

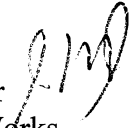


Howard County

Internal Memorandum

Subject: Testimony on Council Resolution No. 29 - 2013
Resolution for the Closure of a Portion of Linden Church Road

To: Sheila Tolliver, Executive Secretary
County Council

From: James M. Irvin, Director 
Department of Public Works

Date: April 4, 2013

The Department of Public Works has reviewed the proposed legislation concerning the closing of a portion of Linden Church Road from Ten Oaks Road to MD Route 32. In accordance with Section 18.204(g) of the Howard County Code, the department is required to develop a report on the closing of a portion of Linden Church Road. The department's findings are as follows:

1. The Department of Planning and Zoning has indicated the road closure arises out of the proposed construction of a redesigned interchange of Linden Church Road and MD Route 32. The redesigned interchange has been reviewed and supported by a community citizens committee, the Department of Planning and Zoning, and the Department of Public Works. The Department of Planning and Zoning therefore has no objection to the resolution.

2. The Department of Public Works has reviewed the legislation and the following is provided:

a. Howard County, Maryland is the fee simple owner of the western half of the Linden Church Road right of way. The western half is approximately 300 feet long and was acquired by the by deed dated November 5, 1993, and recorded in the Land Records of Howard County, Maryland in Liber 3078, Folio 403. The County will retain ownership of the western half of the roadway and adjacent land. The State Highway Administration of the Department of Transportation on behalf of the State of Maryland owns the eastern half of the Linden Church Road road right of way. The eastern half of the road right of way is approximately 375 feet long.

b. The road closure was posted on Monday March 11, 2013.

c. The Traffic Engineering Division evaluated the closure with respect to pedestrian and vehicular traffic circulation. The roadway serves as access between Ten Oaks Road and MD Route 32. Traffic is controlled at the eastern end by a signal at MD Route 32 and at the western end by a stop sign at Ten Oaks Road. The State Highway Administration intends to relocate Linden Church Road as part of proposed construction of a full interchange. Relocated Linden Church Road will no longer have a direct connection to MD Route 32 and will connect to the rest of Linden Church Road on the east side of MD Route 32. During construction alternative routes will include MD Route 108 to the south and Burntwoods Road to the north.

Sheila Tolliver

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April 4, 2013

The asphalt paved open section roadway measures approximately 40 feet wide and 675 feet long. The roadway consists of two travel lanes each 10.5 feet wide with 9.5 foot wide shoulders on both sides. There are no sidewalks, crosswalks or roadway lighting the entire length of the roadway. There is no posted speed limit and there are no records of traffic accidents on this section of Linden Church Road. In the last three years there have been 5 accidents near the intersection of Ten Oaks Road and Linden Church Road and 3 accidents near the intersection of MD Route 32 and Linden Church Road. Traffic volume records indicate the roadway had a 2006 average daily traffic volume of 3,938 vehicles.

The portion of Linden Church Road proposed to be closed serves as the driveway access point for 13220 Ten Oaks Road. As part of the construction of the relocated interchange the State Highway Administration intends to construct a driveway to serve the property thru the western section of the Linden Church Road right of way proposed to be closed. The County will retain ownership to this section of the existing right of way and will execute appropriate documents or agreements to allow the owner of 13220 Ten Oaks Road access thru County property.

d. The proposed road closure is outside of the Planned Service Area and therefore no water and sewer mains are within the roadway.

e. The Bureau of Environmental Services has indicated the closure will not affect curbside trash and recycling collection.

3. The attached Memorandum to Stephen LeGendre, Executive Secretary, County Council, indicates that the adjacent property is owned by Baltimore Gas and Electric Company, David J. Edwards and Elma A. Edwards, Trustees for The Edwards Living Trust, David L. Kenyon and Melissa C. Kenyon, Brenda E. Benson, Jeffery S. Abrams and Francoise M. Abrams, Trustees for The Francoise M. Abrams Revocable Trust, and the State Highway Administration of the Department of Transportation on behalf of the State of Maryland.

4. The Howard County Police Department has evaluated the proposed closing and indicates that the closure may slightly affect response times before the new interchange is constructed; however, no adverse impact on public safety is anticipated.

5. The Department of Fire and Rescue Services has evaluated the proposed closing and indicates that the closure will have no adverse impact on the services provided.

6. The Baltimore Gas & Electric Company (BGE) indicated that their records show they have underground gas facilities and overhead electric lines located within right of way of the proposed closing. BGE is currently checking if these facilities are covered by existing agreements. Since the County will continue to own part of the abandoned right of way any possible BGE easement requirements can be worked out later.

Sheila Tolliver
Page – 3
April 4, 2013

In conclusion, the closure will not have any adverse effect on public safety or fiscal impact to the County. The Department of Public Works supports the legislation to close a portion of Linden Church Road to allow the State Highway Administration to relocate the roadway as part of a proposed construction of a full interchange with MD Route 32. The County will retain ownership to part of the abandoned portion of Linden Church Road. The department recommends that issues involving the following items be worked out during construction.

1. Right of ways for BGE's existing gas and electric facilities.
2. Right of ways for any Verizon telephone facilities.
3. Driveway access for 13220 Ten Oaks Road.

Should you have any questions concerning this matter, please contact me on Extension 4401.

JMI/ck

Attachments

cc: Jennifer Sager, Legislative Coordinator
Marsha S. McLaughlin, Director, Planning & Zoning
William F. Goddard, Fire Chief
Office of the Fire Marshal
William J. McMahan, Chief of Police
File

T:\Admin\REAL\LEGISLATION\RoadClosures\Linden Church\Testimony.doc

From

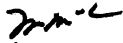


Howard County

Internal Memorandum

Subject: *Linden Church Road Closure*

To: *Jim Irvin, Director
Department of Public Works*

From: *Marsha McLaughlin, Director* 
Department of Planning and Zoning

Date: March 27, 2013

The Dept of Planning and Zoning has reviewed the proposal to close a portion of Linden Church Road. This Department has no objections to this road closure.

Please contact Chuck Dammers (ext. 3364) if you have any questions.

cc: John R. Byrd, Director, Department of Recreation and Parks
Chuck Dammers, Chief, Development Engineering Division
Karl Catenkemp, DPW, Division of Real Estate Services

Attachment

2013 MAR 29 PM 2:09
RECEIVED
DEPT. OF PUBLIC WORKS
DIRECTOR'S OFFICE

Resolution for the Closure of a portion of Linden Church Road (west).

TO: William Mackey
Division Chief, Division of Community and Comprehensive Planning

FROM: Benjamin Pickar, Chief
Transportation Planning

DATE: March 22, 2013

Per your email request of March 11, 2013, the following comments are offered by Transportation Planning regarding the proposed closure of Linden Church Rd, (west) from Ten Oaks Rd. to the State Highway Administration (SHA) property line:

Transportation Planning concurs with the resolution to close a portion of Linden Church Road. The road closure arises out of the SHA design and Federal NEPA process for the development of an interchange of Linden Church Road and MD 32. The final design was supported by a local community citizens committee that gave consistent review and comments on the design, and provided a consensus for the final, in conjunction with DPZ and DPW.

Additionally Closure of the segment of Linden Church Rd., as indicated in the attached drawing, is consistent with the road design plans in the Finding of No Significant Impact (FONSI) by the Federal Highway Administration (FHWA) on August 28, 2005. This FONSI was the FHWA response to the regulatory review of the MD State Highway Administration (SHA) Final Environmental Impact Statement (FEIS)

It should be noted that SHA indicated in the original FEIS document that closure of Linden Church (west) would be necessary to develop realigned Linden Church (west) accessing the proposed grade-separation at the west side of MD 32.

It may also prove informative to the Howard County Council to know that the FEIS preliminary design approved with the FONSI, received ongoing input from an interactive focus group in existence from 1996 to 2004 which included, among its many members over 8 years, a Councilman from the County Council for almost 4 years. Additionally, a number of public meetings and hearings both required and voluntary, formal and informal, were held to garner comment on the planning and preliminary design prior to the submission by SHA of the FEIS design to FHWA and other State and federal regulatory agencies for review.

cc: Diane Schwarzman, Assistant to the Director,
Howard County Department of Public Works

Kim Flowers, Deputy Director,
Department of Planning and Zoning (DPZ)

File: MD 32



Howard County

Internal Memorandum

Subject: Proposed Council Resolution to Close a Portion of Linden Church Road
Verification of Adjacent Property Owners

To: Stephen LeGendre, Executive Secretary
County Council

From: Tina D. Hackett, Chief *Tina D. Hackett*
Real Estate Services Division

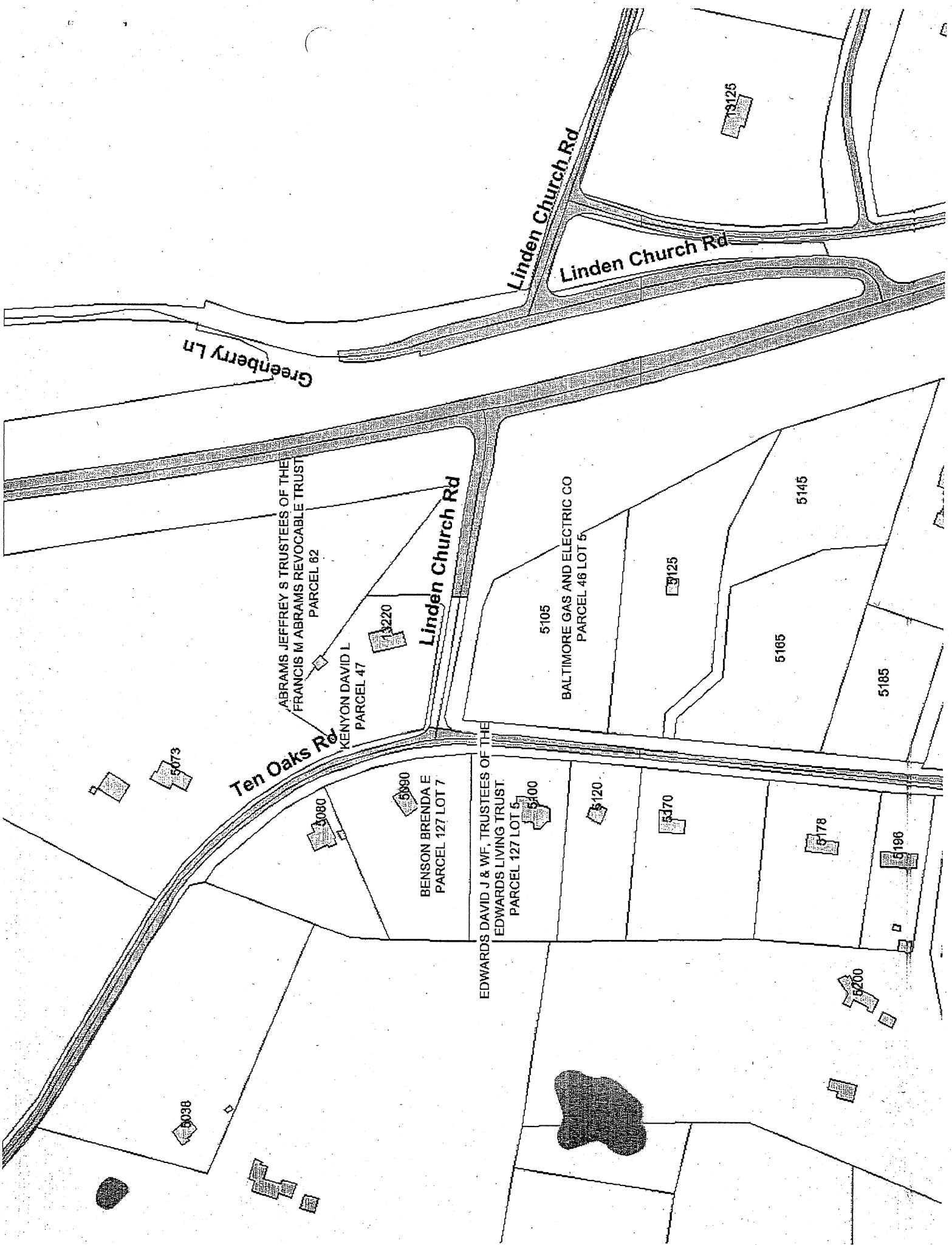
Date: February 15, 2013

The following information is provided relative to the resolution to close a portion of Linden Church Road:

1. Howard County, Maryland is the fee simple owner of Linden Church Road by deed dated November 5, 1993, and recorded in the Land Records of Howard County, Maryland in Liber 3078, Folio 403. The section of Linden Church Road to be closed is approximately 30 feet wide and .06 miles in length.
2. Baltimore Gas and Electric Company, P.O. Box 1475, Baltimore, Maryland 21203 owns the adjacent property shown on Tax Map 28, Parcel 46, Lot 5.
3. David J. Edwards and Elma A. Edwards, Trustees for The Edwards Living Trust, 5100 Ten Oaks Road, Clarksville Maryland 21029, own the adjacent property shown on Tax Map 28, Parcel 127, Lot 6.
4. David L. Kenyon and Melissa C. Kenyon, 13220 Linden Church Road, Clarksville Maryland 21029, own the adjacent property shown on Tax Map 28, Parcel 47.
5. Brenda E. Benson, 5090 Ten Oaks Road, Clarksville Maryland 21029, owns the adjacent property shown on Tax Map 28, Parcel 127.
6. Jeffery S. Abrams and Francoise M. Abrams, Trustees for The Francoise M. Abrams Revocable Trust, 5073 Ten Oaks Road, Clarksville Maryland 21029, own the adjacent property shown on Tax Map 28, Parcel 62.
7. The State Highway Administration of the Department of Transportation on behalf of the State of Maryland owns adjacent right of way for MD Route 32.

A copy of the tax map identifying the location of the road and the adjacent properties is attached for your use. If you require any additional information, please contact me on extension 3260.

Attachment
cc: File



Greenberry Ln

Linden Church Rd

Linden Church Rd

Ten Oaks Rd

Linden Church Rd

ABRAMS JEFFREY S TRUSTEES OF THE
FRANCIS M ABRAMS REVOCABLE TRUST
PARCEL 62

KENYON DAVID L
PARCEL 47

BALTIMORE GAS AND ELECTRIC CO
PARCEL 46 LOT 5

EDWARDS DAVID J & WF, TRUSTEES OF THE
EDWARDS LIVING TRUST
PARCEL 127 LOT 5

BENSON BRENDA E
PARCEL 127 LOT 7

5038

5073

5080

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5100

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5196

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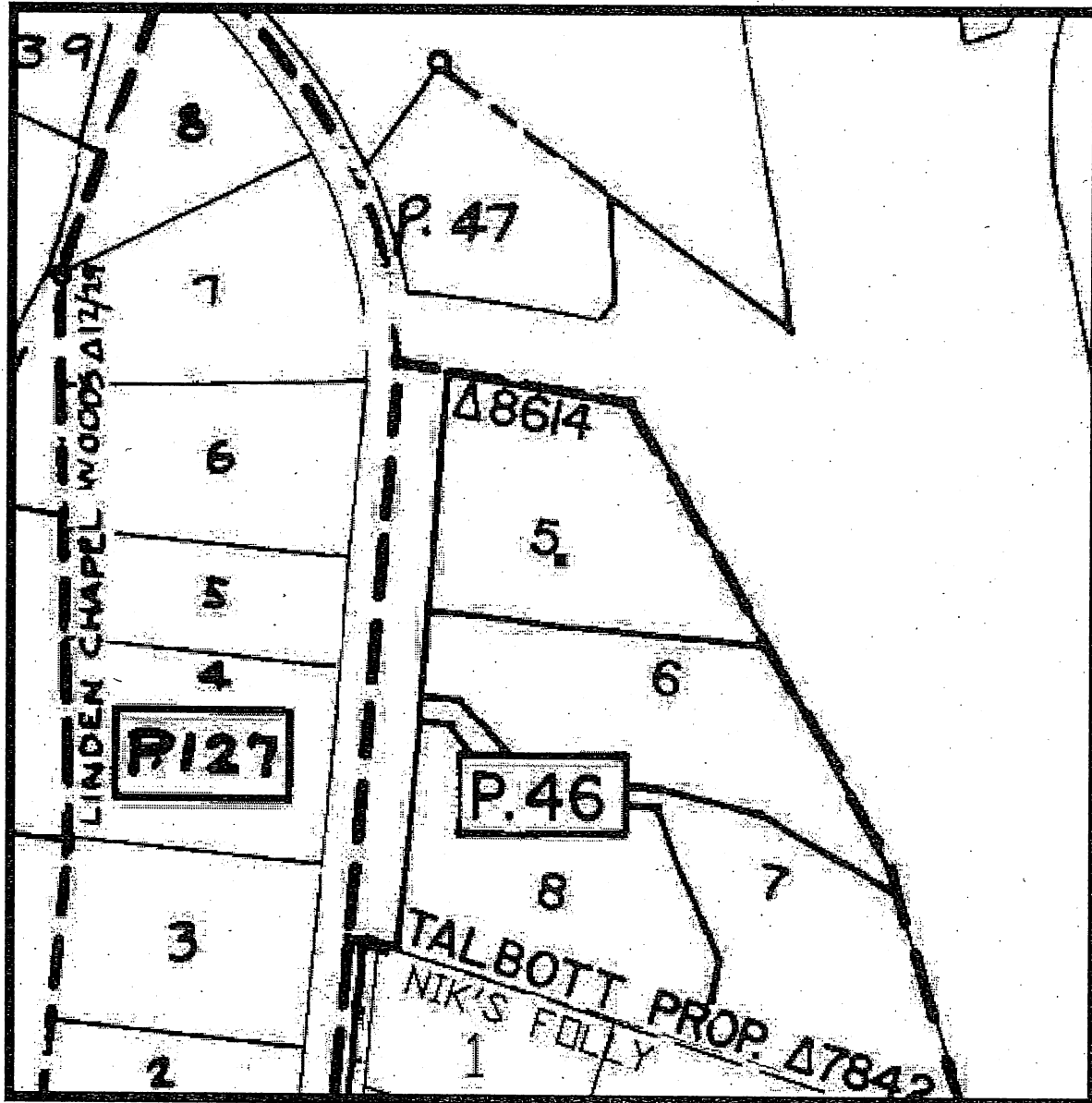
5185



Maryland Department of Assessments and Taxation
 HOWARD COUNTY
 Real Property Data Search

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[View Map](#)
[New Search](#)

District - 05 Account Number - 408121



The information shown on this map has been compiled from deed descriptions and plats and is not a property survey. The map should not be used for legal descriptions. Users noting errors are urged to notify the Maryland Department of Planning Mapping, 301 W. Preston Street, Baltimore MD 21201.

If a plat for a property is needed, contact the local Land Records office where the property is located. Plats are also available online through the Maryland State Archives at www.plats.net.

Property maps provided courtesy of the Maryland Department of Planning ©2011.
 For more information on electronic mapping applications, visit the Maryland Department of Planning web site at www.mdp.state.md.us/OurProducts/OurProducts.shtml



Howard County

Internal Memorandum

RECEIVED
DIRECTOR OF PUBLIC WORKS
DIRECTOR'S OFFICE
2013 MAR 20 PM 2:33

Subject: *Closing of Linden Church Road*

To: *James M. Irvin, Director
Department of Public Works*

From: *William Malone, Bureau Chief
Highways-Department of Public Works*

Date: *March 14, 2013*



As requested by your office we have posted the road closure signs with the hearing date of April 15, 2013 on Linden Church Road on March 11, 2013.

The portion of Linden Church Road that is proposed for closure has the following characteristics:

- The asphalt paved roadway is a 40 feet wide open section and consists of two 10.5 foot lanes with 9.5 foot shoulders. The road is 675 feet long with approximately 300 feet of county right of way ownership on the western half and Maryland State Highway Administration ownership of the eastern half.
- The eastern end is controlled by a signal at MD 32 and the western end is controlled by a stop sign.
- 2006 ADT = 3,938 vehicles.
- Linden Church Road does not have a posted speed limit.
- There is no sidewalk on Linden Church Road.
- There are no crosswalks.
- There is no roadway lighting.
- There is one private residence driveway for house # 13220 on north side of Linden Church Road near Ten Oaks Road.
- Alternate routes would be MD 108 to Ten Oaks Road to the south and MD 32 to Burntwoods Road to Ten Oaks Road to the north.
- There are 5 utility poles that run along the north side of the road.
- There is no record of traffic accidents on Linden Church Road.
- For the latest 3 years there have been 5 intersection related crashes at Ten Oaks Road and 3 intersection related crashes at MD 32.
- Maryland State Highway Administration presently has a project (H0391_51) to build a full interchange at this location with Linden Church Road no longer having a direct connection to MD 32.

If you have any questions, please do not hesitate to contact me at ext. 7470.



HOWARD COUNTY DEPARTMENT OF PUBLIC WORKS

6751 Columbia Gateway Drive, Suite 514 ■ Columbia Maryland 21046 ■ 410-313-6444

Mark DeLuca, P.E., Deputy Director
Chief, Bureau of Environmental Services
mdeluca@howardcountymd.gov

FAX 410-313-6490
TDD 410-313-2323

MEMO TO: Jim Irvin, Director
Department of Public Works

FROM: Mark Deluca
Chief, Bureau of Environmental Services

THROUGH: Mark A. Kreis
Chief, Collections Division

DATE: March 12, 2013

SUBJECT: Closure of Linden Church Road

RECEIVED
DEPT. OF PUBLIC WORKS
2013 MAR 13 P 2:42

The county has no curbside trash or recycling collection along this portion of Linden Church Road. Closure will not impact the collection process in any way.



RECEIVED
MAR 07 2013

ENVIRONMENTAL SERVICES
HOWARD COUNTY DPW


Howard County
Internal Memorandum

Subject: Closing of a Portion of Linden Church Road

To: William Malone, Chief, Bureau of Highways
Thomas Butler, Deputy Director, Engineering, Development and Construction
Mark DeLuca, Deputy Director, Bureau Chief of Environmental Services

From:  James M. Irvin, Director
Department of Public Works 

Via: Email and Inter-office Mail

Date: March 5, 2013

The Howard County Council has advised this office that it proposes to introduce a Resolution to close a portion of Linden Church Road. The portion of road proposed to be closed is located between Ten Oaks Road and the MD Route 32 right of way. A copy of the Resolution and plat showing the area to be closed is attached for your review and use. The Maryland State Highway Administration intends to relocate the entrance to MD Route 32 as part of proposed interchange construction.

This Resolution will be pre-filed for April and the public hearing will be held on Monday April 15, 2013. Testimony is required to be forwarded to the Chief Administrative Officer by April 5, 2013. It would be appreciated if your office would review the attached information and process your comments to this office no later than **April 1, 2013**.

The Bureau of Highways is requested to **post the road closure no later than Friday March 15, 2013. The public hearing will be held on Monday April 15, 2013, at 7:30 p.m. in the Banneker Room of the George Howard Building.**

The Bureau of Highways is also requested to provide this office with traffic count analysis, alternative traffic routes, accident data, school crossings affected, and physical characteristics of the subject section of the roadway, such as length, width, speed limit, sidewalks and curbs, or any additional information your office feels relevant to this closing.

If you require any further information concerning this matter or have any additional questions, please contact me at extension 4401 or Tina D. Hackett, Chief, Real Estate Services Division at extension 3260.

Attachments

cc: File

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