

EXHIBIT A

Tiber Branch Watershed Boundary

(including all tributaries that feed into the Tiber Branch)

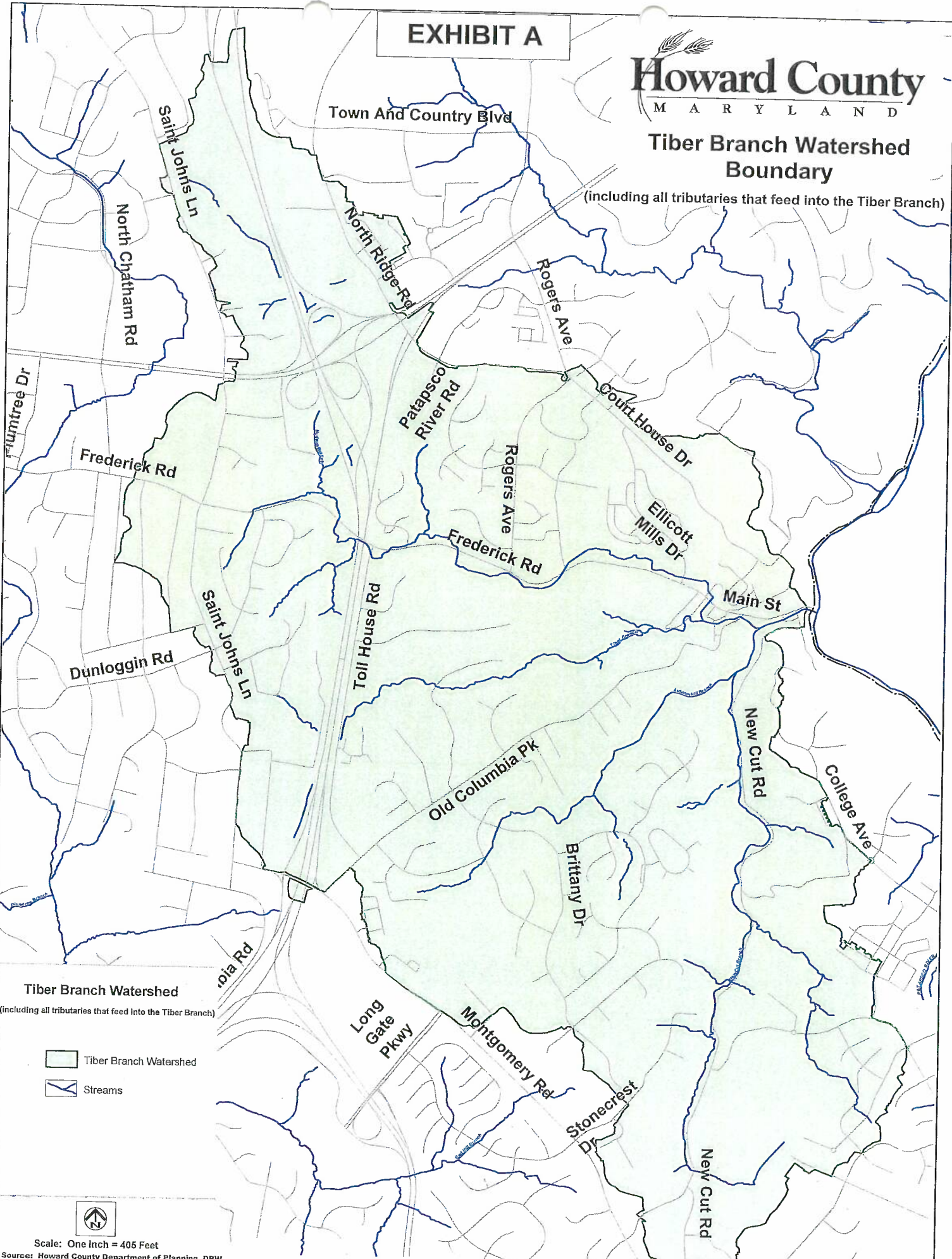
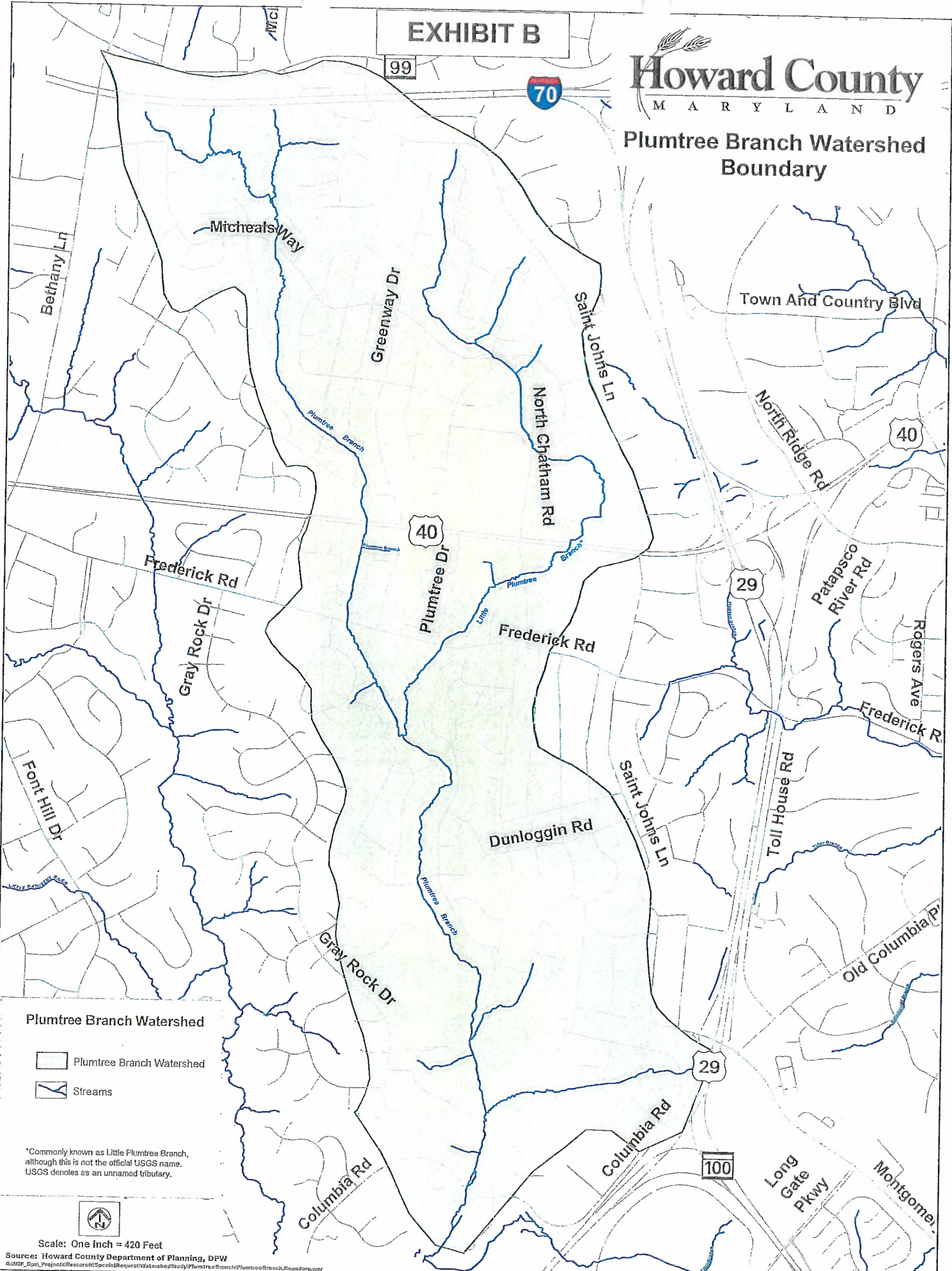


EXHIBIT B

Plumtree Branch Watershed Boundary



Plumtree Branch Watershed

- Plumtree Branch Watershed
- Streams

*Commonly known as Little Plumtree Branch, although this is not the official USGS name. USGS denotes as an unnamed tributary.



Scale: One Inch = 420 Feet

Source: Howard County Department of Planning, DPW

G:\MIF_Dppl_Proj\res\Research\Spec\Reqs\Watershed\Study\Plumtree Branch\Plumtree Branch Boundary.cov

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on July 27, 2018.



Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2018.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2018.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2018.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2018.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2018.

Jessica Feldmark, Administrator to the County Council

Amendment 1 to Council Bill 56-2018

BY: Jon Weinstein

Legislative Day No: 11
Date: July 27, 2018

Amendment No. 1

1 *(This amendment would ensure that studies and subsequent actions from the Administration are*
2 *transparent to the public. Also, this amendment would clarify that the Hearing Examiner and*
3 *Board of Appeals are not to hear any cases or take any final action on cases in the watersheds*
4 *during the effective period and would require that notice is given to applicants.)*

5
6
7 On page 3, in line 3, after “consider” insert “, share with the public.”.

8
9 On page 3, immediately following line 22, insert the following:

10 “Section 4. And Be It Further Enacted by the County Council of Howard County,
11 Maryland that the Hearing Authority shall not hear or take final action on any
12 application or petition related to the zoning or development of a property that drains, in
13 whole or in part, to the Tiber Branch Watershed or the Plumtree Branch Watershed
14 during the Effective Period. This prohibition shall not apply to any appeal of an
15 administrative decision which is not related to zoning or development nor shall it apply
16 to any enforcement action.”.

17
18 Renumber the remainder of the section accordingly.

19
20 On page 3, in line 29, before “and” insert “share findings as they become available with
21 the public.”.

22
23 On page 6, strike beginning with “The” in line 19, through the period in line 23.

24
25 On page 6, immediately following line 28, insert the following:

26 “F. Notice. During the Effective Period, the Department of Planning and Zoning shall
27 notify any current or future applicant in the development review process, any

1 current or future petitioner to the Zoning Board, or any current or future applicant
2 to the Hearing Authority of this Act and of the potential for changes to County law
3 that might become applicable to the plans under the development review process
4 before a Permit is issued.”

5
6 On page 6, in line 29, strike “F. Permitting deadlines” and substitute “G. Deadlines”. In
7 the same line, strike “review”.

8
9 On page 6, after “Permit”, insert “, application, or petition”.

10
11 Renumber the remainder of this section accordingly.

ADOPTED 7/27/18 as amended
FAILED _____
SIGNATURE Jessica Feldman

Amendment 1 to Amendment 1 to Council Bill 56-2018

BY: Jon Weinstein

Legislative Day No: 11
Date: 7/27/18

Amendment No. 1

1 (This amendment would clarify that the Hearing Examiner and Board of Appeals are not to hear
2 any cases or take any final action on cases in the watersheds during the effective period and
3 would require that notice is given to applicants)
4
5

6 On page 1, in line 2, immediately following the period, insert the following:

7 “Also, this amendment would clarify that the Hearing Examiner and Board of Appeals
8 are not to hear any cases or take any final action on cases in the watersheds during the
9 effective period and would require that notice is given to applicants.”

10
11 On page 1, immediately following line 6, insert following:

12 “On page 3, immediately following line 22, insert the following:

13 “Section 4. And Be It Further Enacted by the County Council of Howard County,
14 Maryland that the Hearing Authority shall not hear or take final action on any
15 application or petition related to the zoning or development of a property that drains, in
16 whole or in part, to the Tiber Branch Watershed or the Plumtree Branch Watershed
17 during the Effective Period. This prohibition shall not apply to any appeal of an
18 administrative decision which is not related to zoning or development nor shall it apply
19 to any enforcement action.”.

20
21 Renumber the remainder of the section accordingly.”.

22
23 On page 1, in line 10, insert the following:

24 “On page 6, strike beginning with “The” in line 19, through the period in line 23.

25
26 On page 6, immediately following line 28, insert the following:

1 “F. Notice. During the Effective Period, the Department of Planning and Zoning shall
2 notify any current or future applicant in the development review process, any current
3 or future petitioner to the Zoning Board, or any current or future applicant to the
4 Hearing Authority of this Act and of the potential for changes to County law that
5 might become applicable to the plans under the development review process before a
6 Permit is issued.”

7
8 On page 6, in line 29, strike “F. Permitting deadlines” and substitute “G. Deadlines”. In
9 the same line, strike “review”.

10
11 On page 6, after “Permit”, insert “, application, or petition”.

12
13 Renumber the remainder of this section accordingly.”.
14

ADOPTED

7/27/18

FAILED

SIGNATURE

Jessica Aldman

Amendment 2 to Council Bill 56-2018

BY: Greg Fox
Calvin Ball
Jon Weinstein
Jen Terrasa

Legislative Day No: 11
Date: 7/27/18

Amendment No. 2

1 (This amendment would add the Plumtree Branch watershed to the provisions of the Act and
2 insert the attached map as Exhibit B).
3
4
5

6 On the title page, in lines 3 and 7 of the title, after “Watershed”, insert “or the Plumtree
7 Branch Watershed”.
8

9 On page 2, immediately following line 30 insert the following:

10 “WHEREAS, the Plumtree Branch and its tributaries constitute the natural drainage for
11 the Plumtree Branch Watershed to the Little Patuxent River; and
12

13 WHEREAS, the Plumtree Branch Watershed is home to many neighborhoods, including
14 but not limited to Valley Mede, Chatham, Nob Hill, and Dunloggin, and contains various
15 land uses including older and newer commercial and residential developments, public
16 facilities, State and County road networks, and unimproved property; and
17

18 WHEREAS, the Plumtree Branch and its tributaries are, in some areas, in close
19 proximity to roads, private properties, and homes in the floodplain that have been
20 severely damaged by repeated flooding; and
21

22 WHEREAS, after the catastrophic flooding in the Plumtree Branch Watershed in July
23 2016, the Maryland State Highway Administration (SHA) in coordination with the
24 Howard County Department of Public Works (DPW) conducted a Hydraulic and

ADOPTED 7/27/18
FAILED _____
SIGNATURE Jessica Feldman

1 Hydrologic (H&H) analysis of the Plumtree Branch area, along with other analyses of the
2 July 2016 flood event in Ellicott City, entitled, “Valley Mede Hydrology/Hydraulic
3 Study and Concept Mitigation Analysis for Plumtree Branch and Little Plumtree
4 Branch,” which evaluated stormwater management options (storage via ponds) and
5 conveyance improvements (culvert upsizing and replacement, additional storm drain)
6 that could provide a significant reduction in discharges and water surface elevations for
7 the 100-year and more frequent storm events; and

8
9 WHEREAS, the increased severity and frequency of flooding in the Plumtree Watershed
10 has led to homes flooding, roads flooding, damage to culverts and storm drain
11 infrastructure, and public safety concerns warranting the need for the County to study,
12 make recommendations, and consider implementation of best practices in the watershed;
13 and”.

14
15 On page 3, in lines 1 and 4, after “Watershed”, insert “or the Plumtree Branch
16 Watershed”.

17
18 On page 3, in lines 10, 16, 21, and 28, after “*Watershed*”, insert “or the Plumtree Branch
19 Watershed”.

20
21 On page 3, in line 10, after the first “to” insert “the”.

22
23 On page 3, in line 10, strike “*map*” and substitute “maps”. On the same page, in line 11,
24 immediately following “*A*”, insert “and Exhibit B, respectively”.

25
26 On page 3, in line 29, strike the first “*the*” and substitute “each”.

27
28 On page 4, in line 4, after “*Analysis*” insert “and Valley Mede Hydrology/Hydraulic
29 Study and Concept Mitigation Analysis for Plumtree Branch and Little Plumtree

1 Branch".

2
3 On page 4, in lines 8, 10, 13, 15, 19, and 25 after "*Watershed*", insert "or the Plumtree
4 Branch Watershed".

5
6 On page 4, in lines 11, 23 and 28, strike "*Watershed*" and substitute "Watersheds".

7
8 On page 4, strike line 20 and substitute "An analysis of creating a special benefits
9 district for the Tiber Branch Watershed and for the Plumtree Branch Watershed,
10 respectively, or".

11
12 On page 5, in line 1, after "*Watershed*", insert "and Plumtree Branch Watershed".

13
14 On page 5, in line 4, after "*Watershed*", insert "and the Plumtree Branch Watershed".

15
16 On page 5, in line 6, after the period, insert the following:

17 "*Also, based on the 2016 Valley Mede Hydrology/Hydraulic Study and Concept*
18 *Mitigation Analysis, development in the Plumtree Branch Watershed may have*
19 *contributed to flooding events in the Watershed.*"

20
21 On page 5, in line 8, strike "*Watershed*", and substitute "respective Watersheds".

22
23 On page 5, in line 9, before the period, insert ", Valley Mede, and Dunloggin".

24
25 On page 5, in lines 15 and 17, strike "*Watershed*", and substitute "respective
26 Watersheds".

27
28 On page 5, in line 18, after "*City*", insert ", Valley Mede, and Dunloggin".

1 On page 5, in lines 7, 14, 23, 28, and 31, after “*Watershed*”, insert “or the Plumtree
2 Branch Watershed”.

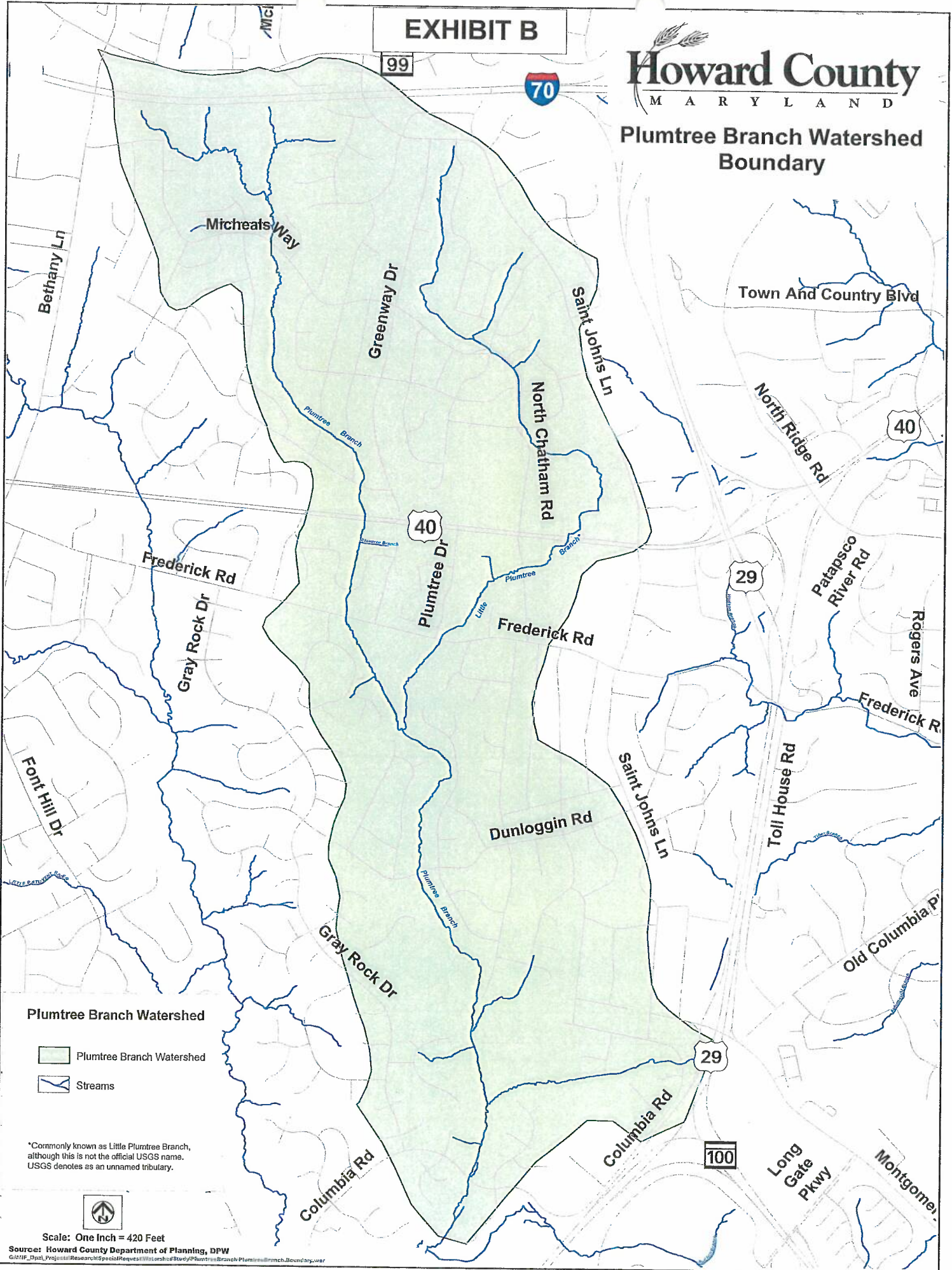
3
4 On page 6, in lines 6, 12, and 26, after “*Watershed*”, insert “or the Plumtree Branch
5 Watershed”.

6
7 Attach Exhibit B attached to this amendment entitled, “Plumtree Branch Watershed
8 Boundary” to the bill.



9

EXHIBIT B

Plumtree Branch Watershed Boundary



Plumtree Branch Watershed

-  Plumtree Branch Watershed
-  Streams

*Commonly known as Little Plumtree Branch, although this is not the official USGS name. USGS denotes as an unnamed tributary.



Scale: One Inch = 420 Feet

Source: Howard County Department of Planning, DPW

G:\GIS\DP\proj\GIS\Research\SpecialRequests\WatershedStudy\PlumtreeBranch\PlumtreeBranchBoundary.mxd

Amendment 1 to Council Bill 56-2018

BY: Jon Weinstein

Legislative Day No: 11
Date: 7/27/18

Amendment No. 1

1 *(This amendment would ensure that studies and subsequent actions from the Administration*
2 *are transparent to the public.)*

3
4
5 On page 3, in line 3, after “consider” insert “, share with the public,”.

6
7 On page 3, in line 29, before “and” insert “share findings as they become available with
8 the public,”.

9
10



Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council of Howard County, Maryland

2018 Legislative Session

Legislative Day No. 10

Bill No. 56-2018

Introduced by: Jon Weinstein
Cosponsored by: Calvin Ball, Jennifer Terrasa, Greg Fox and Mary Kay Sigaty

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 in Howard County to study flooding events that threaten public health, safety, and welfare; requesting the Department of Planning and Zoning, the Department of Public Works, and other County agencies to study past, present, and future land uses, drainage infrastructure, storm water management, and flood mitigation, and all other factors related to flooding in the Tiber Branch Watershed, and report and make recommendations on changes to land uses, drainage infrastructure, stormwater management, and flood mitigation; defining certain terms; providing certain exemptions from the Act; providing that this Act shall be abrogated and of no further force and effect after a certain period; and generally relating to land use, storm water management, drainage and flood mitigation; and declaring this to be an emergency Act.

Introduced and read first time _____, 2018. Ordered posted and hearing scheduled.

By order _____
Jessica Feldmark, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on _____, 2018.

By order _____
Jessica Feldmark, Administrator

This Bill was read the third time on _____, 2018 and Passed _____, Passed with amendments _____, Failed _____.

By order _____
Jessica Feldmark, Administrator

Sealed with the County Seal and presented to the County Executive for approval this _____ day of _____, 2018 at _____ a.m./p.m.

By order _____
Jessica Feldmark, Administrator

Approved/Vetted by the County Executive _____, 2018

Allan H. Kittleman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; Text in small capitals indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **WHEREAS** the Tiber Branch and its tributaries constitute the natural drainage for the Tiber
2 Branch Watershed to the Patapsco River; and

3
4 **WHEREAS** the Tiber Branch Watershed contains various land uses including older and newer
5 commercial and residential development, public facilities and public schools, State and County
6 road networks, unimproved property, and Historic Ellicott City, which is located at a low-point
7 in the Tiber Branch Watershed and along the Patapsco River; and

8
9 **WHEREAS** the Tiber Branch and its tributaries drain through Historic Ellicott City, are
10 confined by steep topography surrounding Historic Ellicott City's Main Street, and are lined
11 along their banks by historic buildings that are unique and pose challenges for meeting modern
12 construction practices; and

13
14 **WHEREAS** Historic Ellicott City is a national and local designated historic district and contains
15 architectural, historic, and cultural resources that cannot be replaced and which have been
16 severely damaged by repeated flooding; and

17
18 **WHEREAS**, on May 27, 2018, Historic Ellicott City and other areas of the County were
19 subjected to devastating flooding for the second time in twenty-two months, resulting in the loss
20 of human life, the catastrophic destruction of private and public property, and the interruption of
21 public road networks and public, commercial, and personal activities and necessitating the
22 County Executive to exercise Emergency Powers through Executive Order 2018-07, which
23 declared a State of Emergency that was subsequently extended through July 3, 2018, by the
24 County Council with the passage of Council Resolution No. 84-2018 on June 1, 2018, and is
25 subject to further extension to address the devastating effects of flooding in Historic Ellicott City
26 and other areas of the County; and

27
28 **WHEREAS**, extreme weather events have recently become more frequent and severe as
29 documented by the National Oceanic and Atmospheric Administration in the 2016 U.S. Climate
30 Extremes Index and by the United States Environmental Protection Agency, which noted in its
31 2016 report of Climate Change Indicators in the United States that:

1 “In recent years, a larger percentage of precipitation has come in the form of intense
2 single-day events. Nine of the top 10 years for extreme one-day precipitation events have
3 occurred since 1990” ([https://www.epa.gov/climate-indicators/climate-change-indicators-](https://www.epa.gov/climate-indicators/climate-change-indicators-heavy-precipitation)
4 heavy-precipitation); and
5

6 **WHEREAS**, after the catastrophic flooding in the Tiber Branch Watershed in July 2016, the
7 Howard County Department of Public Works (DPW) conducted a Hydraulic and Hydrologic
8 (H&H) analysis of the area in and around Historic Ellicott City, along with other analyses of the
9 July 2016 flood event in Historic Ellicott City and other areas of the County; and
10

11 **WHEREAS**, the H&H study, entitled, “2016 Ellicott City Hydrology/Hydraulic Study and
12 Concept Mitigation Analysis,” concluded the following:

13 “The results of this study demonstrate that construction of stormwater storage facilities
14 throughout the watershed, combined with stormwater conveyance infrastructure
15 improvements, can make an appreciable difference in the severity of flooding from a 100-
16 year or other similar storm event. However, the nature and scope of such improvements is
17 significant in scope, impact and cost. It will require a long-term planning and
18 implementation effort, supplemental to the Master Plan process, to prioritize, design and
19 construct improvements based on the concepts represented in this report.”; and
20

21 **WHEREAS**, in the current State of Emergency, where much of Main Street in Historic Ellicott
22 City is temporarily closed to the public to assess and repair flood damage, the Howard County
23 community made up of residents, property owners, business owners, government workers, non-
24 profit groups, and volunteers has again galvanized to begin the task of clean-up, repair, and
25 restoration of Historic Ellicott City; and
26

27 **WHEREAS**, the cost to County taxpayers for the repair of public facilities damaged by the 2018
28 flood is currently estimated at over \$20 million and the cost from the 2016 flood was \$10
29 million; and
30

31 **WHEREAS**, due to the potential that zoning changes may be necessary in the Tiber Branch

1 Watershed in response to the studies, reports, and recommendations requested by this Bill and
2 because the County Council is prohibited from taking any zoning action until January 2019, it is
3 imperative that the County have sufficient time to consider and act on any recommendation
4 concerning zoning changes in the Tiber Branch Watershed.

5
6 **NOW THEREFORE,**
7

8 *Section 1. Be It Enacted by the County Council of Howard County, Maryland, that the*
9 *Department of Inspections, Licenses and Permits shall not issue Permits for property that drains,*
10 *in whole or in part, to Tiber Branch Watershed, as highlighted in green on the map attached to*
11 *this Bill as Exhibit A, during the Effective Period.*
12

13 *Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland,*
14 *that, subject to the exception for emergency legislation as provided in the County Charter, the*
15 *County Council shall not pass any zoning regulation text amendment for property that drains, in*
16 *whole or in part, to the Tiber Branch Watershed during the Effective Period.*
17

18 *Section 3. And Be It Further Enacted by the County Council of Howard County, Maryland that*
19 *the Zoning Board shall not take final action on any petition for approval of a development plan*
20 *or for piecemeal map amendment for property that drains, in whole or in part, to the Tiber*
21 *Branch Watershed during the Effective Period.*
22

23 *Section 4. And Be It Further Enacted by the County Council of Howard County, Maryland that*
24 *the Department of Planning and Zoning and the Department of Public Works, along with other*
25 *appropriate units of County Government, are requested to study, as expeditiously as practicable*
26 *without compromising quality, the extent to which existing, planned, and future land use, storm*
27 *water management, drainage infrastructure, and flood mitigation for property that drains in*
28 *whole or in part to the Tiber Branch Watershed, and any other relevant factor, may contribute to*
29 *flooding in the Watershed, and on or before May 31, 2019, submit to the County Council a*
30 *report of such study or studies and any recommendations about changes in law and procedures*
31 *that may help protect the Watershed from the effects of future flood events. Areas of inquiry are*

1 to include, but not be limited to the following:

- 2
- 3 (1) An analysis of the May 27, 2018, flood based on the models and findings of the 2016
- 4 Ellicott City Hydrology/Hydraulic Study and Concept Mitigation Analysis; and
- 5 (2) Designs or plans for construction of stormwater storage facilities combined with
- 6 stormwater conveyance infrastructure improvements, and drainage infrastructure and
- 7 flood mitigation for property that drains in whole or in part to the Tiber Branch
- 8 Watershed; and
- 9 (3) An analysis of how any existing or proposed development or redevelopment of property
- 10 that drains in whole or in part to the Tiber Branch Watershed may impact flooding in
- 11 the Watershed; and
- 12 (4) Proposed changes to the County's Stormwater Management regulations as they apply to
- 13 property that drains in whole or in part to the Tiber Branch Watershed; and
- 14 (5) An analysis of public and private options for retrofitting existing public and private
- 15 property that drains in whole or in part to the Tiber Branch Watershed that was
- 16 developed with no or superseded stormwater management requirements; and
- 17 (6) An analysis of potential general plan and density and open space zoning regulations
- 18 changes with respect to future development and redevelopment of property that drains
- 19 in whole or in part to the Tiber Branch Watershed; and
- 20 (7) An analysis of creating a special benefits district for the Tiber Branch Watershed or
- 21 other funding mechanisms to finance stormwater and drainage infrastructure, and flood
- 22 mitigation, and retrofitting improvements for property that drains in whole or in part to
- 23 the Watershed; and
- 24 (8) Any other matter that may assist the County in identifying and clarifying the various
- 25 complex factors contributing to flooding in the Tiber Branch Watershed and in
- 26 establishing a comprehensive plan for managing and controlling such factors to the
- 27 maximum extent practicable to protect public safety, health, and welfare in the
- 28 Watershed.

29

30 **Section 5. And Be It Further Enacted** by the County Council of Howard County, Maryland

31 that:

1 A. *Short Title. This Act shall be known as the "Tiber Branch Watershed Safety Act."*

2
3 B. *Purpose. The purpose of this Act is to protect the public health, safety, and*
4 *welfare in the Tiber Branch Watershed. Based on the 2016 Ellicott City Hydrology/Hydraulic*
5 *Study and Concept Mitigation Analysis, development in the Tiber Branch Watershed may have*
6 *contributed to flooding events in the Watershed, especially in Historic Ellicott City. Planned and*
7 *future development of property that drains in whole or in part to the Tiber Branch Watershed*
8 *may pose a threat to public health, safety, and welfare in the Watershed, including to Historic*
9 *Ellicott City. To combat this threat, this Act is necessary:*

10 1. *To provide the Department of Planning and Zoning and the Department of Public*
11 *Works, with help from other appropriate units of County government, time to*
12 *study the extent to which existing, planned and future development or*
13 *redevelopment of property that drains in whole or in part to the Tiber Branch*
14 *Watershed and any other relevant factor may contribute to future flooding in the*
15 *Watershed, identify potential public policy and private solutions, and make*
16 *recommendations for changes in law and procedures to the County Council to*
17 *protect public health, safety, and welfare in the Watershed, including in Historic*
18 *Ellicott City; and*

19 2. *To provide the County Council time to study and act on any recommendations.*

20 C. *Definitions. For the purposes of this Act:*

21 1. *"Permit" means a building or grading permit issued by the Department of*
22 *Inspections, Licenses and Permits for property that drains in whole or in part to*
23 *the Tiber Branch Watershed.*

24 2. *"Development Review Process" means the process of review and decision on an*
25 *application submitted to the Department of Planning and Zoning or any other*
26 *applicable authorized County agency for a proposed subdivision or development*
27 *or redevelopment plan for property that drains in whole or in part to the Tiber*
28 *Branch Watershed.*

29 D. *Exemptions. The restrictions in this Act shall not apply to the following:*

30 1. *Any proposed construction on real property that drains in whole or in part to the*
31 *Tiber-Hudson Watershed involving the reconstruction or repair of improvements*

1 *on real property damaged by fire, flood, or other natural disaster which results in*
2 *no change of the square footage of impervious surfaces that existed on the*
3 *property prior to the natural disaster; or*

4
5 2. *Any proposed construction on real property that drains in whole or in part to the*
6 *Tiber Branch Watershed that does not change the square footage of the*
7 *impervious surfaces on the property over the square footage of impervious*
8 *surfaces that existed on the property prior to the Effective Date of this Act; or*

9
10 3. *Any proposed construction that is exclusively devoted to improving storm water*
11 *management on existing developed property that drains in whole or in part to the*
12 *Tiber Branch Watershed.*

13
14 E. *Development Review Process. The development review process specified in Title 16*
15 *of the Howard County Code may continue notwithstanding this Act becoming*
16 *effective. Applications made to the Department of Planning and Zoning under the*
17 *development review process, filed before, on, or after the Effective Date of this Act*
18 *may proceed but shall not be considered for plan approval by the Department of*
19 *Planning and Zoning until the expiration of this Act. The Department of Planning and*
20 *Zoning shall notify any current or future applicant in the development review process*
21 *of this Act and of the potential for changes to County law that might become*
22 *applicable to the plans under the development review process before a Permit is*
23 *issued. During the Effective Period, the Department of Planning and Zoning shall*
24 *grant an applicant's written request for an extension of a development review process*
25 *deadline for development or redevelopment of property that drains in whole or in*
26 *part to the Tiber Branch Watershed. No fees shall be charged for requesting,*
27 *processing, or granting such an extension.*

28
29 F. *Permitting deadlines suspended. During the Effective Period, any applicable review*
30 *deadline or timeframe for a Permit that is subject to this Act shall be suspended until*
31 *this Act is no longer in effect.*

1 G. *Severability. Should any part of this Act be declared unconstitutional or invalid by a*
2 *court of competent jurisdiction, such decision shall not affect the validity of the*
3 *remaining parts of this Act.*

4
5 H. *Conflict with Existing Law. In case of a conflict between this Act and other applicable*
6 *law, this Act shall prevail.*

7
8 I. *Effective Date & Effective Period. This Act is adopted as an interim measure and*
9 *shall be in effect for twelve months (the Effective Period) from its Effective Date, and,*
10 *at the end of the day on the final day of the Effective Period, with no further action*
11 *required by the County Council, this Act shall be abrogated and of no further force*
12 *and effect unless this Act is modified, extended, replaced or terminated through a*
13 *subsequent legislative act of the Council.*

14
15 ***Section 6. And Be It Further Enacted by the County Council of Howard County, Maryland that***
16 ***that this Act is hereby declared an emergency bill and necessary to meet a public emergency***
17 ***affecting life, health or property and is effective upon enactment.***

Amendment 1 to Amendment 1 to Council Bill 56-2018

BY: Jon Weinstein

Legislative Day No: 11

Date: 7/27/18

Amendment No. 1

1 *(This amendment would clarify that the Hearing Examiner and Board of Appeals are not to hear*
2 *any cases or take any final action on cases in the watersheds during the effective period and*
3 *would require that notice is given to applicants)*
4
5

6 On page 1, in line 2, immediately following the period, insert the following:

7 *“Also, this amendment would clarify that the Hearing Examiner and Board of Appeals*
8 *are not to hear any cases or take any final action on cases in the watersheds during the*
9 *effective period and would require that notice is given to applicants.”*

10
11 On page 1, immediately following line 6, insert following:

12 *“On page 3, immediately following line 22, insert the following:*

13 *“Section 4. And Be It Further Enacted by the County Council of Howard County,*
14 *Maryland that the Hearing Authority shall not hear or take final action on any*
15 *application or petition related to the zoning or development of a property that drains, in*
16 *whole or in part, to the Tiber Branch Watershed or the Plumtree Branch Watershed*
17 *during the Effective Period. This prohibition shall not apply to any appeal of an*
18 *administrative decision which is not related to zoning or development nor shall it apply*
19 *to any enforcement action.”*

20
21 *Renumber the remainder of the section accordingly.”*

22
23 On page 1, in line 10, insert the following:

24 *“On page 6, strike beginning with “The” in line 19, through the period in line 23.*

25
26 *On page 6, immediately following line 28, insert the following:*

1 “F. Notice. During the Effective Period, the Department of Planning and Zoning shall
2 notify any current or future applicant in the development review process, any current
3 or future petitioner to the Zoning Board, or any current or future applicant to the
4 Hearing Authority of this Act and of the potential for changes to County law that
5 might become applicable to the plans under the development review process before a
6 Permit is issued.”

7
8 On page 6, in line 29, strike “F. Permitting deadlines” and substitute “G. Deadlines”. In
9 the same line, strike “review”.

10
11 On page 6, after “Permit”, insert “, application, or petition”.

12
13 Renumber the remainder of this section accordingly.”
14

Amendment 1 to Council Bill 56-2018

BY: Jon Weinstein

Legislative Day No: 11
Date: 7/27/18

Amendment No. 1

1 *(This amendment would ensure that studies and subsequent actions from the Administration*
2 *are transparent to the public.)*

3
4
5
6
7
8
9
10

On page 3, in line 3, after “consider” insert “, share with the public,”.

On page 3, in line 29, before “and” insert “share findings as they become available with
the public,”.

Amendment 2 to Council Bill 56-2018

BY: Greg Fox
Calvin Ball
Jon Weinstein
Jen Terrasa

Legislative Day No: 11
Date: 7/27/18

Amendment No. 2

1 (This amendment would add the Plumtree Branch watershed to the provisions of the Act and
2 insert the attached map as Exhibit B).
3
4
5

6 On the title page, in lines 3 and 7 of the title, after “Watershed”, insert “or the Plumtree
7 Branch Watershed”.
8

9 On page 2, immediately following line 30 insert the following:

10 “WHEREAS, the Plumtree Branch and its tributaries constitute the natural drainage for
11 the Plumtree Branch Watershed to the Little Patuxent River; and
12

13 WHEREAS, the Plumtree Branch Watershed is home to many neighborhoods, including
14 but not limited to Valley Mede, Chatham, Nob Hill, and Dunloggin, and contains various
15 land uses including older and newer commercial and residential developments, public
16 facilities, State and County road networks, and unimproved property; and
17

18 WHEREAS, the Plumtree Branch and its tributaries are, in some areas, in close
19 proximity to roads, private properties, and homes in the floodplain that have been
20 severely damaged by repeated flooding; and
21

22 WHEREAS, after the catastrophic flooding in the Plumtree Branch Watershed in July
23 2016, the Maryland State Highway Administration (SHA) in coordination with the
24 Howard County Department of Public Works (DPW) conducted a Hydraulic and

1 Hydrologic (H&H) analysis of the Plumtree Branch area, along with other analyses of the
2 July 2016 flood event in Ellicott City, entitled, “Valley Mede Hydrology/Hydraulic
3 Study and Concept Mitigation Analysis for Plumtree Branch and Little Plumtree
4 Branch,” which evaluated stormwater management options (storage via ponds) and
5 conveyance improvements (culvert upsizing and replacement, additional storm drain)
6 that could provide a significant reduction in discharges and water surface elevations for
7 the 100-year and more frequent storm events; and

8
9 WHEREAS, the increased severity and frequency of flooding in the Plumtree Watershed
10 has led to homes flooding, roads flooding, damage to culverts and storm drain
11 infrastructure, and public safety concerns warranting the need for the County to study,
12 make recommendations, and consider implementation of best practices in the watershed;
13 and”.

14
15 On page 3, in lines 1 and 4, after “Watershed”, insert “or the Plumtree Branch
16 Watershed”.”.

17
18 On page 3, in lines 10, 16, 21, and 28, after “*Watershed*”, insert “or the Plumtree Branch
19 Watershed”.”.

20
21 On page 3, in line 10, after the first “*to*” insert “the”.

22
23 On page 3, in line 10, strike “*map*” and substitute “maps”. On the same page, in line 11,
24 immediately following “*A*”, insert “and Exhibit B, respectively”.

25
26 On page 3, in line 29, strike the first “*the*” and substitute “each”.

27
28 On page 4, in line 4, after “*Analysis*” insert “and Valley Mede Hydrology/Hydraulic
29 Study and Concept Mitigation Analysis for Plumtree Branch and Little Plumtree

1 Branch".

2
3 On page 4, in lines 8, 10, 13, 15, 19, and 25 after "*Watershed*", insert "or the Plumtree
4 Branch Watershed".

5
6 On page 4, in lines 11, 23 and 28, strike "*Watershed*" and substitute "Watersheds".

7
8 On page 4, strike line 20 and substitute "An analysis of creating a special benefits
9 district for the Tiber Branch Watershed and for the Plumtree Branch Watershed,
10 respectively, or".

11
12 On page 5, in line 1, after "*Watershed*", insert "and Plumtree Branch Watershed".

13
14 On page 5, in line 4, after "*Watershed*", insert "and the Plumtree Branch Watershed".

15
16 On page 5, in line 6, after the period, insert the following:

17 "*Also, based on the 2016 Valley Mede Hydrology/Hydraulic Study and Concept*
18 *Mitigation Analysis, development in the Plumtree Branch Watershed may have*
19 *contributed to flooding events in the Watershed.*"

20
21 On page 5, in line 8, strike "*Watershed*", and substitute "respective Watersheds".

22
23 On page 5, in line 9, before the period, insert ", Valley Mede, and Dunloggin".

24
25 On page 5, in lines 15 and 17, strike "*Watershed*", and substitute "respective
26 Watersheds".

27
28 On page 5, in line 18, after "*City*", insert ", Valley Mede, and Dunloggin".

1 On page 5, in lines 7, 14, 23, 28, and 31, after “*Watershed*”, insert “or the Plumtree
2 Branch Watershed”.

3
4 On page 6, in lines 6, 12, and 26, after “*Watershed*”, insert “or the Plumtree Branch
5 Watershed”.

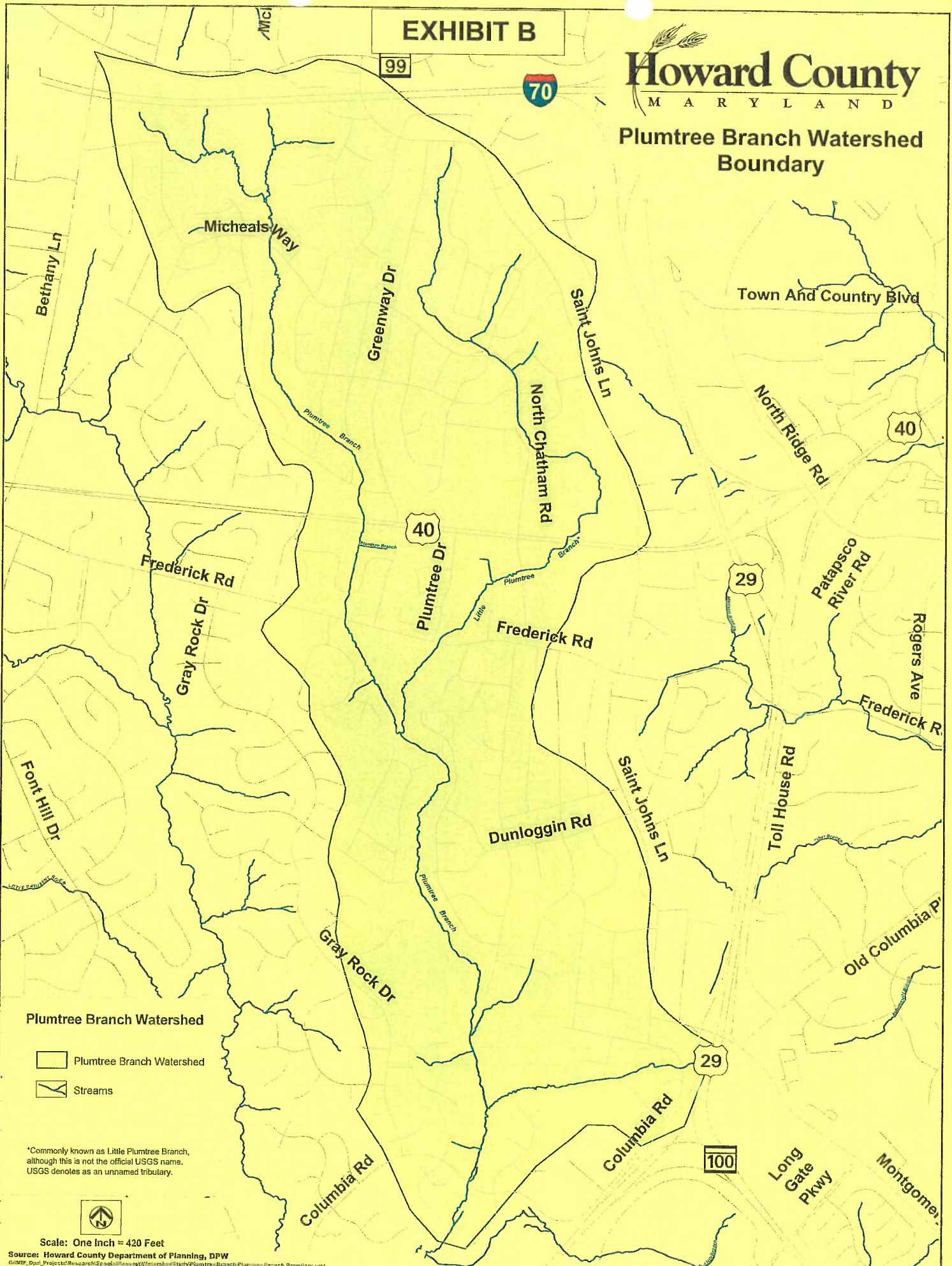
6
7 Attach Exhibit B attached to this amendment entitled, “Plumtree Branch Watershed
8 Boundary” to the bill.

9

EXHIBIT B



Plumtree Branch Watershed Boundary



Plumtree Branch Watershed

- Plumtree Branch Watershed
- Streams

*Commonly known as Little Plumtree Branch, although this is not the official USGS name. USGS denotes as an unnamed tributary.



Scale: One Inch = 420 Feet

Sayers, Margery

From: stukohn@verizon.net
Sent: Thursday, July 26, 2018 11:28 AM
To: CouncilMail; howard-citizen@yahoogroups.com
Subject: Major Decision Day for Council Members
Attachments: HCCA Testimony CB54 - Courthouse.docx; HCCA Testimony CB59-2018 Erickson - PSA Expansion.docx; HCCA Testimony CB56-2018 Ellicott City.docx; HCCA Testimony CB58-2018 Scenic Roads.docx; HCCA Testimony CR119-2018 Amending Water and Sewer.docx

Dear Council and Listserve Members,

Tomorrow, Friday, 27 July will play a major part in each of the Councilmembers legacy. They will be voting on several all-important Bills and a Resolution that will forever have a major impact on our County for years. These Bills are CB54 – the Courthouse, CB59 – the expansion of the Planned Service Area (PSA), CB56 – Moratorium for Mitigation for Ellicott City, CB58 – Scenic Roads legislation, and CR119 – Amending the Water and Sewer line.

Please refer to the attachments which is our Howard County Citizens Association, HCCA testimony presented to the County Council during two nights. The Council we only hope will consider the very compelling testimony which was heard on these Bills and Resolution. We believe the Council should vote as follows:

CB54 – *Table* until such time all the facts have completely been answered especially the financing and the contract arrangements. If true -- we do not understand why two losing bidders will each receive \$500,000?

CB59 – Vote *No or let the Bill Expire*. The New Council should be completely in charge of this decision. We don't for the life of us understand the explanation of the Office of Law that this is a "Planning" issue not a "Zoning" issue. The content of the Bill states otherwise. Under the HC Code of Ordinances, Title 16, Section 16.211 the Council is not permitted to act on Zoning matters after the Primary.

CB56 – Vote *Yes with recommended amendments*. This Bill should have occurred two years ago when Councilman Weinstein introduced it, but unfortunately none of his colleagues supported him. Now they are which is appreciated.

CB58 – Vote *Yes with amendments*. Something needs to be done to save some land and potentially make things safer.

CR119 – Despite the fact Administrative rules were completely ignored the Council should vote *Yes* because of declared Health hazards.

You can go to our website at <http://howardcountyhcca.org/member-info/reports-documents-and-testimonies/> to see our testimonies. Not all of the aforementioned Bills and Resolution have been posted on our site but will be soon.

Hopefully the Council will make the right decisions at their Legislative Hearing starting at 10AM at the George Howard Building.

Sincerely,

Stu Kohn
HCCA, President

Date: 16 July 2018

Subject: CB56-2018 -- HCCA Testimony for Ellicott City

My name is Stu Kohn and I am the President of the Howard County Citizens Association, HCCA testifying on their behalf and we are all in favor of this Bill.

We by all means appreciate the efforts of Councilman Weinstein who tried his best to do something positive in an attempt to mitigate the Ellicott City disasters. Councilman Weinstein all one can do is try and you certainly did this now and in September 2016. Jacqueline Kennedy is quoted as saying, "One man can make a difference and every man should try." To this end it looks like you have succeeded by having your colleagues join you almost two years later. This is a plus and you should be able to hold your head up high. There is another saying we believe is very appropriate by John Kennedy when he stated, "Let us not seek the Republican answer or the Democratic answer, but the right answer. Let us not seek to fix blame for the past. Let us accept our own responsibility for the future."

On September 19, 2016 our Treasurer, JD Smith testified for HCCA in favor of CB 65 regarding the same subject. We present you with this testimony for your reading pleasure. We stated back then and still feel the same way this bill, should apply to the entire county. The water in the Tiber-Hudson watershed is contained within the larger Patapsco watershed covering portions of Baltimore City and Carroll County, with the largest portions being in Howard, Baltimore and Anne Arundel Counties. To look at Tiber-Hudson alone is short sighted. A moratorium on permitting and inspection should be issued for the entire county.

Now we have some specific questions relating to the contents of CB56-2018 as follows:

Refer to Page 3, Lines 11, 16, and 21 – Regarding the Effective Date our suggestion is that it needs to extend until such time when the report is completed. It needs to go well beyond this date until ALL analysis has been fully satisfied by the experts and the public has had a chance to comment by conducting public forums to discuss the results to suggest any potential further improvements. All the criteria as stated on Page 4, Lines 3 thru 28 shall be accomplished and are pertinent to establishing the "Effective Date." The "Effective Date" shall not go into effect until such time. Please consider adding this clause to Page 7 of the Bill Lines 8 thru 13.

Refer to Page 6, Lines 16 thru 19 – It states, "That DPZ under the Development Review Process, filed on or before the "Effective Date" of this Act may proceed but shall not be considered for plan approval by DPZ until the expiration of this Act." The question is when is the expiration of this Act? We are curious under this proposed Bill how many projects will be affected?

Refer to Page 7, Lines 1 thru 3 – Do you have any reason why you might think this Act will be declared unconstitutional or illegal?

Refer to Page 7, Lines 5 thru 6 – Why do you think there is a possibility of a conflict?

We recommend rather than use the moratorium to study the issue in the Tiber-Hudson, use it to develop a comprehensive watershed plan for the entire county.

Thank You and we want to reiterate Councilman Jon Weinstein's monumental effort.

Stu Kohn
HCCA, President

Sayers, Margery

From: JOHN SMITH <jdsmith51@verizon.net>
Sent: Thursday, July 26, 2018 12:31 PM
To: CouncilMail
Cc: JD SMITH
Subject: Council bills 54, 59, 56,58, CR119

To: Howard County Council
From: JD Smith
Date: July 26, 2018
Re: Council Bills 54, 59, 56, 58 and CR119

Dear Council Members:

I would like you to take the following actions regarding the subject bills:

CB54 – *Table* until such time all the facts have completely been answered especially the financing and the contract arrangements. If true -- I do not understand why two losing bidders will each receive \$500,000? Too many unanswered questions, the main one being is this the best way of spending taxpayers' money when there are so many other needs that need addressing.

CB59 – Vote *No or let the Bill Expire*. The New Council should be completely in charge of this decision. I don't understand the explanation of the Office of Law that this is a "Planning" issue not a "Zoning" issue. The content of the Bill states otherwise. Under the HC Code of Ordinances, Title 16, Section 16.211 the Council is not permitted to act on Zoning matters after the Primary.

CB56 – Vote *Yes with recommended amendments*. This Bill should have occurred two years ago when Councilman Weinstein introduced it, but unfortunately none of his colleagues supported him.

CB58 – Vote *Yes with amendments*. Something needs to be done to save some land and potentially make things safer.

CR119 – Despite the fact Administrative rules were completely ignored the Council should vote **Yes** because of declared Health hazards.

Thank you for considering my request.

John David (JD) Smith
7425 Swan Point Way
Columbia, MD 21045
410-807-2010

Sayers, Margery

From: Bhargavi Gandhi <bgv2k1@yahoo.com>
Sent: Thursday, July 26, 2018 1:00 PM
To: CouncilMail; Kittleman, Allan
Cc: Fox, Greg; Ball, Calvin B; Terrasa, Jen; Weinstein, Jon; Sigaty, Mary Kay
Subject: Please support CB 56 and CB 58

Dear Mr. Kittleman and council members,

As a long time resident of Howard county , I have been extremely concerned about the frequent flooding of homes and businesses in the Tiber- Hudson Watershed . It pains us to see the frequent loss of property and the devastation caused by the floods, not to mention the enormous amounts needed to rebuild. Old Ellicott City is an important part of our country's history and everyone would like to preserve and protect it. The Council has taken an important step in that direction by introducing Council Bill 56 and 58 to protect the Tiber-Hudson Watershed. by placing a moratorium on construction for one year. We urge you to support and pass both bills. While that is good , we feel that the moratorium should be for a longer period , maybe 5-7 years to alleviate the pressure on schools, hospital and traffic .

We learnt that at the hearing held on Monday, July 23, Members of the Maryland Building Association were canvassing to kill this bill. We can understand their concerns, because it affects their bottom line. However, they are not concerned about the impact of construction on the citizens and small businesses.. I know as our representatives you have the best interests of the Citizens of the County at heart. Please support both CB 56 and CB 58 when they come up for vote on Friday , July 27.

Thanks for your consideration,

Bhargavi Gandhi
410-480-1740

Sayers, Margery

From: Rachel Welch <welchkelm@gmail.com>
Sent: Friday, July 27, 2018 12:16 AM
To: CouncilMail
Cc: Kittleman, Allan
Subject: Please support & expand CB56
Attachments: Testimony.docx

Please find this letter in support of CB56. After waiting to testify at the initial public hearing until midnight, Crissy Simpson was out of town for the continuing testimony, so I'm submitting this on her behalf.

Thank you,
Rachel Welch
Ellicott City, MD

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.

Sayers, Margery

From: Dorsey Centennial Residents <dorsey.centennial.residents@gmail.com>
Sent: Friday, July 27, 2018 7:25 AM
To: CouncilMail; Lee, David K.; Kittleman, Allan; Ball, Calvin B; Delorenzo, Carl; Pruim, Kimberly; Bailey, Najee; Milton, Paul; Smith, Gary; Keller, Jessie; Weinstein, Jon; Terrasa, Jen; Jane Dembner; Feldmark, Jessica; Affolter, Melissa; Gelwicks, Colette
Subject: UPDATE: 187 residents for Little Patuxent inclusion in CB 56-2018
Attachments: DorseyCentennialPetition_187_signatures.pdf; DorseyCentennialComments_July_27.pdf

Good morning!

We are now submitting this morning's updated number of 187 signatures for our petition to have our subwatersheds (Little Patuxent River, Red Branch and Plum Tree Branch) in the Little Patuxent Watershed included in CB 56-2018.

Again, it should be noted that online petitions are, of course, imperfect and we want to ensure accuracy so we noted 2-3 suspicious supporters with names like "Nunya Business" but the overwhelming majority of signatures are from Dorsey and Centennial. One neighbor, Janet Medina, signed it while on vacation in Missoula MT so she shows up as in Montana but she is a Dorsey resident on Smokey Wreath Way. Others signed while at work so they show up as Washington DC residents or residents of other Maryland cities. Please note that they are in fact Dorsey or Centennial residents. We just want to point out the imperfection of an online ballot.

Attached are the comments section where many residents clarified which specific neighborhood they live in. So **the file titled "DorseyCentennialPetition_187_signatures" contains all signatures as of 7am July 27th 2018.** The file "**DorseyCentennialComments_July_27"** contains which neighborhoods signers live in and some even shared their flood stories and concerns.

We again urge you to note the high level of concern this petition captures and please include us in CB 56-2018. The recent rain event on 7/25 reminds all of us that this is a public safety concern.

Can someone from your offices confirm receipt of this petition and signatures? Thank you!

Thank you for your hard work and commitment!
Concerned Residents of Dorsey and Centennial

The petition letter is included here for the record:

We are a group of concerned residents in the Village of Dorsey's Search and Old Annapolis Road/Centennial who are joining together to urge the County Council to amend the current Tiber Watershed Safety Act (CB 56-2018) to include our subwatersheds of Little Patuxent River, Plum Tree Branch and Red Hill Branch in the larger Little Patuxent Watershed. This petition also calls for the development of a meaningful partnership between residents, the County and Columbia Association for authentic smart redevelopment after the halt.

Please sign only if you are a current resident or property owner in Dorsey's Search or off of Old Annapolis Rd/Centennial. Please indicate your neighborhood when you sign. Thank you!

Background: Some of us have lived in Dorsey Search/Old Annapolis Rd for 25+ years, some just a few. We are all signing this petition to express our grave

concern about the growing storm water issues in our area and dissatisfaction with two proposed projects: the Dorsey Overlook project as planned and the newly proposed project at 9692 Oak Hill Drive (the old Bennett Family homestead) next to Centennial Overlook.

Who? The Howard County Council is currently hearing The Tiber Watershed Safety Act (CB 56-2018) that was introduced as an emergency measure to impose a 1 year moratorium on development in the Tiber-Hudson Watershed by District 1 Councilman Jon Weinstein and is supported by the entire Council. Our neighbors in Valley Meade and Dunloggin have been diligently working to have the Plum Tree Branch included in the moratorium. We in Dorsey and Old Annapolis Rd/Centennial are joining those efforts.

What? Our most pressing first order of business is halting the Dorsey Overlook project and the Bennett Family homestead project as currently planned by amending the Tiber Watershed Safety Act of 2018.

Why? We oppose the developments for the following reasons:

1. We have urgent storm water management concerns in our neighborhoods. The land on both sites in their current states naturally abate water. This is because there are mature trees, vegetation and limited impermeable surface. The proposed Dorsey Overlook site will contain a 5 story, 134-unit apartment building and parking lot that will create a huge impermeable surface thumbprint on the small 4.5 acre lot. The old Bennett Family homestead plans include adding 6 more houses, natural gas lines, streetlights and plenty more asphalt, concrete roads and driveways aka impermeable surface to an area that is already struggling to process run off from adjacent new development.

The project engineer at the July 5th pre-submission meeting for Dorsey Overlook spoke of intent to meet current regulations for storm water management. But, as we all know, the "new normal" causes us all to realize that current regulations are not adequate. Not just in Old Ellicott City (OEC), but right here in Dorsey and Old Annapolis Rd/Centennial.

Current storm water regulations are inadequate to protect safety and property. Developing again now, as with this Dorsey Overlook project and the Old Bennett Family homestead, before the County manages the problems it already has, is irresponsible. The County needs to ensure the current burden can be handled before permitting the increased burden on storm water management. This could be an issue of life and death. Let's not wait and see.

- The culvert and stream on Old Annapolis Road that lead to Centennial Park are already overflowing.
- Many of us now have water pooling at the foundations of our home after large storms. We have silt-filled, cloudy brown rivers flowing down our sidewalks and driveways. This is part of the massive runoff cause by new development and the "new normal" of storms. This did not happen when we first moved here or until the mid 2010s. It happens now regularly.
- A Dorsey family lost their new car to the July 2016 flood. Not on Main Street but right off Grey Rock Drive....as that storm sent massive rivers of water across seemingly-flat and safe Boulder Court. Their six month old car stalled that night, filled with water, and they climbed out of the car windows to safety. The car never started again and was totaled. The family has three sons, lucky their sons were not in the car with them that night.
- Many neighbors talk about once small trickle streams/rills in their backyards that are now rivers in these new storms. The water is overflowing, silt-filled, and creating gullies both in Dorsey and up Old Annapolis.
- Another neighbor, right off Smokey Wreath Way had his car severely damaged when water pooled on the street right in front of his house in May 2018. The car was not totaled, but is still not repaired due to the back-up at the repair shop. The mold in the car is causing the family severe issues requiring medical attention.
- Bridges were severely damaged at Fairway Hills Golf Course causing \$150,000 or more in damages and the loss of use of all 18 holes for over month.
- Water has come closer than ever to the condos/townhouses in Dorsey. The wetlands are insufficient with the increased burden and heavier rainfalls.
- Route 29 South was underwater in May 2018!
- Woodland and Oak Hills off Old Annapolis Rd were flooded during the Memorial Day Weekend flood. Residents there reported knee high water prevented anyone from getting in or out of their streets for more than 3 hours during the storm.

- o All along the fork of the Little Patuxent River, which is located at the bottom of 9692 Oak Hill Drive. silt, tree trunks, branches and other erosion occurred after the Memorial Day Weekend flood.
- o Oak Hill residents note that during the 2016 flood, Oak Hill did not experience this problem. Oak Hill residents do not want to criticize their Centennial Overlook neighbors however need to be frank and note that the arrival of Centennial Overlook development must be contributing to the problems.

Please sign this petition if you live in Dorsey's Search or off Old Annapolis Rd/Centennial and join us in urging the County Council to include our subwatersheds in the Tiber Watershed Safety Act (CB 56-2018). Please indicate your neighborhood when you sign. Thank you!

Dorsey/Old Annapolis Rd Residents

Recipient: Howard County Council

Letter: Greetings,

Howard County: Add Dorsey's Search and Old Annapolis Rd./Centennial to
CB 56-2018

Comments

Name	Location	Date	Comment
Alissa Putman	Ellicott City, MD	2018-07-24	Dorsey Search neighborhood
Lindsey Begley	Ellicott City, MD	2018-07-24	Dorsey Hall neighborhood
Kristin Bower	Ellicott City, MD	2018-07-24	Dorsey Hall neighborhood
Buffy I	Ellicott City, MD	2018-07-24	Dorsey Hall neighborhood
Buffy I	Ellicott City, MD	2018-07-24	Dorsey Hall neighborhood
Qian Zhang	Columbia, MD	2018-07-24	Dorsey hall Neighborehood
Nancy Williams	US	2018-07-25	Dorsey Hall neighborhood
Melissa Kistler	Baltimore, MD	2018-07-25	Dorsey Hall
Deb Slater	Ellicott City, MD	2018-07-25	Dorsey Hall
Jennifer Cavey	Ellicott City, MD	2018-07-25	gray rock resident
Monica Schmitt	Ellicott City, MD	2018-07-25	Dorsey Hall
Yi Zhang	Ellicott City, MD	2018-07-25	We have been living on Oak Hill Drive since 2002, never had flooding issues until the disappear of the Mason farm, where was replaced by the newly developed Centennial Overlook community, which contained 92 newly built houses!
Elise Allen	Ellicott City, MD	2018-07-25	Centennial Neighborhood
Cindy Bonner	Ellicott City, MD	2018-07-25	Dorsey Hall
Tianzhu Li	Ellicott City, MD	2018-07-25	I personally witnessed the floodings of 2016 and 2018 on Old Annapolis Road in which knee-high water level cover the entrances of Oak Hill Drive and Woodland Lane for hours. Over-development is the root cause of the problem. I have pictures and video clips documenting the 2 flooding events in our neighborhood. I am sign this petition to prevent such events happening again.
bin Tan	Greenbelt, MD	2018-07-25	Dorsey choice townhouse
Julie Whittaker	Ellicott City, MD	2018-07-25	We have lived in our Dorsey Search neighborhood for 20 years. In May 2018 we experienced water within a foot of our backdoor for the first time.
Sonia Huang	Ellicott city, MD	2018-07-25	Basement Under water during 2016 and 2018 flood Carillon Drive - also with strong rain.
Sarah Agboli	Ellicott City, MD	2018-07-25	Dorsey
Mary Brown	Ellicott City, MD	2018-07-25	We live in Dorsey Hall and have had neighbors with flooded basements from the May storm. After a storm, there is always mud

Name	Location	Date	Comment
Deb Slater	Ellicott City, MD	2018-07-25	around my car. I am actively terrified of what might happen if we over develop. I'm saying this as someone who would love to give more people opportunities to live in Howard County, but we cannot jeopardize the safety of those who live here. We have to make stormwater management a priority.
Elena Lozovatsky	Ellicott City, MD	2018-07-25	Dorsey
Emily Markus	Ellicott City, MD	2018-07-25	Waterford Dr was a running river during the May 2018 flood. Basement was flooded in 2016 and 2018
John Atkinson	Ellicott City, MD	18-07-25	Concerned resident of Dorsey's Search
Gabe Helicke	Maryland	18-07-25	Very concerned resident in Kingscup. Flooding is more extreme now then several years ago.
Irene Giarratano	Ellicott City, MD	18-07-25	I have been a resident for 15 years and have experienced significant property damage in the last 2 years due to storm water. Please take the time right now, to help address these issues. Thank you!
Sherry Fackler-Berkowitz	Columbia, MD	18-07-25	Dorsey Hall
		18-07-26	We need to protect all the communities.

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change.org

Dorsey/Old Annapolis Rd Residents

Recipient:

Howard County Council

Letter:

Greetings,

Howard County: Add Dorsey's Search and Old Annapolis Rd./Centennial to
CB 56-2018

Signatures

Name

Location

Date

Buffy I	Ellicott City, MD	2018-07-24
Cathy Graham	Ellicott City, MD	2018-07-24
Melissa Helicke	Baltimore, MD	2018-07-24
Ying Matties	Ellicott city, MD	2018-07-24
Joyce King	Columbia, MD	2018-07-24
Theano Nikitas	Ellicott City, MD	2018-07-24
Sunny Brown	Ellicott City, MD	2018-07-24
wendy allen	Columbia, MD	2018-07-24
Esta Grollman	Ellicott City, MD	2018-07-24
Lindsey Begley	Ellicott City, MD	2018-07-24
Mark Matties	Baltimore, MD	2018-07-24
Melissa Kistler	Ellicott City, MD	2018-07-24
Virginia Snyder	Columbia, MD	2018-07-24
Kimberley Delmar	Ellicott City, MD	2018-07-24
Jo Ann Van Kessel	Silver Spring, US	2018-07-24
Padmini Ramachandran	US	2018-07-24
Stacey Van Derryt Larson	Ellicott City, MD	2018-07-24
Kevin Schmidt	Columbia, MD	2018-07-24
Deborah Cohen	Ellicott City, MD	2018-07-24
Alissa Putman		

Name	Location	Date
Doreen McGurl	Ellicott City, MD	2018-07-24
Kristin Bower	Ellicott City, MD	2018-07-24
Larry Lough	Ellicott City, MD	2018-07-24
April Arnold	Columbia, MD	2018-07-24
Monifa Coaxum	Baltimore, MD	2018-07-24
Jean Marlow	Ellicott City, MD	2018-07-24
Qian Zhang	Columbia, MD	2018-07-24
Loree Lough	Ellicott City, MD	2018-07-24
Yan Wang	Ellicott City, MD	2018-07-24
Donna MacIsaac	Columbia, MD	2018-07-24
Sarah Day	Columbia, MD	2018-07-24
Kathleen Maizel	Ellicott City, MD	2018-07-24
Frank Valentino	Elliott City, MD	2018-07-24
Heeyoung Weddington	Columbia, MD	2018-07-24
Hallie Brokowsk	Ellicott City, MD	2018-07-24
Taneshia Baden	Columbia, MD	2018-07-24
Xuewei Li	Ellicott City, MD	2018-07-25
Debbie Wilhelm	Ellicott City, MD	2018-07-25
Mary McKay	Ellicott City (Oak Hill Estates), MD	2018-07-25
Tami Bond	Columbia, MD	2018-07-25
Derilene McCloud	Columbia, MD	2018-07-25
Connie Chan	Ellicott City, MD	2018-07-25

Name	Location	Date
Steven McKay	Red Hook, NY	2018-07-25
Nancy Williams	Columbia, MD	2018-07-25
Michelle Qiu	Ellicott City, MD	2018-07-25
Jacob Illum	Columbia, MD	2018-07-25
Helene Sullivan	Dorsey Hall, MD	2018-07-25
Jessica Greenberg	Washington, MD	2018-07-25
Deb Slater	Ellicott City, MD	2018-07-25
Jennifer Cavey	Ellicott City, MD	2018-07-25
James Munn	Ellicott City, MD	2018-07-25
Danylle Stewart	Ellicott City, MD	2018-07-25
Bethany DiPaula	Ellicott City (Dorsey Search), MD	2018-07-25
Monica Schmitt	Ellicott City, MD	2018-07-25
Eileen Fitzgerald	Ellicott City, MD	2018-07-25
Deepa Cruz	Ellicott City, MD	2018-07-25
Jonathan Cruz	Ellicott City, MD	2018-07-25
Josh Fink	Ellicott City, MD	2018-07-25
Lorna Spencer	Ellicott City, MD	2018-07-25
Sunando Sengupta	Ellicott City, MD	2018-07-25
Vinodhini David	Ellicott City, MD	2018-07-25
Melanie Faries	Ellicott City, MD	2018-07-25
Sylvia Scarbrough	Marietta, GA	2018-07-25
Irene Giarratano	Ellicott City, MD	2018-07-25

Name	Location	Date
Darby Bade	Ellicott City, MD	2018-07-25
Julie Whittaker	Ellicott City, MD	2018-07-25
Janet Medina	Missoula, MD	2018-07-25
Felicia Hulit	Ellicott City, MD	2018-07-25
Yi Zhang	Ellicott City, MD	2018-07-25
Doris Qano	Ellicott City, MD	2018-07-25
Shaoying ping	Ellicott City, MD	2018-07-25
Chris Faries	Ellicott City, MD	2018-07-25
Elise Allen	Ellicott City, MD	2018-07-25
Cindy Bonner	Ellicott City, MD	2018-07-25
M Starz-Gaiano	Ellicott City, MD	2018-07-25
Tianzhu Li	Ellicott City, MD	2018-07-25
Adrienne Goldstein	Ellicott City, MD	2018-07-25
Richard Heiser	Ellicott City, MD	2018-07-25
Ines Habel	Ellicott City, MD	2018-07-25
bin Tan	Ellicott City, MD	2018-07-25
Mamiko Tiefel	Greenbelt, MD	2018-07-25
Briana Vecchio-Pagan	Ellicott City, HI	2018-07-25
Chie Weddington	Ellicott City, MD	2018-07-25
Heather Ordonez	Columbia, MD	2018-07-25
Way Chang	Elkridge, MD	2018-07-25
Bradley Sheard	Columbia, MD	2018-07-25
	Columbia, MD	2018-07-25

Name	Location	Date
Emily Atkinson	Kingscup Court, MD	2018-07-25
Laura Lee Cox	Ellicott City, MD	2018-07-25
Sonia Huang	Ellicott city, MD	2018-07-25
Sarah Agboli	Ellicott City Dorsey, MD	2018-07-25
Mary Brown	Ellicott City, MD	2018-07-25
Megan Greco	Ellicott City, MD	2018-07-25
Georgina Harding	Ellicott City, MD	2018-07-25
Chris Williams	Columbia, MD	2018-07-25
Jenny Rea	Columbia, MD	2018-07-25
Jane Richards	Ellicott City, MD	2018-07-25
Alan Green	Ellicott City, MD	2018-07-25
Eric Mize	Ellicott City/Old Annapolis Rd Area, MD	2018-07-25
Elena Levin-Lozovatsky	Ellicott City, MD	2018-07-25
BONNIE SORAK	Ellicott City, MD	2018-07-25
Vladimir Labar	Ellicott City, MD	2018-07-25
Cassandra Lopez	Ellicott City, MD	2018-07-25
Emily Markus	Ellicott City, MD	2018-07-25
George Spencer	Ellicott City, MD	2018-07-25
Manuel Flores	US	2018-07-25
William Putman	Ellicott City, MD	2018-07-25
Victor Jeng	Elkridge, MD	2018-07-25
Michelle Heck	Ellicott City, MD	2018-07-25

Name	Location	Date
Gina Hoagland	Ellicott City, MD	2018-07-25
John Atkinson	Ellicott City, MD	2018-07-25
Kevin Durrant	Centreville, MD	2018-07-25
Sarah Baumert	The Willows 2 neighborhood, Ellicott City, MD	2018-07-25
Gabe Helicke	Maryland	2018-07-25
Ananthi Santhanam	Ellicott City, MD	2018-07-25
Russel Bruce	US	2018-07-25
Kathleen Bartels	Naples, FL	2018-07-25
Kirsten zwarick	Ellicott City, MD	2018-07-25
Evelyn Henderson	Baltimore, MD	2018-07-25
Vishakha Parikh	Washington, DC	2018-07-25
Joanne Jackson Goodman	Ellicott City, MD	2018-07-25
Lkt Kris	Altamonte Springs, FL	2018-07-25
Ivan Aristizabal	Fort Myers, FL	2018-07-25
Theola Clarke	Ellicott City, MD	2018-07-25
Nick Bica	US	2018-07-25
Francine Hoffman	Ellicott City, MD	2018-07-25
Kuplan Thuraiamy	Washington, DC	2018-07-25
J. Dibble	Albuquerque, NM	2018-07-25
Hugh Bowser	US	2018-07-25
Asha Rajamani	District Heights, MD	2018-07-25

Name	Location	Date
Debra Morgenstern	US	2018-07-25
Lyn Townsend	US	2018-07-25
Nunya Business	US	2018-07-25
Lora Martin	Columbia, MD	2018-07-25
Haritha Parepally	Columbia, MD	2018-07-25
Robert Kerr	Ellicott City, MD	2018-07-25
Chris McComas	US	2018-07-25
Lei Zhang	Ellicott City, MD	2018-07-25
Oral Richards	US	2018-07-25
Selvi Bala	Ellicott City, MD	2018-07-25
ronald levendusky	Ellicott City, MD	2018-07-26
Rosemary Noble	Ellicott City, MD	2018-07-26
Susan Ericke	Ellicott City, MD	2018-07-26
Michael Noble	Ellicott City, MD	2018-07-26
Hedy Cohen	Ellicott City, MD	2018-07-26
Mary Lynn Mellinger	Ellicott City, MD	2018-07-26
Stacey Keen	Ellicott City, MD	2018-07-26
Don Jyan Jimenez	US	2018-07-26
Cynthia Ouellette	ELLICOTT city, MD	2018-07-26
Christina Guercio	Ellicott City, MD	2018-07-26
Jacqueline Lewis	US	2018-07-26
Lindsey Nichols	US	2018-07-26

Name	Location	Date
Gary Endler	Fort Washington, MD	2018-07-26
Barbara Lomonaco	Ellicott City, MD	2018-07-26
Tammy Kunkle	Ellicott City, MD	2018-07-26
Betsy W. Stark	Ellicott City, MD	2018-07-26
Ronald Bower	Ellicott City (Centennial Manor), MD	2018-07-26
Kim Davis	Ellicott City, MD	2018-07-26
Ismail Alhasan	Ellicott City, MD	2018-07-26
Andrea Bento	Ellicott City, MD	2018-07-26
Zain Bharucha	Overland Park, KS	2018-07-26
Jack Martin	US	2018-07-26
Mandy Rodriguez	Ellicott City, MD	2018-07-26
Payton Leigh	US	2018-07-26
Cindi Ryland	Ellicott City, MD	2018-07-26
Alexis Ford	US	2018-07-26
john darls	US	2018-07-26
François Hugues Apollon	Bronx, NY	2018-07-26
Tabrina Hughes	Ellicott City, MD	2018-07-26
Yesika Torres	US	2018-07-26
Sherry Fackler-Berkowitz	Columbia, MD	2018-07-26
Sarah Morgan	US	2018-07-26
Laurie Liskin	Columbia, MD	2018-07-26
James Bardwell	US	2018-07-26

Name	Location	Date
Joshua Williams	US	2018-07-26
Christopher Schisler	ellicott city, MD	2018-07-26
NUNANA Honutse	US	2018-07-27
Beta Gameplay	US	2018-07-27
Gus Mendez	Ellicott City, MD	2018-07-27
Channel Hernandez	US	2018-07-27
Alex Barenblitt	Ellicott City, US	2018-07-27
dawsyn mello	US	2018-07-27
kay leann	US	2018-07-27
Oliver Barwise	US	2018-07-27
Dillon Olive	US	2018-07-27
Colin Wunch	US	2018-07-27

Sayers, Margery

From:

Sent:

To:

Dorsey Centennial Residents <dorsey.centennial.residents@gmail.com>
Friday, July 27, 2018 7:25 AM
CouncilMail; Lee, David K.; Kittleman, Allan; Ball, Calvin B; Delorenzo, Carl; Pruiam,
Kimberly; Bailey, Najee; Milton, Paul; Smith, Gary; Keller, Jessie; Weinstein, Jon; Terrasa,
Jen; Jane Dembner; Feldmark, Jessica; Affolter, Melissa; Gelwicks, Colette
UPDATE: 187 residents for Little Patuxent inclusion in CB 56-2018
DorseyCentennialPetition_187_signatures.pdf; DorseyCentennialComments_July_27.pdf

Subject:

Attachments:

Good morning!

We are now submitting this morning's updated number of 187 signatures for our petition to have our subwatersheds (Little Patuxent River, Red Branch and Plum Tree Branch) in the Little Patuxent Watershed included in CB 56-2018.

Again, it should be noted that online petitions are, of course, imperfect and we want to ensure accuracy so we noted 2-3 suspicious supporters with names like "Nunya Business" but the overwhelming majority of signatures are from Dorsey and Centennial. One neighbor, Janet Medina, signed it while on vacation in Missoula MT so she shows up as in Montana but she is a Dorsey resident on Smokey Wreath Way. Others signed while at work so they show up as Washington DC residents or residents of other Maryland cities. Please note that they are in fact Dorsey or Centennial residents. We just want to point out the imperfection of an online ballot.

Attached are the comments section where many residents clarified which specific neighborhood they live in. So the file titled "**DorseyCentennialPetition_187_signatures**" contains all signatures as of 7am July 27th 2018. The file "**DorseyCentennialComments_July_27**" contains which neighborhoods signers live in and some even shared their flood stories and concerns.

We again urge you to note the high level of concern this petition captures and please include us in CB 56-2018. The recent rain event on 7/25 reminds all of us that this is a public safety concern.

Can someone from your offices confirm receipt of this petition and signatures? Thank you!

Thank you for your hard work and commitment!
Concerned Residents of Dorsey and Centennial

The petition letter is included here for the record:

We are a group of concerned residents in the Village of Dorsey's Search and Old Annapolis Road/Centennial who are joining together to urge the County Council to amend the current Tiber Watershed Safety Act (CB 56-2018) to include our subwatersheds of Little Patuxent River, Plum Tree Branch and Red Hill Branch in the larger Little Patuxent Watershed. This petition also calls for the development of a meaningful partnership between residents, the County and Columbia Association for authentic smart redevelopment after the halt.

Please sign only if you are a current resident or property owner in Dorsey's Search or off of Old Annapolis Rd/Centennial. Please indicate your neighborhood when you sign. Thank you!

Background: Some of us have lived in Dorsey Search/Old Annapolis Rd for 25+ years, some just a few. We are all signing this petition to express our grave

concern about the growing storm water issues in our area and dissatisfaction with two proposed projects: the Dorsey Overlook project as planned and the newly proposed project at 9692 Oak Hill Drive (the old Bennett Family homestead) next to Centennial Overlook.

Who? The Howard County Council is currently hearing The Tiber Watershed Safety Act (CB 56-2018) that was introduced as an emergency measure to impose a 1 year moratorium on development in the Tiber-Hudson Watershed by District 1 Councilman Jon Weinstein and is supported by the entire Council. Our neighbors in Valley Meade and Dunloggin have been diligently working to have the Plum Tree Branch included in the moratorium. We in Dorsey and Old Annapolis Rd/Centennial are joining those efforts.

What? Our most pressing first order of business is halting the Dorsey Overlook project and the Bennett Family homestead project as currently planned by amending the Tiber Watershed Safety Act of 2018.

Why? We oppose the developments for the following reasons:

1. We have urgent storm water management concerns in our neighborhoods. The land on both sites in their current states naturally abate water. This is because there are mature trees, vegetation and limited impermeable surface. The proposed Dorsey Overlook site will contain a 5 story, 134-unit apartment building and parking lot that will create a huge impermeable surface thumbprint on the small 4.5 acre lot. The old Bennett Family homestead plans include adding 6 more houses, natural gas lines, streetlights and plenty more asphalt, concrete roads and driveways aka impermeable surface to an area that is already struggling to process run off from adjacent new development.

The project engineer at the July 5th pre-submission meeting for Dorsey Overlook spoke of intent to meet current regulations for storm water management. But, as we all know, the "new normal" causes us all to realize that current regulations are not adequate. Not just in Old Ellicott City (OEC), but right here in Dorsey and Old Annapolis Rd/Centennial.

Current storm water regulations are inadequate to protect safety and property. Developing again now, as with this Dorsey Overlook project and the Old Bennett Family homestead, before the County manages the problems it already has, is irresponsible. The County needs to ensure the current burden can be handled before permitting the increased burden on storm water management. This could be an issue of life and death. Let's not wait and see.

- The culvert and stream on Old Annapolis Road that lead to Centennial Park are already overflowing.
- Many of us now have water pooling at the foundations of our home after large storms. We have silt-filled, cloudy brown rivers flowing down our sidewalks and driveways. This is part of the massive runoff cause by new development and the "new normal" of storms. This did not happen when we first moved here or until the mid 2010s. It happens now regularly.
- A Dorsey family lost their new car to the July 2016 flood. Not on Main Street but right off Grey Rock Drive....as that storm sent massive rivers of water across seemingly-flat and safe Boulder Court. Their six month old car stalled that night, filled with water, and they climbed out of the car windows to safety. The car never started again and was totaled. The family has three sons, lucky their sons were not in the car with them that night.
- Many neighbors talk about once small trickle streams/rills in their backyards that are now rivers in these new storms. The water is overflowing, silt-filled, and creating gullies both in Dorsey and up Old Annapolis.
- Another neighbor, right off Smokey Wreath Way had his car severely damaged when water pooled on the street right in front of his house in May 2018. The car was not totaled, but is still not repaired due to the back-up at the repair shop. The mold in the car is causing the family severe issues requiring medical attention.
- Bridges were severely damaged at Fairway Hills Golf Course causing \$150,000 or more in damages and the loss of use of all 18 holes for over month.
- Water has come closer than ever to the condos/townhouses in Dorsey. The wetlands are insufficient with the increased burden and heavier rainfalls.
- Route 29 South was underwater in May 2018!
- Woodland and Oak Hills off Old Annapolis Rd were flooded during the Memorial Day Weekend flood. Residents there reported knee high water prevented anyone from getting in or out of their streets for more than 3 hours during the storm.

- All along the fork of the Little Patuxent River, which is located at the bottom of 9692 Oak Hill Drive. silt, tree trunks, branches and other erosion occurred after the Memorial Day Weekend flood.
- Oak Hill residents note that during the 2016 flood, Oak Hill did not experience this problem. Oak Hill residents do not want to criticize their Centennial Overlook neighbors however need to be frank and note that the arrival of Centennial Overlook development must be contributing to the problems.

Please sign this petition if you live in Dorsey's Search or off Old Annapolis Rd/Centennial and join us in urging the County Council to include our subwatersheds in the Tiber Watershed Safety Act (CB 56-2018). Please indicate your neighborhood when you sign. Thank you!

Sayers, Margery

From:

Sent:

To:

Subject:

Jo McLaughlin <bluebirds09@yahoo.com>
Thursday, July 26, 2018 9:43 AM
Weinstein, Jon; CouncilMail; Kittleman, Allan
5-7 Year Renewable Moratorium on ALL County Watersheds

IMO, Howard County needs to enact a 5-7 year renewable Moratorium on ALL County Watersheds to save our natural resources and our quality of life. Failing to enact a strenuous and immediate ban on ALL development, would convey that Council may not have the oversight competencies necessary for serving the needs of ALL Howard Countians.

IMO, Council must also consider the grievously inequitable storm water fee charged to property owners, where multi-million dollar property owners pay the same Stormwater fees as the lowest assessed property owners on all three tiers of the County Fee structure. ALL property owners need an immediate credit for the past five years of Stormwater Fees. Stormwater costs should be part of the County budgeting process...NOT an inequitable Fee.

Thank you!

Jo

Jo H. McLaughlin, Ph.D.
Centennial

Sayers, Margery

From:
Sent:
To:
Subject:

Raj Kathuria <rajkathuria@gmail.com>
Friday, July 27, 2018 8:54 AM
CouncilMail; Kittleman, Allan
CB56-2018 Testimony

Good Morning!
I wish to thank all the County Council for their service and commitment to the community through the years!
Since May 27th 2018 things have changed and with changing times We as Ellicott City and/or Howard County have to change also.
I support the Council efforts to place a Halt on development on Tiber Watershed.
It's a great idea to take a step back, evaluate, and mitigate in order to move forward.
However, I personally feel that this halt needs to be extended to other watersheds also to evaluate the impact from the other watersheds.
Thank You!

Raj Kathuria
Candidate for Howard County Council District 1

Friends for Raj Kathuria
8398 Governor Run
Ellicott City, MD. 21043
443-739-6077
www.vote4raj.com
[Donate](#)

KW Commercial,
Keller Williams Integrity,
Kathuria, Flynn & Associates, LLC
3290 North Ridge Road, Suite 150
Ellicott City, MD. 21043
443-574-1600 (Office)
443-739-6077 (Cell)
MD Realtor License: 606515

[My residential Listings](#)
[My Commercial Real Estate Listings](#)



The information contained in or attached to this e-mail is from RajKathuria@gmail.com and may contain personal information. This information is CONFIDENTIAL and intended only for the use of the individual or entity to whom or which it is addressed. Any unauthorized dissemination, distribution or copying of the information in this e-mail or attached thereto is strictly prohibited. If you have received this e-mail in error, please notify the sender immediately and delete the original message from your system. Please note that if you are receiving this email at a work email address, the privileged nature of this communication may be jeopardized.
Authority: Friends For Raj Kathuria; Diane Rudis, Treasurer

Sayers, Margery

From:

Sent:

To:

Cc:

Subject:

Carolan <cbstansky@comcast.net>
Friday, July 27, 2018 8:23 AM
CouncilMail
Kittleman, Allan
Approve CB56-2018

Please approve CB56.
The rains of this month, while not as destructive as May 2018 and July 2016, are stark reminders of the "new normal."
There is much that must be fixed, amended, and mitigated with Howard County infrastructure and regulations.
Pass this reasonable legislation to allow the new Council to grapple with many hard choices.

Carolan Stansky
3826 Plum Meadow Dr.
Ellicott City, MD 21042

Sayers, Margery

From:

Sent:

To:

Subject:

Attachments:

Dorsey Centennial Residents <dorsey.centennial.residents@gmail.com>
Friday, July 27, 2018 7:25 AM
CouncilMail; Lee, David K.; Kittleman, Allan; Ball, Calvin B; Delorenzo, Carl; Pruim, Kimberly; Bailey, Najee; Milton, Paul; Smith, Gary; Keller, Jessie; Weinstein, Jon; Terrasa, Jen; Jane Dembner; Feldmark, Jessica; Affolter, Melissa; Gelwicks, Colette
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Dorsey/Old Annapolis Rd Residents

Recipient: Howard County Council

Letter: Greetings,

Howard County: Add Dorsey's Search and Old Annapolis Rd./Centennial to
CB 56-2018

Signatures

Name	Location	Date
Buffy I	Ellicott City, MD	2018-07-24
Cathy Graham	Ellicott City, MD	2018-07-24
Melissa Helicke	Baltimore, MD	2018-07-24
Ying Matties	Ellicott city, MD	2018-07-24
Joyce King	Columbia, MD	2018-07-24
Theano Nikitas	Ellicott City, MD	2018-07-24
Sunmy Brown	Ellicott City, MD	2018-07-24
wendy allen	Ellicott City, MD	2018-07-24
Esta Grollman	Columbia, MD	2018-07-24
Lindsey Begley	Ellicott City, MD	2018-07-24
Mark Matties	Ellicott City, MD	2018-07-24
Melissa Kistler	Baltimore, MD	2018-07-24
Virginia Snyder	Ellicott City, MD	2018-07-24
Kimberley Delmar	Columbia, MD	2018-07-24
Jo Ann Van Kessel	Ellicott City, MD	2018-07-24
Padmini Ramachandran	Silver Spring, US	2018-07-24
Stacey Van Derryt Larson	US	2018-07-24
Kevin Schmidt	Ellicott City, MD	2018-07-24
Deborah Cohen	Columbia, MD	2018-07-24
Alissa Putman	Ellicott City, MD	2018-07-24

Name	Location	Date
Doreen McGurl	Ellicott City, MD	2018-07-24
Kristin Bower	Ellicott City, MD	2018-07-24
Larry Lough	Ellicott City, MD	2018-07-24
April Arnold	Columbia, MD	2018-07-24
Monifa Coaxum	Baltimore, MD	2018-07-24
Jean Marlow	Ellicott City, MD	2018-07-24
Qian Zhang	Columbia, MD	2018-07-24
Loree Lough	Ellicott City, MD	2018-07-24
Yan Wang	Ellicott City, MD	2018-07-24
Donna MacIsaac	Columbia, MD	2018-07-24
Sarah Day	Columbia, MD	2018-07-24
Kathleen Maizel	Ellicott City, MD	2018-07-24
Frank Valentino	Elliott City, MD	2018-07-24
Heeyoung Weddington	Columbia, MD	2018-07-24
Hallie Brokowsk	Ellicott City, MD	2018-07-24
Taneshia Baden	Columbia, MD	2018-07-25
Xuewei Li	Ellicott City, MD	2018-07-25
Debbie Wilhelm	Ellicott City, MD	2018-07-25
Mary McKay	Ellicott City (Oak Hill Estates), MD	2018-07-25
Tami Bond	Columbia, MD	2018-07-25
Derilene McCloud	Columbia, MD	2018-07-25
Connie Chan	Ellicott City, MD	2018-07-25

Name	Location	Date
Steven McKay	Red Hook, NY	2018-07-25
Nancy Williams	Columbia, MD	2018-07-25
Michelle Qiu	Ellicott City, MD	2018-07-25
Jacob Illum	Columbia, MD	2018-07-25
Helene Sullivan	Dorsey Hall, MD	2018-07-25
Jessica Greenberg	Washington, MD	2018-07-25
Deb Slater	Ellicott City, MD	2018-07-25
Jennifer Cavey	Ellicott City, MD	2018-07-25
James Munn	Ellicott City, MD	2018-07-25
Danylle Stewart	Ellicott City, MD	2018-07-25
Bethany DiPaula	Ellicott City (Dorsey Search), MD	2018-07-25
Monica Schmitt	Ellicott City, MD	2018-07-25
Eileen Fitzgerald	Ellicott City, MD	2018-07-25
Deepa Cruz	Ellicott City, MD	2018-07-25
Jonathan Cruz	Ellicott City, MD	2018-07-25
Josh Fink	Ellicott City, MD	2018-07-25
Lorna Spencer	Ellicott City, MD	2018-07-25
Sunando Sengupta	Ellicott City, MD	2018-07-25
Vinodhini David	Ellicott City, MD	2018-07-25
Melanie Faries	Ellicott City, MD	2018-07-25
Sylvia Scarbrough	Marietta, GA	2018-07-25
Irene Giarratano	Ellicott City, MD	2018-07-25

Name	Location	Date
Darby Bade	Ellicott City, MD	2018-07-25
Julie Whittaker	Ellicott City, MD	2018-07-25
Janet Medina	Missoula, MD	2018-07-25
Felicia Hulit	Ellicott City, MD	2018-07-25
Yi Zhang	Ellicott City, MD	2018-07-25
Doris Qano	Ellicott City, MD	2018-07-25
Shaoying ping	Ellicott City, MD	2018-07-25
Chris Faries	Ellicott City, MD	2018-07-25
Elise Allen	Ellicott City, MD	2018-07-25
Cindy Bonner	Ellicott City, MD	2018-07-25
M Starz-Gaiano	Ellicott City, MD	2018-07-25
Tianzhu Li	Ellicott City, MD	2018-07-25
Adrienne Goldstein	Ellicott City, MD	2018-07-25
Richard Heiser	Ellicott City, MD	2018-07-25
Ines Habel	Ellicott City, MD	2018-07-25
bin Tan	Greenbelt, MD	2018-07-25
Mamiko Tiefel	Ellicott City, HI	2018-07-25
Briana Vecchio-Pagan	Ellicott City, MD	2018-07-25
Chie Weddington	Columbia, MD	2018-07-25
Heather Ordonez	Elkridge, MD	2018-07-25
Way Chang	Columbia, MD	2018-07-25
Bradley Sheard	Columbia, MD	2018-07-25

Name	Location	Date
Emily Atkinson	Kingscup Court, MD	2018-07-25
Laura Lee Cox	Ellicott City, MD	2018-07-25
Sonia Huang	Ellicott city, MD	2018-07-25
Sarah Agboli	Ellicott City Dorsey, MD	2018-07-25
Mary Brown	Ellicott City, MD	2018-07-25
Megan Greco	Ellicott City, MD	2018-07-25
Georgina Harding	Ellicott City, MD	2018-07-25
Chris Williams	Columbia, MD	2018-07-25
Jenny Rea	Columbia, MD	2018-07-25
Jane Richards	Ellicott City, MD	2018-07-25
Alan Green	Ellicott City, MD	2018-07-25
Eric Mize	Ellicott City/Old Annapolis Rd Area, MD	2018-07-25
Elena Levin-Lozovatsky	Ellicott City, MD	2018-07-25
BONNIE SORAK	Ellicott City, MD	2018-07-25
Vladimir Labar	Ellicott City, MD	2018-07-25
Cassandra Lopez	Ellicott City, MD	2018-07-25
Emily Markus	Ellicott City, MD	2018-07-25
George Spencer	Ellicott City, MD	2018-07-25
Manuel Flores	US	2018-07-25
William Putman	Ellicott City, MD	2018-07-25
Victor Jeng	Elkridge, MD	2018-07-25
Michelle Heck	Ellicott City, MD	2018-07-25

Name	Location	Date
Gina Hoagland	Ellicott City, MD	2018-07-25
John Atkinson	Ellicott City, MD	2018-07-25
Kevin Durrant	Centreville, MD	2018-07-25
Sarah Baumert	The Willows 2 neighborhood, Ellicott City, MD	2018-07-25
Gabe Helicke	Maryland	2018-07-25
Ananthi Santhanam	Ellicott City, MD	2018-07-25
Russel Bruce	US	2018-07-25
Kathleen Bartels	Naples, FL	2018-07-25
Kirsten zwarick	Ellicott City, MD	2018-07-25
Evelyn Henderson	Baltimore, MD	2018-07-25
Vishakha Parikh	Washington, DC	2018-07-25
Joanne Jackson Goodman	Ellicott City, MD	2018-07-25
Lkt Kris	Altamonte Springs, FL	2018-07-25
Ivan Aristizabal	Fort Myers, FL	2018-07-25
Theola Clarke	Ellicott City, MD	2018-07-25
Nick Bica	US	2018-07-25
Francine Hoffman	Ellicott City, MD	2018-07-25
Kuplan Thuraisamy	Washington, DC	2018-07-25
J. Dibble	Albuquerque, NM	2018-07-25
Hugh Bowser	US	2018-07-25
Asha Rajamani	District Heights, MD	2018-07-25

Name	Location	Date
Debra Morgenstern	US	2018-07-25
Lyn Townsend	US	2018-07-25
Nunya Business	US	2018-07-25
Lora Martin	Columbia, MD	2018-07-25
Haritha Parepally	Columbia, MD	2018-07-25
Robert Kerr	Ellicott City, MD	2018-07-25
Chris McComas	US	2018-07-25
Lei Zhang	Ellicott City, MD	2018-07-25
Oral Richards	US	2018-07-25
Selvi Bala	Ellicott City, MD	2018-07-26
ronald lewendusky	Ellicott City, MD	2018-07-26
Rosemary Noble	Ellicott City, MD	2018-07-26
Susan Ericke	Ellicott City, MD	2018-07-26
Michael Noble	Ellicott City, MD	2018-07-26
Hedy Cohen	Ellicott City, MD	2018-07-26
Mary Lynn Mellinger	Ellicott City, MD	2018-07-26
Stacey Keen	Ellicott City, MD	2018-07-26
Don Jyan Jimenez	US	2018-07-26
Cynthia Ouellette	ELLICOTT city, MD	2018-07-26
Christina Guercio	Ellicott City, MD	2018-07-26
Jacqueline Lewis	US	2018-07-26
Lindsey Nichols	US	2018-07-26

Name	Location	Date
Gary Endler	Fort Washington, MD	2018-07-26
Barbara Lomonaco	Ellicott City, MD	2018-07-26
Tammy Kunkle	Ellicott City, MD	2018-07-26
Betsy W. Stark	Ellicott City, MD	2018-07-26
Ronald Bower	Ellicott City (Centennial Manor), MD	2018-07-26
Kim Davis	Ellicott City, MD	2018-07-26
Ismail Alhasan	Ellicott City, MD	2018-07-26
Andrea Bento	Ellicott City, MD	2018-07-26
Zain Bharucha	Overland Park, KS	2018-07-26
Jack Martin	US	2018-07-26
Mandy Rodriguez	Ellicott City, MD	2018-07-26
Payton Leigh	US	2018-07-26
Cindi Ryland	Ellicott City, MD	2018-07-26
Alexis Ford	US	2018-07-26
john darls	US	2018-07-26
François Hugues Apollon	Bronx, NY	2018-07-26
Tabrina Hughes	Ellicott City, MD	2018-07-26
Yesika Torres	US	2018-07-26
Sherry Fackler-Berkowitz	Columbia, MD	2018-07-26
Sarah Morgan	US	2018-07-26
Laurie Liskin	Columbia, MD	2018-07-26
James Bardwell	US	2018-07-26

Name	Location	Date
Joshua Williams	US	2018-07-26
Christopher Schisler	ellicott city, MD	2018-07-26
NUNANA Honutse	US	2018-07-27
Beta Gameplay	US	2018-07-27
Gus Mendez	Ellicott City, MD	2018-07-27
Channel Hernandez	US	2018-07-27
Alex Barenblitt	Ellicott City, US	2018-07-27
dawsyn mello	US	2018-07-27
kay leann	US	2018-07-27
Oliver Barwise	US	2018-07-27
Dillon Olive	US	2018-07-27
Colin Wunch	US	2018-07-27

change.org

Dorsey/Old Annapolis Rd Residents

Recipient: Howard County Council

Letter: Greetings,

Howard County: Add Dorsey's Search and Old Annapolis Rd./Centennial to
CB 56-2018

Comments

Name	Location	Date	Comment
Alissa Putman	Ellicott City, MD	2018-07-24	Dorsey Search neighborhood
Lindsey Begley	Ellicott City, MD	2018-07-24	Dorsey Hall neighborhood
Kristin Bower	Ellicott City, MD	2018-07-24	Dorsey Hall neighborhood
Buffy I	Ellicott City, MD	2018-07-24	Dorsey Hall neighborhood
Buffy I	Ellicott City, MD	2018-07-24	Dorsey Hall neighborhood
Qian Zhang	Columbia, MD	2018-07-24	Dorsey hall Neighborehood
Nancy Williams	US	2018-07-25	Dorsey Hall neighborhood
Melissa Kistler	Baltimore, MD	2018-07-25	Dorsey Hall
Deb Slater	Ellicott City, MD	2018-07-25	Dorsey Hall
Jennifer Cavey	Ellicott City, MD	2018-07-25	gray rock resident
Monica Schmitt	Ellicott City, MD	2018-07-25	Dorsey Hall
Yi Zhang	Ellicott City, MD	2018-07-25	We have been living on Oak Hill Drive since 2002, never had flooding issues until the disappear of the Mason farm, where was replaced by the newly developed Centennial Overlook community, which contained 92 newly built houses!
Elise Allen	Ellicott City, MD	2018-07-25	Centennial Neighborhood
Cindy Bonner	Ellicott City, MD	2018-07-25	Dorsey Hall
Tianzhu Li	Ellicott City, MD	2018-07-25	I personally witnessed the floodings of 2016 and 2018 on Old Annapolis Road in which knee-high water level cover the entrances of Oak Hill Drive and Woodland Lane for hours. Over-development is the root cause of the problem. I have pictures and video clips documenting the 2 flooding events in our neighborhood. I am sign this petition to prevent such events happening again.
bin Tan	Greenbelt, MD	2018-07-25	Dorsey choice townhouse
Julie Whittaker	Ellicott City, MD	2018-07-25	We have lived in our Dorsey Search neighborhood for 20 years. In May 2018 we experienced water within a foot of our backdoor for the first time.
Sonia Huang	Ellicott city, MD	2018-07-25	Basement Under water during 2016 and 2018 flood Carillon Drive - also with strong rain.
Sarah Agboli	Ellicott City, MD	2018-07-25	Dorsey
Mary Brown	Ellicott City, MD	2018-07-25	We live in Dorsey Hall and have had neighbors with flooded basements from the May storm. After a storm, there is always mud

Name	Location	Date	Comment
Deb Slater	Ellicott City, MD	2018-07-25	around my car. I am actively terrified of what might happen if we over develop. I'm saying this as someone who would love to give more people opportunities to live in Howard County, but we cannot jeopardize the safety of those who live here. We have to make stormwater management a priority.
Elena Lozovatsky	Ellicott City, MD	2018-07-25	Dorsey
Emily Markus	Ellicott City, MD	2018-07-25	Waterford Dr was a running river during the May 2018 flood. Basement was flooded in 2016 and 2018
John Atkinson	Ellicott City, MD	2018-07-25	Concerned resident of Dorsey's Search
Gabe Helicke	Maryland	2018-07-25	Very concerned resident in Kingscup. Flooding is more extreme now then several years ago.
Irene Giarratano	Ellicott City, MD	2018-07-25	I have been a resident for 15 years and have experienced significant property damage in the last 2 years due to storm water. Please take the time right now, to help address these issues. Thank you!
Sherry Fackler-Berkowitz	Columbia, MD	2018-07-26	Dorsey Hall
			We need to protect all the communities.

ROBERTS
REAL ESTATE DEVELOPMENT

Howard County Council
Howard County, Maryland
George Howard Building
3430 Court House Drive
Ellicott City, MD 21043

Re: County Bill 56-2018

As the owner of the property located at 8960 Frederick Road, Ellicott City I am strongly opposed to CB 56-2018. New development is not the source of the problem of flooding in Ellicott City. For decades now, new development has created the most advanced and effective stormwater management systems. Older properties that were developed without stormwater management are the actual cause of the flooding in the area.

As a former resident of the Ellicott City area, I too was deeply saddened by the floods of 2016 and 2018. I am also among the citizens that are very disappointed that nothing has been done in the Ellicott City area between the time of the two floods to manage stormwater run off.

The current moratorium is a delay that does nothing to solve the problem at hand. Simply stopping building for one year does nothing to help Ellicott City in the event of another flood.

I would request that Council immediately implement strategies to incentivize developers to over manage stormwater and for existing communities that have NO stormwater management to begin constructing the same type of stormwater devices new developments build.

All of the developable property impacted by this bill will eventually be developed. The County can't legally keep adding moratoriums and legislating against development without every property owner asserting their rights to fair compensation.

This bill is designed to do nothing. I encourage the Council to take action to prevent Ellicott City from flooding in the future.

Brian Roberts, BVR Investments, LLC

Sayers, Margery

From: Dorsey Centennial Residents <dorsey.centennial.residents@gmail.com>
Sent: Wednesday, July 25, 2018 1:50 PM
To: Ball, Calvin B; Kittleman, Allan; CouncilMail; Pruum, Kimberly; Bailey, Najee; Milton, Paul; Lee, David K.; Delorenzo, Carl; Weinstein, Jon; Smith, Gary; Keller, Jessie
Subject: Re: Little Patuxent amendment: Please note we are at 100 signatures over night

Good afternoon!

As you head into the meeting, please note that the petition is up to 122 signatures from Dorsey's Search and streets off Old Annapolis Rd at 1:48pm.

Please keep us in mind and we look forward to hearing from you.

Keep up the hard work!
Concerned Dorsey and Centennial Residents

On Wed, Jul 25, 2018 at 8:42 AM, Dorsey Centennial Residents <dorsey.centennial.residents@gmail.com> wrote:
Good morning again!

Just wanted to keep you updated that we are 100 signatures over night in support of the Little Patuxent being protected as well. And this is from residents and property owners in Dorsey's Search and off Old Annapolis Rd alone. The community cares about this and is looking for leadership.

A list of all signatures will be sent this afternoon but until then here's the link to the petition: <https://www.change.org/p/howard-county-council-howard-county-add-dorsey-s-search-and-old-annapolis-rd-centennial-to-cb-56-2018>

Thanks so much for all you do!
Concerned Dorsey and Centennial Residents

Sayers, Margery

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Sent: Wednesday, July 25, 2018 8:42 AM
To: Ball, Calvin B; Kittleman, Allan; CouncilMail; Pruim, Kimberly; Bailey, Najee; Milton, Paul; Lee, David K.; Delorenzo, Carl
Subject: Little Patuxent amendment: Please note we are at 100 signatures over night

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Thanks so much for all you do!
Concerned Dorsey and Centennial Residents

Sayers, Margery

From: Rrhbyu68 <rrhbyu68@aol.com>
Sent: Tuesday, July 24, 2018 6:08 PM
To: CouncilMail; Kittleman, Allan
Cc: theano.nikitas@gmail.com; sharmapsyd@gmail.com; jimshim@comcast.net; billparham3@gmail.com; bradsheard@comcast.net; piggycrackers@yahoo.com; patonsunset@gmail.com; davidshewaneh@gmail.com; DianeStaub1@gmail.com; ebgroll@gmail.com; t_kuplan@hotmail.com; jfbermingham823@gmail.com; bjparham03@gmail.com; JCKNG10@gmail.com; lleahstaub4@gmail.com; maryemckay@gmail.com; drsjk79@gmail.com; webfoot7@verizon.net; sfmckaymit@gmail.com; tianzhuLi@msn.com; chimingwei@gmail.com; wkkwei@hotmail.com; yayazhang@hotmail.com; eey05@gmail.com; barbb13@aol.com; PolyLC@aol.com; rrhbyu68@aol.com
Subject: Amended letter from residents of Oak Hil Estates in support of HC 56 2018
Attachments: #2 Heiser letter_amended 7-23-18.doc

Dear Howard County Council and County Executive,

Thank you for the opportunity to speak to you Monday night, July 23, 2018. As promised, I have attached an amended letter from our neighborhood supporting the concept of a moratorium stopping new construction and halting continuation of the approval process of construction projects as contained in bill HC56 2018.

To make the moratorium most effective, we recommend that the scope be expanded to include **"All Watersheds in Howard Country."** This would require only a single amendment, thus eliminating the need for multiple amendments, and make the process very fluid.

As you and I heard, for hours on July 16, 2018 and July 23, 2018, that is the ultimate sentiment of all the citizens who testified, except for maybe three or four commercial/residential development company representatives who have their own agenda.

Rumor has it, that some of you Howard County Council members do not necessarily favor such a broad scope for the bill. We strongly ask that all of you have the insight and courage do what is needed to protect all of the citizens' lives and property throughout Howard County Maryland and enact legislation to accomplish the **overwhelming mandate** you received during the testimonies that were sincerely and thoughtfully given during the two sessions you held. A resident of Oak Hill Drive sent photos to Jesse Keller for Councilman Joh Weinstein's use in working for passage of the bill. I hope that the photos from our neighborhood help the County Council pass a proper bill, helping as many citizens as possible.

We also encourage County Executive Kittleman to use his honest influence in helping you do the right thing, the right way, the first time.

When you follow the will of the moral majority of the citizens in Howard County, you will have accomplished a very good thing near the end of your County Council service. Such good work will be remembered favorably for years to come as we are protected from danger in the future.

Yours in Responsible Government,

Richard and Barbara Heiser and fellow residents of Oak Hill Drive in Ellicott City, Maryland 21042

From: Residents of Oak Hill Drive, Ellicott City, Maryland 21042

theano.nikitas@gmail.com, sharmapsyd@gmail.com, jimshim@comcast.net, billparham3@gmail.com, bradsheard@comcast.net, piggycrackers@yahoo.com, patonsunset@gmail.com, davidshewaneh@gmail.com, DianeStaub1@gmail.com, ebgroll@gmail.com, t_kuplan@hotmail.com, jfbermingham823@gmail.com, bjparham03@gmail.com, JCKNG10@gmail.com, lleahstaub4@gmail.com, maryemckay@gmail.com, drsjk79@gmail.com, webfoot7@verizon.net, sfmckay@alum.mit.edu, tianzhuLi@msn.com, chimingwei@gmail.com, wkkwei@hotmail.com, yayazhang@hotmail.com, eey05@gmail.com, barbb13@aol.com, PolyLC@aol.com, thesamoh@aol.com, rrhbyu68@aol.com,

To: Howard County Council and Executive Kittleman

Thank you for the opportunity to share important and pertinent information with you this evening. I am Richard Ray Heiser. Shortly after we moved to our home at 9684 Oak Hill Drive, in Ellicott City, 21042, on July 2, 1985, an extensive almost two-year long road project was undertaken on Old Annapolis Road, to raise and widen the very narrow frequently flooded, low road and bridge, by constructing a new bridge over one of the forks of the Little Patuxent River, near Woodland Road and Oak Hill Drive. We say, "Thank you, again" for that project.

I applaud the many good and well thought out testimonies that were shared last Monday night (July 16, 2018) about the need to stop continuing to endanger life and property here in all of Howard county. I continue to be sickened by the suffering endured by innocent citizens because current regulations are inadequate to protect against the loss of drainage buffers caused by the development that has enveloped/accompanied the massive population growth of Howard County.

That is why I am also here to speaking basically in support of the concept of bill B56-2018, and to further petition the Howard County Council to accept an amendment to the bill to include the **water sheds of all rivers in Howard County**, including the Little Patuxent River watershed. This is to allow time so that the current deficient storm water management ("**QUANTITY CONTROL**") conditions can be adequately evaluated, addressed, and corrected before our past "business as usual" storm water management practices result in further **loss of life and property devastation** throughout Howard County. We have a moral obligation to do a better job than that which has been done in the past.

The primary reason I am speaking about an amendment to B56-2018 is because my street is located between two forks of the Little Patuxent River where we have experienced uncontrolled storm water runoff never before present in our

neighborhood. This problem does not just affect the Old Ellicott City area. We do not want to become known as an area similarly affected by uncontrolled storm water runoff, resulting in tragic, unnecessary, loss of life and destruction of property.

Last week, July 16, 2018, the discussion included Agricultural Land Preservation and the incessant pressures by developers to obtain access to such land. Such pressure resulted in the sale and development of the **Mason Family Farm** on Old Annapolis Road, located next to the North section of Centennial Park. Hence, over 79 houses were squeezed into the property, becoming known as **Centennial Overlook**. This eliminated a flood barrier for our homes that had been in existence for **decades**. Now, due to the inadequate capacity of the water retention system that was approved by the Storm Water Management department of the Howard County Government, we have an uncontrolled storm water runoff problem. Water quality control (dirty water) regulations might have possibly been met for Centennial Overlook, but storm water quantity control is absent from the equation, as evidenced during the May storms.

Case in point: To bring the subject closer "to home", uncontrolled rushing water from the property known as 9692 Oak Hill Drive, which borders our back yard (9684 Oak Hill Drive), came down the driveway of 9692 Oak Hill Drive and then across our back yard and our neighbors' yards. Silt and wood debris were left on our backyard lawn, including the ground immediate to the foundation on the backside of our house. Two years ago, during the previous flooding, we did not experience this problem. What has changed so as to allow such uncontrolled storm water to rush across the property directly behind our yard, onto our yard, and our neighbors' yards, and into the basements of homes immediately down hill from our home? **Simply stated, THE Mason FAMILY FARM IS GONE**, and replaced with the densely/overcrowded design of Centennial overlook as previously described, with all the asphalt, sidewalks, and other ground disturbances with no drainage buffering.

The water from the heavy rain not only affected the top and middle of Oak Hill Drive, but also resulted in flooding, for more than three hours, of more than knee high water at the juncture of our street and Old Annapolis Road, in part due to the river of water that came down Oak Hill Drive itself. The high water prevented residents of our street from getting home during that time period. All along the fork of the Little Patuxent River, which is located at the bottom of 9692 Oak Hill Drive, silt, tree trunks, branches, and other erosions are present to this day.

The old Bennett family homestead, known as 9692 Oak Hill Drive, is six acres and sits between our street (at a higher elevation and contiguous to our family's property) and Centennial Overlook. This development is to include six more

houses, natural gas lines, streetlights, and plenty more asphalt or concrete roads and driveways. Until the current flood potential is eliminated, there is no sane reason to allow this only remaining basically virgin section of land to be converted into more rapidly draining land. There is no other land available to help protect our neighborhood/street.

I recognize that this is a seemingly complicated situation we face, especially from the development and construction companies' points of view, and the economic pressures involved. Actually, I submit that it is not complicated at all. We can stop kidding ourselves, bite the bullet now, and just stop adding to the storm water management "**water quantity load**" until the current problems are actually rectified. Whatever storm water management guidelines were developed as reportedly meeting federally mandated regulations have failed, as far as water runoff **quantity control** is concerned. An employee of the storm water management department of Howard County told my neighbor here on Oak Hill Drive that "the regulations were met" and nothing can be done about it. Such citing of the current regulations (**probably quality control, not quantity control**) is ludicrous and unacceptable as a resident of Howard County We need to have the courage to do the right things now, and not allow the existing **quantity control** problems to continue unchecked and flow further down stream, only compounding the "current "problems. "**All puns intended.**" Please, give prudent consideration to expanding the scope of Mr. Weinstein's bill by addressing all of Howard County's "water quantity control" deficiencies. Such actions will also help address the water quality needs of Howard County and other areas in the state of Maryland by keeping the silt at its current location, not further down stream. In addition, it would further decrease the amount of wildlife habitat that has been available for decades, but would be gone. FYI, the 9692 property is one of the few places left for the animal population to go in our neighborhood.

This public record is putting those in authority on notice that **business as usual must stop immediately**. In doing so, we can stop being **reactionary** and start being **proactive** with respect to our storm water controls. This could spare the county from lawsuits if our self-imposed suffering continues unchecked.

We, the residents of Oak Hill Estates (Oak Hill Drive, Ellicott City 21042), thank you for your time and consideration of our amendment request.

Sayers, Margery

From: LCashman@easternsavingsbank.com
Sent: Monday, July 30, 2018 9:02 AM
To: CouncilMail
Subject: CB 56

Pls stop building! No new construction or permits should be issued.
Linda Cashman
4432552866

Sent from my iPhone

--

Confidentiality Notice: The information contained in this e-mail is intended solely for the party or parties addressed above.

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other than the intended recipient receives this e-mail, please contact the sender and destroy all documents received by you.

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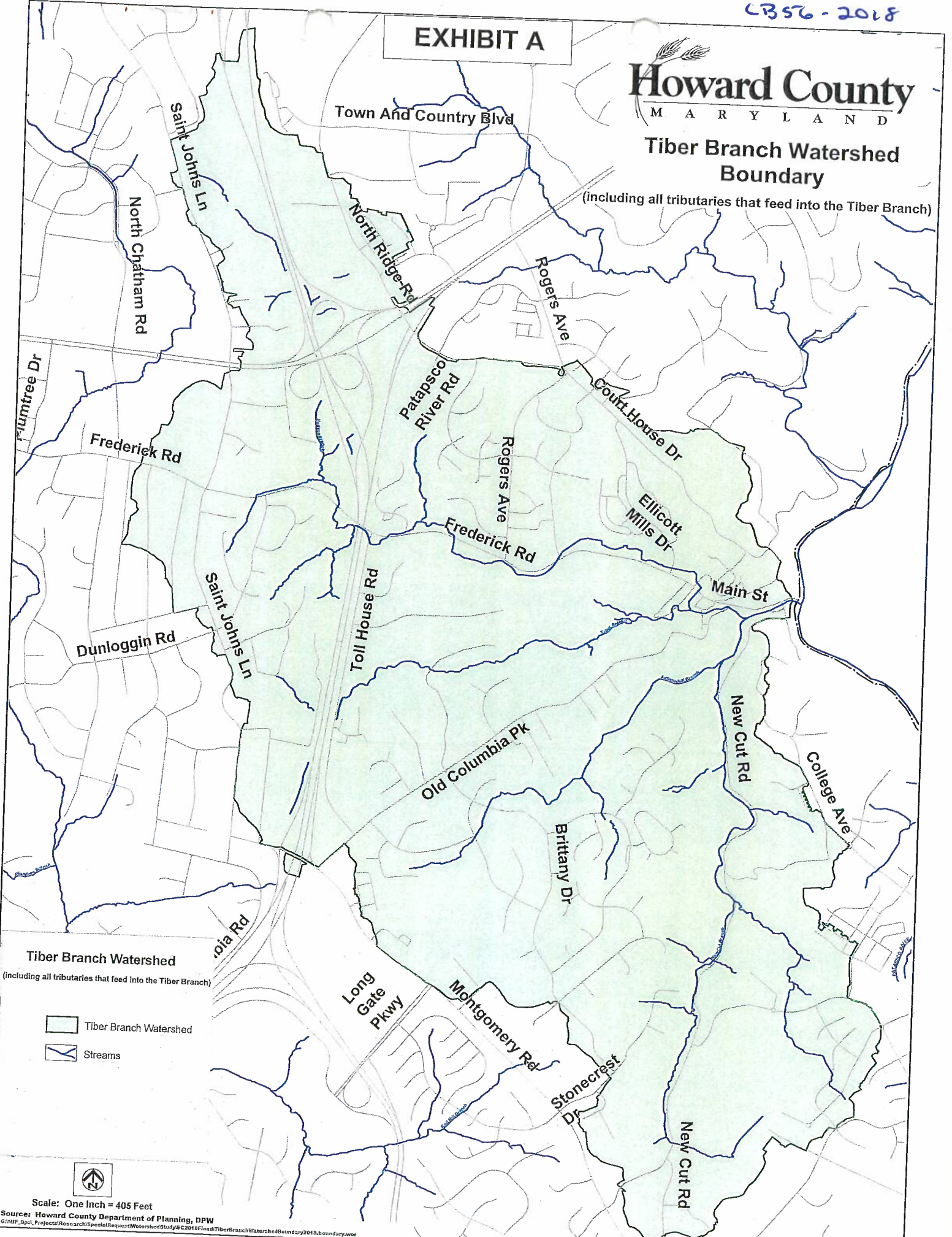
Accordingly, recipient shall take all reasonable precautions to ensure the security and confidentiality of this customer information.

EXHIBIT A



Tiber Branch Watershed Boundary

(including all tributaries that feed into the Tiber Branch)



Tiber Branch Watershed
(including all tributaries that feed into the Tiber Branch)

- Tiber Branch Watershed
- Streams



Scale: One Inch = 405 Feet

Source: Howard County Department of Planning, DPW

G:\MFP_Docs\Projects\Research\SpecialRequirements\WatershedStudy\CB2018\Flood\TiberBranchWatershedBoundary2018\boundary.mxd

Sayers, Margery

From: Jeff Stanford <jeff@jpstanford.com>
Sent: Wednesday, July 18, 2018 11:10 AM
To: CouncilMail
Subject: CB 56-2018 Amendment

Hello,

I request that this bill be amended to include the entirety of the Tiber-Hudson Watershed (as in the 2016 bill). Currently it indicates that only the smaller Tiber Branch watershed is included.

Thanks and appreciate your efforts to rebuild and protect Historic Ellicott City

Jeff Stanford

Resident of Ellicott City for 28 yrs, Mount Hebron class of 2007.

--
Visualize Your Story || Jeff Stanford Photography www.jpstanford.com
Facebook: <https://www.facebook.com/jstanfordphoto/>
Instagram: @jstanfordphoto

Typewriter Poetry: www.typewriterpoets.com

Sayers, Margery

From: Weinstein, Jon
Sent: Wednesday, July 18, 2018 10:15 AM
To: Sayers, Margery
Subject: FW: Testimony from last night

Margery,

Please add this to the official record on CB56.

Thanks,

Jon

Jon Weinstein, Councilman
Howard County Council
Representing District 1
+ Ellicott City, Elkridge, Hanover, & Columbia
+ Office: 410.313.2001

<https://cc.howardcountymd.gov/Districts/District-1>

From: Amy Lynne <amylynne3000@gmail.com>
Sent: Tuesday, July 17, 2018 7:05 PM
To: Weinstein, Jon <jweinstein@howardcountymd.gov>
Subject: Testimony from last night

Hi Jon,

Please find below the written copy of my testimony last night. Please confirm your receipt of it and please share it with the other council emembers. I plan to be there next Monday as well to hear the rest. I hope the council can demonstrate that they are willing to take the bold steps we desperately need to protect Old Ellicott City.

Thank you Jon for reintroducing this bill. I wish it had passed in 2016, I wish Main Street would have suffered a little less, I wish Eddison hadn't lost his life. But here we are.

My name is Amy Lynne. I live just across the bridge from the historic area in Baltimore County but I consider myself to be part of the community and I hope you do too. I have been in this area over 20 years, and I spent 7 years in an apartment on the lower end of Main in the 1990's. We never had a significant flood during that time, certainly no flash floods coming

down the hill. Yet in the last 7 years we have had 3 flash floods, each worse than the other, causing major destruction and the loss of human life. Why?

When I started working on my speech I realized that all I have is questions. So I'm gonna ask them. They're rhetorical, so I'm not looking for the council to answer them now, just to consider them and consider how they may all fit together.

There must be a ton of data, studies, reports available on the subject of storm water management in Ellicott City. Years worth, decades worth, right? Did any of these studies predict the flash flooding? Did we just ignore them in the face of tax dollars? Yes, these are freakishly strong storms but why is all the water running downhill? Why is this happening now and what has changed?

I don't have all the answers, I wish I did. But I'm trying to use my common sense. If your reports and studies tell you one thing but your eyes tell you another, on which one do you take action?

Obviously what has been done so far is not working for old Ellicott City. Developers insisted that they have actually had a positive impact on storm water management. Does this make sense with what we have seen? Common sense would dictate that removing grass, trees and soil in favor of more houses, more pavement, more roads is just a really bad idea.

Now we have reached the final turning point. I don't think we will have another shot to get this right.

We need to change our way of thinking, our way of doing business. Because of all the damage that has already been done, Old Ellicott City now needs the highest order of protection. I don't think we can withstand more bartering with other interests, even for the smallest of perceived additional risks. If you want old EC to survive we need your 100% protection.

As you review more data, studies and reports for this next 12 months, please consider a permanent moratorium on development. If after 12 months we just....pardon the pun....reopen the floodgates to development than what's the point? Are we going to spend millions of dollars on flood mitigation only to throw it all down the hole for more development that adds more risk back into the equation?

Please pass this bill, with no amendments that favor continued development or removal of more green space, then work on making it permanent and removing all the loopholes. You are the gatekeepers and we need your protection. Please help to save our unique and beautiful town.

Sayers, Margery

From: Yanky Schorr <yschorr@residentialtitle.com>
Sent: Friday, July 20, 2018 12:18 PM
To: Kittleman, Allan; Weinstein, Jon; Ball, Calvin B; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg; CouncilMail
Cc: Howard Perlow
Subject: Ellicott City Flooding and Amendments for Council Bill 56 on behalf of Howard Perlow

Sent on behalf of Howard Perlow;

Dear County Council Members and County Executive Kittleman,

Please accept this email as written testimony in favor of amending CB56 to help prevent flooding in Ellicott City. Please amend CB56 to allow development in the watershed with building and grading permits where the plans provide at least 100 year flood storm water management as this will reduce the water which reaches Ellicott City now to help prevent flooding as soon as possible. This first amendment would read as follows item 4 under paragraph D. Exemptions:
D.4. Any proposed construction, demolition, or re-construction on real property that drains in whole or in part to the Tiber Branch Watershed that reduces the flow of storm water to the Tiber River in Ellicott City through the incorporation of new storm water management which meets or exceeds the 100-year flood management requirement.

Please also amend CB56 to include \$25 million per year in funding to complete the necessary infrastructure improvements and to further study and implementation of additional plans and measures such as the Alexander Concept Plan so that Ellicott City can be revitalized at the same time as our heritage is protected from flooding. This amendment would read as follows:

Howard County will devote no less than \$25 million of bond funding per year, starting in FY 2019, to complete the infrastructure improvements recommended in the McCormick Taylor 2016 Ellicott City Hydrology / Hydraulic Study and Concept Mitigation Analysis dated June 16, 2017. This funding shall continue annually until all the improvements have been completed to preserve the heritage of our county seat and prevent further loss of life and property. The funding shall also be used to re-vitalize and flood proof historic Ellicott City with further study and possible implementation of the Alexander Concept Plan attached. The County also will pursue State and Federal funding to assist in these efforts.

I hope you will Support these amendments and the improvements to Ellicott City to help prevent future flooding of this historic town.

Sincerely,
Howard L. Perlow

Yanky Schorr
Vice President



100 Painters Mill Road Suite 200
Owings Mills, Maryland 21117

410.415.7511 Direct Line

410.653.3400 ext 294 Office

443.465.9909 Cell

yschorr@residentialtitle.com



Sayers, Margery

From: Patricia Williams <pwilliamsmd@verizon.net>
Sent: Sunday, July 22, 2018 4:27 AM
To: CouncilMail
Subject: Amend CB 56-2018
Attachments: Video.MOV

Begin forwarded message:

From: Patricia Williams <pwilliamsmd@verizon.net>
Date: July 22, 2018 at 4:09:13 AM EDT
To: County Council Howard County <councilmail@howardcountymd.gov>
Subject: Amend CB 56-2018

From: Patricia Williams <pwilliamsmd@verizon.net>
Date: July 22, 2018 at 3:35:22 AM EDT

Dear County Council Members,

Having lived in the Plumtree, Little Plum Tree watershed since the early 1980s and having purchased a home in Valleymede in 1994, I am strongly in favor of amending the CB 56-2018 to include the Plumtree and Little Plumtree Branches. The Plumtree flows past my home on the side, merging with the protected wetlands that abuts my property in the backyard. Although the house has never had a drop of water inside, my property and garden shed is flooded regularly during heavy storms, and not just during floods. Mud and water has ruined garden tools, and the level of water inside is beginning to rot the flooring.

The attached photos show the property in more normal conditions as well as after rainwater has receded to some extent. Note also erosion of the Plum Tree Branch where tree roots are almost completely exposed.

I believe the developement of what had been open fields until the last 10 years has contributed to the flooding of my property and also the many more unfortunate residents in Valleymede, Chatham and some properties west of Bethany Lane. Not only home damage and total ruin, but land erosion, sink holes and road upheaval have created devastating situations. One house condemned a few years ago and recently another family has finally moved permanently from their dream home. Others have also suffered several floods. One family in particular is elderly and has been effected at least :3 times. The latter lives on Longview Drive where the culvert under Rt. 40 is too narrow for the ever increasing flow

of water. The headwater of these creeks begin just north, in open fields where new development is planned. Any disturbance of that area will surely be devastating moreso with the high density plans proposed. Until the residents can be assured that all stormwater management is under control with no additional impervious surfaces allowed to negatively impact the watershed area, I ask you to seriously consider my request along with many others to amend CB 56 -2018 to include Plum Tree Branch and Little Plum Tree in the Patuxent Watershed.

Thank you for reading my testimony and For viewing the photos and video (taken after the rain lessened and the flood waters had receded.)

During the most recent flood, I was not at home. On returning from a nearby restaurant, I tried at least 3 or 4 ways to reach my house only to be stopped by flooded roadways. I turned back many times and discovered my only option was returning Rt. 40 and using Bethany Lane or Rt. 99 to Bethany Lane. With more and more development planned for just north at the headwaters mentioned previously, the hundreds of extra households too will add to the difficulties of leaving and returning home. (Most of that traffic will use the Valleymede and Chatham roads.) We are already putting enough people in jeopardy, those already in the established neighborhoods, of which, by the way, never had flooding problems to this extent until the extensive added development in the watershed continued to grow.

Thank you again

Patricia Williams
9834 Longview Drive
Valleymede















Sayers, Margery

From: Rrhbyu68 <rrhbyu68@aol.com>
Sent: Monday, July 23, 2018 2:12 AM
To: CouncilMail; Kittleman, Allan
Cc: theano.nikitas@gmail.com; sharmapsyd@gmail.com; jimshim@comcast.net; billparham3@gmail.com; bradsheard@comcast.net; piggycrackers@yahoo.com; patonsunset@gmail.com; davidshewaneh@gmail.com; DianeStaub1@gmail.com; ebgroll@gmail.com; t_kuplan@hotmail.com; jfbermingham823@gmail.com; bjparham03@gmail.com; JCKNG10@gmail.com; lleahstaub4@gmail.com; maryemckay@gmail.com; drsjk79@gmail.com; webfoot7@verizon.net; sfmckay@alum.mit.edu; tianzhuLi@msn.com; chimingwei@gmail.com; wkkwei@hotmail.com; yayazhang@hotmail.com; eey05@gmail.com; barbb13@aol.com; PolyLC@aol.com; thesamoth@aol.com; rrhbyu68@aol.com
Subject: Oak Hill Estates Additional testimony to Amend CB56 to include all watersheds in Howard County, Maryland
Attachments: Synopsis of B56 testimony.doc

Dear Howard County Council members and County Executive Kittleman,

Please, add this document and attachment to the one sent July 1, 2018 requesting an amendment to Councilman Jon Weinstein's bill, CB 56 2018.

We intend to have parts of this testimony read at the Howard County Council's 6:00 P.M. work session on Monday, July 23, 2018.

Kind Regards,

Richard Ray and Barbara Lee Heiser

9684 Oak Hill Drive
Ellicott City, MD 21042-6321

443-858-5242

From: Residents of Oak Hill Drive, Ellicott City, Maryland 21042

theano.nikitas@gmail.com, sharmapsyd@gmail.com, jimshim@comcast.net, billparham3@gmail.com, bradsheard@comcast.net, piggycrackers@yahoo.com, patonsunset@gmail.com, davidshewaneh@gmail.com, DianeStaub1@gmail.com, ebgroll@gmail.com, t_kuplan@hotmail.com, jfbermingham823@gmail.com, bjparham03@gmail.com, JCKNG10@gmail.com, lleahstaub4@gmail.com, maryemckay@gmail.com, drsjk79@gmail.com, webfoot7@verizon.net, sfmckay@alum.mit.edu, tianzhuLi@msn.com, chimingwei@gmail.com, wkkwei@hotmail.com, yayazhang@hotmail.com, eey05@gmail.com, barbb13@aol.com, PolyLC@aol.com, thesamoth@aol.com, rrhbyu68@aol.com,

To: Howard County Council and Executive Kittleman

Thank you for the opportunity to share important and pertinent information with you this evening. I am Richard Ray Heiser. Shortly after we moved to our home at 9684 Oak Hill Drive, in Ellicott City, 21042, on July 2, 1985, an extensive almost two-year long road project was undertaken on Old Annapolis Road, to raise and widen the very narrow frequently flooded, low road and bridge, by constructing a new bridge over one of the forks of the Little Patuxent River, near Woodland Road and Oak Hill Drive. We say, "Thank you, again" for that project.

I applaud the many good and well thought out testimonies that were shared last Monday night (July 16, 2018) about the need to stop continuing to endanger life and property here in all of Howard county. I continue to be sickened by the suffering endured by innocent citizens because of the power of the almighty dollar that has enveloped/accompanied the massive population growth of Howard County.

That is why I am also here to speaking basically in support of the concept of bill B56-2018, and to further petition the Howard County Council to accept an amendment to the bill to include the **water sheds of all rivers in Howard County**, including the Little Patuxent River watershed. This is to allow time so that the current deficient storm water management ("**QUANTITY CONTROL**") conditions can be adequately evaluated, addressed, and corrected before our past "business as usual" storm water management practices result in further **loss of life and property devastation** throughout Howard County. We have a moral obligation to do a better job than that which has been done in the past.

The primary reason I am speaking about an amendment to B56-2018 is because my street is located between two forks of the Little Patuxent River where we have experienced uncontrolled storm water runoff never before present in our neighborhood. We are not from the Old Ellicott City area, but we do not want to

become known as an area similarly affected by uncontrolled storm water runoff, resulting in tragic, but unnecessary, loss of life and destruction of property.

Last week, July 16, 2018, the discussion included Agricultural Land Preservation and the incessant pressures by developers to obtain access to such land. Such pressure resulted in the sale and development of the **Mason Family Farm** on Old Annapolis Road, located next to the North section of Centennial Park. Hence, over 79 houses were squeezed in the property, becoming known as **Centennial Overlook**. This eliminated a "**CERTAIN**" flood barrier for our homes that had been in existence for **decades**. Now, due to the grossly inadequate capacity of the water retention system that was approved by the Storm Water Management department of the Howard County Government, we have an uncontrolled storm water runoff problem. Water quality control (dirty water) regulations might have possibly been met for Centennial Overlook, but storm water quantity control is absent from the equation, as evidenced during the May storms.

Case in point: To bring the subject closer "to home", uncontrolled rushing water from the property known as 9692 Oak Hill Drive, which borders our back yard (9684 Oak Hill Drive), came down the driveway of 9692 Oak Hill Drive and then across our back yard and our neighbors' yards. Silt and wood debris were left on our backyard lawn, including the ground immediate to the foundation on the backside of our house. Two years ago, during the previous flooding, we did not experience this problem. What has changed so as to allow such uncontrolled storm water to rush across the property directly behind our yard, onto our yard, and our neighbors' yards, and into the basements of homes immediately down hill from our home? **Simply stated, THE Mason FAMILY FARM IS GONE**, and replaced with the densely/overcrowded design of Centennial overlook as previously described, with all the asphalt, sidewalks, and other ground disturbances (asphalt jungle).

The water from the heavy rain not only affected the top and middle of Oak Hill Drive, but also resulted in flooding, for more than three hours, of more than knee high water at the juncture of our street and Old Annapolis Road, impart due to the river of water that came down Oak Hill Drive itself. The high water prevented residents of our street from getting home during that time period. All along the fork of the Little Patuxent River, which is located at the bottom of 9692 Oak Hill Drive, silt, tree trunks, branches, and other erosions are present to this day.

The old Bennett family homestead, known as 9692 Oak Hill Drive, is six acres and sits between our street (at a higher elevation and contiguous to our family's property) and Centennial Overlook. This development is to include six more houses, natural gas lines, streetlights, and plenty more asphalt or concrete roads

and driveways. Until the current flood potential is eliminated, there is no sane reason to allow this only remaining basically virgin section of land to be disturbed and made into some more "asphalt jungle". There is no other land available to help protect our neighborhood/street.

I recognize that this is a seemingly complicated situation we face, especially from the development and construction companies' points of view, and the economic pressures of the almighty dollar. Actually, I submit that it is not complicated at all. We can stop kidding ourselves, bite the bullet now, and just stop adding to the storm water management "**water quantity load**" until the current problems are actually rectified. Whatever storm water management guidelines were developed as reportedly meeting federally mandated regulations have failed, as far as water runoff **quantity control** is concerned. An employee of the storm water management department of Howard County told my neighbor here on Oak Hill Drive that "the regulations were met" and nothing can be done about it. Such hiding behind the current regulations (**probably quality control, not quantity control**), is ludicrous and unacceptable to me as a resident of Howard County and offensive to me as a retired safety consultant for Maryland OSHA, where many regulations are in play. Again, I say, we all need to stop kidding ourselves and have the courage to do the right things now, and not allow the existing **quantity control** problems to continue unchecked and flow further down stream, only compounding the "current" problems. "**All puns intended.**" Please, give prudent consideration to expanding the scope of Mr. Weinstein's bill by addressing all of Howard County's "water quantity control" deficiencies. Such actions will also help address the water quality needs of Howard County and other areas in the state of Maryland by keeping the silt at its current location, not further down stream. In addition, it would further decrease the amount of wildlife habitat that has been available for decades, but would be gone. FYI, the 9692 property is one of the few places left for the animal population to go in our neighborhood.

This public record is putting those in authority on notice that **business as usual must stop immediately**. In doing so, we can stop being **reactionary** and start being **proactive** with respect to our storm water controls. Otherwise, I am certain that that law suits could be forthcoming, when our self-imposed suffering continues unchecked, in the name of the almighty dollar.

We, the residents of Oak Hill Estates (Oak Hill Drive, Ellicott City 21042), thank you for your time and consideration of our amendment request.

WINEGRAD, HESS, FRIEDMAN & LEVITT, LLC

ATTORNEYS AT LAW

SUITE 212

400 REDLAND COURT

OWINGS MILLS, MARYLAND 21117-3270

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July 23, 2018

Howard County Council
George Howard Building
3430 Court House Drive
Ellicott City, Maryland 21043-4392

Re: Submittal of Testimony re: Council Bill 56-2018

Honorable Members of the County Council:

My name is Lisa C. Heimlicher. I have been a resident of Howard County for 20 years, and I have been a real estate attorney for 24 years. I represent builders and developers all over the State of Maryland, and much of my practice is concentrated in Howard County.

Many builders and developers not only work on projects in Howard County, but also live and raise their families here. We invest in Howard County, volunteer in Howard County, and help to bring tremendous benefits to Howard County by expanding its tax base, providing jobs, enhancing the standard of living, and helping to provide better services. Despite that, I believe these builders and developers have been unfairly and inequitably targeted by recent legislation.

Like all residents in Howard County, I am sorrowed by the most recent flooding in Old Town Ellicott City, but this emergency bill as currently written is simply not the solution. I see this bill as a hasty reaction to a very troubling event rather than a considered response that will have real impact on the condition of Old Town Ellicott City.

With respect to the Ellicott City flooding, none of the studies that I have reviewed concluded that new development is responsible. In fact, some of the studies conclude that pre-1980 development is a primary contributor to the flooding. The reason the studies did not target current development is because current development is subject to the Stormwater Management Act of 2007 and its subsequent iterations that basically require net zero stormwater management runoff. Notwithstanding that fact, the Council is now considering a total moratorium on any development permitting and approvals in the Tiber Branch Watershed.

I view this as the Council's continued incremental attack against development in Howard County without regard to fairness or equity. In February 2018, this Council passed an Adequate Public Facilities Ordinance (APFO) bill that lowered the threshold for the school capacity test, added an additional test at the high school level, and ignored the recommendations of a citizen task force that had studied the issue for almost a year. The Council also chose to pass the APFO

bill instead of strongly urging the Board of Education to act by redistricting. The result of the APFO passage is devastating to development activities in the County and will ultimately have significant negative economic impacts on the County.

Tonight, the Council is considering a bill to require additional approvals and requirements not only for developments on scenic roads, but also for large developments with ingress/egress within one mile of a scenic road. The passage would result in over half of the County's development being subject to this additional requirement.

My objection to all of these bills is grounded in the principles of certainty, predictability, and fundamental fairness. There is a reason that Howard County has a General Plan. It is at the time that the General Plan is adopted, on a decennial basis, that general rules and expectations are set so that money can be invested with some degree of certainty and so that owners, developers, and builders can make their plans accordingly. Owners, developers, and builders invest hundreds of thousands of dollars and invest many years of work to bring a new development project to fruition, but in one fell swoop of a pen the County disregards that investment with the passage of various bills whose cumulative effect create a near moratorium on development across the County.

Certainly, if it is the Council's goal of severely reducing development or creating a development moratorium in Howard County, that is the Council's prerogative. I am just asking the Council to do it in a more measured and rational manner so that owners, developers, and builders can plan accordingly. These owners, developers, and builders have waited in line and played by the County's rules, making sure that their plans have Stormwater Management devices that meet the stringent requirements in place. Nonetheless, the Council is considering adopting a bill that will most likely have little to no impact whatsoever on the conditions that contributed to the flooding. Rather, this bill appears to be a knee-jerk reaction to an admittedly tragic occurrence.

For that reason, I am asking for the Council to vote "no" on Bill 56-2018, or at the very least, to amend the bill and insert a grandfather provision that allows any plan that has achieved preliminary plan approval to move forward with their permitting needs. I am simply asking for the Council to act equitably and in a manner that is reasonable and considered, rather than in a manner that is profoundly unfair and that appears to target an industry that contributes to Howard County's economy by increasing its employment rate, enhancing its standards of living, and broadening its tax revenues. All citizens, irrespective of whether they are individuals or builders and developers, deserve a considered vote.

Very truly yours,



Lisa C. Heimlicher
lheimlicher@whfl-law.com

Sayers, Margery

From: Dorsey Centennial Residents <dorsey.centennial.residents@gmail.com>
Sent: Monday, July 23, 2018 3:28 PM
To: CouncilMail
Cc: Weinstein, Jon; Ball, Calvin B; Terrasa, Jen
Subject: Testimony for Tiber Watershed Safety Act 7/23/18
Attachments: Dorsey%2FOld Annapolis Opposition to Dorsey Overlook Project.pdf

Dear County Executive Kittleman, Councilpersons Weinstein, Ball and Terassa,

We are a group of concerned citizens from District 1 writing to request that Dorsey Search and the Centennial developments off of Old Annapolis Rd be included in the Tiber Watershed Safety Act. We are aware that we are in the Little Patuxent Watershed but ask that the Act be expanded to include our subwatershed in the Little Patuxent owing to:

- the 6 figure damage at Fairway Hills golf course
- 29 South being partially submerged under recent heavy rains
- Columbia Rd and Old Annapolis being submerged under high levels of water during heavy rains stopping residents from coming in and out
- standing water on several side streets and streams forming that cross Gray Rock and other side streets.

The flooding of this past Memorial Day weekend made it clear that a "wait and see" attitude is downright dangerous. We request to be included in the moratorium.

We are growing in numbers and collecting storm stories and pictures that will be posted on a website that is under construction to document our storm water challenges.

Until then, please see the attached letter about our concerns with several signatures.

Thank you for your time and attention!
Dorsey Centennial Concerned Citizens

July 19th, 2018

Re.: Dorsey Search/Old Annapolis Opposition to Dorsey Overlook Project, Request for Building Moratorium and Stormwater Assessment followed by Smart Redevelopment

Dear Executive Kittleman, Councilman Weinstein, Councilman Ball, Columbia Association Director of Planning and Community Affairs Jane Dembner, Howard County Department of Planning and Zoning Chief Chad Edmondson, Howard County Division of Land Development Chief Kent Sheubrooks,

We are residents of Dorsey Search and Centennial/Old Annapolis Rd. Some of us have lived here for 25 years, some just a few. We are all writing to express our dissatisfaction with the Dorsey Overlook project as planned. As we have recently learned a 5-story, 134-unit age-restricted apartment home is planned for the corner of Route 108 and Columbia Road....the gateway to our beloved community.

Many of us attended the July 5th Pre-submission Community Meeting with the J Kirby Development, Vogel Engineering + Timmons and J. Kirby's legal representative Thomas Coale. **We oppose the development and the submission process with the county for the following reasons:**

1. We have urgent stormwater management concerns in our neighborhood. The property currently has a few small buildings, open land, a community garden and many mature trees. The land naturally abates water. The developer did not satisfy our questions regarding water runoff and stormwater management. The engineer spoke of intent to meet current regulations for stormwater management. But, as we all know, the "new normal" causes us all to realize that current regulations are not adequate. Not just in Old Ellicott City (OEC), but right here in Dorsey. As evidenced:
 - a) The culvert and stream on Old Annapolis Road that lead to Centennial Park are already overflowing.
 - b) Many of us now have water pooling at the foundations of our home after large storms. We have silt-filled, cloudy brown rivers flowing down our sidewalks and driveways. This is part of the massive runoff cause by new development and the "new normal" of storms. This did not happen when we first moved or until the mid 2010s. It happens now regularly.
 - c) A Smokey Wreath Way family lost their new car to the July 2016 flood. Not on Main Street, right off Grey Rock Drive....as that storm sent massive rivers of water across seemingly-flat and safe Boulder Court. Their six month old car stalled that night, filled with water, and they climbed out of the car windows to safety. The car never started again and was totaled. The family has three sons, lucky their sons were not in the car with them that night.
 - d) Many neighbors talk about once small trickle streams/rills in their backyards that are now rivers in these new storms. The water is overflowing, silt-filled, and creating gullies both in Dorsey and up Old Annapolis.
 - e) Another neighbor, right on Smokey Wreath Way had his car severely damaged when water pooled on the street right in front of his house in May 2018. The car was not totaled, but is still

not repaired due to the back-up at the repair shop. The mold in the car is causing the family severe issues requiring medical attention.

f) Bridges were severely damaged at Fairway Hills Golf Course causing \$150,000 or more in damages and the loss of use of all 18 holes for over month.

g) Two people about half a mile north of the lots where the new development is to occur were terrified when their car landed in a swollen creek off of route 108.

h) Water has come closer than ever to the condos/townhouses in Dorsey. The wetlands are insufficient with the increased burden and heavier rainfalls.

i.) Route 29 South was underwater in May, 2018!

j.) Woodland and Oak Hills (just up the street on Old Annapolis from this proposed site) were flooded during the Memorial Day Weekend flood. Residents there reported they could not get in and out of their streets during the storm.

Current storm water regulations are inadequate to protect safety and property. Developing again now, as with this Dorsey Overlook project, before the County manages problems it already has, is irresponsible. The County needs to ensure the current burden can be handled before permitting the increased burden on stormwater management. This could be an issue of life and death.

2. The development will add to the already awful traffic situation at 108/Columbia Road and Columbia Road/Old Annapolis. Those intersections back up terribly now, sometimes back to US-29. There was no infrastructure added with the Centennial Overlook development and the result is evident. These intersections are very unsafe, especially during the evening rush hour. The fumes for the car exhaust are also stronger than ever in the neighboring townhouses. Biking will be even more dangerous there. Councilman Kittleman's BikeHoward accelerated 3-year Plan could look like an empty political tactic in this neighborhood. Columbia Road is included in the accelerated plans. We have the impression the County is failing to do comprehensive planning because adding traffic at this important, already stressed connection point in the BikeHoward plan seems counterproductive.

3. The plans to develop the property due to the size and aesthetics of the structure do not fit in with our neighborhood. The massive building will be out of place at the gateway to our community. We understand that we cannot oppose plans based on "ugly" but aesthetics have traditionally mattered in this community, the CA and Howard County. The County's Design Advisory Panel (which has seemed to rubberstamp this project time and again), "encourages excellence in project architecture and site design to improve design compatibility with surrounding development, to promote revitalization, and to enhance property values." <https://www.howardcountymd.gov/Departments/Planning-and-Zoning/Boards-and-Commissions/Design-Advisory-Panel> There is a serious disconnect here. This development is completely out of character with surrounding development and will not enhance property values! Some would say that there are two or three story apartments right across the five lanes of 108 from this development in Fairway Hills. Those apartments are not visible from route 108 and have many mature trees. They are also rather aesthetically pleasing with natural tones and balconies and are often used in CA/County marketing of Columbia as a Best Place to Live. Let's maintain that standard.

4. Other recent, area development has been much more attractive with several green features like solar panels, rain gardens, electric car chargers, or a living wall or roof (for example, the Long Reach and Wilde Lake redevelopments and the You Pizza, Craig Northrop, etc. complex

further down 108). This building is not being built with future trends in mind or with current area trends reflected. Ho Co residents are adding green features to their homes - businesses should be too. Howard County has responsibilities to limit pollution to the Chesapeake Bay and the Columbia Association takes sustainability very seriously. We want to see that in any redevelopment that happens on this land.

5. The development does not adequately plan for parking for its residents. The developer is planning for 1 parking spot per unit plus 20 guest spots. Despite what the developer says, this will not be adequate. It will cause overflow issues into our neighboring developments. This will directly impact the established businesses with parking lots close to this development. Additionally, this does not appear to meet the County's regulations related to this type of age-restricted housing, which seems to be 1.3 spaces per unit. This means 174.2 parking spaces (134 x 1.3). Residents will also have visitors and home health aids, etc. Parking is inadequate: 134 units is way too many for this approximately 5 acre parcel of land.

6. The development is not LEED or certified as environmentally responsible in any other way. Despite state and/or federal tax breaks no use of solar or geothermal are planned. This is unacceptable to us the tax payers.

7. There is hardly any shade! How are older people going to go outside or walk their dogs in the direct sun on hot, sunny days? Older people are most impacted by "code red air quality" days. Month after month, we hear it's been the hottest month on record. Thinking this trend will reverse and there will be fewer "code red air quality days," especially when the county is permitting the cutting down of mature trees (which cool!) at an alarming rate is a disservice to the population the county is seeking to serve by providing the TIF tax breaks to J Kirby.

8. There is no covered parking. Where will plowed snow be put?

9. Lastly, we have concerns about J Kirby Development's current plan creating an eye-sore and introducing transience into our tight-knit community. In Elkridge, J Kirby Development's Riverwatch project has earned the company a reputation for making false promises. J Kirby promised the Elkridge community the Riverwatch units would be in architectural harmony with the existing historical neighborhood and this did not happen. Moreover Riverwatch introduced an element of transience to the neighborhood because although the medium in units (MIUs) are rented, we have heard the market rate units are so expensive that only corporate clients are able to rent them. We do not want transience in Dorsey. Our neighborhood is sought after because we actually know our neighbors here thanks in part to the Columbia Association's thoughtful planning. We want a quality project. When a TIF is involved, we as taxpayers want to send a clear message: this is no way to provide affordable housing.

These concerns, and more, require action. We therefore request:

1. A moratorium on building be issued for our subsection of the Little Patuxent Watershed or that our section be included in an expanded version of the Tiber Watershed Act as Valley Meade and other areas in Ellicott City that are experiencing serious and growing stormwater management challenges are requesting.
2. That the community be granted meaningful involvement in the development plans for our community. We request stakeholder status and object to the pro-forma pre-submission meeting format and process.

3. That any redevelopment plans for the land be integrated into a comprehensive strategy for the entire neighborhood and county e.g. the already existing BikeHoward plans, Columbia Association Village structure and more. For example, the Village of Dorsey Search would be better served if a pedestrian and bike bridge was constructed over 108 at this intersection. This could allow residents in Fairway Hills to more safely reach the Dorsey Village center and pool. That would give more business to the village center and provide a more dignified route for Fairway Hill residents to reach Giant Foods. This would also allow residents to safely access Centennial Park reducing some car use and increasing health and wellness. A sound wall along route 108 would also be a boost for residents and businesses.
4. A replacement for the community garden that will be closed down in the current proposed plan.

We take pride in our neighborhoods. We live here and are deeply invested. We want to see leaders both in the County and the Columbia Association that engage with us. We want smart, comprehensive planning and leaders who value community involvement. We look forward to hearing from you about how we can come up with a better use of this land.

Sincerely,

Alice Gray

Anand Raghu

Lauren Barrett

Lindsey Begley

Heeyoung Weddington

Susan Spillane

Sunmy Brown

Kristen Bower

Buffy Illum

Jacob Illum

Christine Simpson

Kevin Durant

Kittie Murray

Janet Medina

Melissa Heilicke

Gabriel Heilicke

Helene Sullivan

Irene Giarratano

Alena Tiger

Melissa Kistler

Padmini Ramachandran

Deborah Cohen

Ben Sussman

Karsten Brown

Wendy Allen

And many more to come via an online petition

Sayers, Margery

From: jyoutzgrams@gmail.com on behalf of Jennifer Y. Grams <jygrams@gmail.com>
Sent: Monday, July 23, 2018 3:45 PM
To: CouncilMail
Cc: Kittleman, Allan
Subject: CB 56

Dear Chairperson Sigaty and Members of the Howard County Council:

I am writing in support of Council Bill 56. A one year moratorium will benefit our children and schools, our green space and flooding in Old Ellicott City. It will help temporarily alleviate the infrastructure challenges that our community is facing.

Please do not be swayed by the Maryland Building Industry Association (MBIA) and their doom and gloom claims of what they are calling "anti-business" legislation. Do not add any grandfather provisions to CB 56. The MBIA is solely focused on profit and does not care at all about the health and well being of our county residents. As our elected officials, we are expecting you to put our needs first. Thank you for your consideration.

Sincerely,

Jennifer Grams

District 1

Sayers, Margery

From: Denise Abosch <denise@abosch.com>
Sent: Monday, July 23, 2018 5:31 PM
To: CouncilMail; Kittleman, Allan
Subject: Council Bill 56
Attachments: Taylor meeting informaiton.pdf

Hello

Last week I attended at meeting which was held at the Senior Center in Taylor Village. The meeting was set up as a discussion regarding the rebuilding and revitalizing of Old Ellicott City. The invitation stated the following:

A concept to revitalize Old Ellicott City and significantly reduce flooding more lower Main Street has been put forward privately by an architectural and planning team .. Details of this concept will be shared by Ross Taylor. If you are interested in learning more about this concept , please sign up at the Center.

As noted, Ross Taylor, son of Dr. Bruce Taylor was the presenter. The intent of the meeting was to convince the Village Crest Senior Group to send a letter in support of Council Bill 56. To start off, many of us felt we were brought together under false pretenses. Eventually Ross Taylor spoke about what I assume to be, A Taylor Plan, to revitalize OEC but that was not the first order of business.

Ross provided a letter for us to send – I'm sending it to you but not in support of amending or not passing the bill. The request made of us is attached in the PDF. My letter is as follows below:

To Council Members and County Executive:

Thank you for the opportunity to submit written testimony on CB56. We appreciate the major difficulty and efforts that have gone in to getting OEC back in business each time it floods. My home is just above OEC. While we feel deeply saddened by the loss of life, property and businesses, we also suffer a loss for many months after each flood as we are unable to drive through town, shop or dine at some of our favorite places.

The town and its infrastructure need to be even more flood resilient than it is now so that everyone can recover more quickly when the next unwanted flood comes. Changing weather patterns seem to mean we will unfortunately have more of these damaging storms.

Please pass CB56 as it is! Please do not allow new development to proceed – delay it as much as possible. I support CB56 because of concern that new developments and new projects will hurt Old Ellicott City.

Please do all you can to improve the infrastructure to help Ellicott City but without allowing additional development and building.

Thanks
Denise Abosch
4233 Rose Petal Court
Ellicott City, MD 21043

An insider's view of rebuilding Old Ellicott City

By: Commentary: Bruce T. Taylor July 12, 2018

The two recent floods of Old Ellicott City (OEC) have caused significant damage, business and financial losses, disruptions and tragic deaths. Careful analysis indicates that to prevent or reduce future problems we cannot simply keep putting the town back together the way it was and expect a different result the next time; after all, it is in a flood zone, collecting water from over 2,000 acres. Flooding will happen again, most likely sooner than later due to more dramatic weather events brought on by climate change.

Is development the problem? Surprisingly, not much: engineers hired by Howard County found that, had the same rains occurred before the development in the OEC watershed, the resulting floods would have been only about 20 percent less and that completing the development of the watershed will also make little difference. So stopping development is not the answer based on scientific data.

In fact, stopping development projects will make things worse for OEC. New communities and redevelopment of old sites under our current regulations will improve the situation by providing quality, quantity and 100-year flood controls to reduce runoff to OEC from places where there is little-to-no stormwater control now. To help reduce flooding in OEC, these new projects need to be fast-tracked, not slowed down. These projects alone will help, but not stop the flooding. To mitigate the flooding, we need to make infrastructure changes above and in OEC, as recommended by the county-hired engineers, and changes to Main Street itself.

A concept to revitalize OEC and significantly reduce flooding for lower Main Street has been put forward privately by an architectural and planning team from OEC experienced in flood measures for historic structures in the similarly flood prone Jones Falls Valley. The concept plan should provide significant flood relief for lower Main Street while also improving vehicular and pedestrian flow. Further study and development of this plan along with the implementation of the flood warning system and suggestions from the McCormick Taylor study should make a significant difference.

In summary, this plan would divert most or all of the water from the New Cut streams that normally flow into the Tiber River midway down Main Street. A diversion structure with a new road on top would send the water under Saint Paul Street to carry it safely to the Patapsco without impacting Main Street. This would prevent perhaps as much as 41 percent of the water during a flood event from reaching Main Street.

Embracing heritage

As proposed in previous concepts, this plan would remove the buildings which bridge and constrict the Tiber at the bottom of Main Street, allowing the Tiber to be daylighted and appropriately dredged, giving its channel greater carrying capacity. A park setting will be created that makes the river an attractive asset to OEC instead of being its enemy. After all, it is because of the confluence of rivers here that the town was built in the first place. To preserve most of the town, we need to sacrifice a few of its buildings, or at least the parts that restrict flow and access to the river.

In addition, the plan would connect Saint Paul Street to Old Columbia Pike by creating a new link, connecting across the diversion structure to Saint Paul Street. Some of the buildings proposed to be removed are owned by my family and associates. With fair compensation to owners, this plan can be a key part of the solution. This concept has the added benefit of allowing Main Street to be one way going west to Old Columbia with the St. Paul extension going



Bruce T. Taylor

If you would like the County Council to amend or not pass Council Bill 56 which would delay projects like the new Taylor Highlands Community Clubhouse and Pool as well as additional projects that will reduce the flow of storm water to Ellicott City, please email or call County Council and County Executive Kittleman at the addresses below:

councilmail@howardcountymd.gov 410/313-2001

AKittleman@howardcountymd.gov 410/313-2011

Council Members and County Executive

Re: CB 56 – written testimony

Thank you for the opportunity to submit written testimony on CB56. We appreciate the major difficulty and efforts that have gone into getting Old Ellicott City back in business each time it floods. My home is just above Old Ellicott City. While we feel deeply saddened by the loss of life, property and businesses, we also suffer a loss for many months after each flood as we are unable to drive through town, shop or dine at some of our favorite places.

The town and its infrastructure need to be even more flood resilient than it is now so that everyone can recover more quickly when the next unwanted flood comes. Changing weather patterns seem to mean we will unfortunately have more of these damaging storms.

Please do not pass CB56 as it is. Please withdraw it or at least amend it to allow new development to proceed without delay. It makes sense that new development with current storm water and flood controls will help rather than hurt Ellicott City. New projects need to be sped up not delayed.

Please do all you can as soon as possible to improve the infrastructure to help Ellicott City to resist and bounce back even more quickly after future floods, even if it means major changes to the city, so that we all do not continue to suffer.

Sincerely,

Name

Home address

Sayers, Margery

From: A Fixed Point in Time <afixedpointinhorology@gmail.com>
Sent: Monday, July 23, 2018 7:20 PM
To: CouncilMail
Subject: CB56-2018 testimony

Council Bill 56-2018

A one year pause is a joke. No meaning or significant mitigation projects can be completed within one year. Let's take this concept and make it meaningful rather than just "feel good" BS that will revert to business as usual before anything actually changes. This bill needs significant changes to be effective.

We've already done studies. What we need now is action.

There should be a 5 year full stop with automatic renewal. At each 5 year mark, a public hearing needs to take place to consider lifting the development ban. IF, and only if, actual progress has been made to remedy the problems should lifting the ban be reconsidered.

The idea of buying up buildings on lower Main Street and tearing them down is not a solution and will do nothing about runoff that floods upper Main Street or the West End. Instead, we should be claiming Eminent Domain of the developments on the north hill, and tearing those down. These are what has changed that created the worsening runoff problems and the obvious solution is to undue the mistakes.

Derek Smith

--

-Derek

Sayers, Margery

From: Frances O'Connor <chettyoak@yahoo.com>
Sent: Monday, July 23, 2018 8:00 PM
To: CouncilMail
Cc: Kittleman, Allan
Subject: Support for Council Bills 56 & 58

Dear elected official,

I am writing to express my support for Council Bills 56 & 58. I would like to see both passed as written, with no grandfathering clauses or development loopholes. We are at a critical juncture for our county with regards to infrastructure and the future of Main Street Ellicott City. It is imperative that we slow down and get it right! Lives literally depend on it.

Regards,
Frances Keenan
5463 Autumn Field Court
Ellicott City, MD

Sayers, Margery

From: Sally Flash <sallyflash@gmail.com>
Sent: Monday, July 23, 2018 6:28 PM
To: CouncilMail; Kittleman, Allan
Subject: CB56

I write to urge you to pass CB56 to suspend new development while thoroughly investigating ways to alleviate flooding of Ellicott City.

I went to a meeting chaired by Ross Taylor in which he claimed that developments above Ellicott City had nothing to do with its flooding in May. My husband and I looked out the windows of our 4th floor condo in Taylor Village watching the retention pond in our back yard promptly fill with water as it is only about a foot deep having not been dredged in 10 years. This water became a raging torrent heading straight down the hill toward Ellicott City. Other drains around our community also flooded over and headed down New Cut, or down College to take out Bonnie Branch. The Storm Water plan funneled all water from our parking lots and buildings into a raging torrent totally out of control. That is Taylor's idea of Storm Water Control. Ross Taylor agreed that this infrastructure was put in long ago (10 years), and wasn't able to cope with flooding. But his new infrastructure at the new development would be much better - which I doubt as all promises made to this community have not been honored. Building 800 new residences below Taylor Village off of College will certainly undermine the earth's capacity to absorb water, just like up here at Taylor Village. And flooding will continue until Mr. Taylor is made to correct the Storm Water plan for Taylor Village with at least retention ponds dredged and allowed to hold much more water among other solutions.

We are also surprised that Council would okay the development off of College Ave. because College is totally inadequate to take any more cars down to Ellicott City - it winds and twists for almost a mile and hairpin curves ensure cars are pushed against the rocks as they traverse this road. The only other way out for 800 residences is through Taylor Village and down an equally twisting road to Montgomery. The Road through Taylor Village is a 25 mph speed limit with cars parked on the sides and traffic jams already with the existing homes. Our area is so densely built out that it is unthinkable to add to the traffic and water woes by adding more homes.

Please stand up to the Taylors as developers. They have already demonstrated very poor Storm Water Control here at Taylor Village, have developed irresponsibly pushing for maximum housing density and little open/green space with their primary idea to make the most money possible, not to design a livable Village.

Thank you for your time. Sally and Pat Flash 8145 Cyprus Cedar Rd. Ellicott City 440-862-5690

ROBERT L. FLANAGAN
Legislative District 9B
Howard County

Environment and Transportation
Committee



THE MARYLAND HOUSE OF DELEGATES
ANNAPOLIS, MARYLAND 21401

Annapolis Office
The Maryland House of Delegates
6 Bladen Street, Room 430
Annapolis, Maryland 21401
410-841-3077 · 301-858-3077
800-492-7122 Ext. 3077
Bob.Flanagan@house.state.md.us

District Office
4725 Dorsey Hall Road
Suite A, #204
Ellicott City, Maryland 21042
443-420-8161

July 16, 2018

Chairperson Sigaty and Members of the Howard County Council
3430 Court House Drive
Ellicott City MD, 21043

Re: CB 56-2018 - Support

Dear Madame Chair and Members of the Council,

Please accept this letter to express my strong support for Council Bill 56-2018 as an appropriate next step in addressing dangerous flooding conditions in Ellicott City. I thank Councilman Weinstein for introducing this bill, and appreciate the support of the County Executive and the County Council as introduced.

Based upon the comments of bill sponsor, amendments will be considered by the Council that would expand the embargoed flood prone areas beyond the Tiber-Hudson Watershed. It is respectfully requested that all flood prone areas in greater Ellicott City be included. Including, but not limited to: the Sucker Branch watershed and the North Little Patuxent Watershed. I would be happy to provide more detailed information from constituents affected by flooding in these watersheds for your consideration.

As always, thank you for your dedicated service to Howard County.

Sincerely,

A handwritten signature in cursive script that reads "Robert L. Flanagan".

Robert L. Flanagan

State Delegate -- District 9B

Sayers, Margery

From: Mell Picco <mellpiccodesign@gmail.com>
Sent: Monday, July 23, 2018 8:33 PM
To: CouncilMail
Subject: Testimony - Tiber Branch Watershed Safety Act (CB56)

Dear Howard County Council members,

My name is Mell Picco. I currently live on Triadelphia Road in Ellicott City. I am in support of the Tiber Branch Watershed Safety Act. When my best friend lived on lower Main Street in 2009, I started to get to know many shop owners and neighbors who lived and worked next door. I fell so much in love with the town and community that I moved a few doors down above Maxine's Antiques in 2010. Though my physical address is no longer on Main Street, I still consider it home.

Historically, The Patapsco River has flooded from the bottom during hurricanes. However in 2011, the street flooded from the top of town from the Tiber River. In 2016, the Tiber flooded again and washed downhill as a torrent. Three people lost their lives and residents and businesses were devastated. I helped organize a group of Chive Maryland flood relief volunteers on West Main Street and I got to know even more neighbors and the challenges they face. Everyone I talked with in the community, some whose families had lived there for generations, shared concern about the overdevelopment and increasing runoff created by it over the years. On May 27th 2018, the Tiber River flooded downhill with even more destruction. My heart broke all over again for my friends and neighbors who lost Eddison, as well as those who lost their homes and businesses for the second time. We worked so hard to get everything almost back to normal in the past two years. And in a matter of minutes it was all gone.

This time, it's different. We thought the 2016 flood was a one in one thousand chance. Now that there have been two floods of the same magnitude in two years we need to think differently about this problem. Just rebuilding after the second devastating flood is not a safe option. We need to protect and preserve our town, first and foremost. We need to enforce 1,000 year flood regulations instead of 100 year flood regulations. The Tiber Branch Water Safety Act is the first step to accomplish this.

Designating the Tiber Watershed as a "sensitive watershed" would also help accomplish this goal by reducing the amount of development that can take place. Another solution is to create even more incentives for property owners in the watershed to plant rain gardens, incorporate living green roofs, rain barrels and Flo-wells. Flo-wells are an inexpensive way to catch runoff at the source and could be installed in older developments which have outdated runoff systems. There are many other avenues to explore to help expedite funding to fix our infrastructure to prevent further loss of life and property.

In 2016 I saw all of Ellicott City and our surrounding neighbors come together to rebuild in an overwhelming effort. I believe that TOGETHER we can create a solution to protect Ellicott City's commUNITY from dangerous rainwater run-off and I urge the County Council to pass the Tiber Branch Water Safety Act as the first step.

Thank you,

Mell Picco
Graphic Designer
Ellicott City, Md

Mell Picco Design
www.mellpiccodeesign.com

Mell Picco
Graphic Designer
Ph. (410) 952-5765

Mell Picco Design
www.mellpiccodeesign.com

Sayers, Margery

From: DaleNSchumacher <dalenschumacher@aol.com>
Sent: Monday, July 23, 2018 11:16 PM
To: CouncilMail
Cc: Feldmark, Jessica
Subject: Testimony CB 56

Council Members,

Was out of town - Below is my Testimony. Thank you for incorporating it into record.

Dale Schumacher
6581 Belmont Woods Road
Elkridge Md 21075

Testimony CB 56 2018

Dale N. Schumacher

I reside at 6581 Belmont Woods Road

1. Tiber Watershed - Immediate

The legislation proposes the Tiber watershed. Limiting development in the Tiber watershed will increase development pressures (spillover effect) in adjacent areas. Limits on development should also be placed on adjacent watersheds where schools are at greater than 115% capacity.

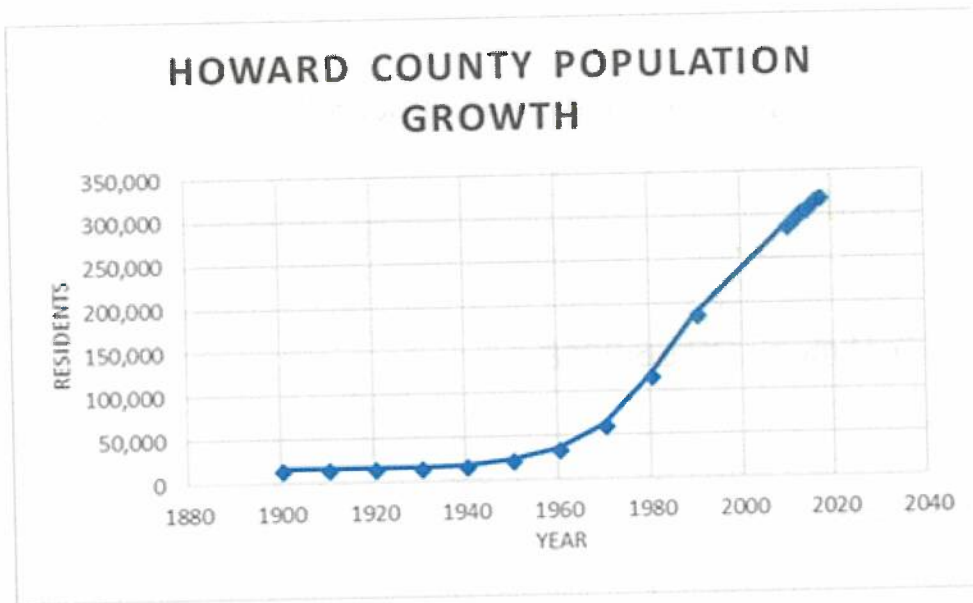
2. Best and Highest Use – Tactical - Zoning Regulation

“The traditional definition is: The reasonable, probable and legal use of vacant land or an improved property, which is physically possible, appropriately supported, financially feasible, and that results in the highest value.”

Suggested revised definition with insertion: “The reasonable, probable and legal use of vacant land or an improved property, which is physically possible, appropriately

supported, financially feasible, mitigates storm water runoff and that results in the highest value.”

3. Regional Planning - Strategic



In 1970, Indianapolis and surrounding Marion County initiated Unigov as a mechanism to coordinate planning within that region. <https://en.wikipedia.org/wiki/Unigov>

The time to coordinate growth with Baltimore County and Baltimore City is fast upon us. Growth and related development in Howard County should be indexed to growth and development in Baltimore County and Baltimore City. We need to think regional.

Thank you,

Dale N. Schumacher

Dalenschumacher@aol.com

Sayers, Margery

From: Dianne Zeitler <diannezeitler@verizon.net>
Sent: Tuesday, July 24, 2018 9:51 AM
To: CouncilMail; Kittleman, Allan
Subject: CB 56 written testimony

At a recent presentation to the Taylor Property community, Ross Taylor presented his and his father's vision for Ellicott City. Taylor and his associates are the current owners of property contiguous to the community in which we live. The said property, currently the location of Sheppard Pratt mental health facility is expected to be developed and annexed to our community home owners association in the near future. While I was not present at the presentation, a sample letter was handed out by Taylor, with the thought that community members might want to object to the bill as it could delay development of the Sheppard Pratt property. The incentives would be the new pool and club house planned for the property.

I submit the following modified version of the sample letter as a concerned citizen.

Thank you for the opportunity to submit written testimony on CB56. We appreciate the major difficulty and efforts that have gone into getting Old Ellicott City back in business each time it floods. Our home is just above Old Ellicott City. We feel deeply saddened by the loss of life, property, and businesses. We also suffer a loss for many months after each flood as we are unable to drive through town, shop or dine at some of our favorite places.

Please pass CB56 as it is. Please do all you can as soon as possible to improve the infrastructure to help Ellicott City to resist and bounce back even more quickly. We strongly believe that additional development in the areas above Old Ellicott City will contribute to the flooding that is likely to occur in the future. Major changes may be needed to secure the city in the future, but developers in the area may be more motivated by avarice rather than compassion.

Sincerely,

Dianne and Maury Zeitler
4235 Rose Petal Court
Ellicott City

Sayers, Margery

From: DIANE BUTLER <politicodiane@msn.com>
Sent: Tuesday, July 24, 2018 2:39 PM
To: CouncilMail
Subject: Council Bill 56 - Protecting the Tiber-Hudson Watershed

I was not able to attend the hearing, Monday evening. I believe that the development community was there in force. I think the only thing that we need to look at, for this emergency measure is that people are dying. Simple. Until we can guarantee that we will not be taking any more lives, we need to wait on building anything else in the watershed. Obviously, our planning is not working. Take a step back, and replan. Doesn't it actually become premeditated murder when you know that what you are doing will cost lives. Pretty much the end of the discussion in my book.

Diane Butler

Sayers, Margery

From: joel hurewitz <joelhurewitz@gmail.com>
Sent: Tuesday, July 24, 2018 12:05 PM
To: Sayers, Margery
Subject: CB 56 Written Testimony

Pages 2-4 of the **written testimony 7.14-7.17** for CB55 are actually for CB56.

CB55-2018 written testimony 7.14-7.17.pdf

2 / 23

Sayers, Margery

From: Linda Rager <lindar8@verizon.net>
Sent: Monday, July 16, 2018 10:06 PM
To: CouncilMail; Kittleman, Allan
Subject: Historic Ellicott City and CB56 2018

Thank you for the opportunity to write this email on CB56 and for working hard on putting the town back together again. No one wants to look at boarded up buildings for too long. I do respect the shop keepers and property owners who don't want to relive this again and again as well. With the unpredictable changes in our climate, I believe we need to move forward with new projects that would bring quality and quantity water controls and stronger infrastructure and better flood controls that most existing developments do not have. Please allow these projects to move forward without delay to help reduce anymore flooding in Ellicott City.

Even if we wanted to saddle development with the burdens of fixing all the existing problems, there isn't enough undeveloped land left to make that much of a difference. Please allow these projects to move forward without delay to help reduce flooding in Ellicott City. Please find a way to make the public improvements that will make things better.

Thank you,
Linda Rager
5554 Gayland Road
Halethorpe, MD 21227

lindar8@verizon.net

Sayers, Margery

From: Susan Garber <buzysusan23@yahoo.com>
Sent: Tuesday, July 24, 2018 3:22 PM
To: CouncilMail
Subject: CB56
Attachments: fish on Cs driveway after flooding.jpg; fish in C's driveway rut.jpg; flowACROSStrail2RIVER.jpg; trailERODESafterRepair.jpg; CulvertUnder Silt.jpg

Susan Garber testifying in favor of CB 56 on behalf of the Savage Community Association 7/23/18

We strongly support the one-year halt to permitting in the Tiber Branch Watershed and appreciate that all council members are sponsors. We do however have a few concerns and comments.

- CB56 focuses on the Tiber Watershed rather than the Tiber Hudson. The mention of the Tiber Hudson watershed in only one location, (Section 5. D.1. exemptions) causes us to wonder if the bill has been pared back from the Tiber Hudson Watershed to exclude its application to certain properties.
- Savage, the County's other historic mill town on a river, wants any studies resulting in changes to County laws and procedures from this EC subject area quickly extended to other areas of the county.
- We'd also support including at a minimum the Plumtree watershed and the parallel Little Patuxent just to its west. Or better yet, consider HCCA's recommendation to pause permitting throughout the whole county.
- Would it not be unwise to allow unchecked development, at a breakneck pace, in other areas of the county until they too are in a crisis situation? One can't deny that other areas of the county also have a history of flooding-- or are developing one. Don't people's homes deserve protection as much as commercial establishments?
- A week **after** the flood, the main topic brought to the SCA tent at our annual Savage Fest was fear of flooding in Savage. Many residents recall when The Foundry Street bridge was swept away by Agnes. Rising water and swift currents from development along the Middle and Little Patuxent carry trees, historically destroying parts of the sewer lines along the banks in Savage—with the most unpleasant result!

- The proposed construction of the 35 unit Settlement at Savage Mill, with total clearing and grading above the steep slopes to the Little Patuxent is of **great** concern to our community. We would hope, no insist, that what is learned from the study of Ellicott City would quickly be applied **countywide** and be integrated into the revision of all our development regulations. This should be included as an amendment.
- We must stop assuming DPZ engineering staff is working in the best interest of citizens and that they truly know how to assure storm water won't cause additional damage with water that has been cleaned, but not controlled. Given that the same storm water management procedures recommended for the proposed Savage development **failed** on the other side of the Little Patuxent in a development further from the river, at less slope, and with less density, how can we possibly have **faith** in the County's approvals? Especially knowing that the resulting damage to the trail was repaired at taxpayer expense. And that nothing is being done to stop the flow of sediment into the river, or to replace trees killed by the flow. A walk this weekend revealed that the culvert under the trail has already completely filled with sediment demanding more repair at citizen expense. See photos.
- No we **don't have faith** anymore that Storm water management measures will protect us. Especially not one Savage resident residing along the river. She doesn't have faith, but she **did have FISH in her driveway** following the May storm. Please try to keep this photo in mind as you consider examining over development's role in flooding—past and future. See photos.
- The Builders Association and individual builders are already asking for grandfathering and to be made exceptions, calling the bill anti-business. On the contrary, we call it pro-environment and pro-life. First their actions took all environmental features away. Then they took lives. **Results** are not just devastating, they are deadly.

Thank you.











Sayers, Margery

From: Matt Hoff <Coldspringsfarms@verizon.net>
Sent: Tuesday, July 24, 2018 3:49 PM
To: CouncilMail
Subject: Comments for Matthew Hoff on CB 56-2018
Attachments: Final Comments for Matt Hoff Laurel Hearing 07.24.18.pdf

Good Afternoon,

Sorry I did not have time to go thru all of my comments last night. Please make sure you read page 4 as I did not have time to finish.

While we used our land as collateral we were expecting company profits to service the loan with a fall back plan of selling the land. But record milk prices in 2014 have been followed with a 3 ½ year low ever since. Our 3 year average member mailbox price (the price they receive after all deductions for hauling and marketing are taken out) has not been this low since 2006 while cost have risen by 20% or more.

As a coop 20% of the income from the sale of the land has to go back to our members and the rest will go towards member equity and paying off our debt.

Also I would like to add that the interest alone on the \$40 million that we invested into our 2 Maryland milk plants cost around \$200,000 per month currently and that money would be much better back in the hands of our producers than paying interest.

Thanks Again,
Matthew Hoff
President MDVA Milk Producers Association

Please feel free to call me
Cell 410-984-0472

Written Testimony by Matt Hoff – July 24, 2018

Hello, my name is Matt Hoff.

I am a dairy farmer in Carroll County, and I am the President of Maryland & Virginia Milk Producers Cooperative. I am here today to speak on behalf of the co-op and my fellow 1,200 farmer members from Pennsylvania to Georgia.

Together we own and operate four processing facilities, two of which are in Maryland. They include a fluid plant in Landover that bottles fresh milk, and an ingredients facility in Laurel that processes cream, condensed milks, butter and milk powder.

Maryland & Virginia has owned the Laurel plant since 1955. It is our oldest plant facility, and it is the cornerstone of our co-op business. The plant operates as a balancing mechanism not only for the co-op but the entire mid-Atlantic region, helping manage fluctuations in the milk supply.

Over the decades the co-op has made improvements and has worked hard to be a “good neighbor” in the community.

Five years ago, the co-op board and management recognized changing dynamics – particularly in the fluid milk marketplace. Milk consumption is on the decline, and we knew that we had to adapt and find our new foothold in the marketplace.

That prompted the largest capital project in our 88 years of existence. Our dairy farmers poured \$40 million into Laurel and Landover, modernizing the plants, expanding their capacity and product offerings, creating new jobs and more skilled jobs. Specifically at Laurel we have increased our headcount from 55 to 70 employees.

Those investments have been critical to our success and are key to the financial sustainability of our Cooperative.

Looking at the future of our co-op, the option to sell and develop a portion of our Laurel property is a consideration our board and leadership are pursuing and have made significant business decisions based on the “rules” that were in effect at the time, which are now being changed on a whim. The co-op owns about 220 acres at Laurel, and we’re seeking to sell/develop 121 acres of land that is not needed for plant operations.

Right now the dairy industry – at the farm level – is going through very challenging times. Farmers are hanging up their hats and at a rapid pace. We have lost more than 100 farms since January and 40 percent of those have been Maryland farms.

Selling a portion of our land for development - land that is not needed for plant operations while maintaining a suitable buffer from residential areas – is our path to recouping the significant investment our farmer owners have made in their co-op.

Following two public community meetings where our representatives gathered input from neighbors, we have submitted an environmental concept plan and sketch plan for a by right subdivision without any necessary variances or alternative compliance. Our property is located in a designated growth and revitalization area in Plan Howard 2030, with public utilities and infrastructure to serve the development.

The proposed plan is actually less dense than permitted by the current zoning, which can also be developed under the MXD-3 overlay zone on the property, which allows for commercial, retail, apartment, and hotel development in addition to residential, similar to Maple Lawn just up the street.

Maryland & Virginia Milk Producers Cooperative feels that this proposed legislation is a direct attempt to delay approvals on our property and could put our farming business in jeopardy. Please help us by rejecting this flawed legislation.

Sayers, Margery

From: Rebecca Stratis <rebecca.stratis@gmail.com>
Sent: Tuesday, July 24, 2018 4:17 PM
To: Kittleman, Allan; CouncilMail
Subject: Fix the watershed

Good afternoon,

Thank you for your professionalism, patience and courtesy last night as so many people expressed their opinion on the issue. A complete moratorium is the only logical step. We don't know the scope of the flooding problem (except that it extends beyond Main Street) and we certainly do not know what the next best step is to fix it.

All I know is that Village Crest has a serious flooding problem, and no one has even mentioned it.

Thank you in advance for doing what is best for the county and our environment.

--

Rebecca Stratis

Sayers, Margery

From: Pat Fenton <patkf1950@verizon.net>
Sent: Tuesday, July 24, 2018 4:54 PM
To: CouncilMail
Cc: Kittleman, Allan
Subject: Council Bill 56 - Protecting the Tiber-Hudson Watershed / EC Flooding

I believe that it is our responsibility as citizens to halt unnecessary development until comprehensive surveys can be performed and evaluated. It is very difficult to believe that the building taken place in the last years has not greatly contributed to the 2 Ellicott City flood disasters. Thank you, in advance, for your support of this bill.

Pat Fenton
Village Crest Villas II
Ellicott City

Sayers, Margery

From: David Leonard <daveleonard747@gmail.com>
Sent: Tuesday, July 24, 2018 4:55 PM
To: CouncilMail
Subject: Moratorium

I am in favor of the one year, even longer, Ellicott City watershed building moratorium.

Sent from my iPhone

Sayers, Margery

From: Joshua Greenfeld <jgreenfeld@marylandbuilders.org>
Sent: Monday, July 16, 2018 8:04 AM
To: Feldmark, Jessica; Ball, Calvin B; Smith, Gary; Weinstein, Jon; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg; Knight, Karen; Pruum, Kimberly; Clay, Mary; CouncilMail; Wilson, B Diane; Lazdins, Valdis; allan.kittleman@howardcountymd.gov; Kittleman, Allan; Wimberly, Theo
Cc: Lori Graf; Jamie Fraser
Subject: MBIA Opposition to CB56 and CB58
Attachments: MBIA Opposition Letter to CB58 – Scenic Road New Regulations.pdf; MBIA Opposition Letter to **CB56 – Ellicott City Development Moratorium**.pdf; CB58 Impacts - Scenic Road Bill.pdf

Dear Chairwoman Sigaty and Members of the Howard County Council:

In anticipation of tonight's Council meeting, the Howard County Chapter of the Maryland Building Industry Association (MBIA) writes in opposition to Council Bill 56 and Council Bill 58.

Council Bill 56 creates a one year moratorium on grading and building permits in the Tiber-Hudson Watershed despite the County's McCormick Taylor study concluding development was not the cause of flooding in Ellicott City.

Council Bill 58 requires any new ingress to a scenic road or a project of 100 or more residential units within 1 mile of a scenic road to obtain approval from the Planning Board and/or the Department of Planning and Zoning (DPZ) while arbitrarily allowing the County to require projects pay for road improvements or have their projects put on hold. Please see attached map showing over half of the County impacted by this new, anti-business legislation.

Importantly, neither of these bills contain grandfathering provisions, so projects in the pipeline and even those nearing completion, will be halted and in some cases, killed entirely. The MBIA urges the Council to vote against both of these bills and at a minimum, to pass grandfathering amendments to protect existing investments in the County.

Thank you for your attention to these vital issues. If you have any questions about these comments and would like to discuss MBIA's position further, please do not hesitate to contact me at jgreenfeld@marylandbuilders.org or (443) 515-0025.

Best regards,

Josh Greenfeld, Esq.
jgreenfeld@marylandbuilders.org
Vice President of Government Affairs
Maryland Building Industry Association
11825 W. Market Place
Fulton, MD 20759
Ph: 443-515-0025



MACO Golf Outing & Reception - August 16
Golf at Glen Riddle & Reception at Seacrets. [Register here.](#)

Networking BBQ with the Eastern Shore Chapter - August 21
Join us on the Shore for this FREE Event. [Register here.](#)

Diamondback Brewery Fundraiser - August 21
To Support the Ulman Cancer Fund for Young Adults. [Register here](#)

MBIA's Southern Maryland Crab Feast - August 22
At the Olde Breton Inn in Leonardtown. [Register here.](#)

Check out NAHB's Member Advantage Program at www.nahb.org/ma

July 16, 2018

Re: OPPOSITION TO CB56 – Ellicott City Development Moratorium

Dear Chairwoman Sigaty and Members of the Howard County Council:

The Howard County Chapter of the Maryland Building Industry Association (MBIA) writes in opposition to Council Bill 56 creating a moratorium on new building and grading permits in the Tiber-Hudson watershed (Ellicott City, generally) for one year. The MBIA asserts – based on studies conducted by the County – that development is not the reason for Ellicott City flooding and other, non-moratorium, approaches more fully address the very real concerns of the community.

For the second time in two years, Old Ellicott City suffered catastrophic flooding, property damage, business disruption, housing disruption and the tragic loss of life. MBIA members grieve these losses with the rest of the County. Significantly, Howard County MBIA members are not only builders, developers, engineers and environmental, they are also residents of the County and hope to see Ellicott City continue to serve as a cultural, social and economic hub in the future. The MBIA and its members will their part to ensure Ellicott City’s success whether through new flood mitigation infrastructure, donation of time, money and building expertise or support envisioning a new, creative future for Ellicott City. To do so, we cannot ignore lessons from the past and we cannot simply blame development. We must use the best science and data to make Ellicott City as strong, resilient and safe as possible.

Specific to this legislation, a building moratorium ignores the lessons from previous flood studies, catastrophic floods dating back to the late 1800s and the best science of the day to target only new development where older public and private developments, as well as largely uncontrollable natural forces and topography, are the real causes of flooding in Ellicott City. After the 2016 flood, Howard County hired McCormick Taylor to study the causes and solutions to the flooding. The study concluded even if Ellicott City were undeveloped, the flood would have occurred at nearly the same intensity and even that concluding the limited proposed development in the watershed will create no appreciable increase in risk. In fact, development and in particular, re-development of older properties with little or no stormwater protections, will actually reduce flood risks over time.

In addition to development and re-development adding stormwater protections, it is imperative the County make real changes to the landscape and infrastructure in and above Old Ellicott City based on the results of recent studies, designs developed by hydrologic experts and the best science available. This will have a measurable impact on flooding to save lives, re-energize the business district and improve the environment without punishing Howard County. The MBIA urges you to vote against this moratorium and to address the actual causes of flooding in Ellicott City without scapegoating new development.

Thank you for your attention to this vital issue and your continued support of the local home building industry. If you have any questions about these comments and would like to discuss MBIA’s position further, please do not hesitate to contact me at jgreenfeld@marylandbuilders.org or (443) 515-0025.

Best regards,

Josh Greenfeld, Vice President of Government Affairs

Cc: Councilman Jon Weinstein
Councilman Greg Fox
Councilman Calvin Ball
Councilmember Jen Terrassa
County Executive Allan Kittleman
Diane Wilson
Valdis Lazdins, Planning Director

Sayers, Margery

From: Anjel Scarborough <rector@stpetersec.org>
Sent: Monday, July 16, 2018 6:57 PM
To: CouncilMail
Subject: Testimony on CB56-2018
Attachments: Testimony - HoCo 7.16.2018.docx

Attached please find my testimony in favor of CB56-2018.

The Rev. Anjel Scarborough+
Priest in Charge
St. Peter's Episcopal Church
Ellicott City MD 21043
443-574-4131 (cell)
Weekly days off: Mondays & Fridays

To: Howard County Council

From: The Rev. Anjel Scarborough
St. Peter's Episcopal Church, Ellicott City

RE: CB56-2018 – Tiber Branch Watershed Safety Act

My name is Anjel Scarborough and I am the priest-in-charge of St. Peter's Episcopal Church. Since 1842, St. Peter's has been the parish church of Old Ellicott City and served the whole community, not just those who come to mass on Sundays. Our location puts us at the west end of the flood zone and we have opened our doors for Howard County's flood relief, continuing to support the clean-up efforts and feeding the community five days a week. Having arrived last November, it's been a crash course for me in getting to know the people of Old Ellicott City. I would have preferred to get to know this community in another way; however, breaking bread around the table in St. Joseph's hall has led me to testify in favor of this act and ask this council to consider expanding it.

We are faced with a moral issue here. In the past two floods, four people died: Jessica Watsula (age 35), Joseph Anthony Blevins (age 38, father of three small children), John Pacylowski (age 67, co-owner of Precious Gifts), Eddison Hermond (age 39, National Guardsman died in rescue efforts). Four deaths and way too many close calls have I heard recounted over dinners these past weeks. Dozens of businesses have lost everything (some for the second time): owners losing livelihoods and employees put out of work. The fabric of this community is ripped apart by those who are leaving to rebuild their lives on higher ground. The damage is beyond the dollar valuation of insurance adjuster's estimates in stress, anxiety, fear and PTSD: wounds which had not healed from the last flood before another one came. This is a moral issue.

The duty of government is to provide for the flourishing of humanity striking balances between the competing interests of businesses, residents, and visitors. Additionally, our capitalistic system largely derives wealth from extractive processes: carving up land for development, mining, drilling for oil and gas, and even the labor of humans. The profit motive always wants to extract at the lowest cost and sell at the highest price the market will bear. I speak not just as a priest but as a former business owner when I say profit making businesses are inherently amoral. They are not immoral or moral – they are neutral. Businesses are only moral to the extent their leadership is moral. This is why the role of government is to ensure businesses in our extractive economy do not immorally destroy the environment and the human flourishing which depends on it.

For too long, the balance in this county appears to have been tilted in favor of the extractive process of land development. Time and again I have heard stories from long-time residents about the change in flooding conditions and the increase of top-down flooding which has been confirmed by the video footage from Ron Peters' cameras. To be fair, some of this is bigger than Howard County. It is a result of global climate change, combined with 20th century overdevelopment and a 19th century infrastructure in Old Ellicott City creating the perfect

conditions for catastrophic flooding. All of this is the end result of an extractive economic system run amok. Extractive economies will, in the long run, collapse as they are not sustainable.

Do not call these floods “acts of God.” They are not acts of God – they are the results of over 100 years of human decisions. These are acts of chaos in opposition to God’s created order. I speak from my own Judeo-Christian faith when I say to blame God for this is blasphemy – not just against God, but against the creation and people God loves. The care of creation is a high priority in the Episcopal Church but it is not unique to our corner of Christianity. Our Jewish sisters and brothers speak of the obligation of humans under Torah for *tikkun olam* – to repair the world. It is our obligation to live in harmony with the earth and with each other and it is the role of government to provide the conditions under which this balance be achieved for the flourishing of all in our community not just for the wealth of a few.

It is the duty of this Council to consider the moral question: What is best for the flourishing of all who live and work within the watersheds of our county? It is clear we cannot do “business as usual” lest we shirk the moral responsibility to the common good. It is time for us to do “business as unusual” halting development while studies can be completed and infrastructure for flood mitigation implemented. It is this Council’s duty seek the common good to protect our fragile watersheds and the lives within them. Thank you.

Sayers, Margery

From: Beth D <exaa2011@gmail.com>
Sent: Monday, July 16, 2018 3:29 PM
To: CouncilMail; Fox, Greg
Subject: CB56-2018

Re: CB56-2018

Dear Honorable County Council members,

I generally support CB56, 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 in Howard County to study flooding events that threaten public health, safety, and welfare.

However, CB56 should be amended to include the Plumtree/Little Plumtree watershed. As a resident of Chatham/Valley Mede, I have personally witnessed the flooding here in 2011, 2014, 2016, and 2018. The neighborhood suffers some of the same issues as development in the Tiber watershed--the neighborhood was developed before modern stormwater management and drainage standards were implemented. Most of the stormwater drainage structures were built based on 10/15-year storms as defined decades ago. Therefore, the same approach of pausing development and developing recommendations on drainage and zoning, etc., is appropriate.

In 2016 and again in 2018, lives here were nearly lost--and these lives were saved thanks to rescues by neighbors (not first responders). In 2016, a passenger had to be rescued from a vehicle in the water at Longview Drive and Brookmede Road, and three passengers had to be rescued from two vehicles at North Chatham Road and Joey Drive. In 2018, a vehicle was swept into the ditch on North Chatham Road--and nearly into the culvert--and the two occupants were rescued by neighbors (emergency personnel arrived 30 minutes later). Flooding in the Plumtree/Little Plumtree watershed poses a substantial risk to people's lives--those needing to be rescued and the neighbors participating in the rescue. The main access/egress points into and out of Chatham and Valley Mede were flooded, rendering most of the neighborhood unescapable as the flooding ensued. This entrapment and probable delayed emergency response could put lives at risk if a medical or other emergency were to occur during flooding.

Another look at the Plumtree/Little Plumtree watershed is warranted because the hydraulic and hydrology study of Chatham/Valley Mede did not find solutions for flooding. Solutions are needed, especially since five people had to be rescued from this area in 2016 and 2018 combined. Stream restoration on Longview Drive and the work to improve the stream bed behind/between Michael's Way, Ramblewood Road, and Ramsey Drive failed to control/accept the storm water that ravaged the neighborhood in 2018.

Route 40 flooded in the 2018 flood as well. This area includes many businesses, economic activity, and jobs that are important to the community and the county.

For public safety and property security, I urge the Council to include the Plumtree watershed (including any impacts downstream) in CB56.

Thank you for your consideration.

Sincerely,

Beth Daniel
3247 Old Fence Court

Sayers, Margery

From: Katherine Adams <klazrab@yahoo.com>
Sent: Monday, July 16, 2018 2:29 PM
To: CouncilMail; Kittleman, Allan
Subject: CB 56 Written Testimony

Dear Councilman,

I'm writing this email as a written testimony on CB56. While I do understand the good intentions of Council Bill 56, this bill doesn't seem to be the answer. We already know old development contributes only a small part to the problems of a large watershed. Previously unheard of rainfalls, limited and crumbling infrastructure to handle the rains are the real problems. New development will have modern stormwater management while most of the old, existing developments have little to none. To me, it seems new projects are a better solution for the infrastructure. Please do not delay them with this bill. Ellicott City is such a great place to go to shop and dine, I look forward to going back there soon.

Thank you,

Kathy Temple
1173 Ridge Drive
Pasadena, MD 21122

Sayers, Margery

From: Charles Sanders <cs6pakid@yahoo.com>
Sent: Monday, July 16, 2018 2:27 PM
To: Kittleman, Allan; CouncilMail
Subject: Bill CB 56

Dear Executive Kittleman and Council Members:

I am writing this as testimony against CB 56 as written to the Council and County Executive Kittleman. Please do not pass this bill as it is. Doing so will hurt Ellicott City. I understand its good intentions, but we need actions and infrastructure projects not delays to help prevent Ellicott City flooding. The two floods and the studies already done tell us what we need: stronger and better infrastructure to deal with crazy rainfalls. New developments will have some of that infrastructure needed, and won't cost the county a penny. But the county must do its part too. I work in the Ellicott City on College Ave. This bill will affect our work in the area as well as others living and working here.

Thanks for your consideration,

Charles Sanders
14 S. Orchard View Dr.
Hanover, PA 17331

Sayers, Margery

From: Phil Gugliotti <pjgugliotti@gmail.com>
Sent: Monday, July 16, 2018 1:21 PM
To: CouncilMail; Kittleman, Allan
Subject: Written Testimony: Council Bill 56

Dear Executive Kittleman and Council Members:

I am writing this as my personal testimony against CB 56 as written to the Howard County Council and County Executive Kittleman.

Please do not pass this bill as it is. Doing so will hurt Ellicott City. I understand and appreciate its good intentions, but we need actions and infrastructure projects not delays to help prevent Ellicott City flooding. The two floods and the studies already done tell us what we need: stronger and better infrastructure to deal with extraordinarily heavy rainfalls.

New developments will provide some of that necessary infrastructure and won't cost the County a penny, but the County must do its part too. This is the spirit of a true public/private partnership in which all interests are aligned, making best use of all dollars, both taxpayer and private funding, in order to properly address an issue of this scope and size.

Thank you all for your thoughtful consideration.

Phillip Gugliotti
3813 Graceland Court
Ellicott City, MD 21042

Sayers, Margery

From: Melissa Metz <melissametz725@gmail.com>
Sent: Monday, July 16, 2018 1:08 PM
To: CouncilMail
Cc: Carlton Ross; monica.cortada@gmail.com; jpb27nyy@verizon.net
Subject: Supporting document (video) regarding CB 56-2018

Dear members of the County Council,

In preparation for the public hearing tonight at which testimony on Council Bill 56-2018 (Tiber Watershed Safety Act) will be heard, the residents of Valley Mede and Chatham would like to share with you the video in the link below. This video includes pictures and video from the 2018 flood in our neighborhood. The impact of this flood in our area was not well covered by press or widely on social media. Therefore, we hope that this helps you better understand flooding issues in the Plumtree/Little Plumtree watershed.

The video is here: <https://youtu.be/nABzm2wv4vY>

Kind regards,
Melissa

Melissa Metz
3101 Chatham Rd.
Ellicott City

Sent from my iPhone

Sayers, Margery

From: Ed Ladwig <edl@bctarchitects.com>
Sent: Friday, July 13, 2018 4:53 PM
To: Kittleman, Allan
Cc: CouncilMail; Weinstein, Jon; Ball, Calvin B; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg
Subject: Ellicott City Flooding and Amendments for Council Bill 56

Dear County Council Members and County Executive Kittleman,

Please accept this email as written testimony in favor of amending CB56 to help prevent flooding in Ellicott City. Please amend CB56 to allow development in the watershed with building and grading permits where the plans provide at least 100 year flood storm water management as this will reduce the water which reaches Ellicott City now to help prevent flooding as soon as possible. Please also amend CB56 to include \$25 million per year in funding to complete the necessary infrastructure improvements and to further study and implementation of additional plans and measures such as the Alexander Concept Plan so that Ellicott City can be revitalized at the same time as our heritage is protected from flooding. I have visited Old Ellicott City many times and even bought my wedding rings at a Main Street Shop nearly 30 years ago. I support the amendments and improvements to OEC to help prevent future flooding in the Historic Town.

Sincerely,
Ed Ladwig, Architect
817 St. Paul Street
Baltimore, MD 21201

Sayers, Margery

From: Bruce Taylor <btaylor@taylorservice.com>
Sent: Friday, July 13, 2018 4:00 PM
To: Holmes, Samantha
Cc: Robb Lucas; CouncilMail; Kittleman, Allan; Don Reuwer (dreuwer@ldandd.com); Charles Alexander (CAlex@brokenboxes.com); Jesse Krauch
Subject: RE: Ellicott City Master Plan & testimony on CB56
Attachments: Main Street opt 062818.pdf; Op Ed- Revitalization of Old Ellicott City 070918.docx

I ask that this email and the attachments be included in the public testimony regarding CB56

Samantha – not sure if you have seen this yet, so I wanted to share the full Flood and Revitalization for Ellicott City concept plan of Charles Alexander with you. The plan was developed on concert with Don Reuwer and myself. This plan and the attached Op-Ed were printed in the Daily Record today, although the picture of the plan is only available on the Daily Record online site, likely as just the first page of the attached PDF.

I hope your study group will evaluate this plan closely with Charles Alexander, McCormick Taylor and others. I'd be happy to participate in any way that would be helpful.

We are grateful for and appreciate the County's assistance in repairing the stream banks along New Cut that were damaged in the May 27, 2018 flood and the ensuing water main break. It would be helpful to be kept in the loop by someone in the County with regard to repairs being made on our Historic Ellicott Property, Inc. lands. We previously gave permission for a flood gauge to be located on our property.

Many of the changes recommended by the Alexander Concept Plan occur on properties which I own as Historic Ellicott Properties or Green Cross Garage. I am supportive of and an advocate for implementing this plan. The sooner we as a community can get behind and get funding for plans which will make substantive differences, the better.

Others on this email already know that I support CB56 only with an amendment to allow and not delay development and re-development of properties in the area draining to Main Street, as these modern developments will all include 100 year or better storm water management of 8.5 inches in 24 hours of rain, which is way better than the almost zero retention that exists on these properties now. To allow plans to proceed with storm water management only is nice but unrealistic as there will be little means to finance them, yet the full development or redevelopment of existing sites will provide the same reductions in runoff benefits while contributing to the tax base to help defray yet additional improvements.

Thanks,

Bruce T. Taylor, M.D.
Taylor Property Group
8 Park Center Court, Suite 200
Owings Mills, MD 21117-5616

Office: 410-465-3674

From: Robb Lucas
Sent: Friday, July 13, 2018 3:24 PM
To: Bruce Taylor <btaylor@taylorservice.com>

Cc: Phillip Gugliotti <pgugliotti@taylorservice.com>; Mary Weaver <mweaver@taylorservice.com>
Subject: FW: Ellicott City Master Plan

Dr. Taylor,

You may already know all this, but just in case I'm sending it anyway. Below is Samantha Holmes' response to my question regarding a new Ellicott City watershed master plan, one that reflects the second flood. It sounds like they've put the plan on hold and are modifying it based on the new flood. I put myself on the email list so I can receive updates as they happen and can prepare to attend any future public review meetings.

Robb.

From: Holmes, Samantha [<mailto:sholmes@howardcountymd.gov>]
Sent: Friday, July 13, 2018 1:27 PM
To: Robb Lucas <rlucas@taylorservice.com>
Subject: RE: Ellicott City Master Plan

Mr. Lucas,

I checked with my colleagues working on this effort and they provided the following response:

Thank you for your interest in the master plan. Please note for a bit of background, prior to the 2018 flood we were working with our consultants toward a draft plan to be reviewed with the community. Then the flood hit, and we put the planning effort on pause to address immediate recovery needs. So, while our consultants had presented [master plan concepts](#), a draft plan was not available at the time of the May flood. We have kept all the prior materials and presentations on our [master plan website](#).

During this flood recovery and response period, some of the prior master plan concepts are informing repair work, an example being sizing the replacement culvert at Ellicott Mills Drive.

The County will be restarting the watershed master plan process, and the master plan consultant team will be developing new concepts for discussion with the community. These new concepts will directly relate to new information and new opportunities following the second flood.

Right now, we are still mapping out when community meetings can take place (in the late summer/early fall time horizon). We don't have specific dates yet, but when we do, we will advertise and send out notices – first and foremost with a Save the Date email blast. Please take a moment to join our Ellicott City Watershed Master Plan [email list through this link](#) to make sure you are among the first to hear when our meetings are announced.

Thanks,
Samantha

Samantha Holmes

Historic Preservation Planner
Howard County Department of Planning and Zoning
3430 Court House Drive, Ellicott City, MD 21043
410.313.4428 (phone)
410.313.3042 (fax)
sholmes@howardcountymd.gov

Visit Historic Preservation on the County's website:

www.howardcountymd.gov/Departments/Planning-and-Zoning/Conservation-and-Preservation/Historic

From: Robb Lucas <rjucas@taylorservice.com>
Sent: Thursday, July 12, 2018 11:13 AM
To: Holmes, Samantha <sholmes@howardcountymd.gov>
Subject: Ellicott City Master Plan

Ms. Holmes,

I enjoyed the meeting last night. I was especially interested in hearing Mr. DeLuca's presentation of the repairs along New Cut Rd., which may impact our properties and tenants. I have a question though. Mr. DeLuca referred several times to a master plan for Ellicott City. I know of the old watershed master plan, but this was prior to the 2nd Ellicott City flood. I have been unable to find any current information about a master plan. Do you know if there's any current information on the master plan, how it may have changed since the 2nd flood and if it's available to public review? Thanks.

Robb.

Robert T. Lucas
Accountant
Historic Ellicott Properties, Inc.
8 Park Center Ct., Ste. 200
Owings Mills, MD 21117
410-465-3500 x393
410-465-1950 fax



CONCEPT PLAN

① Aerial of Lower Main From East

Alexander Design Studio

8212 Main Street, Ellicott City, Maryland 21043 | 410.465.8207



CONCEPT PLAN

① View Up Tiber

Alexander Design Studio

8212 Main Street, Ellicott City, Maryland 21043 | 410.465.8207



CONCEPT PLAN

① Aerial of Lower Main

Alexander Design Studio

8212 Main Street, Ellicott City, Maryland 21043 | 410.465.6207



CONCEPT PLAN

① Aerial of Columbia Pike Intersection

Alexander Design Studio

8212 Main Street, Ellicott City, Maryland 21043 | 410.465.8207

The two recent floods of Old Ellicott City (OEC) have caused significant damage, business and financial losses, disruptions and tragic deaths. Careful analysis indicates that to prevent or reduce future problems we cannot simply keep putting the town back together the way it was and expect a different result the next time; after all, it is in a flood zone, collecting water from over 2,000 acres. Flooding will happen again, most likely sooner than later due to more dramatic weather events brought on by climate change. Is development the problem? Surprisingly, not much: McCormick Taylor, engineers hired by Howard County found that had the same rains occurred before the development in the OEC watershed, the resulting floods would have been only about 20% less and that completing the development of the watershed will also make little difference. So stopping development is not the answer based on scientific data. In fact, stopping development projects will make things worse for OEC. New communities and re-development of old sites under our current regulations will improve the situation by providing quality, quantity and 100-year flood controls to reduce runoff to OEC from places where there is little to no storm water control now. To help reduce flooding in OEC these new projects need to be fast tracked, not slowed down. These projects alone will help, but not stop the flooding. To mitigate the flooding we need to make infrastructure changes above and in OEC, as recommended by McCormick Taylor, and changes to Main Street itself.

A concept to revitalize OEC and significantly reduce flooding for lower Main Street has been put forward privately by an architectural and planning team from OEC experienced in flood measures for historic structures in the similarly flood prone Jones Falls Valley. The concept plan shown here should provide significant flood relief for lower Main Street while also improving vehicular and pedestrian flow. Further study and development of this plan along with the implementation of the flood warning system and suggestions from the McCormick Taylor study should make a significant difference. In summary this plan would divert most or all of the water from the New Cut streams that normally flow into the Tiber River midway down Main Street. A diversion structure with a new road on top would send the water under Saint Paul Street to carry it safely to the Patapsco without impacting Main Street. This would prevent perhaps as much as 41% of the water during a flood event from reaching Main Street. As proposed in previous concepts, this plan would remove the buildings which bridge and constrict the Tiber at the bottom of Main Street allowing the Tiber to be daylighted and appropriately dredged, giving its channel greater carrying capacity. A park setting will be created that makes the river an attractive asset to OEC instead of being its enemy. After all, it is because of the confluence of rivers here that the town was built in the first place. To preserve most of the town we need to sacrifice a few of its buildings, or at least the parts that restrict flow and access to the river. In addition, the plan would connect Saint Paul Street to Old Columbia Pike by creating a new link, connecting across the diversion structure to Saint Paul Street. Some of the buildings proposed to be removed are owned by my family and associates. With fair compensation to owners this plan can be a key part of the solution. This concept has the added benefit of allowing Main Street to be one way going west to Old Columbia with the St. Paul extension going one way east, creating a giant traffic circle. The traffic lights at Maryland Avenue and Old Columbia could be removed, the sidewalks widened and angle parking instituted. Re-zoning parts of OEC will provide an opportunity for new businesses and buildings on higher ground to maintain a critical mass of shops and restaurants, reinforcing the vibrancy of lower Main Street.

Additional projects which would help prevent flooding damages include: substantial steel fences around the parking lots and dumpster enclosures to prevent clogging the rivers; stabilizing and cleaning stream embankments; re-building our sidewalks out of concrete to protect infrastructure and foundations; and creating public private partnerships to build new retail, offices and apartments with storm water management and structured, free public parking.

Contact your elected officials and let them know that a re-vitalized Ellicott City which embraces its river heritage is possible now, that new development with modern storm water management must be permitted to proceed to help protect OEC and that the projects recommended by these studies should be funded as soon as possible to preserve the history, charm and beauty of OEC.

Bruce T. Taylor, M.D.

btaylor@taylor-service.com The Taylor Family came to OEC over a century ago and owns properties above and in OEC.

There is no relation between Bruce Taylor and McCormick Taylor.

Sayers, Margery

From: Zack Vacovsky <zvacovsky@gmail.com>
Sent: Friday, July 13, 2018 11:29 AM
To: Kittleman, Allan; CouncilMail; Weinstein, Jon; Ball, Calvin B; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg
Subject: Ellicott City Flooding and Amendments for Council Bill 56

Dear County Council Members and County Executive Kittleman,

Please accept this email as written testimony in favor of amending CB56 to help prevent flooding in Ellicott City. Please amend CB56 to allow development in the watershed with building and grading permits where the plans provide at least 100 year flood storm water management as this will reduce the water which reaches Ellicott City now to help prevent flooding as soon as possible. Please also amend CB56 to include \$25 million per year in funding to complete the necessary infrastructure improvements and to further study and implementation of additional plans and measures such as the Alexander Concept Plan so that Ellicott City can be revitalized at the same time as our heritage is protected from flooding.

Sincerely,
Zack Vacovsky

Sayers, Margery

From: Zack Vacovsky <zvacovsky@gmail.com>
Sent: Friday, July 13, 2018 11:29 AM
To: Kittleman, Allan; CouncilMail; Weinstein, Jon; Ball, Calvin B; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg
Subject: Ellicott City Flooding and Amendments for Council Bill 56

Dear County Council Members and County Executive Kittleman,

Please accept this email as written testimony in favor of amending CB56 to help prevent flooding in Ellicott City. Please amend CB56 to allow development in the watershed with building and grading permits where the plans provide at least 100 year flood storm water management as this will reduce the water which reaches Ellicott City now to help prevent flooding as soon as possible. Please also amend CB56 to include \$25 million per year in funding to complete the necessary infrastructure improvements and to further study and implementation of additional plans and measures such as the Alexander Concept Plan so that Ellicott City can be revitalized at the same time as our heritage is protected from flooding.

Sincerely,
Zack Vacovsky

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 county's 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 4 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 stream 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.


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

March 20, 2013

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

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

Dear Mr. Burkowske:

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-bio-retention 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)

OPTIONS
EXPAND SIZE OF RAIN GARDEN
CAN THE COUNTY HELP W/ STREAM REPAIR?

WHAT IS THE PENALTY FOR VIOLATING THIS REGULATION?
CORRECTED NO.

YES, BUT WHY CAN THEY BE MOVED BACK 50'?

IS THERE ANYTHING DEPT. OF ENVIRO. CAN DO...
ANOTHER LEVEL OF REVIEW? NO

Q. Why is the county not willing 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 SWM devices within HOA Open Space Lot 6 as mitigation for the tree clearing associated with the stream buffer impacts.

PLEASE
EXPLAIN

↓
ISNT THE
50 FOOT BUFFER
ENVIRONMENT-
ALLY
NECESSARY?

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,

Kent Sheubrooks

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.

★
STORMWATER
RESTORATION FEE
WAS PASSED...

(Page 2)

COULD WE GET A
RESTORATION 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?

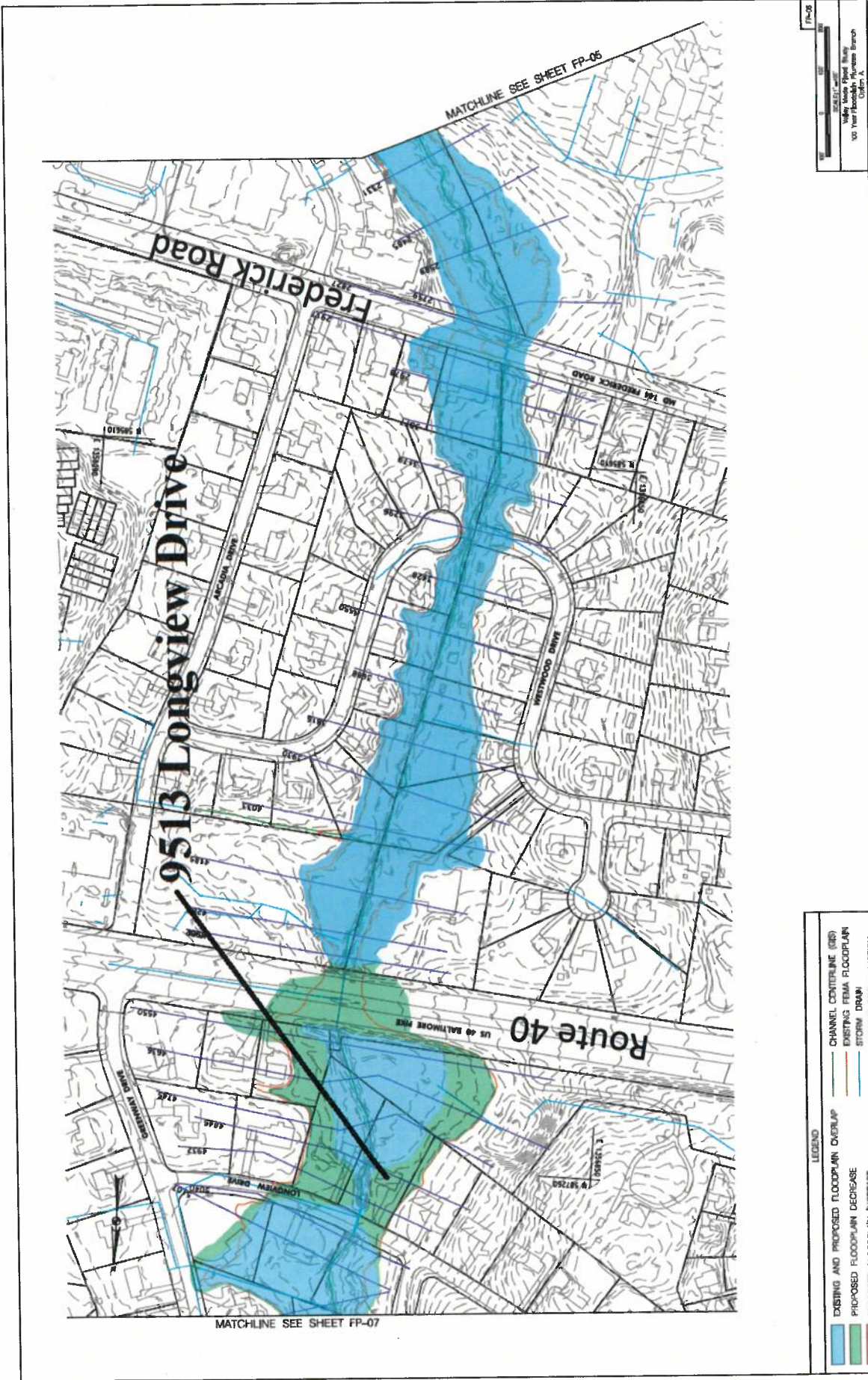
I could go on, but you get the idea. There's a lot to figure out about downtown Ellicott City. There's a lot to figure out about Valley Mede.

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



7-05

SCALE: 1" = 50'

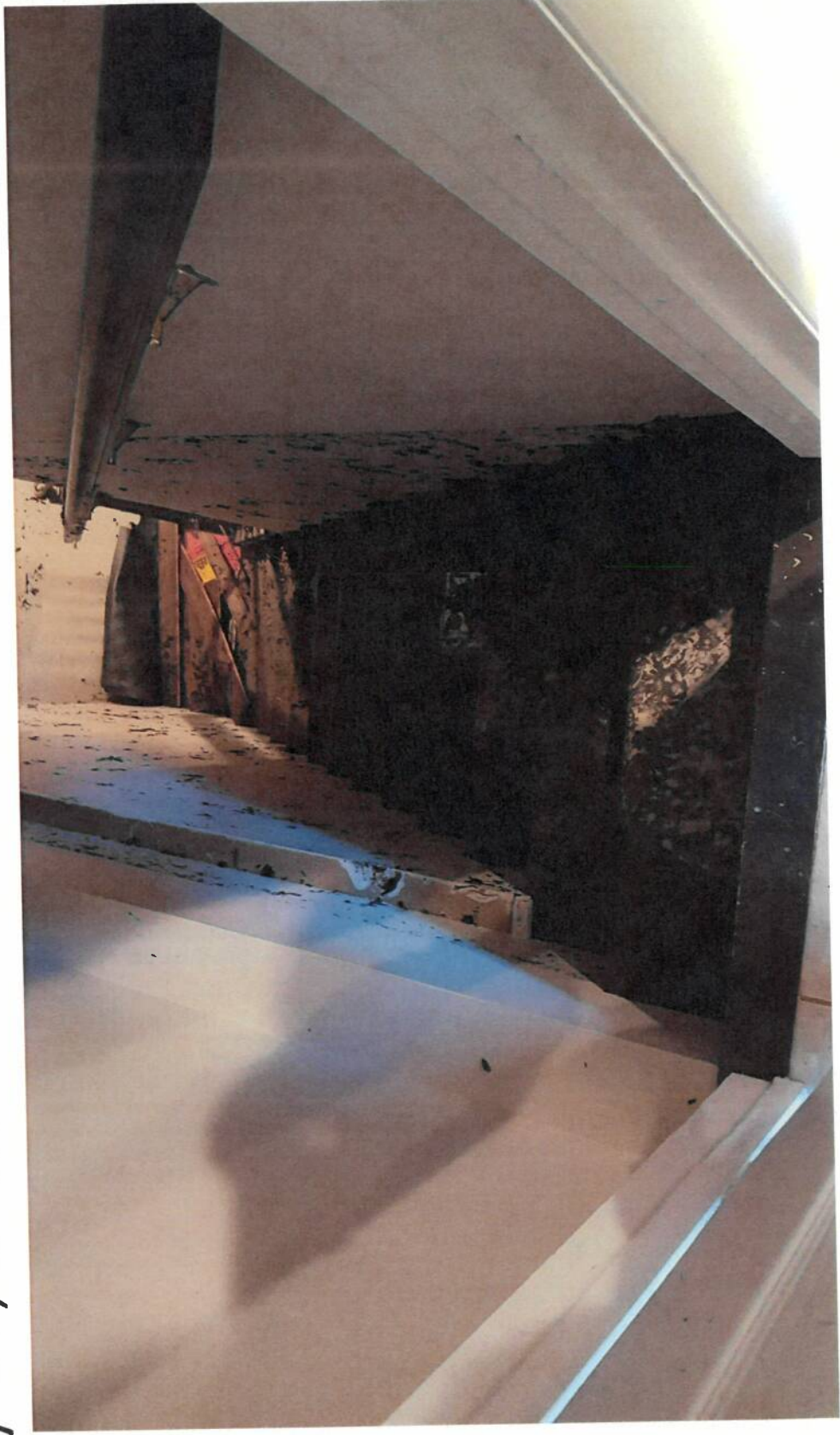
NO. 100 FLOODPLAIN SURVEY BRANCH

ORDER A

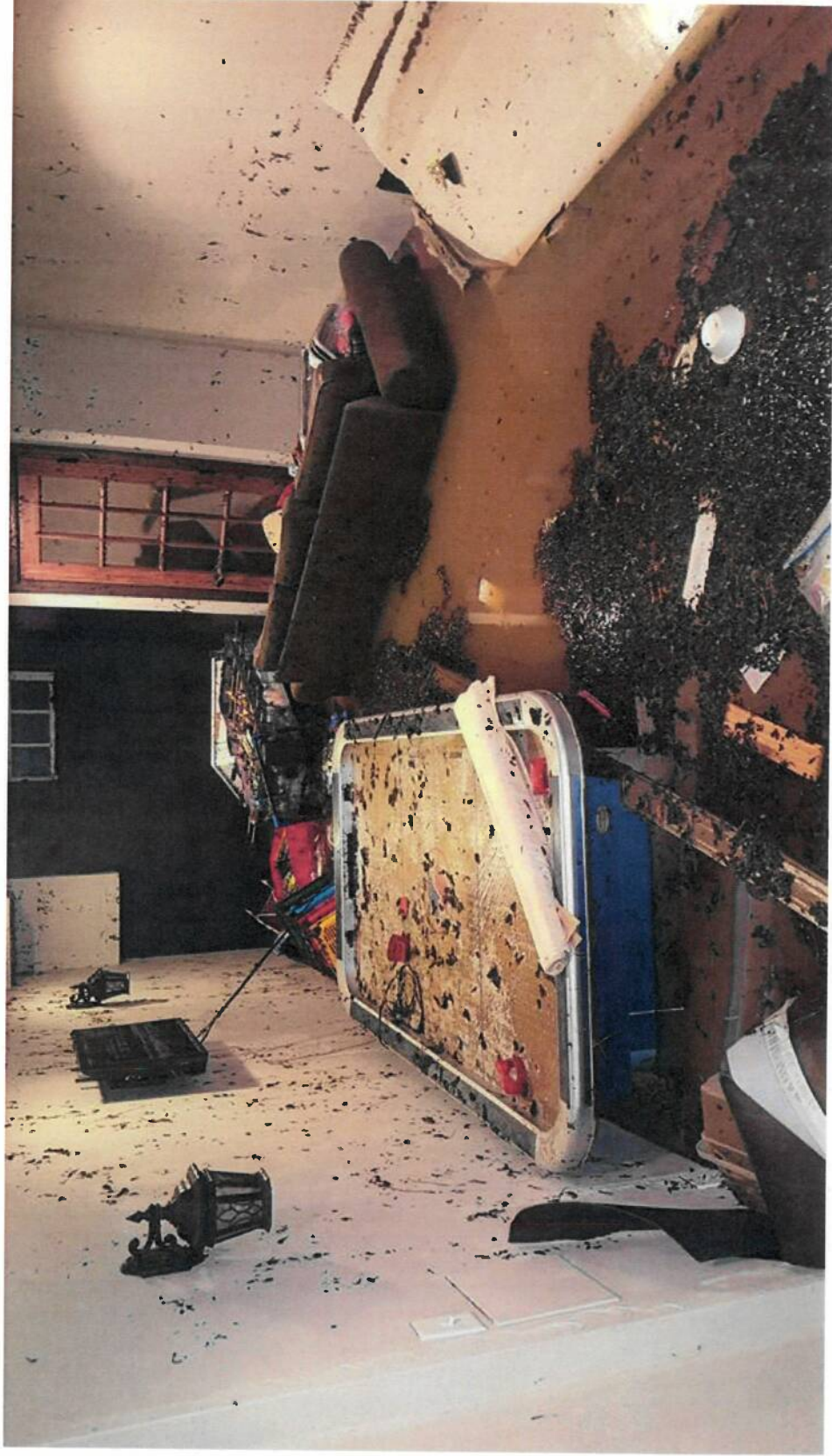
LEGEND

- EXISTING AND PROPOSED FLOODPLAIN OVERLAP
- PROPOSED FLOODPLAIN DECREASE
- PROPOSED FLOODPLAIN INCREASE
- CHANNEL CENTERLINE (C&D)
- EXISTING FEMA FLOODPLAINS
- STORM DRAIN
- REC-PAE CROSS SECTION

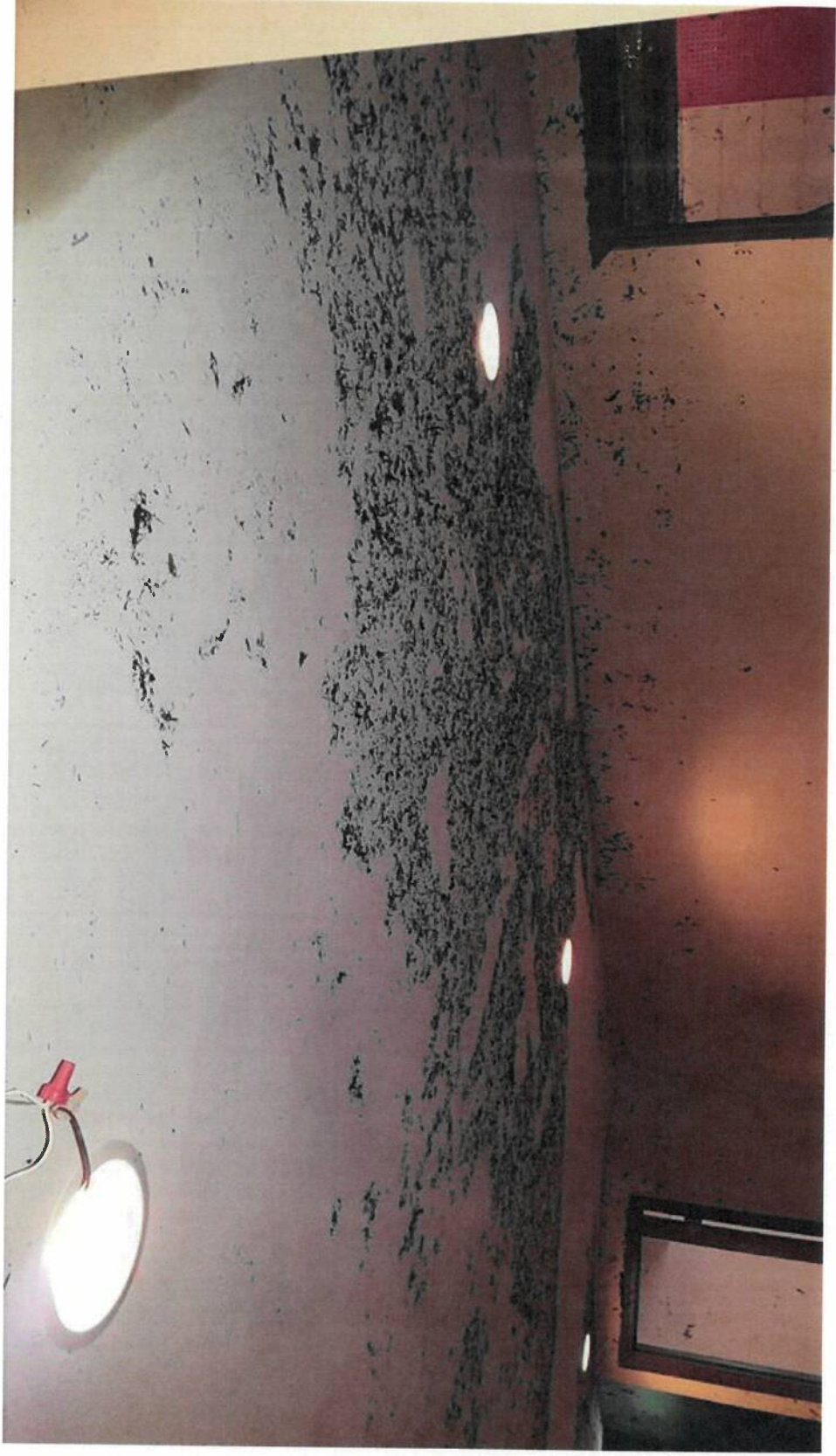
July 30, 2016 – Water Was Inches from Main Floor



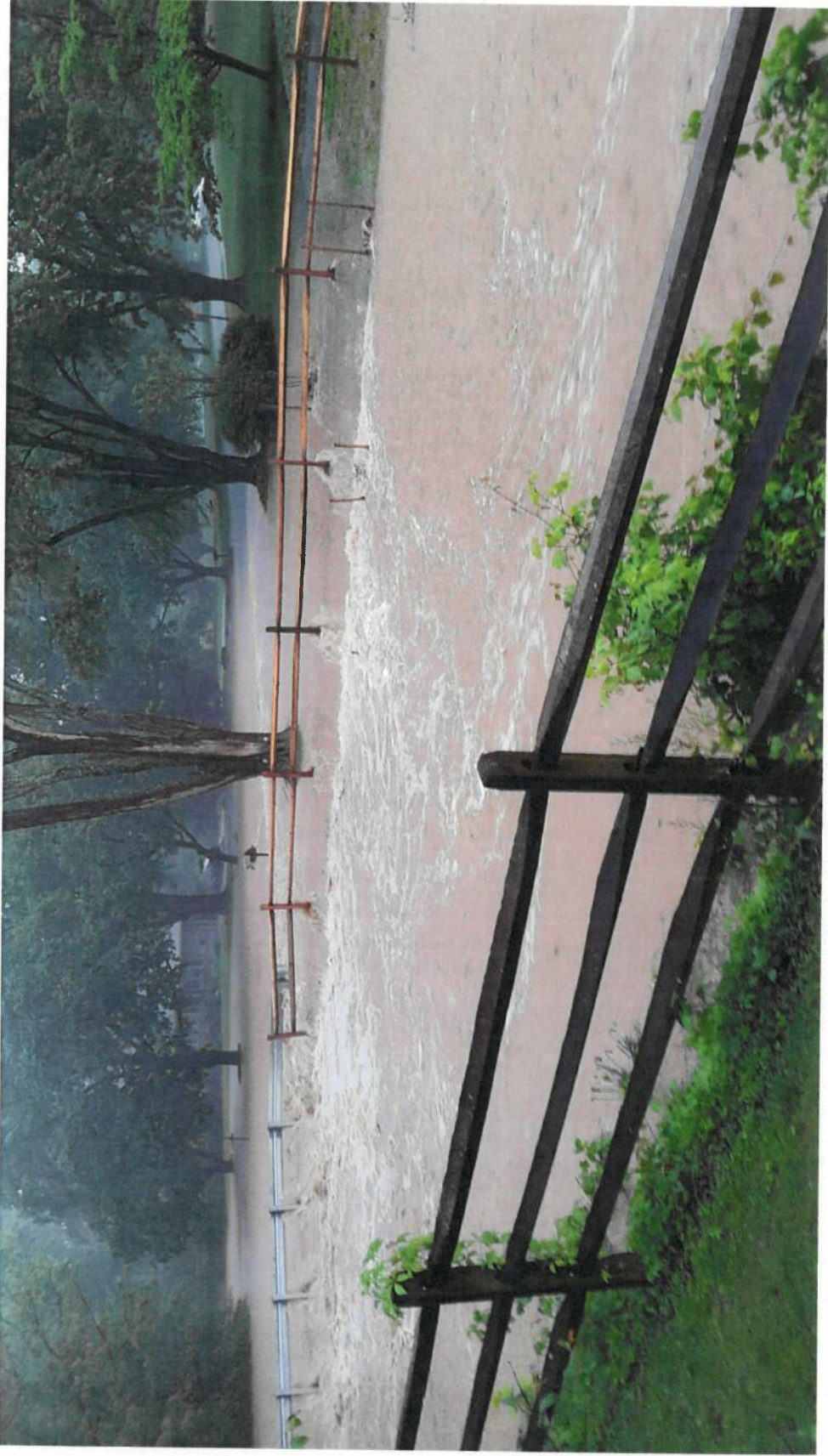
July 30, 2016 – Everything Ruined



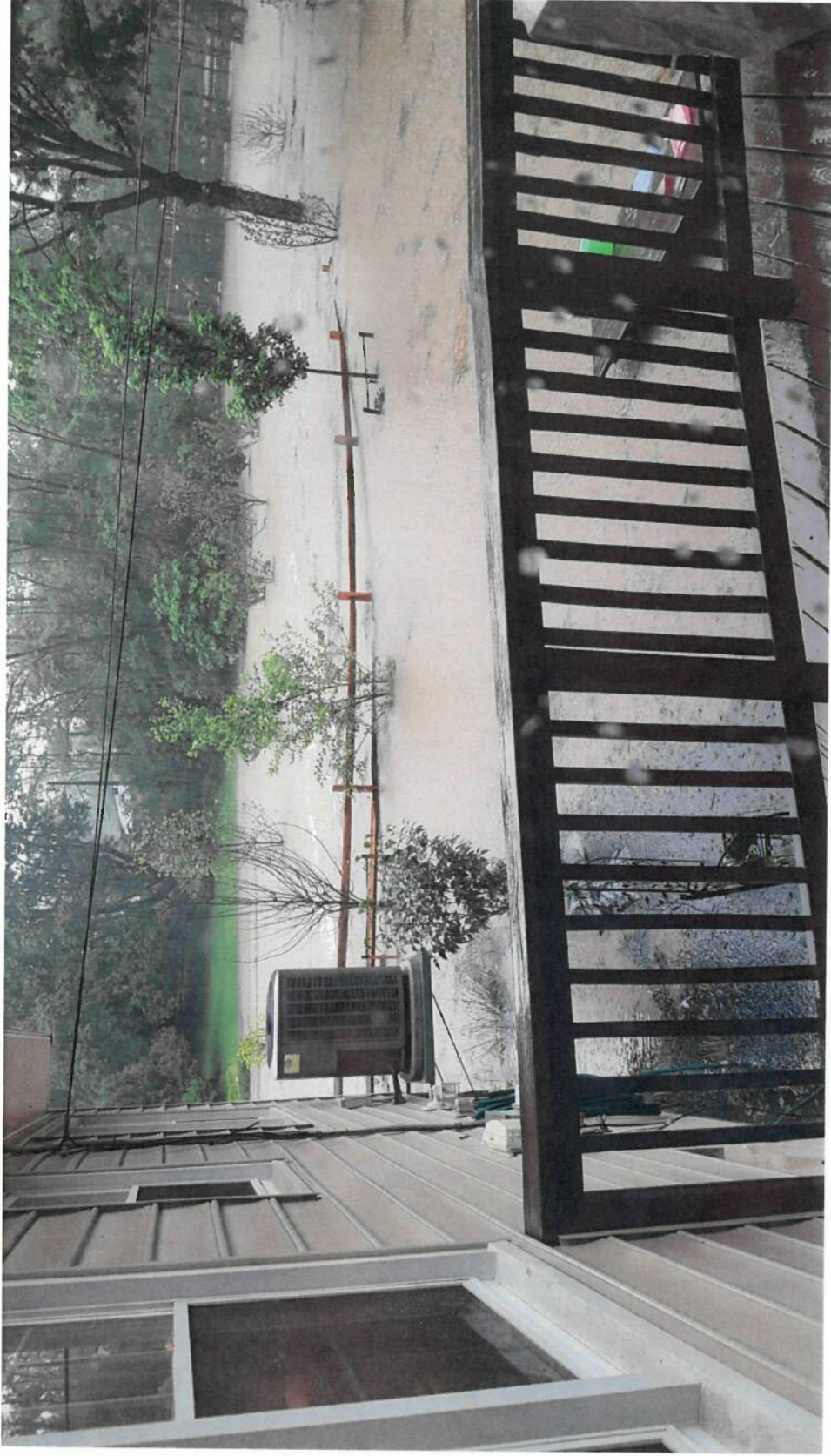
July 30, 2016 – Mulch on the Ceiling



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.

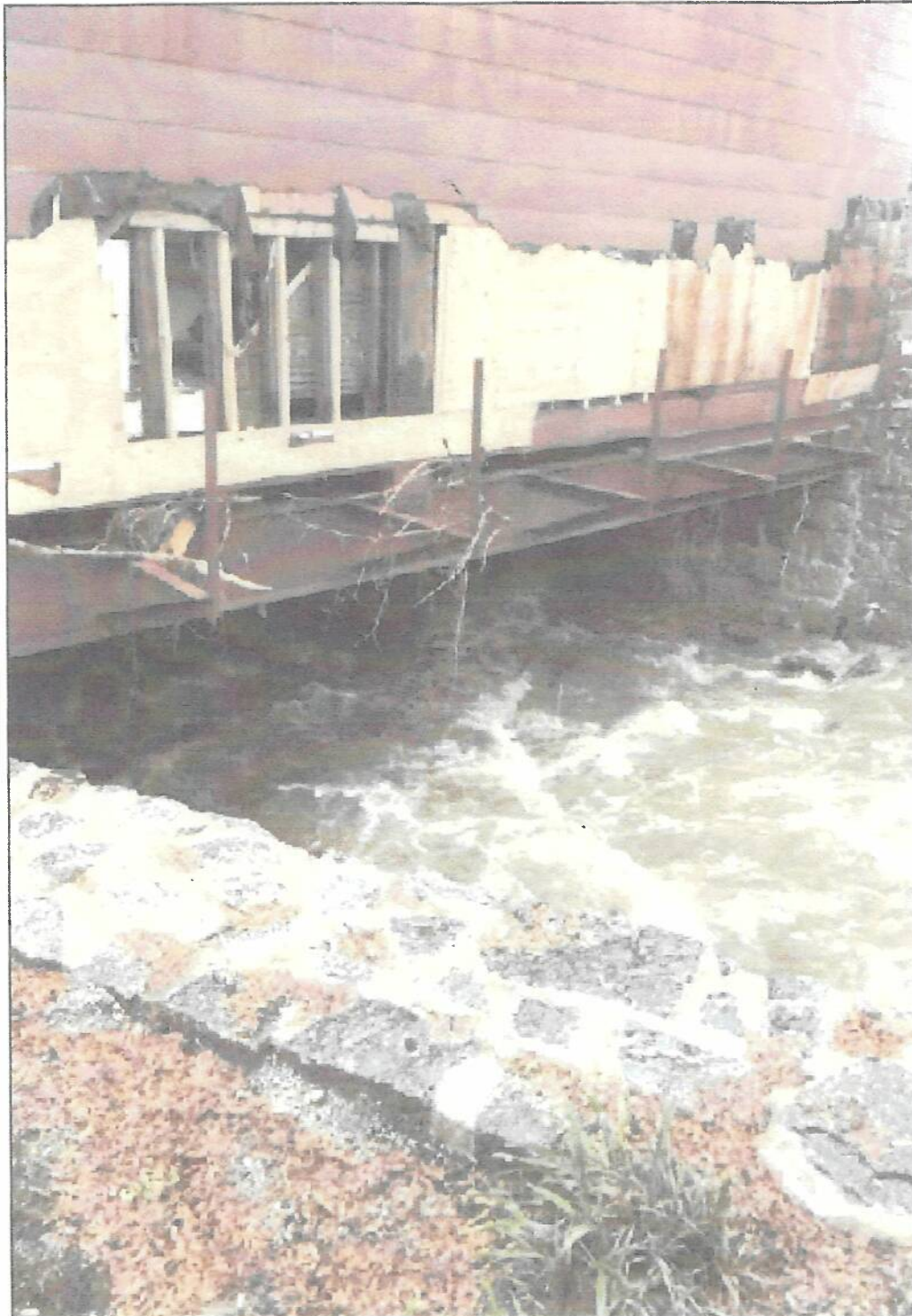
Adding runoff before we restore our defenses will continue to hurt those still trying to rebuild. We are responsible for destroying town by adding runoff before we restore the forested buffers and riparian channels needed to manage rain events in this steep small valley community.

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.



Testimony in SUPPORT of the Tiber Branch Watershed Safety Act (CB56)

Gayle Killen
8572 Main Street
Historic Ellicott City





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

I, SUSAN GARBER, have been duly authorized by
(name of individual)

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: Susan Garber

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: Susan Garber

This form can be submitted electronically via email to 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.

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 10-year 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 100-year 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.

LOT 28
KEYWAYDIN
PLAT No. 4903-4905
ZONED: R-ED

ZONED: R-ED

JOSEPH ELLIOTT CT.

#2
EXTENSION

LOT #37

OPEN SPACE 390
ACQUIRED BY DAVID MOE SHERG 080

KEYWAYDIN

34 HOUSES

400

I AM RE BUILDING
THIS POND
INTO A 100
YEAR POND

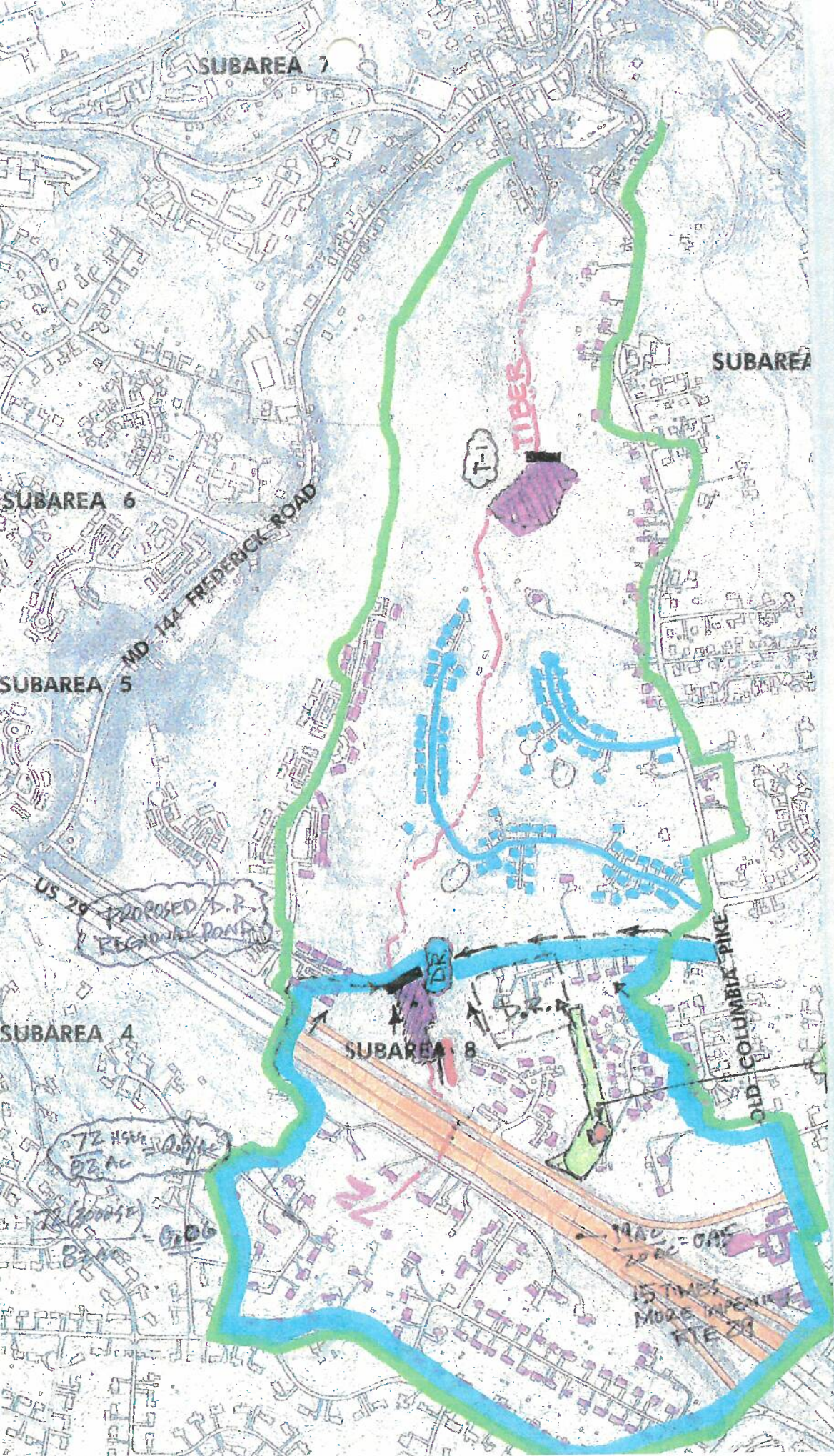
DRAINAGE
EASEMENT

390

10 YEAR
SWIM POND

DOUBLE
VOLUME

THIS STORMWATER POND SERVES THE KEYWAYDIN
COMMUNITY AND PROVIDES



SUBAREA 7

SUBAREA

SUBAREA 6

MD-144 FREDERICK ROAD

SUBAREA 5

TIDES

T-1

US-29 PROPOSED D.R. REGIONAL ROUTE

SUBAREA 4

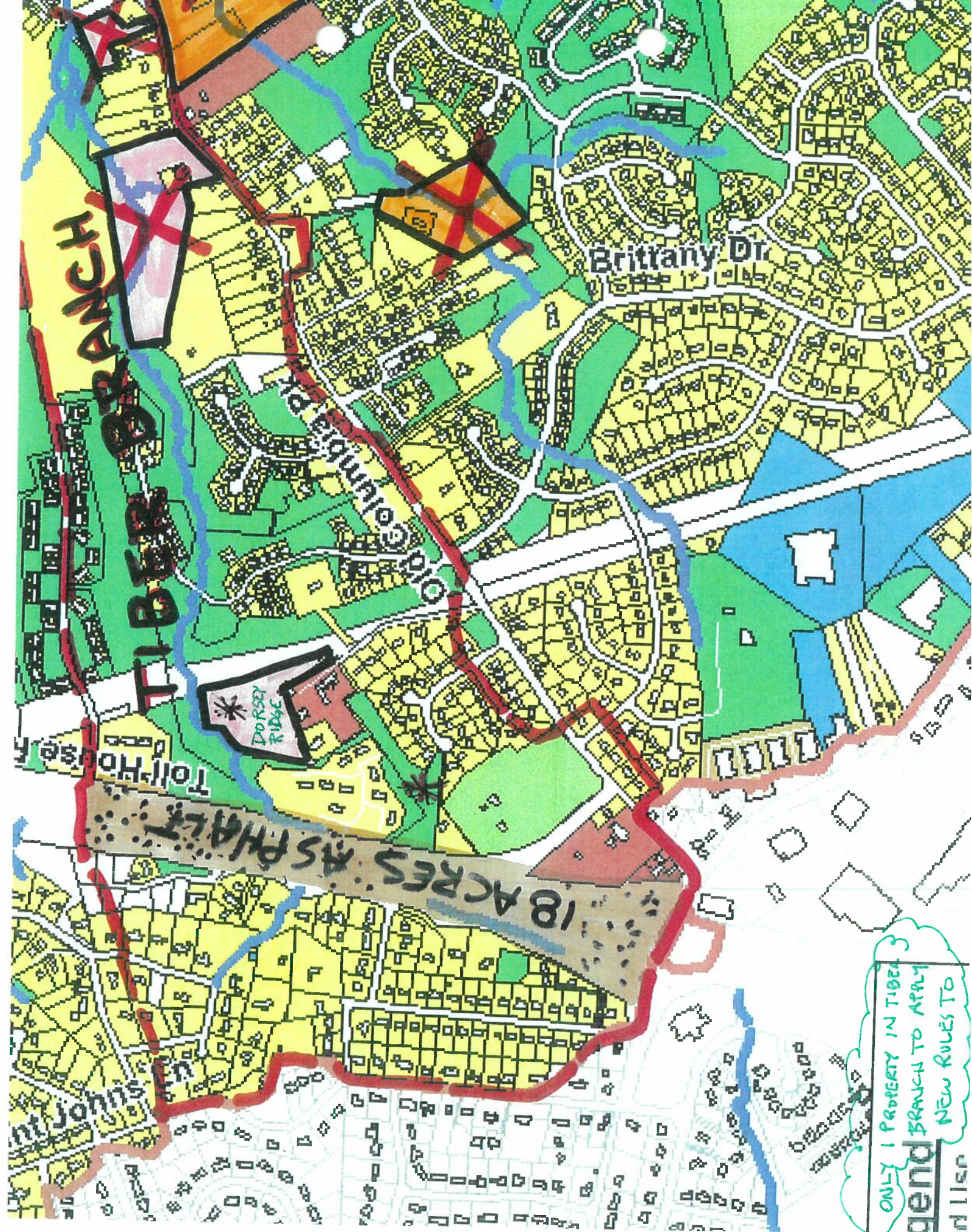
SUBAREA 8

OLD COLUMBIA PIKE

72 HGM 026 AC

1980 12 AC 045

15 THIRDS MORE IMPROVEMENTS RITE 28



TIBBERS BRANCH

Brittany Dr

Oxford Ave

Toll House

18 ACRES AS PHASE

DORSEY RIDGE

St. John

ONLY 1 PROPERTY IN TIBBERS BRANCH TO APPLY NEW RULES TO

pend
ind 11er

EXHIBIT A

*E
DMS*

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 15th day of March, 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 2nd 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.

Timothy McNamee
Judge

Return to:

ENTERED

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

MAR 25 2010

CLERK, CIRCUIT COURT
HOWARD COUNTY

201000

6/13/2018 10:02 AM Csh 0045 Reg 0048
T/Ref 18118204 Grp 000001 R/Lne 000001
01 - Main Location
\$35.00
Validation Number: 0048-134468
100000000-1300-409910-1300000000-999999

TAX SALE DEED9999999999

Parcel Number: 2283077

THIS DEED, made this 11th day of June, 2018, by and between JANE PR. 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:

Handwritten notes:
20
41
3378
67

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.

LR - Deed (w Taxes) 948
Recording Fee no RT 20.00
Name: dorseys ridge
Title: 48
Deed (with Taxes) 40.00
Purchase Charge 33.78
Transfer Tax 67.55
Tax - linked
Subtotal: 161.33
Total: 161.33
06/13/2018 11:04 CC13-NM
10513326 CC0503 -
Howard Co
Columbia/CC05-03-05 -
Register 05

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.

01/15/2018 10:01 AM ... 0048
TAX ... 0048118204 Grp 000001 R Line 000001
Parcel Location
475.00
Parcel Location Number: 0048-134468
1000000000-1300-409910-1000000000-999999
Parcel Number: 2263077

TAX SALE DEED

THIS DEED, made this 17th day 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.

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41
3378
6755

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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.

... 048

WITNESS:

Anthony Jethy

✓ Janet R. Irvin
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 11th day of June, 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: 10/22/19
MaryClare Bank
Notary Public

APPROVED for Form and Legal Sufficiency
This 8th day of June, 2018

Gary W. Kuc
Gary W. Kuc, County Solicitor

Reviewing Attorney:

Kristen Bowen Perry
Kristen Bowen Perry, Senior Assistant County Solicitor

All Taxes on Assessments certified to the Collector of Taxes for Howard County, Md. by 6/13/18 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.

LB

State of Maryland Land Instrument Intake Sheet

Baltimore City County: Howard
 Information provided is for the use of the Clerk's Office, State Department of Assessments and Taxation, and County Finance Office Only.
 (Type or Print in Black Ink Only—All Copies Must Be Legible)

Space Reserved for Circuit Court Clerk Recording Validation

1	Type(s) of Instruments	<input type="checkbox"/> Check Box if addendum Intake Form is Attached. <input checked="" type="checkbox"/> Deed of Trust <input type="checkbox"/> Mortgage Lease <input type="checkbox"/> Other _____ <input type="checkbox"/> Other _____						
2	Conveyance Type Check Box	<input type="checkbox"/> Improved Sale Arms-Length [1]	<input type="checkbox"/> Unimproved Sale Arms-Length [2]	<input type="checkbox"/> Multiple Accounts Arms-Length [3]	<input type="checkbox"/> Not an Arms-Length Sale [9]			
3	Tax Exemptions (if applicable)	Recordation State Transfer Annotated Code of MD, Tax-Property Article, Section 13-207(a)(1) County Transfer Annotated Code of MD, Tax-Property Article, Section 13-402.1(b)(2)						
4	Consideration and Tax Calculations	Consideration Amount			Finance Office Use Only Transfer and Recordation Tax Consideration			
		Purchase Price/Consideration	\$ 6,755.43	Transfer Tax Consideration	\$			
		Any New Mortgage	\$ 0.00	X () % =	\$			
		Balance of Existing Mortgage	\$ 0.00	Less Exemption Amount	- \$			
		Other:	\$	Total Transfer Tax	= \$			
		Other:	\$ 0.00	Recordation Tax Consideration	\$			
		Other:	\$	X () per \$500 =	\$			
	Full Cash Value	\$ 6,755.43	TOTAL DUE	\$				
5	Fees	Amount of Fees		Doc. 1		Doc. 2		Agent:
		Recording Charge	\$ 20.00	\$	\$			Tax Bill:
		Surcharge	\$ 40.00	\$	\$			C.B. Credit:
		State Recordation Tax	\$ 35.00	\$	\$			Ag. Tax/Other:
		State Transfer Tax	\$ 0.00	\$	\$			
		County Transfer Tax	\$ 0.00	\$	\$			
		Other	\$ 0.00	\$	\$			
	Other	\$ 0.00	\$	\$				
6	Description of Property SDAT requires submission of all applicable information. A maximum of 40 characters will be indexed in accordance with the priority cited in Real Property Article Section 3-104(g)(3)(i).	District	Property Tax ID No. (1)	Grantor Liber/Folio	Map	Parcel No.	Var. LOG	
		02	283077	1205/161	0024	0261	<input type="checkbox"/> (5)	
		Subdivision Name		Lot (3a)	Block (3b)	Sect/AR (3c)	Plat Ref.	SqFt/Acreage (4)
		Keywaydin		37			4903	3.479 acres
		Location/Address of Property Being Conveyed (2)						
		Choclaw Drive, Ellicott City, Maryland 21043						
		Other Property Identifiers (if applicable)					Water Meter Account No.	
		Residential <input checked="" type="checkbox"/> or Non-Residential <input type="checkbox"/> Fee Simple <input checked="" type="checkbox"/> or Ground Rent <input type="checkbox"/> Amount:						
		Partial Conveyance? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Description/Amt. of SqFt/Acreage Transferred:						
		If Partial Conveyance, List Improvements Conveyed:						
7	Transferred From	Doc. 1 – Grantor(s) Name(s)			Doc. 2 – Grantor(s) Name(s)			
		Janet R. Irvin, Director of Finance for Howard County						
		Doc. 1 – Owner(s) of Record, if Different from Grantor(s)			Doc. 2 – Owner(s) of Record, if Different from Grantor(s)			
8	Transferred To	Doc. 1 – Grantee(s) Name(s)			Doc. 2 – Grantee(s) Name(s)			
		Dorsey's Ridge, LLC						
		New Owner's (Grantee) Mailing Address						
	308 Magothy Road, Severna Park, Maryland 21146							
9	Other Names to Be Indexed	Doc. 1 – Additional Names to be Indexed (Optional)			Doc. 2 – Additional Names to be Indexed (Optional)			
		Yousif Ali Ahmed						
10	Contact/Mail Information	Instrument Submitted By or Contact Person					<input checked="" type="checkbox"/> Return to Contact Person	
		Name: William E. Erskine, Esq.					<input type="checkbox"/> Hold for Pickup	
		Firm: Offit Kurman, PA Address: 8171 Maple Lawn Boulevard, Suite 200 Fulton, Maryland 20759 Phone: (301) 575-0389					<input checked="" type="checkbox"/> Return Address Provided	
11	Assessment Information	IMPORTANT: BOTH THE ORIGINAL DEED AND A PHOTOCOPY MUST ACCOMPANY EACH TRANSFER						
		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Will the property being conveyed be the grantee's principal residence?					
		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Does transfer include personal property? If yes, identify: _____					
		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Was property surveyed? If yes, attach copy of survey (if recorded, no copy required).					
	Assessment Use Only – Do Not Write Below This Line							
	Terminal Verification		Agricultural Verification		Whole Part		Tran. Process Verification	
	Transfer Number	Date Received:	Deed Reference:	Assigned Property No.:				
	Year	20	20	Geo.	Map	Sub	Block	
	Land			Zoning	Grid	Plat	Lot	
	Buildings			Use	Parcel	Section	Occ. Cd.	
	Total			Town Cd.	Ex. St.	Ex. Cd.		
	REMARKS:							

Space Reserved for County Validation

IN THE CIRCUIT COURT FOR HOWARD COUNTY
MARYLAND

*E
DMS*

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 18th day of MARCH, 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 2nd 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.

Timothy McNamee
Judge

Return to:

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

ENTERED

MAR 25 2010

CLERK, CIRCUIT COURT
HOWARD COUNTY

261000

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 Ilchester 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.

Monday, July 23, 2018

- Both Counties activities are vital to meeting the accessibility and safety for residents and businesses on Main Street since both are affected. For example, right now we have Thistle and River Roads closed, and Hilltop serving as a very dangerous inter-county connector road. Why not include a written invitation to Baltimore County encouraging it to consider similar legislation and invite them to all study activities.
- The State of Maryland CHART system provides video camera streaming for traffic monitoring state wide. Why not utilize assistance from the State to guide the County into a similar network of cameras for water level monitoring around the watershed. While I applaud the effort by an EC resident to do this on his own, he should never have been put in this position. The County should be accountable for finding a solution, funding it, and getting through all the red tape to make it happen.
- The State solution also allows for video sharing of events for emergency management purposes and it can collaborate with DC and Virginia if such an event occurs and warrants it. I don't see why we could not do the same and allow residents to monitor conditions in the watershed just like the traffic cameras show us the weather conditions plus traffic across the State. This informs the public to make the right decisions around the risks of driving or being in flood areas at the wrong time. It also provides excellent data points for any study as you will see actual video of water breaches from tributaries, and run-off from development, and monitor the Patapsco River water level. Stream gauges are ok, and part of the solution, but video is powerful.
- If we would have had such a video system in place two years ago, after the first flood event, we would already have had most of the data for the study. Reviewing it would easily show the offenders and the areas where smaller project efforts could rectify issues now. We have a great Public Works group here and I'm sure they would put this to good use on a weekly basis.
- I do know that we were asked to place images and videos from observed damage around the area. This is a step in the right direction, but how do we as contributors actually see what has been submitted? The real benefit is in the knowledge of seeing where things happened. I walked River Road and easily could see at least nine tributaries that were breached badly from water runoff. Did the same for other roads. We need to see what is out there to learn.

Monday, July 23, 2018

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 [CB56-2018](#) - 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 Valley Mede 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 13th, 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 27th flood.

What we heard from the Deputy Director, Mark DeLuca, is that the neighborhood of Dunloggin is very much like the neighborhood of Valley Mede 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



Lisa Soto <lsoto675@gmail.com>

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 <bliu@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 <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/customer-care/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.

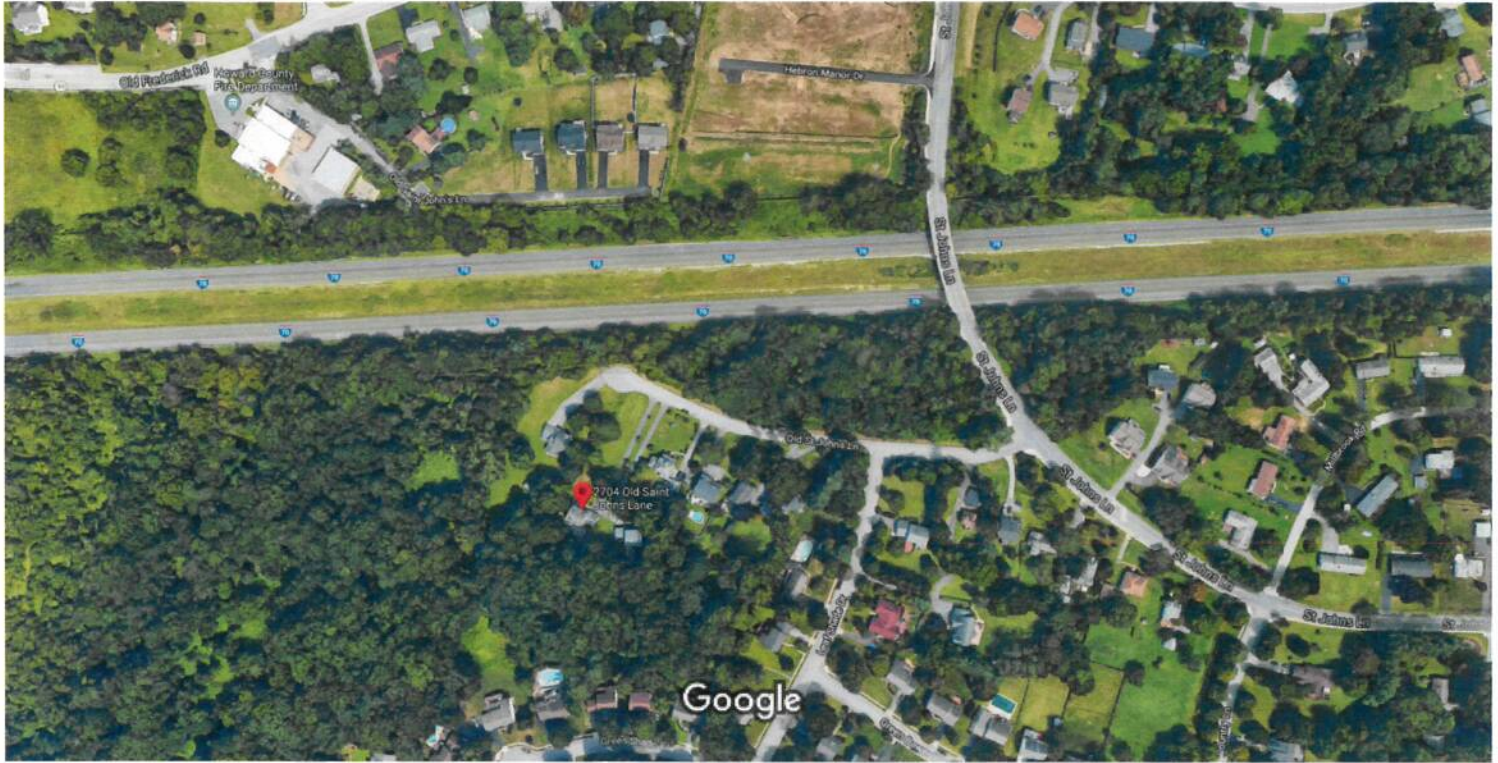
To ensure safety, MDOT SHA must immediately address roadway safety conditions, such as ice on the roadway, traffic signal outages, sinkholes or object(s) in the roadway. Please report highway safety sensitive issues to our Statewide Operations Center toll-free at 1-800-543-2515 or locally at 410-582-5650. 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



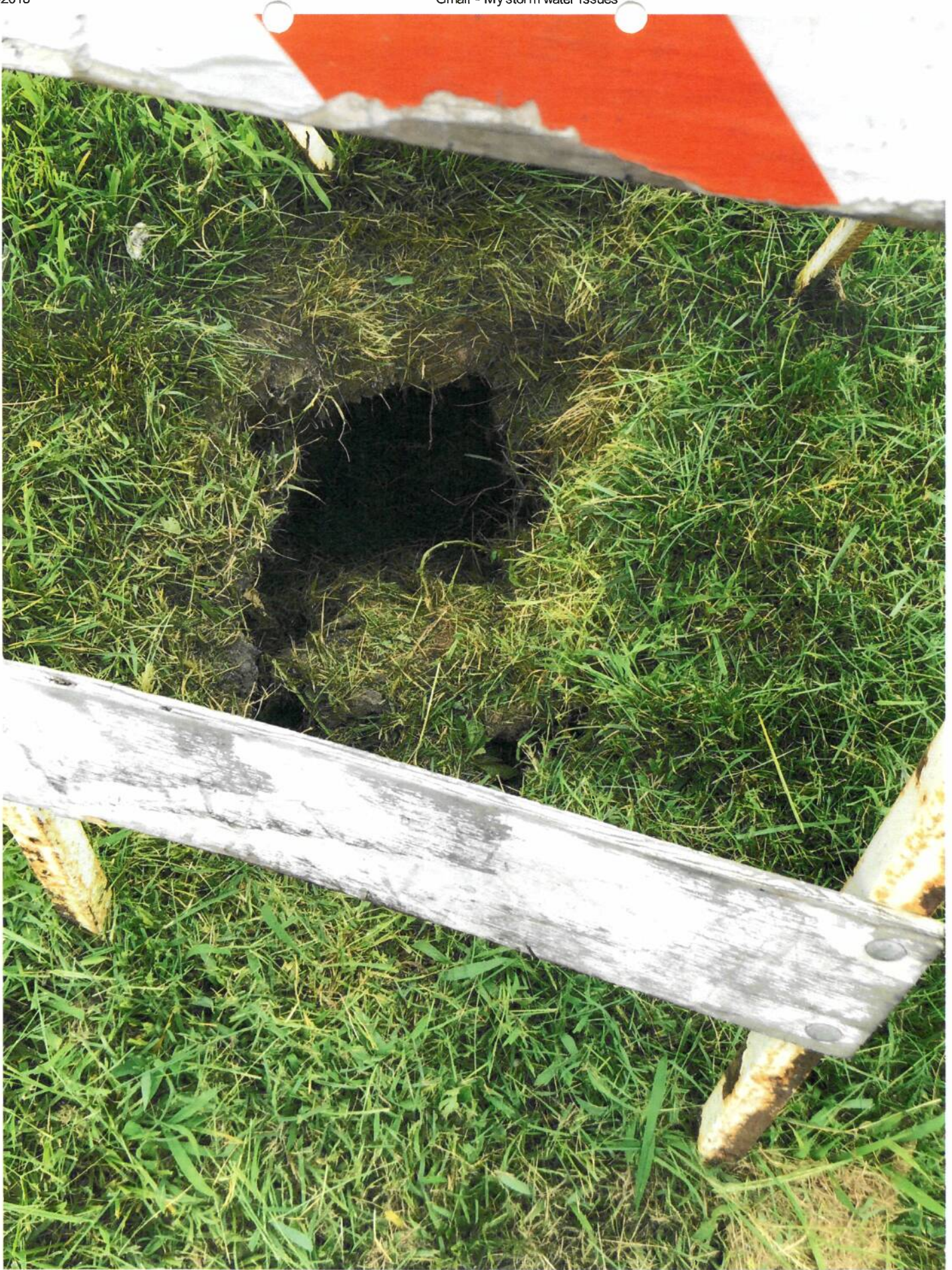
Imagery ©2018 Google, Map data ©2018 Google 100 ft



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

Date: 16 July 2018

Subject: CB56-2018 – HCCA Testimony for Ellicott City

My name is Stu Kohn and I am the President of the Howard County Citizens Association, HCCA testifying on their behalf and we are all in favor of this Bill.

We by all means appreciate the efforts of Councilman Weinstein who tried his best to do something positive in an attempt to mitigate the Ellicott City disasters. Councilman Weinstein all one can do is try and you certainly did this now and in September 2016. Jacqueline Kennedy is quoted as saying, "One man can make a difference and every man should try." To this end it looks like you have succeeded by having your colleagues join you almost two years later. This is a plus and you should be able to hold your head up high. There is another saying we believe is very appropriate by John Kennedy when he stated, "Let us not seek the Republican answer or the Democratic answer, but the right answer. Let us not seek to fix blame for the past. Let us accept our own responsibility for the future."

On September 19, 2016 our Treasurer, JD Smith testified for HCCA in favor of CB 65 regarding the same subject. We present you with this testimony for your reading pleasure. We stated back then and still feel the same way this bill, should apply to the entire county. The water in the Tiber-Hudson watershed is contained within the larger Patapsco watershed covering portions of Baltimore City and Carroll County, with the largest portions being in Howard, Baltimore and Anne Arundel Counties. To look at Tiber-Hudson alone is short sighted. A moratorium on permitting and inspection should be issued for the entire county.

Now we have some specific questions relating to the contents of CB56-2018 as follows:

Refer to Page 3, Lines 11, 16, and 21 – Regarding the Effective Date our suggestion is that it needs to extend until such time when the report is completed. It needs to go well beyond this date until ALL analysis has been fully satisfied by the experts and the public has had a chance to comment by conducting public forums to discuss the results to suggest any potential further improvements. All the criteria as stated on Page 4, Lines 3 thru 28 shall be accomplished and are pertinent to establishing the "Effective Date." The "Effective Date" shall not go into effect until such time. Please consider adding this clause to Page 7 of the Bill Lines 8 thru 13.

Refer to Page 6, Lines 16 thru 19 – It states, "That DPZ under the Development Review Process, filed on or before the "Effective Date" of this Act may proceed but shall not be considered for plan approval by DPZ until the expiration of this Act." The question is when is the expiration of this Act? We are curious under this proposed Bill how many projects will be affected?

Refer to Page 7, Lines 1 thru 3 – Do you have any reason why you might think this Act will be declared unconstitutional or illegal?

Refer to Page 7, Lines 5 thru 6 – Why do you think there is a possibility of a conflict?

We recommend rather than use the moratorium to study the issue in the Tiber-Hudson, use it to develop a comprehensive watershed plan for the entire county.

Thank You and we want to reiterate Councilman Jon Weinstein's monumental effort.



Stu Kohn
HCCA, President



HCCA

Howard County Citizens Association

Since 1961...

The Voice Of The People of Howard County

Howard County Council

September 19, 2016

CB 65 Testimony for HCCA

Good evening

I am JD Smith, Treasurer of Howard County Citizens Association (HCCA).

HCCA supports CB 65. The purpose of this act is to allow County government time to study whether development in the Tiber-Hudson watershed needs to be further restricted. We believe, however, that the bill, itself, is too restricted. It should apply to the entire county. The water in the Tiber-Hudson watershed is contained within the larger Patapsco watershed covering portions of Baltimore City and Carroll County, with the largest portions being in Howard, Baltimore and Anne Arundel Counties. To look at Tiber-Hudson alone is short sighted. A moratorium on permitting and inspection should be issued for the entire county.

Developers have submitted more than 100 proposals to build homes, shopping centers and other developments near Ellicott City since 2001, and most applications have been approved. Officials have acknowledged the county's approach to handling stormwater runoff has been piecemeal in some parts of the county. It has been so because an overall plan and systemic approach to the issue does not exist or has not been adhered to. The approach so far is a series of tactics without an overall strategy. The unique challenge in the historic district is that stormwater management must happen outside the flood-prone area in order to help it cope with future rains.

HCCA supports the bill primarily because of the moratorium. As to the need for a study, what could possibly be learned that hasn't been learned thousands of times before? There can be no doubt that there is a relationship between development

and flooding. We don't need to study whether or why. Development removes trees and other natural vegetation that serve to reduce flow and retain water. It regrades natural contours. It replaces pervious surfaces with streets, sidewalks and roads. It invites more people. And it often occurs in the absence of adequate public facilities to support it. A report titled 2006 Watershed Restoration Action Study, prepared by DPZ for the Maryland Department of Natural Resources, found that in 2004 the Tiber-Hudson sub-watershed had the second highest percentage of impervious surface cover – 27% - than any other sub-watershed studied. In the ensuing 12 years it has possibly doubled. Technology cannot completely undo the effects of development and leave a stream hydrologically behaving as though the watershed had not been developed.

HCCA believes that more time will be required to complete a comprehensive study, much less develop a reasonable comprehensive plan. We propose that, in addition to extending to the entire county, the moratorium should be a year at least. We are curious as to how nine months was the chosen time frame. Rather than use the moratorium to study the issue in the Tiber-Hudson, use it to develop a comprehensive watershed plan for the entire county. Then follow the plan. Every project should be in service of an overall plan. Too many things are studied and too many reports are sitting on shelves gathering dust. Every project that is undertaken should start with the question, "How does this fit in with the plan?" Have definable, measurable goals and evaluate success in terms of defined outcomes instead of task force reports and unrelated projects



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

I, Stu Kahn, 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 CB-56 to express the organization's
(bill or resolution number)

support for / opposition to / request to amend this legislation.

(Please circle one.)

Printed Name: Stu Kahn

Signature: [Handwritten Signature]

Date: 16 July 18

Organization: HCCA

Organization Address: P.O. Box 89 ELLICOTT CITY, MD 21041

Number of Members: 300

Name of Chair/President: Stu Kahn

This form can be submitted electronically via email to 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.

July 16, 2018

Lisa Markovitz

President, The People's Voice, Ellicott City MD

CB – 56 SUPPORT, request amendments

Thank you for your attention to the concerns about storm water management in development and its effect on flooding. We support this Bill and make the following suggestions.

1. Please amend line 20 page 3 where it addresses the Zoning Board activity restrictions, where it reads “for piecemeal map amendment for property that drains....”, please amend to “for any map amendment for property that drains....” This will strengthen language and assure that zones like CEF are included in the restriction even though they don't have to prove piecemeal requirements of change or mistake, and we can avoid any wiggly procedural definition issues.
2. Please amend page 7 paragraph I, regarding the length of the effective period of this Bill. Clearly the intent of this Bill is have time to conduct the studies required within it, and have time for the Council to respond to the studies and implement suggestions. The effective date should be at least six months after the completion of the studies, if longer than the one year, to capture the need to extend this Bill's effective period if the studies are delayed, without the need for further legislation.
3. Please include the Plumtree watershed area and other specific neighborhood areas that have seen significant flooding increases in recent years in addition to the Tiber Watershed, so that improvement to all the most flood prone areas can be addressed and remedied at once.
4. Please do not exempt projects that adhere to certain labels of storm water management, like 100 year storms. We all know that these labels need to be reconsidered because statistical probabilities of a storm occurring each year, don't seem to weight current events strongly enough. I know that the term 100 year storm doesn't necessarily mean once in a hundred years but means a one percent chance of happening in the given year, but even considering that definition and not the vernacular understanding of once in a hundred years, these intense storms are clearly happening every few years, and the measurement of percentage of probability of occurrence clearly needs updating. Exempting any projects from this Bill's requirements should not happen, even if an expert is hired to testify they are mitigating to a two year storm. Words are not enough anymore, and we thank you for recognizing the need to study and implement stronger protections, for quantity and not just quality of runoff.

Lastly, please consider creating watershed residential unit allocation reductions going forward outside this effective period.



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

I, Lisa Markovitz, have been duly authorized by
(name of individual)

The People's Voice LLC to deliver testimony to the
(name of nonprofit organization or government board, commission, or task force)

County Council regarding CB 50-2018 to express the organization's
(bill or resolution number)

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

Printed Name: Lisa Markovitz

Signature: [Handwritten Signature]

Date: 7/16/18

Organization: The People's Voice, LLC

Organization Address: 3209 Corporate Court

Ellicott City MD 21042

Number of Members: 2182

Name of Chair/President: Lisa Markovitz, President

This form can be submitted electronically via email to 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.

Good evening, thank you for hearing my testimony.

In 2016, I testified in support of Jon's legislation CB 65 for a temporary moratorium on development in the Tiber Hudson watershed as well as requested review of the existing stormwater management standards in the watershed, and requested that the implementation of flood mitigation projects begin immediately.

Today I am testifying in support of CB 56, the Tiber Branch Watershed Safety Act that will pause development in the watershed. And I am also still asking that the stormwater management standards be reviewed and that flood mitigation projects begin immediately.

With all due respect, it does feel like we are in a Groundhog Day situation and are having good deal of trouble making progress.

In December 2015, our Ellicott City Flood Workgroup released our findings that included the following: "Efforts should be made to return developed space to the natural environment where possible. Efforts should be made to protect and preserve the existing green and forested areas in the watershed. Where development must take place, it should be under the requirement of making no adverse impact on the environment. Development in the watershed has contributed to the flooding danger and this needs to be considered if proposals for new development occur."

This bill is coming late – development and redevelopment projects that have begun since the 2016 flood required greater scrutiny and review. Failures associated with the Burgess Mill II retaining wall are a case in point.

While I do support this bill, it is not doing enough and I hope that after you pass this bill, you will consider the following.

- The bill calls for a lot of analysis-based actions. While some analysis after this last event should certainly occur, we do know enough about the problems and potential solutions to move beyond analysis to implementation.
- Floodproofing needs to take higher priority, and finding ways to help businesses and residents floodproof structures in accordance with standards laid out by the Army Corps needs to be a priority.
- Review Montgomery County's Special Protection Area designation that in which a developer must follow strict requirements throughout the project in order to reduce the threat to critical natural resources. These areas are officially designated by County Council. Developers must locate and rate infiltratable soils, conduct Forest stand delineation and natural resources inventories, including identifying Erodible soils and areas of steep slopes and providing a drainage area map showing the upstream drainage area, hydrologically important fractures, and the location of existing developed areas and BMPs in the subwatershed
- Please review all the recommendations made by the Flood Workgroup in 2015 as they are still relevant and not enough progress has been made on them.
- Lastly, the Flood Workgroup needs to be formalized into a permanent entity with a proper organization structure and function to advise the County and serve as a public forum for

continued vetting of Ellicott City's flood problem as well as other areas of the County with persistent flooding. This is something that we had been talking about for the past 6 months but had been told needed to wait for completion of the Master Plan. Now the Flood Workgroup hangs in limbo when it is needed now more than ever before.

As a member of the Flood Workgroup, I and my fellow members are aware more than most, of the progress that has been made over the past several years. We are aware of all of the studies that have been completed, the walls that have been re-built, the designs for flood mitigation projects that are in progress. There is still a tremendous amount of education that is needed, programs to be built and implementation that needs to occur. As the Director of Howard EcoWorks, I can tell you that my organization has been and will continue to be a strong non-profit partner for these efforts. Thank you for all that you have done to mitigate flooding in Historic Ellicott City. I'm looking forward to working with the County on continued and amplified progress.



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


I, Lori Graf, have been duly authorized by
(name of individual)

Maryland Building Industry Association to deliver testimony to the
(name of nonprofit organization or government board, commission, or task force)

County Council regarding CB56 to express the organization's
(bill or resolution number)

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

Printed Name: Lori Graf

Signature: 

Date: 7/16/2018

Organization: Maryland Building Industry Association, Howard

Organization Address: 11825 W. Market Place, Fulton, MD 20759

11825 W. Market Place, Fulton, MD 20759

Number of Members: 1024 companies (100,000 members)

Name of Chair/President: Jamie Fraser

This form can be submitted electronically via email to 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.

Good evening. I am Ross Taylor with an office address of 4100 College Avenue, Ellicott City Maryland. In 1895 my great, great grandmother, Rachel Caplan came to Main Street. Not long after my great grandfather Isaac Taylor began his first shop here. Five generations later here I am today to ask that Council Bill 56 be rescinded or amended to benefit Ellicott City.

We are all here, I believe, wanting the same thing. To reduce the potential for damage to both person and property in Ellicott City. Council Bill 56, as presently written does nothing to accomplish this, in fact it makes it worse.

My family and I own or are part owners of 10 properties on Main Street below Old Columbia Pike that were severely damaged in each of the last two major floods. We own another two dozen properties in the area which have been affected.

Our family's position is unique, however, in that we also own over 70 acres at the top of College Ave, a portion of which drains to the river which flows to Main Street. This bill without amendment will prevent us from putting in place at the top of the hill, with our own funds, the protections that will help benefit our property and the property of others at the bottom of the hill. We are requesting that this bill be amended to allow development with 100 year or better storm water management to proceed without delay so that private citizens like myself can continue to help the problem. Current regulations for this area already require 100 year flood control which will retain 8.5 inches of water in 24 hours, thus reducing runoff to Ellicott City with new development.

The suggested amendment to fix this is before you to permit these projects to move forward without delay. We understand the bill as written would permit projects that are exclusively for storm water management, but other than county or state sponsored projects, it is unreasonable to expect private citizens to do such work with no means of funding.

Our 70 acres at the top of the hill was built largely between 1907 and 1968, with acres of impervious surfaces, a hospital, and no storm water management to speak of other than to get the water safely off the land as was the accepted practice at that time. The new development we have planned will meet or exceed 100 Year Storm Water Management requirements and reduce, not increase, storm water runoff from this property. Signing this bill as written prevents this from happening. New development is not the problem, it's part of the solution.

We don't need more study or more regulations to figure out that new development is part of what will help; we've known it for over a year with the results of the McCormick Taylor Study. No relation by the way. This study says major infrastructure is required. Major infrastructure plans such as the Alexander Plan also need to be seriously considered.

Redeveloping my family property and each and every other project of others in the watershed will help, not hurt Ellicott City by meeting or exceed the existing 100 Year storm water requirements. Please amend or rescind Council Bill 56 as requested to permit new projects to proceed and to help protect Ellicott City from flooding. Thank you.

This amendment would be item 4 under paragraph D. *Exemptions:*

D.4. Any proposed construction, demolition, or re-construction on real property that drains in whole or in part to the Tiber Branch Watershed that reduces the flow of storm water to the Tiber River in Ellicott City through the incorporation of storm water management which meets or exceeds the 100 year flood management requirement.

Testimony regarding Council Bill 56 - Tiber Branch Watershed Safety Act

Melissa Metz, 3101 Chatham Rd., Ellicott City, MD 21042

I fully support Council Bill 56-2018, which will pause development in the Old Ellicott City watershed for 12 months while mitigating factors are further studied. Further, I request that the Plumtree and Little Plumtree watershed (in the Valley Mede/Chatham neighborhoods) also be included in the bill.

1. I am very concerned about flooding in Ellicott City, as it places lives, livelihoods, and property in danger.

a) In the 2016 and 2018 floods, four people lost their lives. Several more people were rescued from the water in Old Ellicott City and Valley Mede/Chatham. This is a major concern, beyond any economic or other impact.

b) There was a large economic impact as well. In addition to public infrastructure and economic impact (on which data is available), damages to private property were significant. They were not fully assessed, however, they are likely in the range of \$100 million for the 2016 flood. The "case study" commissioned by the county government identified \$3.4 million in losses to private property. A community effort to gather more comprehensive information on damages found that there were an additional \$11.1 million in losses for 25 residential properties, 6 businesses, the 270 cars impacted, and an additional 23 commercial properties. As this represents only a fraction of properties and businesses in Old Ellicott City, the real scale of the damage is likely closer to \$100 million.

c) There were also flooding events that devastated property in Ellicott City in 2011 and 2014; and

d) The financial, physical, mental, and emotional impacts on people living in both the Tiber watershed and the Plumtree/Little Plumtree watershed cannot be quantified.

2. Run-off caused a substantial amount of the flooding, with water coming down from above and flowing down Frederick Road and Main Street. And as the draft legislation itself states, "development in the Tiber Branch Watershed may have contributed to flooding events in the Watershed. Planned and future development of property that drains in whole or in part to the Tiber Branch Watershed may pose a threat to public health, safety, and welfare in the Watershed."

3. Therefore, the 12-month pause in issuance of permits and approvals of the type specified in the draft bill, combined with the additional studies and recommendations on stormwater quantity management, zoning, and others as listed in the draft bill, are essential to safeguard lives, livelihoods, and property.

4. However, the draft bill includes only the fact that such studies will be conducted. In the interest of public safety and transparency and responsibility of our elected officials, I request that the results of such studies be presented and discussed in public hearings, and that substantial effort be made to inform the public of when the recommendations therein will be considered by the Planning Board, County Council, and others, so that we have an opportunity to make our voice heard on what comes out of these studies. That is the most important part.

Request to Include Plumtree/Little Plumtree watershed

1. I further request that, in addition to the Tiber watershed covered by the draft bill, that the Plumtree (also including Little Plumtree) watershed be included as well. This area includes the Chatham and Valley Mede neighborhoods, which were flooded in 2011, 2014, 2016, and 2018.

2. Flooding in the Plumtree watershed has been devastating:

a) In 2016 and again in 2018, more lives were nearly lost - and these lives were saved thanks to rescues by neighbors (not first responders). In 2016, a passenger had to be rescued from a vehicle in the water at Longview Drive and Brookmede Road, and three passengers had to be rescued from two vehicles at Chatham Rd. and Joey Dr.. Despite repeated calls to 911, no emergency personnel responded to these events in 2016. In 2018, a vehicle was swept into the culvert on Chatham Rd. and the two occupants were rescued by neighbors. One occupant was rescued using ropes, while the other was swept through the drainage pipe and rescued on the other side. In 2018, emergency personnel arrived 30 minutes after the rescues happened. Thus, flooding in the Plumtree watershed poses a substantial risk to people's lives - people needing to be rescued and the neighbors participating in the rescue.

b) In 2016 and 2018, the main access/egress points in to and out of Valley Mede and Chatham were flooded, rendering most of the neighborhood as islands with no egress potential - residents were literally "trapped" in the neighborhood as the flooding ensued.

c) The lack of emergency response and flooded ingress/egress could put lives at risk if a medical or other emergency were to occur at the time of flooding.

d) Multiple homes have been rendered uninhabitable, and as a result of the 2011 flood one house had to be completely torn down. Homeowners have sustained continual damage to their properties along with the loss of peace of mind and their personal safety.

3. The neighborhood suffers some of the same issues as development in the Tiber watershed - the neighborhood was developed before modern stormwater management and drainage standards were implemented. Most of the stormwater drainage structures were built based on 10-15 year storms as defined decades ago (and storms have increased in intensity since then so that a 10-15 year storm standard is less than a 10-15 year storm today - as evidenced by the increase in Howard County's 100-year storm benchmark after the 2016 flood). Therefore, the same approach of pausing development and developing recommendations on drainage and zoning, etc., is appropriate.

4. Another look at this watershed is also warranted because:

a) The hydraulic and hydrology study of Valley Mede/Chatham did not find solutions for flooding in Little Plumtree. Solutions are needed, especially since five people had to be rescued from this area in 2016 and 2018 combined.

c) The stream reconstruction on Longview, recommended by studies paid for by the county government, blew out in the 2018 flood.

d) All of the work to improve the stream bed behind/between Michael's Way, Ramblewood and Ramsey failed to control / accept the storm water that ravaged the neighborhood in 2018 as the 3000 block of Ramblewood was converted in to road-sized drainage swale that was depositing raging stormwater on to North Chatham (by passing the drainage culvert).

e) Public records of underground drainage throughout Valley Mede/Chatham are missing. In some cases, easements that were planned were never finalized, or the ownership of land is in limbo (i.e. developer who owned the land passed away and no successor has been found). Some neighbors have been told that they would have to repair/replace these structures, at their own cost - before the County would assume management/maintenance of the structures. Therefore, a thorough examination of existing underground drainage conduits must be completed in order to fully assess where the storm based flood waters are coming from.

5. Route 40 flooded in the 2018 flood as well. This area includes many businesses, economic activity, and jobs that are important to the county.

Thus, we urge you to include the Plumtree watershed, including any impacts downstream, in the bill. Thank you very much.



PATAPSCO HERITAGE GREENWAY, INC.

P. O. Box 96, Ellicott City, Maryland 21041 | info@patapsco.org

Chairperson Sigaty and Members of the County Council
3430 Court House Drive
Ellicott City MD, 21043

Re: CB 56-2018
Temporarily Prohibiting Development in the Tiber Watershed

Chairperson Sigaty and Members of the County Council:

The Executive Committee of the Patapsco Heritage Greenway on July 11, 2018 voted to support Council Bill 56. A good portion of the Tiber Branch watershed is located in the State certified Patapsco Valley Heritage Area. Our Management Plan document, adopted by the State, profiles the historic resources and unique environmental features of the Tiber Branch watershed including the Ellicott City Historic District.

Our organization has worked diligently through the 2 major flood events. After the most recent May 27, we again conducted clean up efforts with the help of over 155 volunteers. We removed more than 3 tons of trash from adjacent streams, stream banks and the Patapsco River.

We stand ready to participate with other members of the community and Howard County to seek solutions that will protect the Tiber Branch watershed and preserve the historical resources within our Heritage Area while providing safety to residents, business and visitors. We concur that these solutions need additional time ^{vto} implementation.

Sincerely,

A handwritten signature in cursive script that reads "Victoria Goodman".

Victoria Goodman
PHG Vice President

CC: Lindsey Baker, PHG Executive Director

PATAPSCO HERITAGE GREENWAY, Inc. is a 501(c)(3) organization working to preserve, protect, interpret, & restore the environment, history, and culture of the Patapsco Valley Heritage Area.



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

I, Victoria Goodman, have been duly authorized by
(name of individual)

Patapsco Heritage Greenway to deliver testimony to the
(name of nonprofit organization or government board, commission, or task force)

County Council regarding Bill 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: Victoria Goodman

Signature: Victoria Goodman

Date: July 16, 2018

Organization: Patapsco Heritage Greenway

Organization Address: P.O. Box 96, Ellicott City, MD 21041

Chair/President: Grace Kusofik



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

I, Anjel Scarborough, have been duly authorized by
(name of individual)

St. Peter's Episcopal Church to deliver testimony to the
(name of nonprofit organization or government board, commission, or task force)

County Council regarding CB56-2018 to express the organization's
(bill or resolution number)

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

Printed Name: Anjel L. Scarborough

Signature: 

Date: 7/16/2018

Organization: St. Peter's Episcopal Church

Organization Address: 3695 Rogers Ave, Ellicott City MD 21043

3695 Rogers Ave, Ellicott City MD 21043

Number of Members: 120

Name of Chair/President: The Rev. Anjel Scarborough

This form can be submitted electronically via email to 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.

From: Kovacs, Julia
Sent: Monday, July 16, 2018 9:32 AM
To: Kovacs, Julia
Cc: 'jtk409A@gmail.com'
Subject: RE: testimony

The moratorium bill needs to be amended two ways. First, the Tiber Branch Watershed map, Exhibit A to the bill, needs to be replaced with the Tiber-Hudson Watershed map that was the FIRST Exhibit A to your 2016 moratorium bill. Second, the bill needs to be amended to allow zoning re-designation during the moratorium so that the watershed zoning may be changed to prohibit all clearcutting of standing forests and grading of steep slopes in the watershed.

On my first point, the watershed map you introduced with this bill is significantly smaller than the watershed map you introduced with the 2016 moratorium bill. The 2016 exhibit included Bonnie Branch Road, Beechwood Road, and the lower part of Ilchester Road and surrounding land. These roads and surrounding land need to be included in the protected area.

Bonnie Branch Road is much like New Cut Road. As we know, the May 27 flood did \$7 million in damage to New Cut Road. Bonnie Branch Road is a designated scenic road that winds along the Bonnie Branch, a Patapsco River tributary. It is an environmentally sensitive area with steep slopes and still some standing forests.

During the past 10 years, the DPZ has allowed several dense in-fill subdivisions along Bonnie Branch Road, resulting in clearcutting of forest land and leveling hills. During each heavy storm, the roadway is flooded out by the Bonnie Branch and the four or more other tributaries that bring run-off from these and other upstream developments. During the May 27 flood, run-off caused the Bonnie Branch to become a raging river. The velocity of the water tore out parts of the roadway and busted the public sewer line resulting in pollution of the stream and Patapsco River which is right down the road.

Beechwood Road is forested and hilly with a stream that leads downhill to the Bonnie Branch. The sewer line connection that was busted in the May 27 flood is at the intersection of Beechwood and Bonnie Branch Road.

The lower part of lchester from Beechwood to the river is itself an extremely steep slope. During the May 27 flood, the velocity of the water rushing downhill along the road ripped out parts of the road so deep that the natural gas pipeline was fully exposed.

Most of District One is already “built out” as I read one developer say in an article. So, the only land remaining for development is land that in all common sense should be considered off limits from in-fill subdivision – forested, hilly land in the streams and river watershed. To protect the health, safety, and wellbeing of the residents, to protect our natural resources, and to prevent further costly damage to our infrastructure in this area, further development of the area denoted in the FIRST Exhibit A to the 2016 moratorium bill, must be prohibited.

On my second point, the bill needs to be amended to allow rezoning of this environmentally sensitive area to prohibit further in-fill subdivision as soon as possible in January.

Sayers, Margery

From: Bruce Taylor <btaylor@taylorservice.com>
Sent: Tuesday, July 10, 2018 1:44 PM
To: Weinstein, Jon
Cc: Kittleman, Allan; Ball, Calvin B; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg; 'Rob Vogel'; Ross Taylor; Lazdins, Valdis; Charles Alexander (CAlex@brokenboxes.com); Feldmark, Jessica; Smith, Gary; 'Maureen E.C. Smith'; DREUWER@LDANDD.COM <dreuwer@ldandd.com>; 'Joe Rutter'; Michael McCann (michael.mccann@beazer.com); Timothy W Hartman (TWHartman@drhorton.com); Scott, Kevin (kscott@nvrinc.com); JHARRIS@tollbrothers.com; Heather Gaetano; Matthew H. Fleming; 'Karen Besson'; "greatpanes@gmail.com" <greatpanes@gmail.com>; Barry & Nancy Gibson (fmmf2000@yahoo.com); 'gracek8@verizon.net'; Debbie Slack Katz; Roger Caplan; Sang Oh (soh@talkin-oh.com)
Subject: Additional Proposed Amendments to CB56 to prevent OEC Flooding

I appreciate, but am disappointed by your response.

After further discussion with others, the amendment I suggest to help prevent additional damage in OEC is as follows: This amendment would be item 4 under paragraph D. *Exemptions*.

D.4. Any proposed construction, demolition, or re-construction on real property that drains in whole or in part to the Tiber Branch Watershed that reduces the flow of storm water to the Tiber River in Ellicott City through the incorporation of new storm water management which meets or exceeds the 100 year flood management requirement.

I have changed this to "meets or exceeds" since other projects are already in the queue, are designed to meet the 100 year flood requirement and would replace areas with no SWM with this 100 year control of 8.5 inches of rain in 24 hours. The more of these projects we can approve and the sooner we can put them in place, the better off OEC will be.

I must say it is disappointing that council is asking for a year to study the issue when the McCormick Taylor study is very detailed, very complete, and pretty clear about what needs to be done to solve the Ellicott City flooding problem. I do understand the issues and solutions are complex, but not beyond our grasp. Maybe a new set of councilors and a new resolve by the executive will see clear to funding the improvements needed with state and federal help, as was done, I believe, in Frederick. However, given that the information needed has been available for over a year, I am hopeful this administration will comprehend that the solutions are readily at hand.

With that in mind, the CB56 legislation should also be amended to add something like the following:

Howard County will devote no less than \$25 million of bond funding per year, starting in FY 2019, to complete the infrastructure improvements recommended in the McCormick Taylor 2016 Ellicott City Hydrology / Hydraulic Study and Concept Mitigation Analysis dated June 16, 2017. This funding shall continue annually until all the improvements have been completed to preserve the heritage of our county seat and prevent further loss of life and property. The funding shall also be used to re-vitalize and flood proof historic Ellicott City with further study and possible implementation of the Alexander concept plan attached. The County also will pursue State and Federal funding to assist in these efforts.

I am hopeful that we can all work together to put the necessary infrastructure improvements in place before we spend as much or more money on repairs from a third or fourth flood that are likely in the coming months.

Thanks,

Bruce T. Taylor, M.D.

Taylor Property Group
8 Park Center Court, Suite 200
Owings Mills, MD 21117-5616

Office: 410-465-3674

From: Weinstein, Jon [mailto:jweinstein@howardcountymd.gov]
Sent: Tuesday, July 10, 2018 11:58 AM
To: Bruce Taylor <btaylor@taylorservice.com>
Subject: RE: Proposed Amendment to CB56 to further reduce OEC Flooding; Alexander plan to reduce flooding

Dr. Taylor,

Thank you for sharing your thoughts on a potential amendment to the CB56. I look forward to hearing or reading testimony on the bill as part of the public hearing on Monday. At this time, I do not anticipate filing any amendments to include exceptions to the proposed legislation.

Regards,

Jon

Jon Weinstein, Councilman
Howard County Council
Representing District 1
+ Ellicott City, Elkridge, Hanover, & Columbia
+ Office: 410.313.2001

<https://cc.howardcountymd.gov/Districts/District-1>

From: Bruce Taylor <btaylor@taylorservice.com>
Sent: Wednesday, July 4, 2018 12:13 PM
To: Weinstein, Jon <jweinstein@howardcountymd.gov>
Cc: Kittleman, Allan <AKittleman@howardcountymd.gov>; Ball, Calvin B <cball@howardcountymd.gov>; Terrasa, Jen <jterrasa@howardcountymd.gov>; Sigaty, Mary Kay <mksigaty@howardcountymd.gov>; Fox, Greg <gfox@howardcountymd.gov>; 'Rob Vogel' <Rob.Vogel@timmons.com>; Ross Taylor <rossitaylor@gmail.com>; Lazdins, Valdis <vlazdins@howardcountymd.gov>; Charles Alexander (CAlex@brokenboxes.com) <CAlex@brokenboxes.com>; Feldmark, Jessica <jfeldmark@howardcountymd.gov>; Smith, Gary <glsmith@howardcountymd.gov>; Maureen E.C. Smith <ecpmaureen@comcast.net>; DREUWER@LDANDD.COM <dreuwer@ldandd.com> <dreuwer@ldandd.com>; Joe Rutter <jrutter@ldandd.com>
Subject: Proposed Amendment to CB56 to further reduce OEC Flooding; Alexander plan to reduce flooding
Importance: High

As we celebrate July 4th, the birth of our country and independence from oppression, please consider the rebirth of Old Ellicott City (OEC) and its freedom from future major floods. As you know I have major investments in OEC and in land at the top of College Avenue, some of which drains to the New Cut Road streams which eventually flow into the Tiber River and OEC. This email is about major changes at the top and bottom of the hill to benefit OEC and Howard County.

Jon I would like for you to add, and for the County Executive and Council to approve, the following amendment to your proposed legislation CB56 as it is both in the spirit of the legislation and in the best interest of OEC, as I will explain below.

This amendment would be item 4 under paragraph D. *Exemptions.*

D.4. Any proposed construction, demolition, or re-construction on real property that drains in whole or in part to the Tiber Branch Watershed that reduces the flow of storm water to the Tiber River in Ellicott City through the incorporation of new storm water management which exceeds the 100 year flood management requirement.

This is consistent with exception #3; it will result in immediate reductions of flooding in OEC while any further studies or changes to codes are completed.

Specifically the 65 acre "hospital property" at 4100 College Avenue was largely developed prior to modern storm water management (SWM); with the exception of two small SWM ponds built to accommodate two new 3000 square foot print homes in the late 1980s, there is no SWM on the property other than to get the water to the nearest streams. There are many acres of impervious buildings, parking lots and roads. Under CB56 as proposed, re-development of this property to current standards with quality, quantity and 100 year flood management will not occur at this time. This will continue to doom OEC to the extent my property at the top of the hill floods OEC, including my properties at the bottom of the hill. I propose that our redevelopment will exceed the current standards, providing even more protection. This is vital to prevent further damage to OEC and further possible loss of life. We want to start part of this work early next year, as has been planned for several years with plans that have already been submitted and can be modified to exceed current standards for water flow to OEC.

Several multimillion dollar projects will be delayed or halted by CB56 without this amendment. This will mean that the county will not only be failing to allow requested projects that will reduce flooding, but it will have political, legal and fiscal implications as well. The new tax base alone for the reconstruction of the "hospital" properties will be well over \$100 million in just a few years, and should eventually exceed \$200 million or more, depending on the ultimate build out – all while reducing storm water run-off to OEC from its exiting state.

In addition to these plans at the top of the hill to help free OEC from flooding, Don Reuwer, Charles Alexander and I have created the attached plans for lower Main Street, Old Columbia Road and Saint Paul St. It is our hope that this plan can be studied by the County with McCormick and Taylor engineers to see how substantially it will reduce or eliminate flooding of OEC in most storms when implemented in addition to the plans devised for the Hudson Branch and upper Main Street. For any who are not familiar with the plan, we would be happy to meet with you to review it.

With the proposed friendly condemnation and removal of buildings bridging the Tiber from Caplan's on down, this plan will allow the Tiber to be dredged and flow unimpeded to the Patapsco, and it diverts most or all the water from the New Cut streams, estimated to be 40% of the water reaching lower Main St., by sending it down or under Saint Paul to the Patapsco. I am in favor of this plan to protect OEC even though it involves the demolition of 5 or more of my properties. In addition to SWM the plan offers better traffic flow and an opportunity to replace demolished buildings with new structures for the economic viability of OEC. I understand there may be a reluctance to move forward with such a bold plan prior to the November elections, but let's at least get studies moving forward now. How soon can we get McCormick and Taylor to meet with us to evaluate its potential positive contributions to improving the safety of OEC?

Please let me know your thoughts on the amendment for CB56 as above.

Thanks,

Bruce T. Taylor, M.D.

Office: 410-465-3674

Cell: 410-868-9871

Sayers, Margery

From: Bruce Taylor <btaylor@taylorservice.com>
Sent: Wednesday, July 11, 2018 11:55 PM
To: CouncilMail
Subject: RE: Additional Proposed Amendments to CB56 to prevent OEC Flooding
Attachments: Main Street Concept 062818.pdf; Flood Control & Revitalization of Old Ellicott City 070918.docx

Please make this email exchange and the attachments part of the written testimony to appear on the web and be considered as testimony on CB56.

Many Thanks,

Bruce T. Taylor, M.D.
Taylor Property Group
8 Park Center Court, Suite 200
Owings Mills, MD 21117-5616

Office: 410-465-3674

From: Bruce Taylor
Sent: Wednesday, July 11, 2018 10:06 PM
To: 'Weinstein, Jon' <jweinstein@howardcountymd.gov>
Cc: Kittleman, Allan <AKittleman@howardcountymd.gov>; Ball, Calvin B <cball@howardcountymd.gov>; Terrasa, Jen <jterrasa@howardcountymd.gov>; Sigaty, Mary Kay <mksigaty@howardcountymd.gov>; Fox, Greg <gfox@howardcountymd.gov>; 'Rob Vogel' <Rob.Vogel@timmons.com>; Ross Taylor <rossitaylor@gmail.com>; Lazdins, Valdis <vlazdins@howardcountymd.gov>; Charles Alexander (CAlex@brokenboxes.com) <CAlex@brokenboxes.com>; Feldmark, Jessica <jfeldmark@howardcountymd.gov>; Smith, Gary <glsmith@howardcountymd.gov>; 'Maureen E.C. Smith' <ecpmaureen@comcast.net>; DREUWER@LDANDD.COM <dreuwer@ldandd.com> <dreuwer@ldandd.com>; 'Joe Rutter' <jrutter@ldandd.com>; Michael McCann (michael.mccann@beazer.com) <michael.mccann@beazer.com>; Timothy W Hartman (TWHartman@drhorton.com) <TWHartman@drhorton.com>; Scott, Kevin (kscott@nvrinc.com) <kscott@nvrinc.com>; JHARRIS@tollbrothers.com; Heather Gaetano <hfgaetano@gmail.com>; Matthew H. Fleming <matthew.hitchcock.fleming@gmail.com>; 'Karen Besson' <ksbesson@aol.com>; "greatpanes@gmail.com" <greatpanes@gmail.com> <greatpanes@gmail.com>; Barry & Nancy Gibson (fmmf2000@yahoo.com) <fmmf2000@yahoo.com>; 'gracek8@verizon.net' <gracek8@verizon.net>; Debbie Slack Katz <debbie.slackkatz@genesishcc.com>; Roger Caplan <roger@caplangroup.com>; Sang Oh (soh@talkin-oh.com) <soh@talkin-oh.com>; Keller, Jessie <jkeller@howardcountymd.gov>; Angela Hammond (angelpris@aol.com) <angelpris@aol.com>
Subject: RE: Additional Proposed Amendments to CB56 to prevent OEC Flooding

Thank you for sending the article and for responding. It is indeed because of climate change that I have requested the amendment to not delay plans that include 100 year or more flood protection where there now is minimal to no storm water management. To prevent these projects is, in my opinion, to delay some of the many measures that need to be taken to protect OEC. Delay prevents me from doing in a timely manner what I can at the top of the hill to protect OEC at the bottom. It is in the same spirit as allowing projects for storm water management only and is better than allowing folks to rebuild without storm water protections in place.

The second amendment, I suggest, or a variant of it, should be more appealing to you and others in office, to show your commitment and the County's commitment to actually doing many more of the many things which need to be done, and soon, not delayed, since the article you sent implies, as I fear, that flooding will happen again sooner than later.

McCormick and Taylor's study, now over a year old, is a pretty clear guide to what needs to be accomplished and that development is not more than 22 % the problem. So, for example, if the entire watershed were forested, the river would have come up 8 feet instead of 10 feet: OEC would still have flooded badly if there were no development in the watershed. It will be expensive to install the infrastructure improvements to make a difference, but, in my opinion, it is worth the investment in a key economic engine, the county seat, and the historical center of the County. The 51 page, 7 Mb McCormick Taylor study can be found online here (<https://www.howardcountymd.gov/LinkClick.aspx?fileticket=t3mtiyi2qlg%3d&portalid=0>). (The study includes 5280 pages in 8 amendments of 290 mb that can be downloaded separately, but it is not necessary to read those appendices as I have, in my opinion, to understand the points in the 51 pages.)

I hope I am wrong in predicting that a third flood is just around the corner, but I will most likely need to leave several of my buildings in shambles, or condemned and demolished as the Alexander Plan suggests, until substantial changes are put into effect to protect Main Street. It is indeed unfortunate that this will have a substantial negative influence on the town, but I cannot in good conscience expect tenants to return to an unprotected likely disaster zone. Both of the amendments I suggest get us closer to that protection, even if it requires educating more people about the study and the true causes of and fixes for the flooding.

For those who may not want to read the 51 page report, a key point I am referring to is on page 4:

"In addition to the existing conditions, current Howard County zoning data was utilized to examine ultimate conditions that reflect a full developed build out of the watershed, as a point of comparison to existing conditions. The existing conditions were quite close to the ultimate zoning results since few undeveloped sites remain in the watershed."

I interpret this to mean that building out the watershed, or new development projects will not change things for the worse, in fact, I believe they will improve things by providing storm water management where there is none, and by providing an additional economic engine to help OEC and to help pay for the flood prevention infrastructure that is needed.

Thanks for continuing the discussion,

Bruce T. Taylor, M.D.
Taylor Property Group
8 Park Center Court, Suite 200
Owings Mills, MD 21117-5616

Office: 410-465-3674

From: Weinstein, Jon [<mailto:jweinstein@howardcountymd.gov>]

Sent: Wednesday, July 11, 2018 7:50 PM

To: Bruce Taylor <btaylor@taylor-service.com>

Cc: Kittleman, Allan <AKittleman@howardcountymd.gov>; Ball, Calvin B <cball@howardcountymd.gov>; Terrasa, Jen <jterrasa@howardcountymd.gov>; Sigaty, Mary Kay <mksigaty@howardcountymd.gov>; Fox, Greg <gfox@howardcountymd.gov>; 'Rob Vogel' <Rob.Vogel@timmons.com>; Ross Taylor <rossitaylor@gmail.com>; Lazdins, Valdis <vlazdins@howardcountymd.gov>; Charles Alexander <CAlex@brokenboxes.com> <CAlex@brokenboxes.com>; Feldmark, Jessica <jfeldmark@howardcountymd.gov>; Smith, Gary <gsmith@howardcountymd.gov>; 'Maureen E.C. Smith' <ecpmaureen@comcast.net>; DREUWER@LDANDD.COM <dreuwer@ldandd.com> <dreuwer@ldandd.com>; 'Joe Rutter' <jrutter@ldandd.com>; Michael McCann <michael.mccann@beazer.com> <michael.mccann@beazer.com>; Timothy W Hartman <TWHartman@drhorton.com> <TWHartman@drhorton.com>; Scott, Kevin <kscott@nvrinc.com>

<kscott@nvrinc.com>; JHARRIS@tollbrothers.com; Heather Gaetano <hfgaetano@gmail.com>; Matthew H. Fleming <matthew.hitchcock.fleming@gmail.com>; 'Karen Besson' <ksbesson@aol.com>; "greatpanes@gmail.com" <greatpanes@gmail.com> <greatpanes@gmail.com>; Barry & Nancy Gibson (fmmf2000@yahoo.com) <fmmf2000@yahoo.com>; 'gracek8@verizon.net' <gracek8@verizon.net>; Debbie Slack Katz <debbie.slackkatz@genesishcc.com>; Roger Caplan <roger@caplangroup.com>; Sang Oh (soh@talkin-oh.com) <soh@talkin-oh.com>; Keller, Jessie <jkeller@howardcountymd.gov>; glsmith@howardcountymd.gov
Subject: Re: Additional Proposed Amendments to CB56 to prevent OEC Flooding

Dr. Taylor,

I can appreciate your disappointment. I was not seeking your agreement, just sharing my thoughts on which we clearly disagree.

That being said, we're not replicating or redoing the study, but extending the work to account for the recent flood. The results and additional considerations will be applied by the next council to potential changes to policies, regulations, and laws to protect the people in the watershed. As I'm sure you understand, as a man of science, that the "standards" you refer to consider a long history of weather. There is no doubt that those standards are not reflective of the reality we are in and the specific experience our area has had with storms over the past few years ([please consider this article](#)). In my humble opinion, not taking a pause without exception would be irresponsible. I appreciate that all four of my colleagues have agreed to co-sponsor the legislation and the Executive has indicated he will sign the bill, if passed.

Further, I truly appreciate the plans you and Mr. Vogel have shared with the County and found them quite interesting. They will help to provide an additional perspective and ideas for the Historic District, along with the many other projects and plans the County is considering resulting from the McCormick/Taylor Study and other concerned stakeholders.

Thank you for your continued passion for Main Street and its success.

Warm Regards,

Jon

Jon Weinstein, Councilman

Howard County Council

Representing District 1

- Ellicott City, Elkridge, Hanover, & Columbia

Office: 410.313.2001

Facebook Page: [Jon Weinstein - Howard County Council](#)

Twitter: [@HC_JonWeinstein](#)

From: Bruce Taylor <btaylor@taylorservice.com>

Sent: Tuesday, July 10, 2018 1:43:30 PM

To: Weinstein, Jon

Cc: Kittleman, Allan; Ball, Calvin B; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg; 'Rob Vogel'; Ross Taylor; Lazdins, Valdis; Charles Alexander (CAlex@brokenboxes.com); Feldmark, Jessica; Smith, Gary; 'Maureen E.C. Smith';

DREUWER@LDANDD.COM <dreuwer@ldandd.com>; 'Joe Rutter'; Michael McCann (michael.mccann@beazer.com); Timothy W Hartman (TWHartman@drhorton.com); Scott, Kevin (kscott@nvrinc.com); JHARRIS@tollbrothers.com; Heather Gaetano; Matthew H. Fleming; 'Karen Besson'; "greatpanes@gmail.com" <greatpanes@gmail.com>; Barry & Nancy Gibson (fmnf2000@yahoo.com); 'gracek8@verizon.net'; Debbie Slack Katz; Roger Caplan; Sang Oh (soh@talkin-oh.com)

Subject: Additional Proposed Amendments to CB56 to prevent OEC Flooding

I appreciate, but am disappointed by your response.

After further discussion with others, the amendment I suggest to help prevent additional damage in OEC is as follows:

This amendment would be item 4 under paragraph D. *Exemptions.*

D.4. *Any proposed construction, demolition, or re-construction on real property that drains in whole or in part to the Tiber Branch Watershed that reduces the flow of storm water to the Tiber River in Ellicott City through the incorporation of new storm water management which meets or exceeds the 100 year flood management requirement.*

I have changed this to "meets or exceeds" since other projects are already in the queue, are designed to meet the 100 year flood requirement and would replace areas with no SWM with this 100 year control of 8.5 inches of rain in 24 hours. The more of these projects we can approve and the sooner we can put them in place, the better off OEC will be.

I must say it is disappointing that council is asking for a year to study the issue when the McCormick Taylor study is very detailed, very complete, and pretty clear about what needs to be done to solve the Ellicott City flooding problem. I do understand the issues and solutions are complex, but not beyond our grasp. Maybe a new set of councilors and a new resolve by the executive will see clear to funding the improvements needed with state and federal help, as was done, I believe, in Frederick. However, given that the information needed has been available for over a year, I am hopeful this administration will comprehend that the solutions are readily at hand.

With that in mind, the CB56 legislation should also be amended to add something like the following:

Howard County will devote no less than \$25 million of bond funding per year, starting in FY 2019, to complete the infrastructure improvements recommended in the McCormick Taylor 2016 Ellicott City Hydrology / Hydraulic Study and Concept Mitigation Analysis dated June 16, 2017. This funding shall continue annually until all the improvements have been completed to preserve the heritage of our county seat and prevent further loss of life and property. The funding shall also be used to re-vitalize and flood proof historic Ellicott City with further study and possible implementation of the Alexander concept plan attached. The County also will pursue State and Federal funding to assist in these efforts.

I am hopeful that we can all work together to put the necessary infrastructure improvements in place before we spend as much or more money on repairs from a third or fourth flood that are likely in the coming months.

Thanks,

Bruce T. Taylor, M.D.
Taylor Property Group
8 Park Center Court, Suite 200
Owings Mills, MD 21117-5616

Office: 410-465-3674

From: Weinstein, Jon [<mailto:jweinstein@howardcountymd.gov>]

Sent: Tuesday, July 10, 2018 11:58 AM

To: Bruce Taylor <btaylor@taylorservice.com>

Subject: RE: Proposed Amendment to CB56 to further reduce OEC Flooding; Alexander plan to reduce flooding

Dr. Taylor,

Thank you for sharing your thoughts on a potential amendment to the CB56. I look forward to hearing or reading testimony on the bill as part of the public hearing on Monday. At this time, I do not anticipate filing any amendments to include exceptions to the proposed legislation.

Regards,

Jon

Jon Weinstein, Councilman
Howard County Council
Representing District 1
+ Ellicott City, Elkridge, Hanover, & Columbia
+ Office: 410.313.2001

<https://cc.howardcountymd.gov/Districts/District-1>

From: Bruce Taylor <btaylor@taylorservice.com>
Sent: Wednesday, July 4, 2018 12:13 PM
To: Weinstein, Jon <jweinstein@howardcountymd.gov>
Cc: Kittleman, Allan <AKittleman@howardcountymd.gov>; Ball, Calvin B <cball@howardcountymd.gov>; Terrasa, Jen <jterrasa@howardcountymd.gov>; Sigaty, Mary Kay <mksigaty@howardcountymd.gov>; Fox, Greg <gfox@howardcountymd.gov>; 'Rob Vogel' <Rob.Vogel@timmons.com>; Ross Taylor <rossitaylor@gmail.com>; Lazdins, Valdis <vlazdins@howardcountymd.gov>; Charles Alexander (CAlex@brokenboxes.com) <CAlex@brokenboxes.com>; Feldmark, Jessica <jfeldmark@howardcountymd.gov>; Smith, Gary <gsmith@howardcountymd.gov>; Maureen E.C. Smith <ecpmaureen@comcast.net>; DREUWER@LDANDD.COM <dreuwer@ldandd.com> <dreuwer@ldandd.com>; Joe Rutter <jrutter@ldandd.com>
Subject: Proposed Amendment to CB56 to further reduce OEC Flooding; Alexander plan to reduce flooding
Importance: High

As we celebrate July 4th, the birth of our country and independence from oppression, please consider the rebirth of Old Ellicott City (OEC) and its freedom from future major floods. As you know I have major investments in OEC and in land at the top of College Avenue, some of which drains to the New Cut Road streams which eventually flow into the Tiber River and OEC. This email is about major changes at the top and bottom of the hill to benefit OEC and Howard County.

Jon I would like for you to add, and for the County Executive and Council to approve, the following amendment to your proposed legislation CB56 as it is both in the spirit of the legislation and in the best interest of OEC, as I will explain below.

This amendment would be item 4 under paragraph D. *Exemptions*.

D.4. Any proposed construction, demolition, or re-construction on real property that drains in whole or in part to the Tiber Branch Watershed that reduces the flow of storm water to the Tiber River in Ellicott City through the incorporation of new storm water management which exceeds the 100 year flood management requirement.

This is consistent with exception #3; it will result in immediate reductions of flooding in OEC while any further studies or changes to codes are completed.

Specifically the 65 acre “hospital property” at 4100 College Avenue was largely developed prior to modern storm water management (SWM); with the exception of two small SWM ponds built to accommodate two new 3000 square foot print homes in the late 1980s, there is no SWM on the property other than to get the water to the nearest streams. There are many acres of impervious buildings, parking lots and roads. Under CB56 as proposed, re-development of this property to current standards with quality, quantity and 100 year flood management will not occur at this time. This will continue to doom OEC to the extent my property at the top of the hill floods OEC, including my properties at the bottom of the hill. I propose that our redevelopment will exceed the current standards, providing even more protection. This is vital to prevent further damage to OEC and further possible loss of life. We want to start part of this work early next year, as has been planned for several years with plans that have already been submitted and can be modified to exceed current standards for water flow to OEC.

Several multimillion dollar projects will be delayed or halted by CB56 without this amendment. This will mean that the county will not only be failing to allow requested projects that will reduce flooding, but it will have political, legal and fiscal implications as well. The new tax base alone for the reconstruction of the “hospital” properties will be well over \$100 million in just a few years, and should eventually exceed \$200 million or more, depending on the ultimate build out – all while reducing storm water run-off to OEC from its exiting state.

In addition to these plans at the top of the hill to help free OEC from flooding, Don Reuwer, Charles Alexander and I have created the attached plans for lower Main Street, Old Columbia Road and Saint Paul St. It is our hope that this plan can be studied by the County with McCormick and Taylor engineers to see how substantially it will reduce or eliminate flooding of OEC in most storms when implemented in addition to the plans devised for the Hudson Branch and upper Main Street. For any who are not familiar with the plan, we would be happy to meet with you to review it.

With the proposed friendly condemnation and removal of buildings bridging the Tiber from Caplan’s on down, this plan will allow the Tiber to be dredged and flow unimpeded to the Patapsco, and it diverts most or all the water from the New Cut streams, estimated to be 40% of the water reaching lower Main St., by sending it down or under Saint Paul to the Patapsco. I am in favor of this plan to protect OEC even though it involves the demolition of 5 or more of my properties. In addition to SWM the plan offers better traffic flow and an opportunity to replace demolished buildings with new structures for the economic viability of OEC. I understand there may be a reluctance to move forward with such a bold plan prior to the November elections, but let’s at least get studies moving forward now. How soon can we get McCormick and Taylor to meet with us to evaluate its potential positive contributions to improving the safety of OEC?

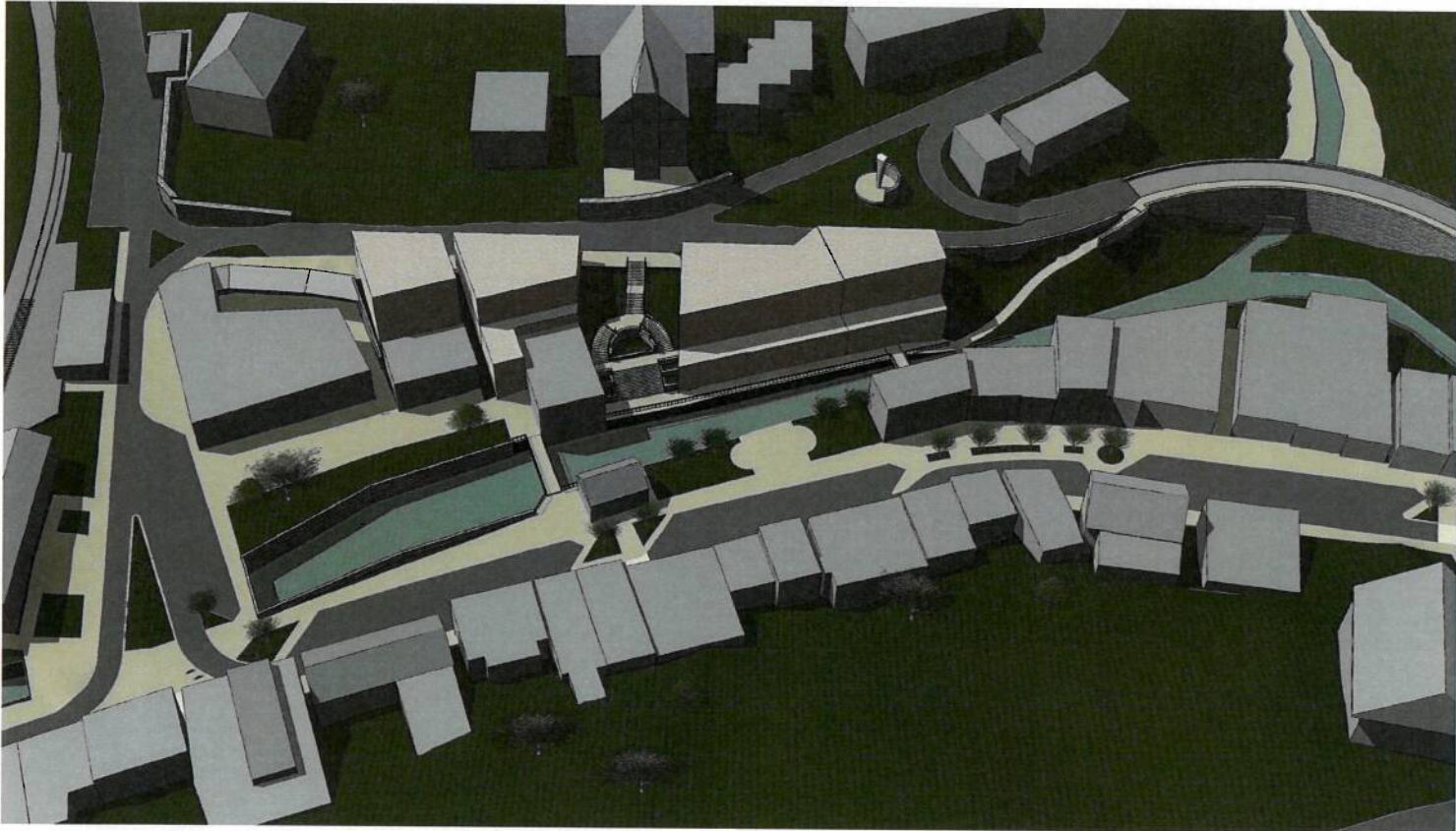
Please let me know your thoughts on the amendment for CB56 as above.

Thanks,

Bruce T. Taylor, M.D.

Office: 410-465-3674

Cell: 410-868-9871



CONCEPT PLAN

① Aerial of Lower Main From East

Alexander Design Studio

8212 Main Street, Ellicott City, Maryland 21043 | 410.465.8207

Rebuilding Old Ellicott City – an Insider’s View

The two recent floods of Old Ellicott City (OEC) have caused significant damage, business and financial losses, disruptions and tragic deaths. Careful analysis indicates that to prevent or reduce future problems we cannot simply keep putting the town back together the way it was and expect a different result the next time; after all, it is in a flood zone, collecting water from over 2,000 acres. Flooding will happen again, most likely sooner than later due to more dramatic weather events brought on by climate change. Is development the problem? Surprisingly, not much: McCormick Taylor, engineers hired by Howard County found that had the same rains occurred before the development in the OEC watershed, the resulting floods would have been only about 20% less and that completing the development of the watershed will also make little difference. So stopping development is not the answer based on scientific data. In fact, stopping development projects will make things worse for OEC. New communities and re-development of old sites under our current regulations will improve the situation by providing quality, quantity and 100-year flood controls to reduce runoff to OEC from places where there is little to no storm water control now. To help reduce flooding in OEC these new projects need to be fast tracked, not slowed down. These projects alone will help, but not stop the flooding. To mitigate the flooding we need to make infrastructure changes above and in OEC, as recommended by McCormick Taylor, and changes to Main Street itself.

A concept to revitalize OEC and significantly reduce flooding for lower Main Street has been put forward privately by an architectural and planning team from OEC experienced in flood measures for historic structures in the similarly flood prone Jones Falls Valley. The concept plan shown here should provide significant flood relief for lower Main Street while also improving vehicular and pedestrian flow. Further study and development of this plan along with the implementation of the flood warning system and suggestions from the McCormick Taylor study should make a significant difference. In summary this plan would divert most or all of the water from the New Cut streams that normally flow into the Tiber River midway down Main Street. A diversion structure with a new road on top would send the water under Saint Paul Street to carry it safely to the Patapsco without impacting Main Street. This would prevent perhaps as much as 41% of the water during a flood event from reaching Main Street. As proposed in previous concepts, this plan would remove the buildings which bridge and constrict the Tiber at the bottom of Main Street allowing the Tiber to be daylighted and appropriately dredged, giving its channel greater carrying capacity. A park setting will be created that makes the river an attractive asset to OEC instead of being its enemy. After all, it is because of the confluence of rivers here that the town was built in the first place. To preserve most of the town we need to sacrifice a few of its buildings, or at least the parts that restrict flow and access to the river. In addition, the plan would connect Saint Paul Street to Old Columbia Pike by creating a new link, connecting across the diversion structure to Saint Paul Street. Some of the buildings proposed to be removed are owned by my family and associates. With fair compensation to owners this plan can be a key part of the solution. This concept has the added benefit of allowing Main Street to be one way going west to Old Columbia with the St. Paul extension going one way east, creating a giant traffic circle. The traffic lights at Maryland Avenue and Old Columbia could be removed, the sidewalks widened and angle parking instituted. Re-zoning parts of OEC will provide an opportunity for new businesses and buildings on higher ground to maintain a critical mass of shops and restaurants, reinforcing the vibrancy of lower Main Street.

Additional projects which would help prevent flooding damages include: substantial steel fences around the parking lots and dumpster enclosures to prevent clogging the rivers; stabilizing and cleaning stream embankments; re-building our sidewalks out of concrete to protect infrastructure and foundations; and creating public private partnerships to build new retail, offices and apartments with storm water management and structured, free public parking.

Contact your elected officials and let them know that a re-vitalized Ellicott City which embraces its river heritage is possible now, that new development with modern storm water management must be permitted to proceed to help protect OEC and that the projects recommended by these studies should be funded as soon as possible to preserve the history, charm and beauty of OEC.

Bruce T. Taylor, M.D.

btaylor@taylor-service.com The Taylor Family came to OEC over a century ago and owns properties above and in OEC.

Sayers, Margery

From: Levin, Edward J. <elevin@gflaw.com>
Sent: Thursday, July 12, 2018 10:20 AM
To: Kittleman, Allan; Weinstein, Jon; Ball, Calvin B; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg
Cc: CouncilMail
Subject: Ellicott City Flooding -- Amendments for Council Bill 56
Attachments: CB56-2018 062218 Weinstein.pdf; Main Street Concept 062818.pdf

Dear County Council Members and County Executive Kittleman,

Old Ellicott City is a real treasure for this entire area. We should do whatever we can to enable it to be restored and used as a center for stores and residences.

This email is intended to be written testimony in favor of amending in two ways County Council of Howard County, Maryland Bill No. 56-2018 (copy attached) ("CB56") to help prevent flooding in Ellicott City and enable the revitalize of this important area.

First, I request that CB56 be amended to allow development in the watershed with building and grading permits where the plans provide at least 100-year flood storm water management. This will reduce the water that reaches Ellicott City now to help prevent flooding at the earliest possible time.

I also request that CB56 be amended to include \$25 million per year in funding to complete the necessary infrastructure improvements and to further study and implementation of additional plans and measures, including the Alexander Concept Plan (copy attached). This will enable Ellicott City to be revitalized at the same time as our heritage is protected from flooding.

Thank you for your consideration of this written testimony.

Edward J. Levin
2309 South Road
Baltimore, Maryland 21209
elevin@gflaw.com
(410) 576-1900

The information supplied in this message may be legally privileged. If you are the intended recipient of this message, the sender does not intend delivery to you to waive any privilege or right pertaining to this message. If you have received this message in error, please immediately notify the sender by return e-mail, and delete the errant message. Thank you.

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council of Howard County, Maryland

2018 Legislative Session

Legislative Day No. 10

Bill No. 56-2018

Introduced by: Jon Weinstein

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 in Howard County to study flooding events that threaten public health, safety, and welfare; requesting the Department of Planning and Zoning, the Department of Public Works, and other County agencies to study past, present, and future land uses, drainage infrastructure, storm water management, and flood mitigation, and all other factors related to flooding in the Tiber Branch Watershed, and report and make recommendations on changes to land uses, drainage infrastructure, stormwater management, and flood mitigation; defining certain terms; providing certain exemptions from the Act; providing that this Act shall be abrogated and of no further force and effect after a certain period; and generally relating to land use, storm water management, drainage and flood mitigation; and declaring this to be an emergency Act.

Introduced and read first time _____, 2018. Ordered posted and hearing scheduled.

By order _____
Jessica Feldmark, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on _____, 2018.

By order _____
Jessica Feldmark, Administrator

This Bill was read the third time on _____, 2018 and Passed ____, Passed with amendments ____, Failed ____.

By order _____
Jessica Feldmark, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ____ day of _____, 2018 at ____ a.m./p.m.

By order _____
Jessica Feldmark, Administrator

Approved/Vetoed by the County Executive _____, 2018

Allan H. Kittleman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; Text in small capitals indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **WHEREAS** the Tiber Branch and its tributaries constitute the natural drainage for the Tiber
2 Branch Watershed to the Patapsco River; and

3

4 **WHEREAS** the Tiber Branch Watershed contains various land uses including older and newer
5 commercial and residential development, public facilities and public schools, State and County
6 road networks, unimproved property, and Historic Ellicott City, which is located at a low-point
7 in the Tiber Branch Watershed and along the Patapsco River; and

8

9 **WHEREAS** the Tiber Branch and its tributaries drain through Historic Ellicott City, are
10 confined by steep topography surrounding Historic Ellicott City's Main Street, and are lined
11 along their banks by historic buildings that are unique and pose challenges for meeting modern
12 construction practices; and

13

14 **WHEREAS** Historic Ellicott City is a national and local designated historic district and contains
15 architectural, historic, and cultural resources that cannot be replaced and which have been
16 severely damaged by repeated flooding; and

17

18 **WHEREAS**, on May 27, 2018, Historic Ellicott City and other areas of the County were
19 subjected to devastating flooding for the second time in twenty-two months, resulting in the loss
20 of human life, the catastrophic destruction of private and public property, and the interruption of
21 public road networks and public, commercial, and personal activities and necessitating the
22 County Executive to exercise Emergency Powers through Executive Order 2018-07, which
23 declared a State of Emergency that was subsequently extended through July 3, 2018, by the
24 County Council with the passage of Council Resolution No. 84-2018 on June 1, 2018, and is
25 subject to further extension to address the devastating effects of flooding in Historic Ellicott City
26 and other areas of the County; and

27

28 **WHEREAS**, extreme weather events have recently become more frequent and severe as
29 documented by the National Oceanic and Atmospheric Administration in the 2016 U.S. Climate
30 Extremes Index and by the United States Environmental Protection Agency, which noted in its
31 2016 report of Climate Change Indicators in the United States that:

1 “In recent years, a larger percentage of precipitation has come in the form of intense
2 single-day events. Nine of the top 10 years for extreme one-day precipitation events have
3 occurred since 1990” ([https://www.epa.gov/climate-indicators/climate-change-indicators-
4 heavy-precipitation](https://www.epa.gov/climate-indicators/climate-change-indicators-heavy-precipitation)); and
5

6 **WHEREAS**, after the catastrophic flooding in the Tiber Branch Watershed in July 2016, the
7 Howard County Department of Public Works (DPW) conducted a Hydraulic and Hydrologic
8 (H&H) analysis of the area in and around Historic Ellicott City, along with other analyses of the
9 July 2016 flood event in Historic Ellicott City and other areas of the County; and
10

11 **WHEREAS**, the H&H study, entitled, “2016 Ellicott City Hydrology/Hydraulic Study and
12 Concept Mitigation Analysis,” concluded the following:

13 “The results of this study demonstrate that construction of stormwater storage facilities
14 throughout the watershed, combined with stormwater conveyance infrastructure
15 improvements, can make an appreciable difference in the severity of flooding from a 100-
16 year or other similar storm event. However, the nature and scope of such improvements is
17 significant in scope, impact and cost. It will require a long-term planning and
18 implementation effort, supplemental to the Master Plan process, to prioritize, design and
19 construct improvements based on the concepts represented in this report.”; and
20

21 **WHEREAS**, in the current State of Emergency, where much of Main Street in Historic Ellicott
22 City is temporarily closed to the public to assess and repair flood damage, the Howard County
23 community made up of residents, property owners, business owners, government workers, non-
24 profit groups, and volunteers has again galvanized to begin the task of clean-up, repair, and
25 restoration of Historic Ellicott City; and
26

27 **WHEREAS**, the cost to County taxpayers for the repair of public facilities damaged by the 2018
28 flood is currently estimated at over \$20 million and the cost from the 2016 flood was \$10
29 million; and
30

31 **WHEREAS**, due to the potential that zoning changes may be necessary in the Tiber Branch

1 Watershed in response to the studies, reports, and recommendations requested by this Bill and
2 because the County Council is prohibited from taking any zoning action until January 2019, it is
3 imperative that the County have sufficient time to consider and act on any recommendation
4 concerning zoning changes in the Tiber Branch Watershed.

5

6 **NOW THEREFORE,**

7

8 **Section 1. Be It Enacted** by the County Council of Howard County, Maryland, that the
9 Department of Inspections, Licenses and Permits shall not issue Permits for property that drains,
10 in whole or in part, to Tiber Branch Watershed, as highlighted in green on the map attached to
11 this Bill as Exhibit A, during the Effective Period.

12

13 **Section 2. And Be It Further Enacted** by the County Council of Howard County, Maryland,
14 that, subject to the exception for emergency legislation as provided in the County Charter, the
15 County Council shall not pass any zoning regulation text amendment for property that drains, in
16 whole or in part, to the Tiber Branch Watershed during the Effective Period.

17

18 **Section 3. And Be It Further Enacted** by the County Council of Howard County, Maryland that
19 the Zoning Board shall not take final action on any petition for approval of a development plan
20 or for piecemeal map amendment for property that drains, in whole or in part, to the Tiber
21 Branch Watershed during the Effective Period.

22

23 **Section 4. And Be It Further Enacted** by the County Council of Howard County, Maryland that
24 the Department of Planning and Zoning and the Department of Public Works, along with other
25 appropriate units of County Government, are requested to study, as expeditiously as practicable
26 without compromising quality, the extent to which existing, planned, and future land use, storm
27 water management, drainage infrastructure, and flood mitigation for property that drains in
28 whole or in part to the Tiber Branch Watershed, and any other relevant factor, may contribute to
29 flooding in the Watershed, and on or before May 31, 2019, submit to the County Council a
30 report of such study or studies and any recommendations about changes in law and procedures
31 that may help protect the Watershed from the effects of future flood events. Areas of inquiry are

1 to include, but not be limited to the following:

- 2
- 3 (1) *An analysis of the May 27, 2018, flood based on the models and findings of the 2016*
4 *Ellicott City Hydrology/Hydraulic Study and Concept Mitigation Analysis; and*
- 5 (2) *Designs or plans for construction of stormwater storage facilities combined with*
6 *stormwater conveyance infrastructure improvements, and drainage infrastructure and*
7 *flood mitigation for property that drains in whole or in part to the Tiber Branch*
8 *Watershed; and*
- 9 (3) *An analysis of how any existing or proposed development or redevelopment of property*
10 *that drains in whole or in part to the Tiber Branch Watershed may impact flooding in*
11 *the Watershed; and*
- 12 (4) *Proposed changes to the County’s Stormwater Management regulations as they apply to*
13 *property that drains in whole or in part to the Tiber Branch Watershed; and*
- 14 (5) *An analysis of public and private options for retrofitting existing public and private*
15 *property that drains in whole or in part to the Tiber Branch Watershed that was*
16 *developed with no or superseded stormwater management requirements; and*
- 17 (6) *An analysis of potential general plan and density and open space zoning regulations*
18 *changes with respect to future development and redevelopment of property that drains*
19 *in whole or in part to the Tiber Branch Watershed; and*
- 20 (7) *An analysis of creating a special benefits district for the Tiber Branch Watershed or*
21 *other funding mechanisms to finance stormwater and drainage infrastructure, and flood*
22 *mitigation, and retrofitting improvements for property that drains in whole or in part to*
23 *the Watershed; and*
- 24 (8) *Any other matter that may assist the County in identifying and clarifying the various*
25 *complex factors contributing to flooding in the Tiber Branch Watershed and in*
26 *establishing a comprehensive plan for managing and controlling such factors to the*
27 *maximum extent practicable to protect public safety, health, and welfare in the*
28 *Watershed.*

29

30 **Section 5. And Be It Further Enacted** by the County Council of Howard County, Maryland
31 *that:*

1 A. *Short Title. This Act shall be known as the “Tiber Branch Watershed Safety Act.”*

2
3 B. *Purpose. The purpose of this Act is to protect the public health, safety, and*
4 *welfare in the Tiber Branch Watershed. Based on the 2016 Ellicott City Hydrology/Hydraulic*
5 *Study and Concept Mitigation Analysis, development in the Tiber Branch Watershed may have*
6 *contributed to flooding events in the Watershed, especially in Historic Ellicott City. Planned and*
7 *future development of property that drains in whole or in part to the Tiber Branch Watershed*
8 *may pose a threat to public health, safety, and welfare in the Watershed, including to Historic*
9 *Ellicott City. To combat this threat, this Act is necessary:*

10 1. *To provide the Department of Planning and Zoning and the Department of Public*
11 *Works, with help from other appropriate units of County government, time to*
12 *study the extent to which existing, planned and future development or*
13 *redevelopment of property that drains in whole or in part to the Tiber Branch*
14 *Watershed and any other relevant factor may contribute to future flooding in the*
15 *Watershed, identify potential public policy and private solutions, and make*
16 *recommendations for changes in law and procedures to the County Council to*
17 *protect public health, safety, and welfare in the Watershed, including in Historic*
18 *Ellicott City; and*

19 2. *To provide the County Council time to study and act on any recommendations.*

20 C. *Definitions. For the purposes of this Act:*

21 1. *“Permit” means a building or grading permit issued by the Department of*
22 *Inspections, Licenses and Permits for property that drains in whole or in part to*
23 *the Tiber Branch Watershed.*

24 2. *“Development Review Process” means the process of review and decision on an*
25 *application submitted to the Department of Planning and Zoning or any other*
26 *applicable authorized County agency for a proposed subdivision or development*
27 *or redevelopment plan for property that drains in whole or in part to the Tiber*
28 *Branch Watershed.*

29 D. *Exemptions. The restrictions in this Act shall not apply to the following:*

30 1. *Any proposed construction on real property that drains in whole or in part to the*
31 *Tiber-Hudson Watershed involving the reconstruction or repair of improvements*

1 *on real property damaged by fire, flood, or other natural disaster which results in*
2 *no change of the square footage of impervious surfaces that existed on the*
3 *property prior to the natural disaster; or*

4
5 2. *Any proposed construction on real property that drains in whole or in part to the*
6 *Tiber Branch Watershed that does not change the square footage of the*
7 *impervious surfaces on the property over the square footage of impervious*
8 *surfaces that existed on the property prior to the Effective Date of this Act; or*

9
10 3. *Any proposed construction that is exclusively devoted to improving storm water*
11 *management on existing developed property that drains in whole or in part to the*
12 *Tiber Branch Watershed.*

13
14 E. *Development Review Process. The development review process specified in Title 16*
15 *of the Howard County Code may continue notwithstanding this Act becoming*
16 *effective. Applications made to the Department of Planning and Zoning under the*
17 *development review process, filed before, on, or after the Effective Date of this Act*
18 *may proceed but shall not be considered for plan approval by the Department of*
19 *Planning and Zoning until the expiration of this Act. The Department of Planning and*
20 *Zoning shall notify any current or future applicant in the development review process*
21 *of this Act and of the potential for changes to County law that might become*
22 *applicable to the plans under the development review process before a Permit is*
23 *issued. During the Effective Period, the Department of Planning and Zoning shall*
24 *grant an applicant's written request for an extension of a development review process*
25 *deadline for development or redevelopment of property that drains in whole or in*
26 *part to the Tiber Branch Watershed. No fees shall be charged for requesting,*
27 *processing, or granting such an extension.*

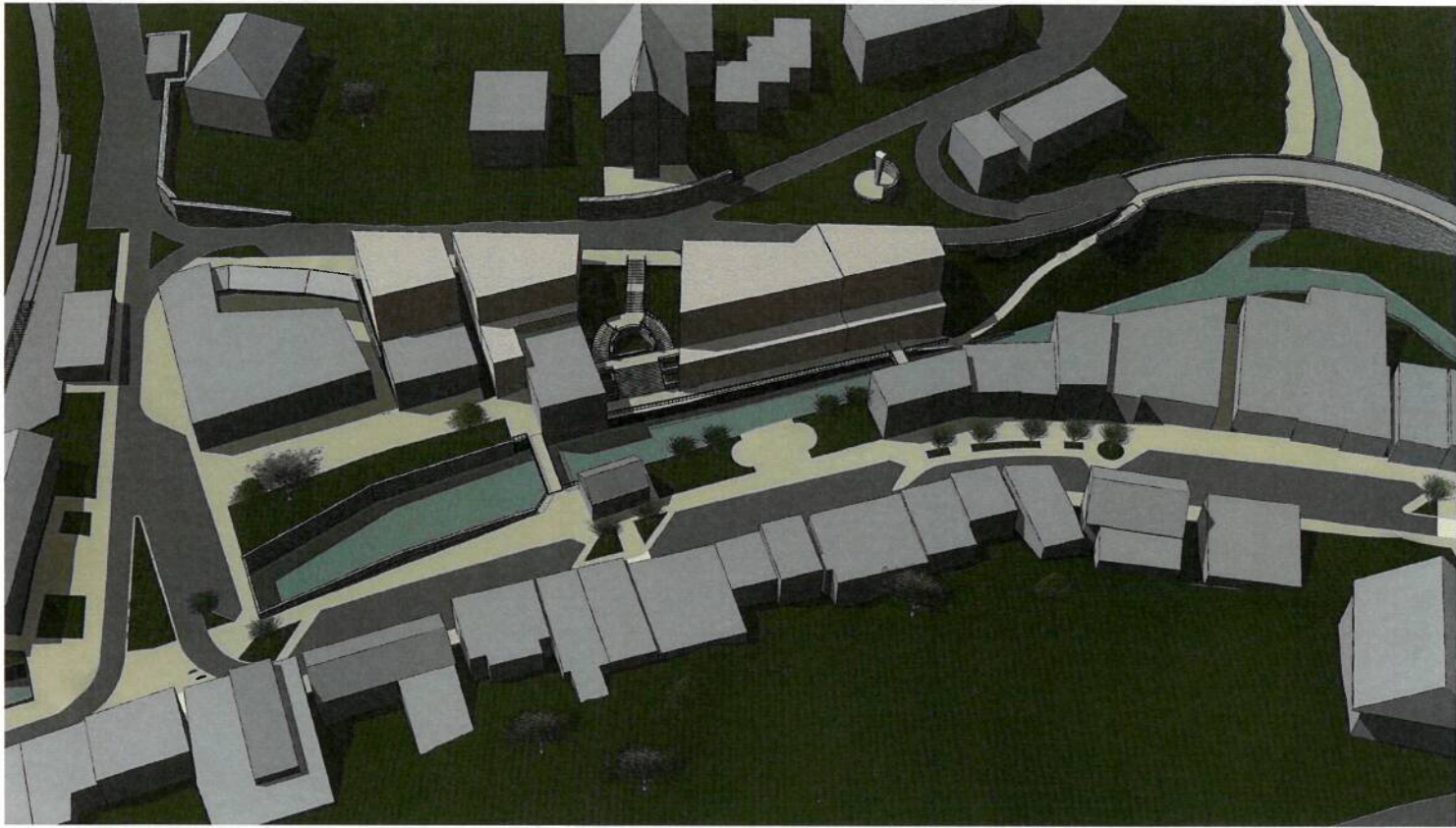
28
29 F. *Permitting deadlines suspended. During the Effective Period, any applicable review*
30 *deadline or timeframe for a Permit that is subject to this Act shall be suspended until*
31 *this Act is no longer in effect.*

1 G. *Severability. Should any part of this Act be declared unconstitutional or invalid by a*
2 *court of competent jurisdiction, such decision shall not affect the validity of the*
3 *remaining parts of this Act.*

4
5 H. *Conflict with Existing Law. In case of a conflict between this Act and other applicable*
6 *law, this Act shall prevail.*

7
8 I. *Effective Date & Effective Period. This Act is adopted as an interim measure and*
9 *shall be in effect for twelve months (the Effective Period) from its Effective Date, and,*
10 *at the end of the day on the final day of the Effective Period, with no further action*
11 *required by the County Council, this Act shall be abrogated and of no further force*
12 *and effect unless this Act is modified, extended, replaced or terminated through a*
13 *subsequent legislative act of the Council.*

14
15 **Section 6. And Be It Further Enacted** *by the County Council of Howard County, Maryland that*
16 *that this Act is hereby declared an emergency bill and necessary to meet a public emergency*
17 *affecting life, health or property and is effective upon enactment.*



CONCEPT PLAN

① Aerial of Lower Main From East

Alexander Design Studio

8212 Main Street, Ellicott City, Maryland 21043 | 410.465.8207

Sayers, Margery

From: Robert Lucas <rtlucas03@yahoo.com>
Sent: Thursday, July 12, 2018 11:30 AM
To: CouncilMail
Subject: Prevent Further Disaster in Historic Ellicott City

I'm a citizen concerned about Historic Ellicott City. I don't live in Howard County but I do work in Howard County, and I frequent Historic Ellicott City and its businesses. I'm concerned about the flooding. The last flood disaster in 2016 was called a thousand-year storm. Now less than 2 years later another one has occurred, worse than 2016. Please don't simply rebuild and don't simply prevent further development. Do something instead that prevents further loss of property, something that prevents further loss of life.

I heard about and read Bill 56-2018, the Tiber Branch Watershed Safety Act, but believe that simply preventing further development is not the answer. Please amend the bill to permit grading and construction in Historic Ellicott City that meets or exceeds 100-year flood storm water management. And please further amend the bill to support and fund the recommendations of the McCormick Taylor study and the Alexander Concept Plan.

Preventing development is not the answer. Rebuilding is not even the answer. Rebuilding so as to prevent this from happening again is the answer. The McCormick Taylor study and the Alexander Concept Plan offer the prevention necessary so no more lives are lost.

I request that my email be included as part of the written testimony. Thank you.

Robert T. Lucas

Office: 4100 College Ave., Ellicott City, MD 21043

Sayers, Margery

From: Betty Adeosun <badeosun@taylorservice.com>
Sent: Thursday, July 12, 2018 5:18 PM
To: Kittleman, Allan
Cc: Sigaty, Mary Kay; Fox, Greg; CouncilMail; Weinstein, Jon; Ball, Calvin B; Terrasa, Jen
Subject: Ellicott City Flooding and Amendments for Council Bill 56

Dear County Council Members and County Executive Kittleman,

Please accept this email as written testimony in favor of amending CB56 to help prevent flooding in Ellicott City. Please amend CB56 to allow development in the watershed with building and grading permits where the plans provide at least 100 year flood storm water management as this will reduce the water which reaches Ellicott City now to help prevent flooding as soon as possible. Please also amend CB56 to include \$25 million per year in funding to complete the necessary infrastructure improvements and to further study and implementation of additional plans and measures such as the Alexander Concept Plan so that Ellicott City can be revitalized at the same time as our heritage is protected from flooding.

I am a concern resident of Howard County who frequently visited Old Town with my children who are looking forward to the new rebuild.

Sincerely,
Betty Adeosun
6164 Hanover Rd,
Elkridge, MD 21076

Sayers, Margery

From: Charles Piven <piven@browerpiven.com>
Sent: Thursday, July 12, 2018 5:50 PM
To: Kittleman, Allan; Weinstein, Jon; Ball, Calvin B; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg; CouncilMail
Subject: Amending CB56 for Ellicott City

Dear County Council Members and County Executive Kittleman:

I am a Maryland citizen who enjoys visits to Old Ellicott City. It is one of Maryland's charms. Please accept this email as written testimony in favor of amending CB56 to help prevent flooding in Ellicott City. Please amend CB56 to allow development in the watershed with building and grading permits where the plans provide at least 100 year flood storm water management as this will reduce the water which reaches Ellicott City now to help prevent flooding as soon as possible. Please also amend CB56 to include \$25 million per year in funding to complete the necessary infrastructure improvements and to further study and implementation of additional plans and measures such as the Alexander Concept Plan so that Ellicott City can be revitalized at the same time as our heritage is protected from flooding. Thank you.

Sincerely,

Charles Piven, 1925 Old Valley Road, Baltimore, MD 21153

Sayers, Margery

From: Betty Adeosun <badeosun@taylorservice.com>
Sent: Friday, July 13, 2018 12:30 AM
To: CouncilMail
Subject: Ellicott City Flooding and Amendments for Council Bill 56

Dear County Council Members and County Executive Kittleman,

Please accept this email as written testimony in favor of amending CB56 to help prevent flooding in Ellicott City. Please amend CB56 to allow development in the watershed with building and grading permits where the plans provide at least 100 year flood storm water management as this will reduce the water which reaches Ellicott City now to help prevent flooding as soon as possible. Please also amend CB56 to include \$25 million per year in funding to complete the necessary infrastructure improvements and to further study and implementation of additional plans and measures such as the Alexander Concept Plan so that Ellicott City can be revitalized at the same time as our heritage is protected from flooding.

I am a concern resident of Howard County who frequently visited Old Town with my children who are looking forward to the new rebuild.

Sincerely,
Betty Adeosun
6164 Hanover Rd,
Elkridge, MD 21076

Sayers, Margery

From: Rrhbyu68 <rrhbyu68@aol.com>
Sent: Monday, July 02, 2018 1:43 PM
To: PolyLC@aol.com; CouncilMail; Kittleman, Allan
Cc: sissyplank@gmail.com; Sharmapsyd@gmail.com; jimshim@comcast.net; billparham3@gmail.com; bradsheard@comcast.net; piggycrackers@yahoo.com; davidshewaneh@gmail.com; DianeStaub1@gmail.com; ebgroll@gmail.com; t_kuplan@hotmail.com; jfbermingham823@gmail.com; bjarham03@gmail.com; JCKNG10@gmail.com; leahstaub4@gmail.com; maryemckay@gmail.com; drsjk79@gmail.com; webfoot7@verizon.net; sfmckay@alum.mit.edu; tianzhuLi@msn.com; chimingwei@gmail.com; wkkwei@hotmail.com; yayazhang@hotmail.com; eey05@gmail.com; barbb13@aol.com; patonsunset@gmail.com; theano.nikitas@gmail.com; raj@gmail.com
Subject: Re: Letter to Howard County Council and County Government

FYI, The hearing on the County Bill No. 56-2018 will begin at 6:30 P.M. this evening in the council room in the Howard Building. I feel that a good showing of us at the meeting would bode well for our request for an amendment to include our street's watershed.

Please, let me know how many of you are up to going to support our amendment request. Maybe we could try to carpool if anyone is interested in do so.

Rich Heiser

443-858-5142

-----Original Message-----

From: PolyLC <PolyLC@aol.com>
To: councilmail <councilmail@howardcountymd.gov>; akittleman <akittleman@howardcountymd.gov>
Cc: 'Sissy & Mike Plank' <sissyplank@gmail.com>; 'Anita Sharma' <Sharmapsyd@gmail.com>; jimshim <jimshim@comcast.net>; 'Bill Parham' <billparham3@gmail.com>; 'Brad Sheard' <bradsheard@comcast.net>; 'Cathy Graham' <piggycrackers@yahoo.com>; 'David & Beza Shewaneh' <davidshewaneh@gmail.com>; 'Diane Staub' <DianeStaub1@gmail.com>; 'Esta Grollman' <ebgroll@gmail.com>; 'Ganesh Thuraisamy' <t_kuplan@hotmail.com>; 'Jacqui & Gordon Bermingham' <jfbermingham823@gmail.com>; 'Janel Parham' <bjarham03@gmail.com>; 'Joyce King' <JCKNG10@gmail.com>; 'Leah Staub' <leahstaub4@gmail.com>; 'Mary McKay' <maryemckay@gmail.com>; 'Stacey Keen' <drsjk79@gmail.com>; 'Steve and Diane Staub' <webfoot7@verizon.net>; 'Steve McKay' <sfmckay@alum.mit.edu>; tianzhuLi <tianzhuLi@msn.com>; 'Wei Dr.' <chimingwei@gmail.com>; 'Weikuang Wei' <wkkwei@hotmail.com>; 'Yali Liu' <yayazhang@hotmail.com>; eey05 <eey05@gmail.com>; 'Barb Heiser' <barbb13@aol.com>; 'Pat Harman' <patonsunset@gmail.com>; 'Theano Nikitas' <theano.nikitas@gmail.com>; 'Rrhbyu68' <rrhbyu68@aol.com>; raj <raj@gmail.com>
Sent: Sun, Jul 1, 2018 10:16 pm
Subject: Letter to Howard County Council and County Government

Dear Howard County Council and County Executive Kittleman,

Please, download the attachment requesting an amendment to County Bill No. 56-2018.

We the residents of Oak Hill Drive in Ellicott City have all been collaborating to prepare the attached message requesting the adoption of the amendment to expand the scope of County Bill No. 56-2018 "to include all rivers entering Howard County, Maryland, not just the Tiber River Watershed."

We look forward to being present at the County Council meeting Monday evening (tomorrow). We all express our gratitude for your time and consideration of this important matter.

4105-5783



10/11/2011

Kind Regards,

Richard Ray Heiser
9684 Oak Hill Drive
and
Andrew Alpert
9708 Oak Hill Drive

Ellicott City, MD 21042-6321

Sayers, Margery

From: carol mckissick <cmckissi@gmail.com>
Sent: Friday, July 06, 2018 10:55 AM
To: CouncilMail; Weinstein, Jon
Subject: CB56-2018 - Halt to Development in Tiber Branch Watershed & EC Flood Update

Greetings - I am unable to attend the public meeting later this month, however, I wish to voice my support for Councilman Weinstein's proposal. My family moved to Ellicott City 30 years ago and the amount of development that has occurred in the County since then is mind-boggling. We, ourselves have been involved in defeating 3 proposals for expansive development 50 ft. from our front yard. At one time, there were restraints on development in the County, but greed has apparently taken the upper hand and Nature is fighting back.

The latest insanity in our immediate area is the proposed building of 84 town homes on Montgomery Road on a tiny slip of land between the YMCA and Bethel Baptist Church. The old single-family homes were demolished this week and the building will soon begin. The developer has managed to remove the ridiculous sign, which read, "Walk to Everything". That's humorous. The new residents will not be able to walk *anywhere* without being run over, that is unless Montgomery Road traffic is completely gridlocked, which it will be, since that is nearly the case now.

Howard County is trying desperately to become Montgomery County, and Ellicott City another Silver Spring. The very reason people want to buy, live and work in our County is disappearing at an alarming rate, i.e., the schools are over crowded, the traffic is a horror and soon, we will be living atop each other.

The second flood in Ellicott City occurred because the County did nothing substantive after the first flood - we painted lipstick on the pig and called it done. Until and unless we adopt a more environmentally-friendly responsibility and stewardship of our County, we will continue to face these types of events and the eventuality of urban sprawl.

Thank you, for listening.
Carol McKissick

Sayers, Margery

From: PolyLC <PolyLC@aol.com>
Sent: Sunday, July 01, 2018 10:16 PM
To: CouncilMail; Kittleman, Allan
Cc: 'Sissy & Mike Plank'; 'Anita Sharma'; jimshim@comcast.net; 'Bill Parham'; 'Brad Sheard'; 'Cathy Graham'; 'David & Beza Shewaneh'; 'Diane Staub'; 'Esta Grollman'; 'Ganesh Thuraishamy'; 'Jacqui & Gordon Bermingham'; 'Janel Parham'; 'Joyce King'; 'Leah Staub'; 'Mary McKay'; 'Stacey Keen'; 'Steve and Diane Staub'; 'Steve McKay'; tianzhuLi@msn.com; 'Wei Dr.'; 'Weikuang Wei'; 'Yali Liu'; eey05@gmail.com; 'Barb Heiser'; 'Pat Harman'; 'Theano Nikitas'; 'Rrhbyu68'; raj@gmail.com
Subject: Letter to Howard County Council and County Government
Attachments: Howard County Council amendment to bill 56-2018 for Tiber River watershed.doc

Dear Howard County Council and County Executive Kittleman,

Please, download the attachment requesting an amendment to County Bill No. 56-2018.

We the residents of Oak Hill Drive in Ellicott City have all been collaborating to prepare the attached message requesting the adoption of the amendment to expand the scope of County Bill No. 56-2018 "to include all rivers entering Howard County, Maryland, not just the Tiber River Watershed."

We look forward to being present at the County Council meeting Monday evening (tomorrow). We all express our gratitude for your time and consideration of this important matter.

Kind Regards,

Richard Ray Heiser
9684 Oak Hill Drive
and

Andrew Alpert
9708 Oak Hill Drive

Ellicott City, MD 21042-6321

June 30, 2018

"Dear Howard County Council and County Government. We the residents of properties located on Oak Hill Drive in Ellicott City (21042) request that the scope of Councilman Jon Weinstein's bill ("Tiber Branch Watershed Safety Act") B56-2018 **be amended to include "all rivers that come into Howard County"**. This would include not only our street and that of the new development project known as "F-17-067" all of which sit between two branches of the Little Patuxent River, but other yet to be identified areas of the county.

Here is some background information to support our request for the amendment:

Since, the completion of the "Centennial Overlook" sub-division which occupies the old "Mason Farm" property on Old Annapolis Road in Ellicott City, the water runoff onto and into the properties immediately adjoining the old Roy and Felicia Bennett homestead (9692 Oak Hill Drive) has drastically increased. During the heavy rains on May 27, 2018, a torrent of water came across the 9692 Oak Hill Drive property on to the immediately adjoining properties that face Oak Hill Drive. Water entered some basements and blocked access to the street due to high water levels (above the knees) and debris at the junction with Old Annapolis Road. Water runoff, to this extent, never existed when the Mason Farm was still farmland. Clearly the storm water management controls required of the developer of Centennial Overlook, by the county, were/are inadequate. We are deeply concerned that the potential for the amount of water runoff will greatly increase again due to the disruption of the soil/grass/trees that will be disturbed with the addition of six new houses on the 9692 Oak Hill Drive property;

We ask that the scope of the one year halt be amended to allow, in part, a more complete evaluation of the effectiveness of the water control plan for Centennial Overlook and also the proposed "F-17-067" development, so that there can be a proper mitigation of the run off potential, to eliminate future property damage on our street. The areas are contiguous and need to be reevaluated in light of the increased runoffs since the development of Centennial Overlook and before the need for additional storm water management as a result of the sub-division of the 9692 Oak Hill Drive property. We are certain that there are additional areas of Howard County that need more effective mitigation of storm water runoff, as well, before disturbing additional natural water retention environments;

The flooding and property damage problems, being experienced throughout Howard County, are the result of many years of overdevelopment and mismanagements of storm water. The problems will take many years to fully resolve, not just 12 months. Future business and personal economic impacts will likely be as drastic as the flood damages have been. Nevertheless, slowing down the catalysts will be necessary, or the residents of Howard County will continue to suffer from our own indiscretions.