

HOWARD COUNTY COUNCIL
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4/95

PETITION TO AMEND THE ZONING REGULATIONS OF HOWARD COUNTY

2008 AUG 29 P 4: 01

(19 copies of this petition must be submitted
to the County Council office)
(attach additional pages if necessary)

FOR OFFICE USE ONLY:

Case No. ZRA 110 Date Filed _____

Date Accepted for Scheduling _____

Planning Board Meeting Date _____

County Council Prefile Date _____

Fee Collected: \$ _____ Receipt No. _____

(Make Checks Payable to "Director of Finance")

1. I (we), the undersigned, hereby petition the County Council of Howard County to amend the Zoning Regulations of Howard County as follows:

See attached Supplemental Statement.

2. Petitioner's Name: Aladdin Rock, LLC
Address: 6800 Deerpath Road, Suite 100, Elkridge, Maryland 21075
Phone No.: (W) (410) 579-2442 (H) _____

3. Counsel for Petitioner: Richard B. Talkin, Talkin & Oh, LLP
Counsel's Address: 5100 Dorsey Hall Drive, Ellicott City, Maryland 21042
Counsel's Phone No.: (410) 964-0300

4. The text of proposed amendment(s) to the regulations together with the text of the present regulations showing the proposed amendment(s):
See attached Supplemental Statement.

5. The reason(s) for the requested amendment(s) to the Zoning Regulations:
See attached Supplemental Statement.

6. A statement as to whether or not such amendment will be in harmony with the General Plan for Howard County:

The amendment will be in harmony with the General Plan for Howard County.

7. Any other factors which the petitioner desires the Council to consider including copies of any written reports intended to be introduced at the hearing and a written summary of verbal evidence of any expert which will be proffered at the hearing (if such hearing is necessary):

See attached Supplemental Statement.

8. FEES:

The Petitioner agrees to pay all fees pursuant to County Council Resolution No. 60, effective July 1, 1995, as follows:

- a. Filing fee including first hearing \$695.00*
- Each additional hearing night \$510.00*

- b. In addition, if the petition is approved, the following fees will be assessed:
Per every 200 words of text, or fraction thereof,
for each separate textually continuous amendment
to the Zoning Regulations \$ 40.00*
- Minimum Zoning Regulations revision fee \$ 40.00*
- Maximum Zoning Regulations revision fee \$ 85.00*

- *1. The County Council may refund or waive all or part of the filing fee where the petitioner demonstrates to the satisfaction of the County Council that the payment of the fee would work an extraordinary hardship on the petitioner.
- 2. The County Council may refund part of the filing fee for withdrawn petitions.
- 3. The County Council shall waive all fees for petitions filed in the performance of governmental duties by an official, board or agency of the Howard County government.

9. The Petitioner agrees to furnish such data as may be required by the County Council and/or the Department of Planning and Zoning.

10. The undersigned hereby affirms that all of the statements and information contained in, or filed with this petition are true and correct. The undersigned has read the instructions on this form, filing herewith all of the required accompanying information.

Attorney's Signature
Richard B. Talkin

8/29/08
Date

Petitioner's Signature
Aladdin Rock, LLC

8/29/08
Date

Attorney's Signature

Date

Petitioner's Signature

Date

AFFIDAVIT

Affidavit made pursuant to the pertinent provisions of Title 22 of the Howard County Code as amended.

THE UNDERSIGNED DOES HEREBY DECLARE THAT NO OFFICER OR EMPLOYEE OF HOWARD COUNTY, WHETHER ELECTED OR APPOINTED, HAS RECEIVED PRIOR HERETO OR WILL RECEIVE SUBSEQUENT HERETO, ANY MONETARY OR MATERIAL CONSIDERATION, ANY SERVICE OR THING OF VALUE, DIRECTLY OR INDIRECTLY, UPON MORE FAVORABLE TERMS THAN THOSE GRANTED TO THE PUBLIC GENERALLY IN CONNECTION WITH THE SUBMISSION, PROCESSING, ISSUANCE, GRANT OR AWARD OF THE WITHIN APPLICATION OR PETITION IN CASE # _____ FOR A ZONING CHANGE AS REQUESTED.

I, WE, DO SOLEMNLY DECLARE AND AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE CONTENTS OF THE A FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY, OUR, KNOWLEDGE, INFORMATION AND BELIEF.

Kelly J. Wagner
WITNESS

[Signature] 8/29/08
SIGNATURE DATE

WITNESS

[Signature] _____
SIGNATURE DATE

SUPPLEMENTAL STATEMENT TO PETITION TO AMEND THE
ZONING REGULATIONS OF HOWARD COUNTY

Aladdin Rock, LLC

1 & 4. To amend Section 127.5.E.3.e. as follows:

e. Moderate Income Housing

- (1) At least 15 percent of the dwelling units shall be moderate income housing units, ~~except that~~
- (2) ~~At least 25 percent of the dwelling units shall be moderate income housing units if the CAC Development requires closing of a mobile home park existing on the property when CAC rezoning occurs~~
- (3) The moderate income housing units in the CAC district are to be made available to the following individuals prior to making them available to the general public:
 - a. Employees of the development;
 - b. All income-eligible Howard County employees and employees of the Howard County Board of Education
 - c. Residents that are dislocated by Route 1 redevelopment projects

These individuals must also meet the qualifications of the MIHU program as established in 13.400 of the Howard Code.

5. To correct an unfair and defective provision in the law.
7. This proposed ZRA corrects a mistake that was made during Comp Lite

LAW OFFICES OF
TALKIN & OH, LLP
COLUMBIA OFFICE
5100 DORSEY HALL DRIVE
ELLICOTT CITY, MARYLAND 21042-7870

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2008 SEP 15 P 1: 15

(410) 964-0300
(301) 596-6500
Fax: (410) 964-2008

September 8, 2008

Ms. Robin Regner, Administrative Assistant
Howard County Zoning Board and
Board of Appeals
3430 Courthouse Drive
Ellicott City, Maryland 21043

Re: Aladdin Rock, LLC, Petitioner **ZRA 110**

Dear Ms. Regner:

Please accept the following information as a supplement to the above-referenced Petition to Amend the Zoning Regulations of Howard County, which was filed on August 29, 2008:

Response to Section 6.

The proposed ZRA preserves and promotes the health, safety and welfare of the community in that it proposes a change to the regulations that will result in a more fair and equitable treatment of all property owners.

Response to Section 8.

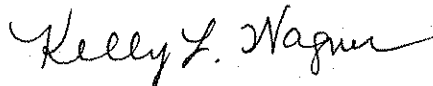
No.

We were not aware that a new form was being utilized for the filing of ZRA's. We apologize for any inconvenience that this oversight has caused and request that the information above be appended to our Petition.

Thank you.

Very truly yours,

TALKIN & OH, LLP



By: Kelly L. Wagner
Paralegal