

County Council Of Howard County, Maryland

2015 Legislative Session

Legislative Day No. 8

Resolution No. 122 -2015

Introduced by: The Chairperson at the request of the County Executive

A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that a portion of County Open Space known as part of Parcel 130, Lot 1 on Tax Map 17 located on N. Pine Orchard Lane containing approximately 0.1098 acres is no longer needed by Howard County, Maryland for public purposes; authorizing the County Executive to convey a fee simple interest to the adjacent property owners; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code; and providing that the County Executive is not bound to convey the property if he finds that it may have a further public use.

Introduced and read first time July 16, 2015.

By order Jessica Feldmark
Jessica Feldmark, Administrator

Read for a second time at a public hearing on July 20, 2015.

By order Jessica Feldmark
Jessica Feldmark, Administrator

This Resolution was read the third time and was Adopted , Adopted with amendments __, Failed __, Withdrawn __, by the County Council on July 31, 2015.

Certified By Jessica Feldmark
Jessica Feldmark, Administrator

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment

1 **WHEREAS**, the County acquired an Open Space Lot containing approximately 4.229
2 acres known as Parcel 130, Lot 1 on Tax Map 17 by Deed dated January 23, 1989 recorded
3 among the Land Records of Howard County, Maryland (the “Land Records”) in Liber 1977,
4 folio 350; and

5
6 **WHEREAS**, the adjacent property owners, Security Development Corporation (the
7 “Adjacent Property Owners”) are constructing certain recreational improvements on the adjacent
8 property and have requested permission to extend those improvements onto a portion of the
9 County’s Open Space lot; and

10
11 **WHEREAS**, the recreation improvements being constructed on the adjacent property
12 include a fenced dog park separated by retaining walls, a tot lot, benches, outdoor grills, a gazebo
13 and picnic tables; and

14
15 **WHEREAS**, the Adjacent Property Owners will encroach upon approximately 0.1098
16 acres (the “County Property”) of the County’s Open Space lot, as shown in the attached Exhibit
17 A; and

18
19 **WHEREAS**, the Adjacent Property Owners will record a revised plat that merges the
20 County Property with their privately-owned adjacent open space, as shown in the attached
21 Exhibit B; and

22
23 **WHEREAS**, the effect of the revised plat is that the County Property will remain non-
24 buildable open space that will ultimately be conveyed to a private Community Association; and

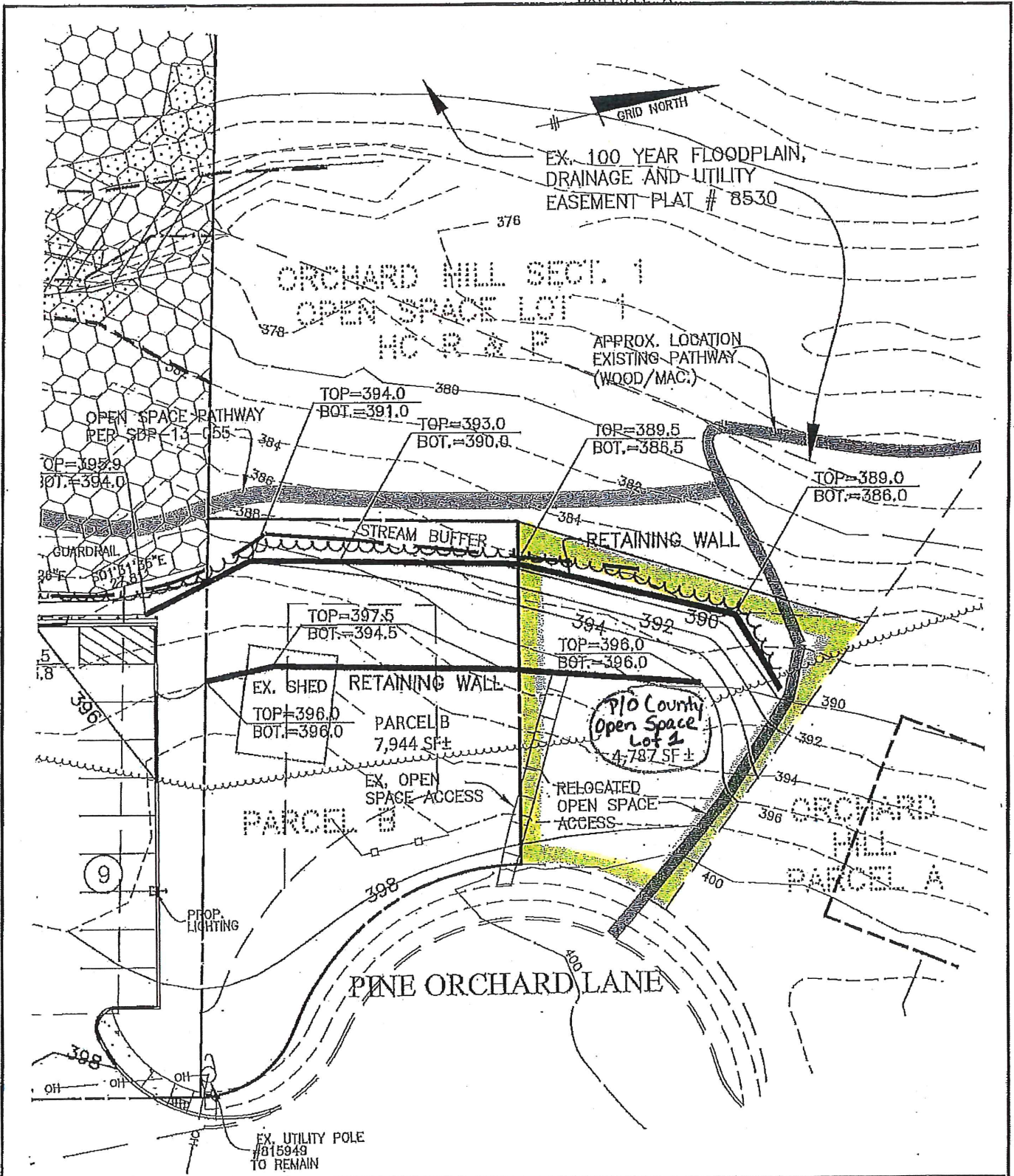
25
26 **WHEREAS**, Section 4.201 “Disposition of real property” of the Howard County Code
27 authorizes the County Council to declare that property is no longer needed for public purposes
28 and authorizes the County Council to waive advertising and bidding requirements for an
29 individual conveyance of the property upon the request of the County Executive and after a
30 public hearing that has been duly advertised; and

1 **WHEREAS**, the County Council has received a request from the County Executive to
2 waive the advertising and bidding requirements in this instance for the fee simple conveyance of
3 the County Property to the Adjacent Property Owners.
4

5 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
6 Maryland, this 31st day of July, 2015, that the County Property comprising
7 approximately 0.1098 acres, shown on the attached Exhibit A, is no longer needed by the County
8 for public purposes and that a fee simple interest may be conveyed to the Adjacent Property
9 Owners.
10

11 **AND BE IT FURTHER RESOLVED** that, having received a request from the County
12 Executive and having held a public hearing that was duly advertised, the County Council
13 declares that the best interest of the County will be served by authorizing the County Executive
14 to waive the usual advertising and bidding requirements of Section 4.201 of the Howard County
15 Code for the fee simple conveyance of the property to the Adjacent Property Owners.
16

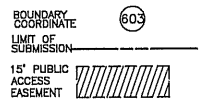
17 **AND BE IT FURTHER RESOLVED** that, if the County Executive finds that any or all
18 of the County Property may have a further public use, he is not bound to convey the property in
19 accordance with this Resolution.



<p>BENCHMARK <small>ENGINEERS & ARCHITECTS & PLANNERS</small> ENGINEERING, INC. <small>8140 PATTERNE HUNTER, PINE BLAKE 318 & ELLIOTT CITY, WYOMING 81035 (307) 410-1122-4108 (307) 410-1122-4411</small></p>	<p>PLAN SCALE: 1" = 30'</p>	<p>PROJECT: ORCHARD PARK SECTION 3 TITLE: OPEN SPACE EXHIBIT DATE: APR. 2015 PROJECT NO. 1796</p>
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- NOTES:
- 1.) * DENOTES IRON PIPE (IPF) OR REBAR & CAP (RCF) FOUND
 - 2.) DENOTES TRAVERSE POINT.
 - 3.) COORDINATES BASED ON MARYLAND COORDINATE SYSTEM AS PROJECTED BY HOWARD COUNTY GEODETIC CONTROL STATIONS NO. 0086 AND NO. 2585.
 - 4.) SUBJECT PROPERTY ZONED R-A-15, PER THE COMPREHENSIVE ZONING PLAN, MAPS AND AMENDED REGULATIONS, EFFECTIVE OCTOBER 6, 2013.
 - 5.) THERE ARE NO HISTORIC FEATURES OR CEMETERIES ON THIS SITE.
 - 6.) ALL AREAS ON THIS PLAT ARE "MORE OR LESS".
 - 7.) THIS PLAT IS BASED ON A REVISION TO PREVIOUSLY RECORDED PLAT NO. 8530 & 23151 AND FIELD RUN SURVEY WORK PERFORMED BY BENCHMARK ENGINEERING, INC., ON ABOUT NOVEMBER, 2012.
 - 8.) THIS PROPERTY IS WITHIN THE METROPOLITAN WASHINGTON WATER AND SEWER SERVICE PUBLIC DRAINAGE AREA WITHIN THE MIDDLE PATUXENT WATERSHED. WATER AND SEWER SERVICE TO THESE LOTS WILL BE GRANTED UNDER THE PROVISIONS OF SECTION 18.122.B OF THE HOWARD COUNTY CODE. PUBLIC WATER AND SEWAGE ALLOCATION WILL BE GRANTED UNDER THE PROVISIONS OF ISSUANCE OF THE BUILDING PERMIT IF CAPACITY IS AVAILABLE AT THAT TIME. PUBLIC WATER AND SEWER CONTRACT NOS. ARE C-509-5 AND 20-1065.
 - 9.) UNLESS NOTED AS "PRIVATE", ALL EASEMENTS ARE PUBLIC.
 - 10.) THIS PLAT IS SUBJECT TO THE AMENDED FIFTH EDITION OF THE SUBDIVISION AND LAND DEVELOPMENT REGULATIONS PER COUNCIL BILL 45-2003 AND THE ZONING REGULATIONS PER COUNCIL BILL 32-2013. DEVELOPMENT OR CONSTRUCTION ON THESE LOTS MUST COMPLY WITH SETBACKS AND BUFFER REGULATIONS IN EFFECT AT THE TIME OF SUBMISSION OF THE SITE DEVELOPMENT PLAN, WAIVER PETITION APPLICATION, OR BUILDING/GRADING PERMIT.
 - 11.) THIS PLAT IS EXEMPT FROM THE REQUIREMENTS FOR FOREST CONSERVATION PER SECTION 16.1202(b)(1)(iv) OF THE HOWARD COUNTY CODE BECAUSE THIS PLAT CREATES NO ADDITIONAL BUILDABLE LOTS.
 - 12.) STORMWATER MANAGEMENT WAS PREVIOUSLY ADDRESSED UNDER GP-88-71 AND SDP-89-71.
 - 13.) LANDSCAPING PREVIOUSLY ADDRESSED UNDER SDP-90-135.
 - 14.) NO TRAFFIC STUDY IS REQUIRED FOR THIS PROJECT.
 - 15.) NO NOISE STUDY IS REQUIRED FOR THIS PROJECT.
 - 16.) NO CLEARING, EXCAVATING, FILLING, ALTERING DRAINAGE OR IMPERVIOUS PAVING MAY OCCUR WITHIN THE FLOODPLAIN AREA.
 - 17.) OPEN SPACE LOT 3 IS TO BE PRIVATELY OWNED AND MAINTAINED.
 - 18.) NO GRADING, REMOVAL OF VEGETATIVE COVER, TREES, PAVING OR NEW STRUCTURES SHALL BE PERMITTED WITHIN THE REQUIRED WETLANDS, STREAMS, THEIR BUFFERS, FOREST CONSERVATION EASEMENT AREAS AND 100 YEAR FLOODPLAIN.

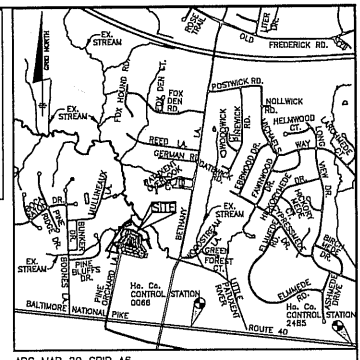
LEGEND



BENCH MARKS

HO. CO. #0086 (NAD '83) ELEV. 386.52
STANDARD DISC ON CONCRETE MONUMENT
RT. 40 BY ENCHANTED FOREST SHOPPING CENTER
N 587380.50 E 1,352603.44

HO. CO. #2485 (NAD '83) ELEV. 390.17
STANDARD DISC ON CONCRETE MONUMENT
ISLAND AT CORNER OF RT. 40 AND DOGWOOD DR.
N 586956.27' E 1356570.78'



VICINITY MAP SCALE: 1" = 2000'

COORDINATE CHART (NAD '83)

No.	NORTH	EAST
100	588975.18	1350868.54
101	589074.28	1350779.30
102	589118.39	1350808.68
103	589131.51	1350876.10
104	589248.51	1350953.04
105	589321.86	1350932.22
106	589446.70	1351015.38
107	589411.66	1351215.41
108	589284.77	1351415.09
109	589161.63	1351439.61
110	589210.24	1351592.75
111	589355.12	1351548.78
112	589532.00	1351268.43
113	589679.31	1351181.14
114	589594.94	1351039.25
115	589516.89	1350975.82
116	588927.73	1350583.14
117	588555.66	1350886.73
118	588881.85	1350875.89

THE REQUIREMENTS 3-108, THE REAL PROPERTY ARTICLE ANNOTATED CODE OF MARYLAND, 1988 REPLEASMENT VOLUME (AS SUPPLEMENTED) AS FAR AS THEY RELATE TO THE MAKING OF THIS PLAT AND THE SETTING OF MARKERS HAVE BEEN COMPLIED WITH.

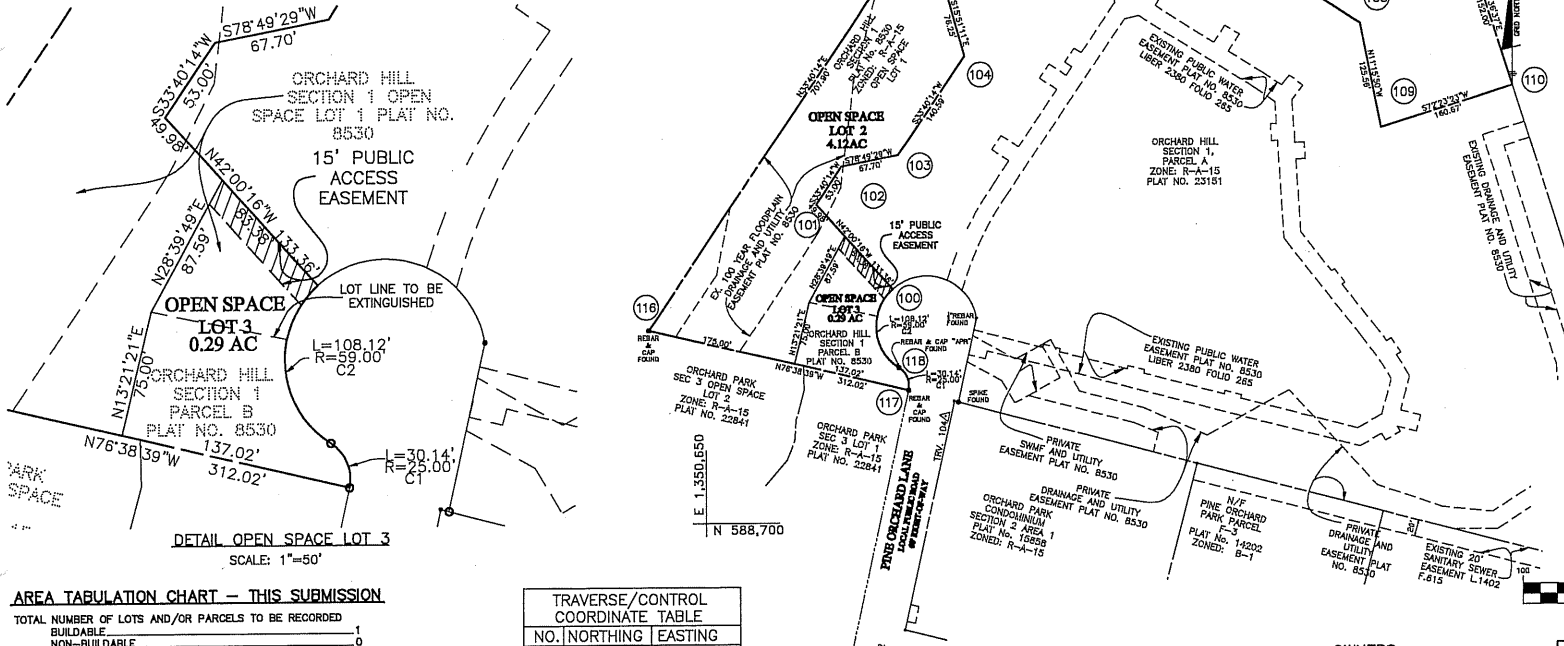
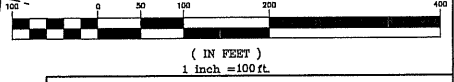
DONALD A. MASON DATE REGISTERED PROFESSIONAL LAND SURVEYOR MD REG NO. 21320 FOR BENCHMARK ENGINEERING, INC. MD REG NO. 351

STEVEN K. BREEDEN DATE

JAMES R. MOXLEY III DATE

JAMES IRVIN DATE

GRAPHIC SCALE



AREA TABULATION CHART - THIS SUBMISSION

TOTAL NUMBER OF LOTS AND/OR PARCELS TO BE RECORDED	1
BUILDABLE	0
NON-BUILDABLE	0
OPEN SPACE	0
PRESERVATION PARCELS	0
TOTAL AREA OF LOTS AND/OR PARCELS TO BE RECORDED	0.29± AC.
BUILDABLE	0
NON-BUILDABLE	0
OPEN SPACE	4.12± AC.
PRESERVATION PARCELS	0
TOTAL AREA OF ROADWAY TO BE RECORDED (INCLUDING WIDENING STRIPS)	0
TOTAL AREA OF SUBDIVISION TO BE RECORDED	4.41± AC.

TRAVERSE/CONTROL COORDINATE TABLE

NO.	NORTHING	EASTING
104	N 588824.90	E 1350930.30
112	N 588514.86	E 1350835.37

CURVE TABLE

CURVE	LENGTH	RADIUS	TANGENT	CHORD	CHORD BEARING	DELTA
C1	30.14'	25.00'	17.21'	28.35'	N22°27'58"W	69°04'31"
C2	108.12'	59.00'	76.89'	93.62'	S04°30'14"E	104°58'58"

BENCHMARK ENGINEERING, INC.

8480 BALTIMORE NATIONAL PIKE, SUITE 318A, BELLEVILLE CITY, MARYLAND 21045
(P) 410-485-8103 (F) 301-710-5600
(F) 410-485-8844
WWW.BE-ENGINEERING.COM

OWNERS

OPEN SPACE LOT 1 PARCEL B
HOWARD COUNTY DEPARTMENT OF SECURITY DEVELOPMENT
PARKS AND RECREATIONS CORPORATION
3300 N RIDGE ROAD, SUITE 170 P.O. BOX 417
ELLCOTT CITY, MARYLAND 21043 ELLCOTT CITY, MARYLAND 21041

APPROVED: FOR PUBLIC WATER AND PUBLIC SEWER SYSTEMS, HOWARD COUNTY HEALTH DEPARTMENT

HOWARD COUNTY HEALTH OFFICER DATE

APPROVED: HOWARD COUNTY DEPARTMENT OF PLANNING AND ZONING

CHIEF, DEVELOPMENT ENGINEERING DIVISION DATE

DIRECTOR DATE

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS DOCUMENT WAS PREPARED BY ME OR UNDER MY RESPONSIBLE CHARGE, AND THAT I AM A DULY LICENSED PROFESSIONAL LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MARYLAND, LICENSE NO. 21320, EXPIRATION 1-7-2017 AND THAT IT IS PART OF THE LAND CONVEYED BY SECURITY DEVELOPMENT CORPORATION TO SECURITY DEVELOPMENT CORPORATION BY DEED DATED AUGUST 18, 1988 AND RECORDED IN LIBER 1869 AT FOLIO 378, PART OF THE LAND CONVEYED BY THOMAS W. KAELHAR TO SECURITY DEVELOPMENT CORPORATION BY DEED DATED NOVEMBER 30, 1987 AND RECORDED IN LIBER 1788 AT FOLIO 187 AND ALL OF THE LAND CONVEYED BY SECURITY DEVELOPMENT CORPORATION TO HOWARD COUNTY, MARYLAND BY DEED DATED JANUARY 23, 1989 AND RECORDED IN LIBER 1977 AT FOLIO 350 AND THAT ALL MONUMENTS ARE IN PLACE OR WILL BE IN PLACE PRIOR TO ACCEPTANCE OF THIS PLAT BY HOWARD COUNTY, IN ACCORDANCE WITH THE ANNOTATED CODE OF MARYLAND, AS AMENDED.

DONALD A. MASON DATE REGISTERED PROFESSIONAL LAND SURVEYOR MD REG NO. 21320 FOR BENCHMARK ENGINEERING, INC. MD REG NO. 351

OWNER'S CERTIFICATE

SECURITY DEVELOPMENT CORPORATION, OWNER OF THE PARCEL B AND HOWARD COUNTY MARYLAND OWNER OF OPEN SPACE LOT 1 SHOW HEREON, HEREBY ADOPTS THIS PLAN OF SUBDIVISION, AND IN CONSIDERATION OF APPROVAL OF THIS FINAL PLAT BY THE DEPARTMENT OF PLANNING AND ZONING, ESTABLISHES THE MINIMUM BUILDING RESTRICTION LINES AND GRANTS UNTO HOWARD COUNTY, MARYLAND, ITS SUCCESSORS AND ASSIGNS, (1) THE RIGHT TO LAY, CONSTRUCT AND MAINTAIN SEWERS, DRAINS, WATER PIPES, AND OTHER MUNICIPAL UTILITIES AND SERVICES, IN AND UNDER ALL ROADS AND STREET RIGHTS-OF-WAY, AND THE SPECIFIC EASEMENT AREAS SHOWN HEREON, (2) THE RIGHT TO REQUIRE DEDICATION FOR PUBLIC USE OF THE STREETS AND/OR ROADS, FLOODPLAINS AND OPEN SPACE WHERE APPLICABLE AND FOR GOOD AND OTHER VALUABLE CONSIDERATION, HEREBY GRANTS THE RIGHT AND OPTION TO HOWARD COUNTY TO ACQUIRE THE FEE SIMPLE TITLE TO THE BEDS OF THE STREETS AND/OR ROADS OR FLOODPLAINS, STORM DRAINAGE FACILITIES AND OPEN SPACE WHERE APPLICABLE, (3) THE RIGHT TO REQUIRE DEDICATION OF WATERWAYS AND DRAINAGE EASEMENTS FOR THE SPECIFIC PURPOSE OF THEIR CONSTRUCTION, REPAIR AND MAINTENANCE, AND (4) THAT NO BUILDING OR SIMILAR STRUCTURE OF ANY KIND SHALL BE ERRECTED ON OR OVER THE SAID EASEMENTS AND RIGHTS-OF-WAY, WITNESS MY HAND THIS DAY OF 2015.

BY: STEVEN K. BREEDEN DATE WITNESS DATE
BY: JAMES R. MOXLEY III DATE WITNESS DATE
BY: JAMES IRVIN DATE WITNESS DATE

THE PURPOSE OF THIS REVISION PLAT IS TO REVISE THE COMMON LOT LINE BETWEEN PARCEL 'B' AND OPEN SPACE LOT 1 CREATE NEW OPEN SPACE LOT 2 AND OPEN SPACE LOT 3

RECORDED AS PLAT NO. _____ ON _____ AMONG THE LAND RECORDS OF HOWARD COUNTY, MARYLAND.

REVISION PLAT ORCHARD HILL OPEN SPACE LOTS 2 AND 3

RESUBDIVISION OF ORCHARD HILL, SECTION 1 PARCEL 'B' AND OPEN SPACE LOT 1 PREVIOUSLY RECORDED AS PLAT NO. 8530

2ND ELECTION DISTRICT OF HOWARD COUNTY, MARYLAND SCALE: AS SHOWN DATE: APRIL, 2015

TAX MAP: 17 GRID: 19 PARCEL: 130 ZONED: R-A-15

SHEET: 1 OF 1

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING

SUMMARY APPRAISAL REPORT

PROPERTY OWNER

Howard County Recreation and Parks
7120 Oakland Mills Road
Columbia, MD 21046

PROPERTY APPRAISED

Unimproved 4.229 acre
Open Space Parcel
Orchard Hill, Section One, Lot 1
Pine Orchard Lane
Ellicott City, MD

ORCHARD HILL, SECTION 1, OPEN SPACE LOT 1

CAPITAL PROJECT: N-3103

DATE OF APPRAISAL REPORT – June 1, 2015

DATE OF VALUE – May 26, 2015

APPRAISED BY: William F. Snider
Certified General
Real Estate Appraiser, 04-2154

APPRAISED FOR: Howard County Department of
Public Works

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING

June 1, 2015

Ms. Tina Hackett
Chief, Real Estate Services
Howard County Dept. of Public Works
3430 Courthouse Drive
Ellicott City, MD. 21043

RE: Howard County Recreation and
Parks Property
Pine Orchard Lane
Ellicott City, MD

Dear Ms. Hackett:

At your request, I have made an appraisal of the fee simple subject property that is described in the attached report for the purpose of providing an opinion of the fair market value of the 4,787 sf. portion that is to be conveyed. The subject property consists of a 4.229 acre unimproved, open space parcel. The property is designated as an Open Space parcel, Lot 1, of the Orchard Hill, Section One, subdivision on plat 8530 as found on Howard County Tax Map 17 as Parcel 130.

The Jurisdictional Exception is invoked. This appraisal will be used by Howard County, Maryland as a basis for the fair market value of the parcel that is part of the Orchard Hill, Section 1, Open Space Lot 1, Project: N-3103. It is understood that a portion of the subject parcel is to be conveyed. An environmental survey was not available.

Based upon my investigation and considering all factors relevant to value, of which I am aware, it is my opinion that the fair market value of the parcel being conveyed by the property owner, as of May 26, 2015, is:

Three Thousand, Eight Hundred (\$3,800.00) Dollars

Data, analyses, computations, and conclusions that support the opinions of value as well as any assumptions and limiting conditions are contained in the attached report.

Sincerely;



William F. Snider
Certified General
Real Estate Appraiser, 04-2154

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING

TABLE OF CONTENTS

Letter of Transmittal	1
Table of Contents	2
Certification	3
Summary of Facts and Conclusions.....	4
Purpose and Scope of the Appraisal	5
Definitions.....	6
Tax Map of Subject	7
Property Description, Utilities, Tax Assessment	8
Subject Plat	9
Zoning	10
Highest and Best Use	11
Valuation Process	12
Sales Comparison Approach	12
Sales Adjustment Grid.....	19
Analysis of Comparable Sales.....	20
Correlation and Final Value	21
Plat of Proposed Area to be Conveyed	22
Photographs of Portion to be Conveyed.....	23
Addenda	24
Location of Subject Property and Comparable Sales	
Neighborhood Description	
Statement of Assumptions and Limiting Conditions	
Tax Record of Subject Property	
Qualifications of William F. Snider	

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING


CERTIFICATION

I certify that, to the best of my knowledge and belief:

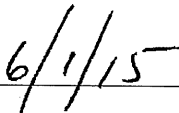
- the statements of fact contained in this report are true and correct.
- the reported analyses, opinions, and conclusions are limited only by the reported assumptions and limiting conditions, and are my personal, impartial, and unbiased professional analyses, opinions, and conclusions.
- I have no present or prospective interest in the property that is the subject of this report, and no personal interest with respect to the parties involved.
- I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.
- my compensation for completing this assignment is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.
- my analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the *Uniform Standards of Professional Appraisal Practice* and the *Uniform Standards for Federal Land Acquisitions* except to the extent that the invocation of USPAP Jurisdictional Exception Rule is required.
- I have made a personal inspection of the property that is the subject of this report and that the property owner, or his/her designated representative, was given the opportunity to accompany me on the property inspection.
- no one provided significant real property appraisal assistance to the person signing this certification.

My opinion of the fair market value of the conveyance as of **May 26, 2015**, is as follows, based upon my independent appraisal and the exercise of my professional judgment.

Three Thousand, Eight Hundred (\$3,800.00) Dollars



William F. Snider
Certified General Real Estate Appraiser, 04-2154



Date

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING

SUMMARY OF IMPORTANT FACTS AND CONCLUSIONS

Owner of Record: Howard County Recreation and Parks
7120 Oakland Mills Road
Columbia, MD 21046

Zoning: R-A-15: Residential, Apartments

Tax Map:	Parcel:	Land Area:	Deed Ref:	Improvements:
17	130	4.229 acres	1977/350	Unimproved

Sales History: In the above deed, dated January 23, 1989, the grantor, Security Development Corporation transferred the above parcel to Howard County, Maryland.

Present Use: Unimproved. The property is an Open Space parcel of the Orchard Hill, Section One, subdivision and is recorded in the land records in plat 8530.

Highest and Best Use: The present highest and best use is for the property to be used within the existing zoning classification. As various factors limit its use, the parcel is considered to have only open space uses. The highest and best use of the subject property is its use as an open space parcel as permitted by the zoning.

Purpose of this Appraisal: This summary appraisal will be used as a basis for estimating the market value of the portion being acquired from the property owner from the Orchard Hill, Section 1, Open Space Lot 1, Project N-3103. It is understood that a portion of the subject parcel is to be conveyed.

Date of Value: May 26, 2015

Date of Most Recent Inspection: May 26, 2015

Value indicated by Sales Comparison Approach:

Before Fair Market Value:	= \$ 146,967
After Fair Market Value:	= \$ 143,148
Sum Due Property Owner:	= \$ 3,800 (as rounded)

Value indicated by Income Approach: Not applicable

Value indicated by the Cost Approach: Not applicable

PURPOSE OF THE APPRAISAL

The purpose of this appraisal is estimate the market value of the subject property that is described in the attached report for the purpose of providing an opinion of the fair market value of a 4,787 sf. portion that is be conveyed. The subject property consists of a 4.229 acre unimproved, open space parcel. The property is designated as an Open Space parcel of the Orchard Hill, Section One, subdivision on plat 8530 as found on Howard County Tax Map 17 as Parcel 130.

The Jurisdictional Exception is invoked. This appraisal will be used by Howard County, Maryland as a basis for the fair market value of the parcel that is part of the Orchard Hill, Section 1, Open Space Lot 1, Project: N-3103. It is understood that a portion of the subject parcel is to be conveyed. An environmental survey was not available.

The effective date of value is May 26, 2015, the date of the most recent inspection.

SCOPE OF THE APPRAISAL

The subject property is located in the Second Election District of Howard County. This portion of the district is primarily single-family residential developments. The newer development of the single-family attached residential subdivisions is located adjacent to the older developments throughout the area. Commercial development is located along the Route 40 corridor.

The subject property is an unimproved Open Space Lot 1 of the Orchard Hill, Section 1, subdivision, plat 8530. The proposed conveyance is sloping, mostly wooded and partially located within floodplain. As all of these factors limit its use, the parcel is considered to have only open space uses.

The parcel will be valued as unimproved land, so only the sales comparison approach will be used. Therefore, the parcel is valued as compared to the other residential uses with sales of similar residential lots analyzed with adjustments made for comparability. The subject parcel has limited use so the value will be discounted from the comparable fee value for properties with similar potential uses. Therefore, the value will be discounted to 5% of the fee value for similar properties. As an unimproved parcel, the Cost and Income approaches are not considered applicable.

Primary data relating to the subject property was collected and analyzed. Recent comparable sales data are extracted from the Real Property Data Search program of the Maryland Department of Assessments and Taxation. Each possible sale is visually inspected and researched for verification of information in the land records. The *Annotated Code of Maryland* states that the consideration payable shall be described in the recitals of the deed and sworn to by the parties or their agent. The data is verified as arms length. The Jurisdictional Exception is invoked as this appraisal will be used by Howard County, Maryland as a basis for estimating the fair market value as defined in the *Annotated Code of Maryland*.

DEFINITIONS

Fair Market Value: The fair market value of property in a condemnation proceeding is the price as of the valuation date for the highest and best use of the property which a vendor, willing but not obligated to sell, would accept for the property, and which a purchaser, willing but not obligated to buy, would pay, excluding any increment in value proximately caused by the public project for which the property condemned is needed. In addition, fair market value includes any amount by which the price reflects a diminution in value occurring between the effective date of legislative authority for the acquisition of the property and the date of actual taking if the trier of facts finds that the diminution in value was proximately caused by the public project for which the property condemned is needed, or by announcements or acts of the plaintiff or its officials concerning the public project, and was beyond the reasonable control of the property owner. (Real Property, Sect. 12-105(b), Annotated Code of Maryland)

Fee Simple Estate¹: Absolute ownership unencumbered by any other interest or estate, subject only to the limitations of eminent domain, escheat, police power, and taxation.

Jurisdictional Exception²: An assignment condition that voids the force of a part or parts of USPAP, when compliance with part or parts of USPAP is contrary to law or public policy applicable to the assignment.

¹ The Dictionary of Real Estate Appraisal, Fourth Edition, Appraisal Institute

² Uniform Standards of Appraisal Practice, The Appraisal Foundation

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING



Howard County Tax Map of Subject Property
Map 17, Grid 19, Parcel 130

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING

PROPERTY OWNER

Howard County Recreation and Parks
7120 Oakland Mills Road
Columbia, MD 21046

PROPERTY DESCRIPTION

The improved 4.229-acre subject property is found on Parcel 130 on Howard County Tax Map 17, Grid 19 and is recorded in the land records in Liber 1977, Folio 350, as being in fee simple. In the above deed, dated January 23, 1989, the grantor, Security Development Corporation transferred the above parcel to Howard County, Maryland. The property is designated as an Open Space parcel, Lot 1, of the Orchard Hill, Section One, subdivision on plat 8530. The subject parcel can be found on Howard County Flood Insurance Rate Map 240044 0017B, revised December 4, 1986, as being in Zone C, an area of minimal flooding.

Beginning on the northwest end of Pine Orchard Lane, the subject parcel is irregular in shape, sloping, wooded, and partially located in floodplain. The parcel is unimproved and has a total area of 4.229 acres. The dimensions are shown on the following subdivision plat.

UTILITIES

The subject property has public water, sewer, electric, and telephone available.

TAX ASSESSMENT

Land:	\$ 14,700
Improvements:	\$ -0-
Total:	\$ 14,700

The 2014-15 assessment for the Second Election District of Howard County is \$1.382 per \$100 of assessed value including the state share of \$0.112/ \$100. As of July 1, 2001, all assessments are based on 100% of Current Value.

DAVID W. FORCE
 SITE
 UNIVERSITY OF
 HOVARD COUNTY, MARYLAND
 ZONED R-2C

CURVE DATA			
NO	RADIUS	ARC	BEARING
1	5900'	227° 15' 24"	N 56° 56' 49"E
2	2500'	67° 04' 51"	N 22° 49' 37"E

- NOTES:
 - CONCRETE MONUMENTS TO BE SET.
 - GRID SYSTEM.
 - ALL COORDINATES SHOWN HEREON ARE BASED ON THE MARYLAND STATE COORDINATE SYSTEM.
 - COORDINATES: HOWARD COUNTY GEODETIC CONTROL POINT NO. 8530-01.
 - THIS SUBDIVISION IS SUBJECT TO SECTION 18.422B OF THE HOWARD COUNTY ZONING ORDINANCES.
 - THE TERMS AND CONDITIONS OF THIS PLAT AND THE PUBLIC SERVICE HAS BEEN GRANTED UNDER DEVELOPER AGREEMENT NO. 24-4784-D WAS FILED AND ACCEPTED.
 - THE ZONING RESTRICTIONS SHOWN ON THIS PLAT ARE SUBJECT TO THE ZONING ORDINANCES AND ORDINANCES OF THE COUNTY OF HOWARD, MARYLAND.
 - INFORMATION TAKEN FROM THE LITTLE PATUKENT - FLOODPLAIN AND ZONING MAPS AND THE PLAT MAPS OF THE COUNTY OF HOWARD, MARYLAND.
 - DESIGN MANUAL VOLUME 1, SECTION 10.000 DATED.
 - EXISTING BLDGS. ON PARCELS TO BE USED AS PLANS FOR PLUMBANCE FACILITY.
 - PLANS FOR PLUMBANCE FACILITY HAVE BEEN APPROVED BY THE DEPARTMENT OF HEALTH AND GENERAL SERVICES AND THESE FACILITIES WILL BE AVAILABLE TO ALL LOTS OFFERED FOR SALE.

DATE 6-10-88
 JAMES R. MOXLEY, JR., PRESIDENT
 JAMES B. HICKLEY, JR., VICE PRESIDENT
 STEWART A. YOUNG, WITNESS
 STEWART E. YOUNG, WITNESS

NO	NORTH	EAST
1	524178.8208	598465.1890
2	523737.8107	598537.8736
3	523654.8525	598521.4749
4	522930.1721	595743.4051
5	522762.8220	595550.4975
6	521605.8254	597188.7047
7	521716.2200	597328.4062
8	521755.0355	597307.0248
9	520828.5280	595506.7514
10	520816.6706	595468.6726
11	520932.8024	595467.5503
12	520911.6589	595498.2636
13	520892.1004	595526.9243

TOTAL TABULATION THIS PLAT
 TOTAL NUMBER OF BUILDABLE PARCELS 10,807 AC.
 TOTAL AREA OF BUILDABLE PARCELS 1,920 AC.
 TOTAL AREA OF OPEN SPACE LOTS 4,626 AC.
 TOTAL AREA OF LOTS TO BE RECORDED (LOT 1 PARCELS) 1,920 AC.
 TOTAL AREA OF HIGHWAY TO BE RECORDED 0.291 AC.
 TOTAL AREA OF THIS PLAT TO BE RECORDED 1,920 AC.

APPROVED: FOR PUBLIC WATER AND SEWER SYSTEMS IN ACCORDANCE WITH THE MASTER PLAN FOR PUBLIC WATER AND SEWERAGE FOR HOWARD COUNTY.
 APPROVED: COUNTY HEALTH OFFICER
 JAMES R. MOXLEY, JR. DIRECTOR
 DATE 6/10/88

APPROVED: FOR STORM DRAINAGE SYSTEMS, PUBLIC ROADS, PUBLIC WATER AND PUBLIC SEWER, HOWARD COUNTY DEPARTMENT OF PUBLIC WORKS.
 APPROVED: DIRECTOR
 DATE 6/10/88

SURVEYOR'S CERTIFICATE
 I HEREBY CERTIFY THAT THE FINAL PLAT SHOWN HEREON IS CORRECT, THAT IT IS ALL OF THE LAND CONVEYED BY COUNTY TRUST MORTGAGE NO. 20587 TO THE UNIVERSITY OF HOVARD COUNTY DATED AUGUST 16, 1987 AND AUGUST 20, 1987 RESPECTIVELY AND RECORDED AT VOL. 157A AND 157B OF HOWARD COUNTY RECORDS AND THAT ALL MONUMENTS ARE IN PLACE, OR WILL BE IN PLACE, PRIOR TO THE RECORDING OF THIS PLAT. THE SUBDIVISION BY HOWARD COUNTY, AS SHOWN IN ACCORDANCE WITH THE ANNOTATED CODE OF MARYLAND AS AMENDED.

OWNER'S DEDICATION
 WE, THE PROPERTY OWNERS AND DESCRIBED HEREON, HEREBY AGREE TO DEDICATE TO THE PUBLIC, FOR THE USE AND ENJOYMENT OF THE OFFICE OF PLANNING AND ZONING, ESTABLISH THE MINIMUM BUILDING RESTRICTIONS AND ASSIGNS, (1) THE RIGHT TO LAY, CONSTRUCT AND UNDER MAINTAIN STREETS, (2) THE RIGHT TO LAY, CONSTRUCT AND UNDER MAINTAIN STREETS AND STREETS RIGHT-OF-WAYS AND THE SPECIFIC EASEMENTS AND RIGHTS IN ALL ROADS AND STREETS AND/OR ROADS, (3) THE RIGHT TO LAY, CONSTRUCT AND UNDER MAINTAIN STREETS AND STREETS RIGHT-OF-WAYS AND THE SPECIFIC EASEMENTS AND RIGHTS IN ALL ROADS AND STREETS AND/OR ROADS, (4) THE RIGHT AND OPTION TO HOWARD COUNTY TO ACQUIRE THE FEE SIMPLE TITLE TO THE PUBLIC AND OPEN SPACE UNDER THE PLANS AND THE SPECIFIC EASEMENTS AND RIGHTS IN ALL ROADS AND STREETS AND/OR ROADS AND FLOODPLAINS, STORM DRAINAGE FACILITIES AND OPEN SPACE WHERE SPECIFIC PURPOSES OF THEIR CONSTRUCTION, REPAIR AND MAINTENANCE AND THE SPECIFIC PURPOSE OF ANY KIND SHALL BE ERECTED ON OR OVER THE SAID EASEMENTS AND RIGHT-OF-WAY. THESE DEDICATIONS SHALL BE EFFECTIVE AS OF THE DATE OF JUNE 10, 1988.

JAMES R. MOXLEY, JR., PRESIDENT
 JAMES B. HICKLEY, JR., VICE PRESIDENT
 STEWART A. YOUNG, WITNESS
 STEWART E. YOUNG, WITNESS

ORCHARD HILL
 SECTION ONE
 PARCELS AND
 AND LOT 1

RECORDED AS PLAT ON _____ ALONG THE LAND RECORDS OF HOWARD COUNTY, MARYLAND.
 TRACY, SCHULTE & ASSOCIATES, INC.
 8480 BALTIMORE NATIONAL PIKE, SUITE 448
 ELLICOTT CITY, MARYLAND 21043
 (800) 488-9508

STATE DEPT. OF REVENUE & TAXATION
 1/3 87
 1/17 89

FIELD APR. 5 1988
 EXIST. 20' RIGHT OF WAY FOR A SEWER LESS 9,549'

PLANNING AND ZONING DEPARTMENT

PLANNING AND ZONING DEPARTMENT

PLANNING AND ZONING DEPARTMENT

PLANNING AND ZONING DEPARTMENT

PLANNING AND ZONING DEPARTMENT

PLANNING AND ZONING DEPARTMENT

PLANNING AND ZONING DEPARTMENT

ZONING

The subject property is zoned R-A-15 (Residential: Apartments) to permit residential development for high-density apartments and single-family attached dwelling units at fifteen dwelling units per net acre. The regulations allow a maximum of 8 units per structure for attached dwelling units and for back to back attached dwellings at 16 units per structure.

Single-family detached dwellings are permitted on a minimum lot size of 6,000 sf. At least 10 percent of the dwellings in the R-A-15 development shall be moderate income housing units.

The district reflects the established attached single-family neighborhood characteristics of many of the residential areas of the county and is found in Section 112 of the Howard County Zoning Regulations. Lot width at building restriction line and the front, side, and rear setbacks vary with the approved use.

The present use as a residential development is permitted. The subject parcel is an unimproved, floodplain and open space parcel.

HIGHEST AND BEST USE

The highest and best use is defined as "the reasonably probable and legal use of vacant land or an improved property, which is physically possible, appropriately supported, financially feasible that results in the highest value. The four criteria the highest and best use must meet are legal permissibility, physical possibility, financial feasibility, and maximum productivity." The Dictionary of Real Estate Appraisal, Fourth Edition, Appraisal Institute

The opinion of such use may be based on the highest and most profitable continuous use to which the property is adapted and needed, or likely to be in demand in the reasonably near future. However, elements affecting value, which depend upon events or a combination of occurrences, which, while within the realm of possibility, are not shown to be reasonably probable, should be excluded from consideration. Also, if the intended use is dependent on an uncertain act of another person, the intention cannot be considered.

To give an opinion of highest and best use, those are the four stages of analysis to consider. This analysis must be applied whether the property is vacant or improved. The highest and best use of the land or site, if vacant and available for use, may be different from the highest and best use of the improved property. This is true when the improvement is not an appropriate use, but it makes a contribution to the total property value in excess of the value of the site.

Legally Permissible Use: The present use of the subject property is permitted by the existing zoning and relevant deed restrictions. The property is an Open Space parcel, Lot 1, of the Orchard Hill, Section One subdivision, plat 8530. The parcel is a designated and recorded open space parcel and is also located in floodplain, so the subject parcel has severely limited use.

Physically Possible Use: The physical characteristics of the site including size, shape, topography, and frontage would allow for only limited use of the parcel, if permitted.

Financially Feasible Use: The market for existing and new homes has been strong. More recent residential developments have shown sale prices of attached homes in the range of \$300,000 to \$800,000+ with a stable market. Within the subject's neighborhood, sufficient demand is available for residential development to indicate an economically feasible use for the subject parcel if it were a buildable parcel.

Maximally Productive Use: As the subject parcel is an Open Space parcel and contains floodplain, the parcel is considered to have only open space uses. The highest and best use of the subject property is its use as an open space parcel as permitted by the zoning.

VALUATION PROCESS

To value of the subject property, the appraisal process considers the sales comparison approach, the cost approach, and the income approach. The applicability of each approach is based on the nature and type of property being appraised.

The subject property is an unimproved Open Space parcel, Lot 1, of the Orchard Hill, Section One, subdivision, plat 8530. The proposed conveyance is wooded and partially located within floodplain. As all of these factors limit its use, the parcel is considered to have only open space uses.

The subject parcel has limited use so the value will be discounted from the comparable fee value for properties with similar potential uses. The parcel is a designated and recorded open space parcel and is also located in floodplain, so the subject parcel has severely limited use. Therefore, the value will be discounted to 5% of the fee value for similar properties. As an unimproved parcel, the Cost and Income approaches are not considered applicable.

SALES COMPARISON APPROACH

The sales comparison approach is an appraisal procedure in which the market value is predicated upon prices paid in actual market transactions. It is a process of analyzing sales of similar, recently sold properties in order to derive an estimation of the market value of the subject property. The reliability of this technique is dependent upon (a) the availability of comparable sale data; (b) the verification of the sales data; (c) comparability or the degree or extent of adjustment necessary for changing market conditions, location, and physical characteristics; and (d) the absence of non-typical conditions affecting the sale price.

VALUE OF THE 4.229 ACRE PARCEL- AS UNIMPROVED

In estimating the fair market value of the subject property, the following comparable land sales having zoning for residential uses are considered with adjustments to the sale price. Sales of small, residential lots permitting residential dwellings are researched and analyzed. Adjustments are for any change in market prices since the date of sale, location of the sale, physical characteristics of the sale including shape, size, frontage, and topography, and other conditions that may affect the value. As the subject parcel has limited use, its fee simple value will be discounted as compared to the fee value for the comparable properties.

These sales are not the only sales considered but are included as being representative of market activity.

Adjustments to the sales are made as follows:

- If the comparable sale has a benefit or characteristic that is superior to the subject property, an adjustment in the sale price or per unit value is subtracted.
- If the comparable sale has a benefit or characteristic that is inferior to the subject property, an adjustment is added to the sale price or per unit value.

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING

MARKET VALUE OF SUBJECT PARCEL

SALE NUMBER: 1

GRANTOR: Blue Stream LLC

GRANTEE: U. S. Home Corporation

LOCATION: Blue Stream Drive, Elkridge

SUBDIVISION: Parcel L-1, Blue Stream, , plats 21558-21564

SALES PRICE: \$ 12,249,988 **LIBER/FOLIO:** 16054/008

DEED DATE: 3/06/15 **RECORD DATE:** 3/09/15

COUNTY: Howard, 1st **TAX MAP:** 43 **GRID:** 4 **PARCEL:** 14

ZONING: CAC-CLI **LAND SIZE:** 7.6361 acres

FRONTAGE: various **DEPTH:** irregular

UTILITIES: All public available

IMPROVEMENTS: None at time of sale

MORTGAGE: \$ 2,150,000 with Seller

ANALYSIS OF SALE: Normal arm's length transaction

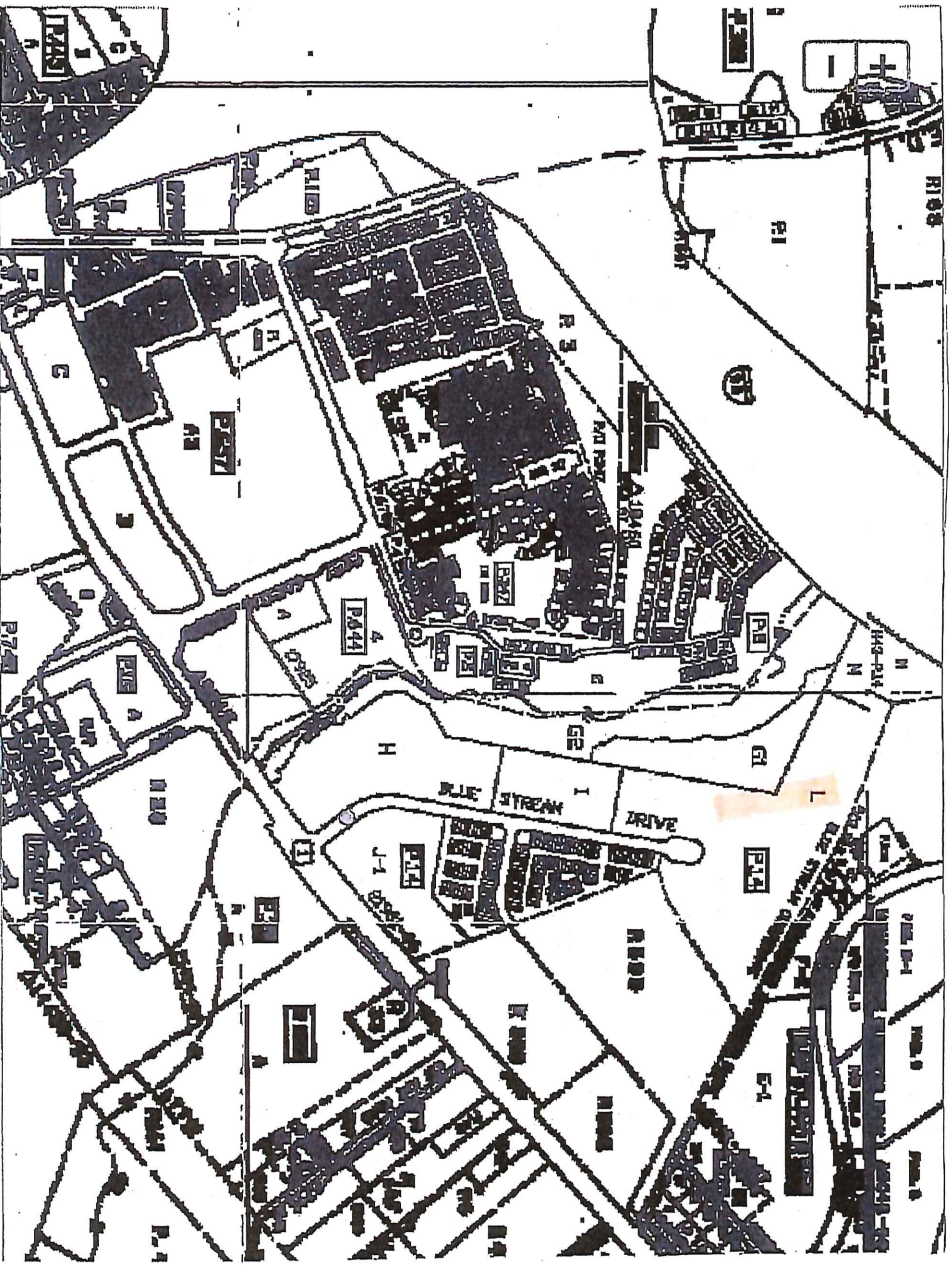
HIGHEST AND BEST USE: Development as permitted by the zoning classification

VERIFIED BY: Land Records, Inspection

The topography that is level to slightly rolling with mostly cleared cover is considered slightly superior to the wooded topography of the subject property. This sale, adjacent to Interstate 95, of a parcel in an area of newer residential subdivisions and older commercial uses is considered inferior in location. Frontage, visibility and direct access to a major highway is considered equal.

The CAC zoning of the sale permits mixed uses including attached or detached residential and commercial developments. Residential density is permitted at 25 units per net acre with proportional development of commercial space. As this is a greater density, a downward adjustment is indicated. Although sold as vacant land, Sale 1 was in the final stage of approval for a residential subdivision and had passed the APF tests. This creates less risk to the buyer and represents additional market value, so it is a discounting factor.

WILLIAM F. SNIDER & ASSOCIATES
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WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING

SALE NUMBER: 2

GRANTOR: Kathleen A. Romanik, et al

GRANTEE: Lakeshore 1, LLC

LOCATION: 3200 Pine Orchard Lane, Ellicott City

SUBDIVISION: Lot 1, Romanik Property, plat 5861, plat 22842

SALES PRICE: \$ 1,250,000 **LIBER/FOLIO:** 15538/183

DEED DATE: 4/11/14 **RECORD DATE:** 4/11/14

COUNTY: Howard, 2nd **TAX MAP:** 24 **GRID:** 1 **PARCEL:** 647

ZONING: R-A-15 **LAND SIZE:** 1.62 acres

FRONTAGE: 381.53 feet **DEPTH:** average 350 feet

UTILITIES: All Public Available

IMPROVEMENTS: None at time of sale

MORTGAGE: None indicated

ANALYSIS OF SALE: Normal arm's length transaction

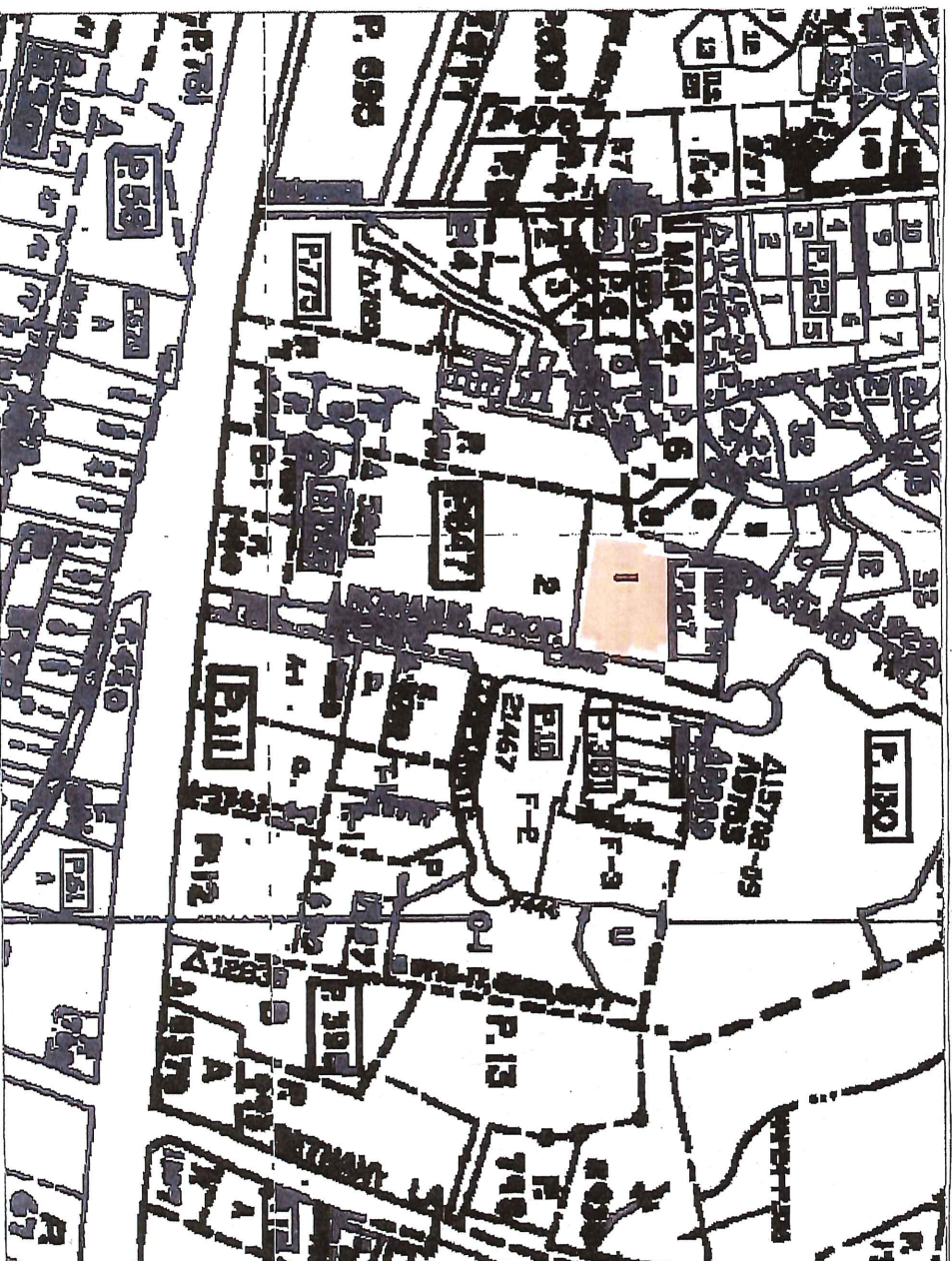
HIGHEST AND BEST USE: Development as permitted by the zoning classification

VERIFIED BY: Land Records, Inspection

The level topography with a stream is considered comparable. This sale of an adjacent parcel in the same residential area is considered equal in location. The zoning is equal. Frontage, visibility and direct access to a major highway is considered equal.

Sale 2 was sold as raw land with the buyer/developer accepting the greater risk of an approval process to subdivide the land, so a minimal adjustment is applied. The buyer is a developer who contracted to purchase the parcel and complete the subdivision process including recordation.

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING



*WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING*

SALE NUMBER: 3

GRANTOR: 3330 Rogers avenue, LLC

GRANTEE: M & T Developers, LLC

LOCATION: Vogel Road, Ellicott City

SUBDIVISION: Parcel J, Ellicott Crossing, plats 22090-22091

SALES PRICE: \$ 1,750,000 **LIBER/FOLIO:** 15037/199

DEED DATE: 6/11/13 **RECORD DATE:** 6/28/13

COUNTY: Howard, 2nd **TAX MAP:** 24 **GRID:** 6 **PARCEL:** 852

ZONING: POR-MXD-6 **LAND SIZE:** 1.824 acres

FRONTAGE: 468 feet **DEPTH:** triangular

UTILITIES: All public available

IMPROVEMENTS: None at time of sale

MORTGAGE: \$1,500,000 with First National bank of Pennsylvania

ANALYSIS OF SALE: Normal arm's length transaction

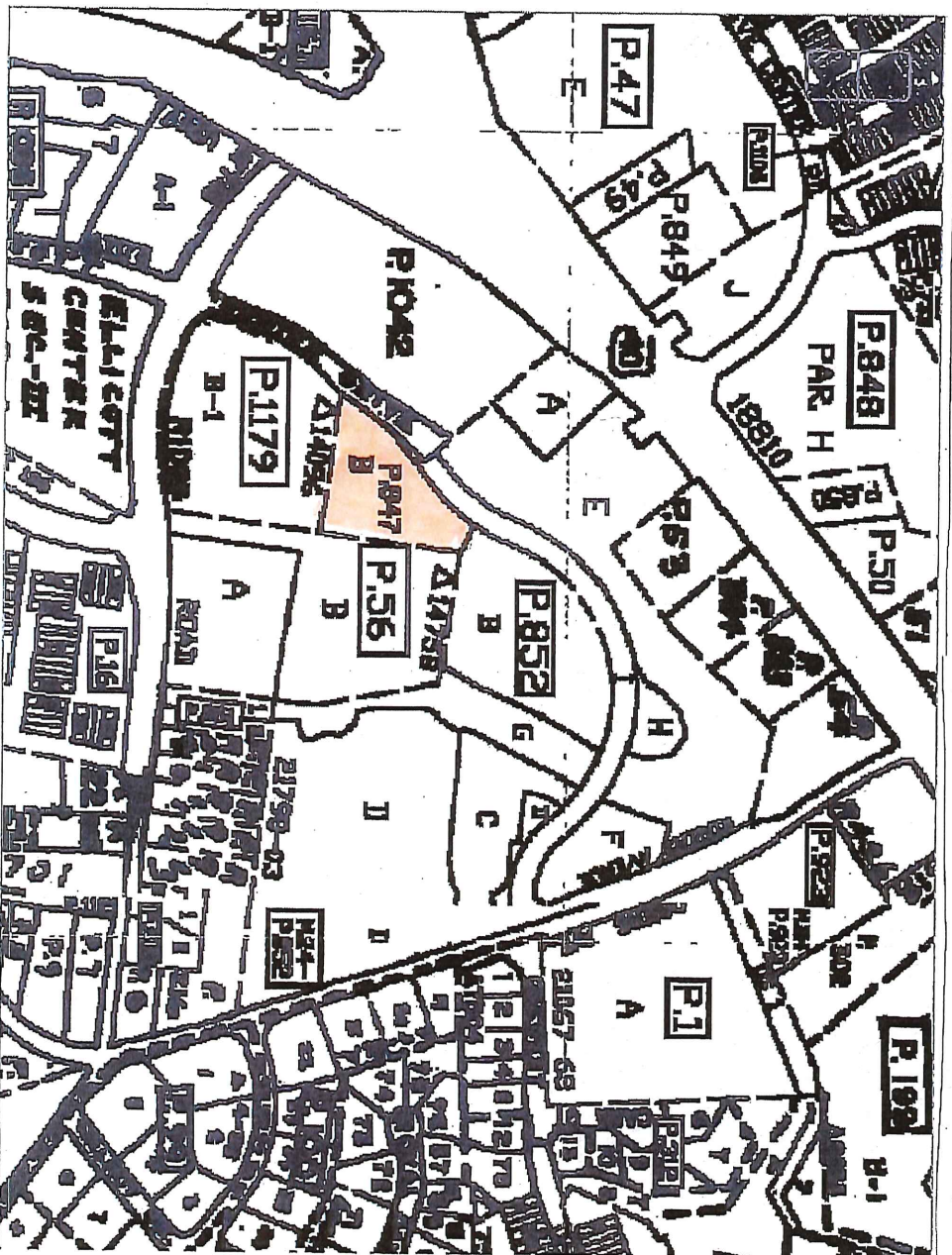
HIGHEST AND BEST USE: Development as permitted by the zoning classification

VERIFIED BY: Land Records, Inspection

This sale of a parcel in a newer subdivision in a developing older area of Ellicott City is considered equal in location. The MXD zone permits single family detached and attached houses at of six units per gross acre. As this is less density than permitted on the subject property, an upward adjustment is indicated. Frontage, visibility and direct access to a major highway is considered equal. The topography that is level with mostly cleared cover is considered slightly superior to the wooded topography of the subject property.

Although sold as vacant land, Sale 3 was in the final stage of approval for a residential subdivision and had passed the APF tests. This creates less risk to the buyer and represents additional market value, so it is a discounting factor.

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SUMMARY OF COMPARABLE SALES - Howard County Parks and Recreation - Open Space lot

	SUBJECT	SALE 1	SALE 2	SALE 3
DATE OF SALE	5/26/2015	3/19/15	4/11/14	6/28/13
LOCATION	Pine Orchard Lane	Blue Stream Dr	Pine Orchard Ln	Vogel Rd
SUBDIVISION	Orchard Hill Ellicott City	Blue Stream Elkridge 8.5 mi. SE	Orchard Park Ellicott City Adjacent	Ellicott Crossing Ellicott City 3.0 mi. East
SIZE(ACRES)	4.229 acres	7.636	1.6200	1.8240
ZONING	R-A-15 Open Space	CAC-CLI	R-A-15	MXD-6
TOPOGRAPHY	Sloping/Level Grassy/Wooded Public Available	Level Cleared	Level/Stream Cleared	Level Cleared/Wooded
UTILITIES		All Public	All Public	All Public
SALE PRICE		\$12,249,988	\$1,250,000	\$1,750,000
CONDITION OF SALE		None	None	None
ADJUST. SALE PRICE		\$12,249,988	\$1,250,000	\$1,750,000
SALE PRICE PER ACRE		\$1,604,220	\$771,605	\$959,430
ADJUSTMENTS				
DATE OF SALE		0.02	0.05	0.10
LOCATION		-0.10	0.00	0.00
SIZE/ACRES		0.10	-0.05	-0.05
ZONING/DENSITY		-0.15	0.00	0.15
FRONTAGE/ACCESS		0.00	0.00	0.00
TOPOGRAPHY/SHAPE		-0.05	0.00	-0.05
DEVELOPMENT STAGE		-0.40	-0.10	-0.40
Net Adjustment		-0.58	-0.10	-0.25
Indicated Price/Acre		\$673,773	\$694,444	\$719,572
Weighted %		25%	50%	25%
\$ Weight		\$168,443	\$347,222	\$179,893
Weighted Value/Acre		\$695,558		
Median Value/Acre		\$694,444		
Mean Value/Acre		\$695,930		

ADJUSTMENTS TO THE COMPARABLE SALES

On the **previous page**, adjustments are made to the comparable sales. The following factors are considered in adjusting each sale as compared to the subject property. All of the comparables are recent sales, but the adjacent Sale 2 with equal zoning is given greater weight in the estimation of market value.

Date of Sale: All of the comparable sales are recent sales of mixed-use residential parcels and are indicative of market conditions and activity. During 2012-15, the availability and prices of residential parcels stabilized with leveling to slightly increasing sale prices for mixed-use properties. There has been increasing demand for residential parcels as development is continuing. To reflect this market demand an upward adjustment of 5% per year is applied.

Location: The adjustment for location considers the overall market desirability of the property including the condition and value of surrounding improved properties, proximity to conditions such as heavy traffic and adverse neighboring uses, and any site amenities such as view. All of the sales are located in areas with uses similar to the subject property. The sales are adjusted according to their overall market desirability.

Land Size: Sales of residential land are partially based on a per acre value. Larger parcels usually will command some discount in price so an upward adjustment is made if the subject property is smaller in size. Parcels that are smaller than the subject property are adjusted downward to recognize a probable per unit premium. Sales 2 and 3 are smaller in size, so an upward adjustment is made. Sale 1 is larger than the subject parcel and is adjusted downward.

Zoning/Density: Zoning classifications which permit a greater range of residential or commercial uses are superior and adjusted downward when compared to the subject. The zoning classifications that are more restricted or have fewer potential uses are considered inferior to the subject indicating an upward adjustment.

Frontage/Access: All of the Sales are considered to have adequate road frontage/access.

Topography/Shape: The adjustment for topography reflects the potential cost of grading and clearing as well as the effect of wetlands, floodplain, and forest areas. This considers the net acres available for use for development and the usability of the parcel.

Development Stage: For development as a residential subdivision, the subject parcel is subject to Howard County Regulations; the Adequate Public Facilities Act (APF); and the Forest Conservation Program. The parcel has possible restrictions from Housing Unit Allocation and APF. If approved as a subdivision with the lots available for sale, the market value is higher giving an accurate estimate of profitability and reducing the speculative risk.

Sales 1 and 3 were sold as fully approved subdivisions that needed final development into residential units. Although sold as raw land, comparable Sale 2 was in the beginning stage of approval for residential subdivisions and had passed the APF tests. As the comparable Sales 1, 2, and 3 were subdivisions in various stages of development, these sales are adjusted downward when compared to the subject property which has not been submitted for approval.

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING

MARKET VALUE OF 4.229 acre Parcel

After considering the above sales and the adjustments for comparability as discussed and other market sales data providing an indication of market value, the subject property, as an **unimproved parcel**, has a fair market value, as of **May 26, 2015**, of **\$695,000/acre**. This opinion of market value is derived from the comparable sales as adjusted and rounded. It is supported by the median value of \$694,444/acre and the weighted value of \$695,558/acre.

Open Space: This above estimate of value assumes that the subject parcel has full utility for residential uses but the topography would not permit residential construction. However, an adjustment for the limited uses is made so the estimated value is discounted for its lack of development potential. The subject property is an Open Space parcel of the Orchard Hill, Section One, subdivision, plat 8530. The proposed conveyance is wooded and partially located within floodplain. As all of these factors limit its use, the parcel is considered to have only open space uses, so the fee value of the parcel is estimated to be **5%** of the above value or **\$34,750 per acre**.

CORRELATION AND FINAL VALUE

Sales of similar residential parcels were analyzed with adjustments made for comparability using the Sales Comparison Approach. In estimating the fair market value of the subject property, the following comparable land sales having zoning for residential uses were considered with adjustments to the sale price. Sales of residential lots permitting residential uses were researched and analyzed. Adjustments are for any change in market prices since the date of sale, location of the sale, physical characteristics of the sale including shape, size, frontage, and topography, and other conditions that may affect the value. As the subject parcel has limited use the value was discounted to **5%** of the fee value for the comparable properties.

After considering the above sales and the adjustments for comparability as discussed and other market sales data providing an indication of market value, the subject property, as an unimproved parcel, has a fair market value, as of **May 26, 2015**, of **\$34,750 per acre or \$0.7978 per sq. ft.**

SUMMARY OF MARKET VALUES

Based on a per acre value of \$34,750 per acre or \$0.7978 per sq. ft. The estimated fair market value of Open Space, Lot 1 of 4.229 acres or 184,215 sf. is estimated to be:

Parcel Before Value: 184,215 sf. @ \$0.7978/sf. = \$ 146,967

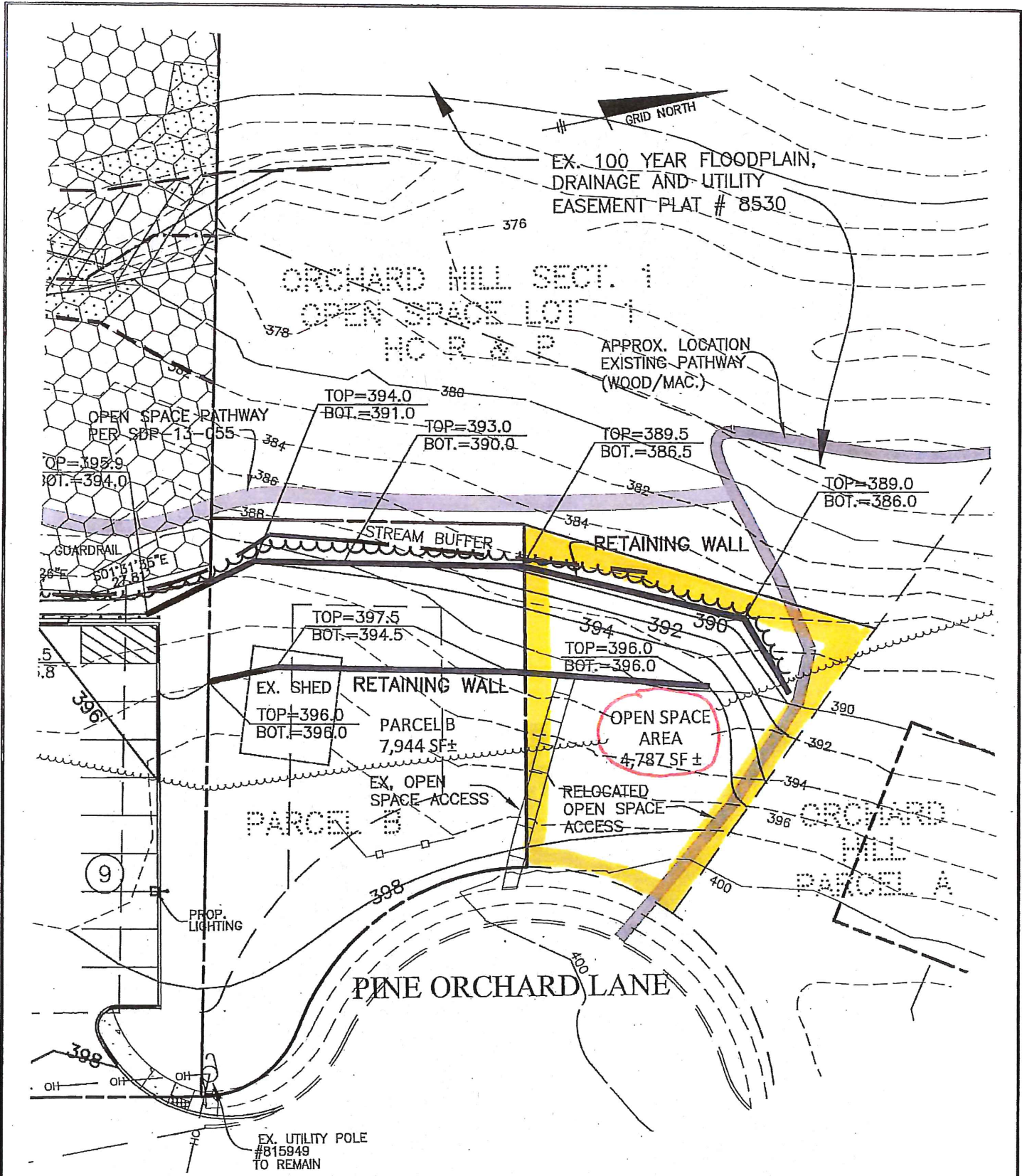
After the conveyance, the unencumbered remainder will consist of 184,215 sf. – 4,787 sf. = 179,428 sf. of remaining open space parcel. The highest and best use of the subject remains the same.

Parcel After Value: 179,428 sf. @ \$0.7978/sf. = \$ 143,148

Value of Portion Conveyed = \$ 3,819

Rounded to \$ 3,800

Recapitulation: 4,787 sf. @ \$0.7978/sf. = \$ 3819



BENCHMARK
ENGINEERING, INC.
8180 BALTIMORE NATIONAL PIKE - SUITE 518 - ELICOTT CITY, MARYLAND 21043
(P) 410-485-8106 (F) 410-485-8666

PLAN
SCALE: 1" = 30'

PROJECT: **ORCHARD PARK SECTION 3**

TITLE: **OPEN SPACE EXHIBIT**

DATE: APR. 2015 PROJECT NO. 1796



Photograph of Portion to be Conveyed

ADDENDA

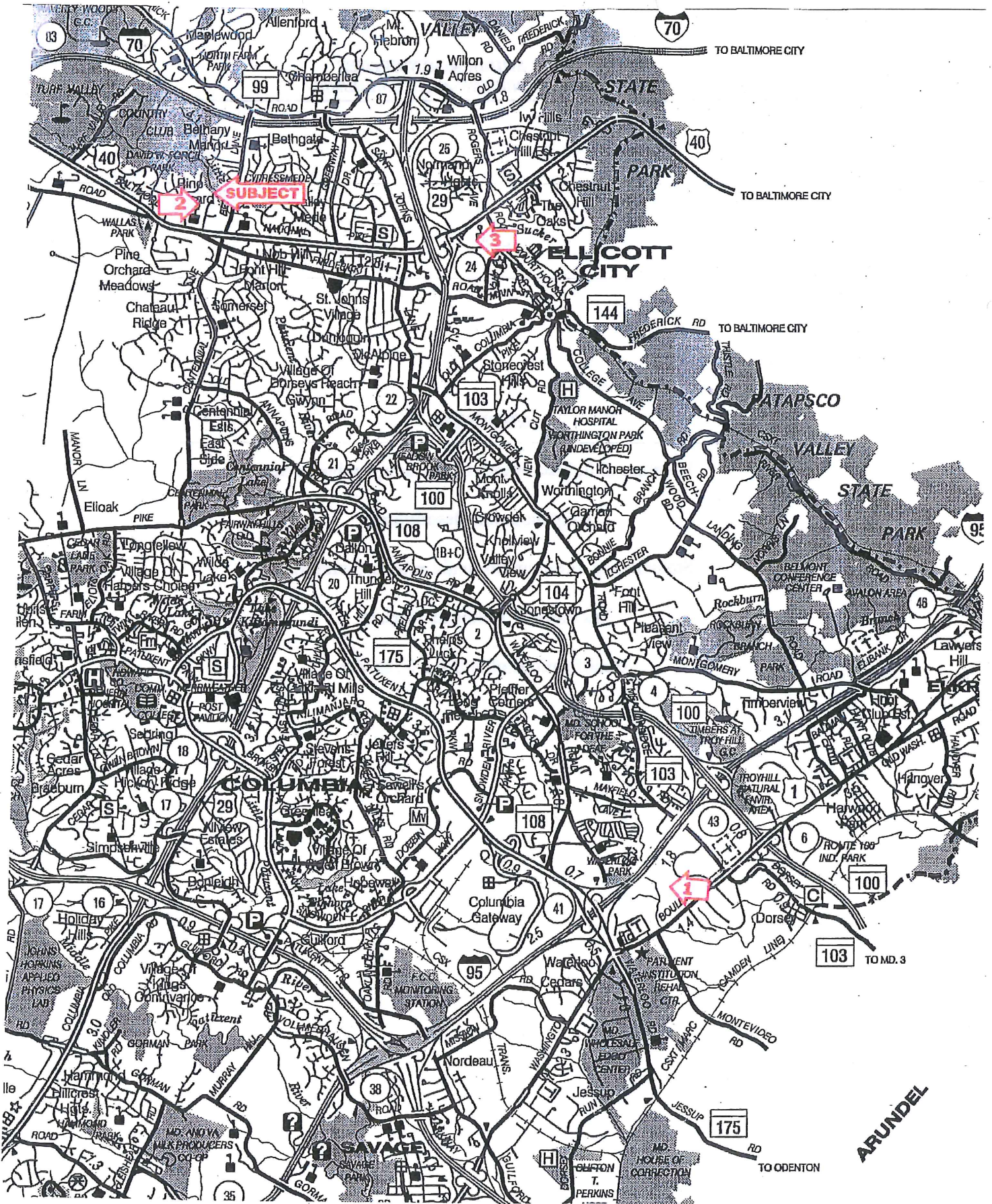
Location of Subject Property and Comparable Sales

Neighborhood Description

Statement of Assumptions and Limiting Conditions

Tax Record of Subject Property

Qualifications of William F. Snider



Location of Subject Property and Comparable Sales

NEIGHBORHOOD DESCRIPTION

The proposed conveyance is located in north central Howard County in the Second Election District. This portion of the Second District, between Interstate 70 and U.S. Route 40, is primarily residential developments. The newer developments of the single-family detached and attached residential subdivisions are located adjacent to older residential housing and the commercial developments throughout the area. The surrounding area has a mixture of commercial and residential uses and has the major employment centers within the industrial/office parks. Retail shopping centers are available in Elkridge, Columbia, and Ellicott City. Recreational facilities are found throughout the area. Fire and police protection and the public schools are provided by Howard County.

Howard County has the sixth largest population of a county in Maryland having a 2000 Census population of 247,842 and is part of the Baltimore PMSA of 2,552,994. Located in the Baltimore-Washington corridor, the population growth rate is one of the most rapid in the state. The economy for Howard County has evolved from agricultural to commuter-resident to regional employment centers. Approximately 88% of local employment is in the private sector including construction, manufacturing, distribution, wholesale and retail trade, transportation, communication, and utilities, and service-related industries. Major employers include research companies including Johns Hopkins University Applied Physics Laboratory; food and hospitality companies including Giant Food, Inc. and SYSCO; health services and equipment; and professional and business services. The unemployment rate is less than 3%. Estimated for 2001, median household income is \$58,800/year and a per capita income of \$24,927.

Regional transportation facilities are excellent with rail service provided by the Chessie System; air services at the Baltimore Washington International Airport, and deep water shipping at the Port of Baltimore. Major highways include Interstates 70 and 95 and U.S. Routes 1, 29, and 40. The County supports a centralized educational system, parks and recreation facilities, fire and police protection services. All are considered to be above average. Property values are generally increasing. Major commercial development and retail shopping outlets are located in Columbia, the Ellicott City/Route 40 area, in the Laurel area, and along the Route 1 industrial corridor.

ASSUMPTIONS AND LIMITING CONDITIONS

This appraisal report has been made with the following assumptions and limiting conditions:

This is a Summary Appraisal Report, which is intended to comply with the reporting requirements set forth in the Uniform Standards of Professional Appraisal Practice. It represents only summary discussions of the data, reasoning, and analyses that were used in the appraisal process to develop the appraiser's opinion of value. Supporting documentation that is not provided with the report is retained in the appraiser's file. The depth of discussion contained in this report is specific to the needs of the client and for the intended use stated in this report.

Information furnished by others is assumed to be true, correct, and reliable. A reasonable effort has been made to verify such information, however, the appraiser assumes no responsibility for its accuracy.

All mortgages, liens, encumbrances, leases, and servitudes have been disregarded unless so specified within the report. The property is appraised as though under responsible ownership and competent management.

No responsibility is assumed for matters of a legal nature affecting title to the property nor is an opinion of title rendered. The title is assumed to be good and merchantable.

No title search was performed for this property in regards to any restrictive covenants and/or easements. Should such a search discover any such covenants and easements, the appraiser reserves the right to reanalyze and amend any conclusions contained in the report.

No survey of the property has been made by the appraiser and no responsibility is assumed in connection with such matters. Sketches in this report are included only to assist the reader in visualizing the property. The legal description used in this report is assumed to be correct.

It is assumed that there are no hidden or unapparent conditions of the property, subsoil, or structure, which would render it more or less valuable. No responsibility is assumed for such conditions or for any engineering studies, which may be required to discover them.

It is assumed that all applicable zoning and use regulations and restrictions have been complied with unless nonconformity has been indicated, defined and considered in the report. It is assumed that the utilization of the land and the improvements is within the boundaries or property lines of the property described and that there is no encroachment or trespass unless noted within the report.

It is assumed that all required licenses, consents, and other legislative or administrative authority from any local, state or national public or private entity or organization has or can be obtained or renewed for any use on which the estimate of value in this report is based.

The appraiser will not be required to give expert testimony or appear in court concerning this appraisal or the data and conclusions contained in the report unless previous arrangements have been made.

WILLIAM F. SNIDER & ASSOCIATES
REAL ESTATE APPRAISING AND CONSULTING

Possession of this report, or a copy thereof, does not include the right of publication. It may not be used for any purpose by a person other than the party to whom it is addressed without the proper qualifications and the written consent of the appraiser. This report is to be used in whole and not in part and not included as part of another document. Neither all nor any part of the contents of this report, or copy thereof, shall be conveyed to the public through public relations, advertising, news, sales, or any other media without written consent and approval of the appraiser. Nor shall the appraiser, firm, or professional organization of which the appraiser is a member be identified without written consent of the appraiser.

It is assumed that the subject is in full compliance with all applicable federal, state, and local environmental regulations and laws unless noncompliance is stated, defined, and considered in this report. No environmental impact or other studies were either requested or made in conjunction with this appraisal, and the appraiser hereby reserves the right to alter, amend, revise, or rescind any of the value opinions based upon any subsequent environmental impact or other studies, research, or investigation. The existence of hazardous substances or conditions may or may not be present in, on, or near the property and were not identified nor did the appraiser become aware of such during the inspection. The appraiser has no knowledge of the existence of such substances or conditions in, on, or near the property, unless otherwise stated in this report. The appraiser is not qualified to test for such substances or conditions. If such substances or conditions do exist, they affect the value of the property. The value estimate is predicated on the assumption that no hazardous substances or conditions exist in, on, or near the property that would cause a loss in value. No responsibility is assumed for any such substance or conditions, nor for any expertise or engineering knowledge required for their discovery. The client is urged to retain the proper experts to perform an environmental audit of the property. The right to reanalyze the subject is reserved should the presence of said substances be substantiated by related field experts.

No attempt was made to determine whether this property is in compliance with the provisions and requirements of the Americans with Disabilities Act. The value estimate assumes that the property is in compliance.

The distribution of the total valuation in this report between land and improvements applies only under the reported highest and best use of the property. The allocations of value for land and improvements must not be used in conjunction with any other appraisal and are invalid if so used.

**ACCEPTANCE OF AND/OR USE OF THIS APPRAISAL REPORT CONSTITUTES
ACCEPTANCE OF THE FOREGOING GENERAL ASSUMPTIONS AND GENERAL
LIMITING CONDITIONS.**

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QUALIFICATIONS OF WILLIAM F. SNIDER

EXPERIENCE: *July, 1977 to Present - Real Estate Appraiser, Broker, and Consultant,* appraising all types of real estate including commercial and industrial properties; single family residential properties; land use studies for economic feasibility and effect on vicinal properties; historical properties; and agricultural properties including development or preservation easements. Appraisals have been used for financing, condemnations, economic projections, equity cases, and for estate valuation.

Real Estate Instructor - Have taught courses on appraising, analysis of investment properties, commercial development, and real estate broker license courses at Montgomery College and Howard Community College. Have taught the 75 hour NAR Basic Appraising Licensing Courses I, II, III, IV, and V as well as Course VII, Elementary Income Capitalization.

Qualified as expert witness, Circuit Court, Howard County

Licensed in Maryland as a Certified General Real Estate Appraiser 04 - 2154;

PROFESSIONAL AFFILIATIONS & MEMBERSHIPS:

Maryland Association of Realtors - President- 1993,
Officer, Committee Chairman, Director.

Howard County Board of Realtors -; President, -1988
Director and Officer

National Association of Realtors - National Director, 1992-94,
Appraisal Committee, Land Use and Property Rights Committee, 1991-95

Member: Maryland Association of Appraisers, Inc.

Howard County - Board of Appeals, 1983-86: General Plan Task Force - 1988-90
State of Maryland - Governor's Impact Fee Study, 1990

EDUCATION: California State College, California, PA - B.S.
Duquesne University, Pittsburgh, PA - M.ED.
University of Pittsburgh, Pittsburgh, PA - Additional Graduate Study

RECENT EDUCATION COURSES:

Appraisal Institute:

Uniform Appraisal Standards for Federal Land Acquisitions - 16 hrs
Evaluating Commercial Construction - 16 hrs

Maryland Association of Appraisers:

National USPAP - 7 hrs
Expert Witness - 7 hrs
Real Estate Easements - 6 hrs
Eminent Domain - 7 hrs