



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 10/9/09 at 7 pm

Tuesday, October 6, 2009

9:30 **INVOCATION** - Reverend Sherrill Lee Page, St. Mary Magdalene Episcopal Church, Wheaton

9:35 **GENERAL BUSINESS** (Lauer)

- (1) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: September 17, 21, and 22, 2009

(2) 9:40 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve FY11 Council Grants process (McMillan)
Action tentatively scheduled for 10/13/09.
- B. **Introduction** - Resolution to approve Dedicated but Unmaintained County Roads Policy (Orlin)
T&E Committee worksession tentatively scheduled for 10/12/09.
- C. **Introduction** - Amendment to the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category change (Levchenko)
Public Hearing is scheduled for 11/3/09 at 1:30 pm.
- D. **Introduction** - Resolution to approve a certain finance plan of the Washington Suburban Sanitary Commission for the issuance of refunding bonds (Levchenko)
Action is tentatively scheduled for 10/13/06.
- E. **Action** - Resolution to support application for the State's Community Investment Tax Credit Program: Montgomery Housing Partnership, Inc. (Davidson)
- F. **Action** - Council nominees to the Bethesda Urban Partnership Board of Directors (Ferber)

- (2) 9:40 **CONSENT CALENDAR** *(continued)*
- G. **Action** - Reappointment to Board of Appeals: Carolyn Shawaker (Ferber)
 - H. **Action** - Appointments to Sligo Creek Golf Course Task Force (Ferber)
 - I. **Action** - Confirmation of appointments to Interagency Coordinating Board - Representatives from Montgomery County Association of Administrators and Principals: Ms. Laurie Gross, representing elementary school principals, and Mr. James Koutsos, representing secondary school principals (Ferber)
 - J. **Introduction** - Resolution regarding creation of a Water Quality Working Group, sponsored by Councilmember Knapp and Floreen (Steiner)

- (3) 9:45 **ACTION** - Resolution regarding Spending Affordability Guidelines for FY11 Capital Budget and FY11-16 Capital Improvements Program (Orlin)
MFP Committee recommendations will be available 9/29/09.

10:15 **DISTRICT COUNCIL SESSION**

- (4) A. **Introduction** - Zoning Text Amendment 09-09, Planning Board Enforcement, sponsored by the District Council at the request of the Planning Board (Zyontz)
Action - Resolution to establish public hearing for 11/17/09 at 7:30 pm.
- (5) B. **Introduction** - Subdivision Regulation Amendment 09-03, Enforcement - Amendments, sponsored by the District Council President at the request of the Planning Board (Zyontz)
Action - Resolution to establish public hearing for 11/17/09 at 7:30 pm.
- (6) C. **Introduction** - Zoning Text Amendment 09-10, I-3 Zone - Hospitals, sponsored by PHED Committee (Zyontz)
Action - Resolution to establish public hearing for 11/10/09 at 1:30 pm.
- (7) D. **Action** - Schematic Development Plan Amendment 09-3 (Zyontz)
Application No: Development Plan Amendment (DPA) 09-3
Applicant: Pettit Companies (C. Robert Dalrymple and Debra S. Borden, Attorneys)
Property: 58,370 square feet out of an approximately 15 acre property known as Flower Hill located at 18205-D Flower Hill Way, Gaithersburg
Action: Amend the Development Plan from DPA 07-2
Recommendations: **Planning Staff:** Approve
 Planning Board: Approve
 Hearing Examiner: N/A No public hearing
- (8) E. **Action** - Zoning Text Amendment 09-06, Town Sector (TS) Zone - Minimum area (Zyontz)
PHED Committee recommends approval.
- (9) F. **Action** - Zoning Text Amendment 09-03, Home Occupations and Residential Off-street Parking (Zyontz)
PHED Committee recommends approval as amended.

11:30 **LEGISLATIVE SESSION Day #38**

A. Introduction of Bills

- (10) • **Bill 34-09**, Forest Conservation - Enforcement, sponsored by the Council President at the request of the Planning Board (Faden)
Public Hearing is scheduled for 11/17/09 at 7:30 pm.

(11) B. Call of Bills for Final Reading

- **Bill 23-09**, Unused Vehicles - Storage (Drummer)
PHED Committee recommends approval.

12:00 **RECESS** 12:00 - Lunch Meeting with WSSC Commissioners (6CCR)

- (12) 1:30 **PUBLIC HEARING** - FY11 WSSC Spending Control Limits (Levchenko)
T&E Committee worksession tentatively scheduled for 10/19/09.

- (13) 1:30 **PUBLIC HEARING** - **Bill 33-09**, Inspector General - Attorney (Faden)
Action is tentatively scheduled for 10/13/09.

- (14) 1:30 **PUBLIC HEARING** - Special appropriation to the MNCPPC'S FY10 Capital Budget - \$2,214,000 for the Montgomery Regional Office Renovations (Source: Certificates of Participation) (Michaelson)
Note: Planning Board has withdrawn this request.

- (15) 1:30 **PUBLIC HEARING** - Amendment to the MNCPPC's FY09-14 Capital Improvements Program - \$1,385,681 for SilverPlace/MRO Headquarters Mixed-Use Project, to change the funding source from Certificates of Participation (COPs) to County Current Revenue (Michaelson)
PHED Committee worksession will be scheduled at a later date.

2:00 **ADJOURN**

2:00 **PHED Committee** - Growth Policy (3rd floor Council Hearing Room)

- (16) 7:30 **PUBLIC FORUM** on Executive Regulation 03-09, Agricultural Land Preservation Easement Purchases (Building Lot Termination Easement Program)
PHED Committee review will be scheduled at a later date.

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Oct 13, 2009	9:30 am	Regular Session
Oct 20, 2009	9:30 am	Regular Session
Oct 20, 2009	12:00 pm	Lunch meeting w/ Revenue Authority
Oct 27, 2009	9:30 am	Regular Session
Oct 27, 2009	12:00 pm	Lunch meeting w/ PEG Network
Nov 3, 2009	8:30 am	Coffee with the County Executive
Nov 3, 2009	9:30 am	Regular Session
Nov 3, 2009	12:00 pm	Lunch meeting w/ Montgomery College
Nov 10, 2009	8:30 am	State Legislative Program
Nov 10, 2009	9:30 am	Regular Session
Nov 11, 2009		HOLIDAY
Nov 17, 2009	9:30 am	Regular Session
Nov 24, 2009	9:30 am	Regular Session
Nov 26, 2009		HOLIDAY

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

Oct 13, 2009

1:30 pm Supplemental appropriation to the County Government's FY10 Operating Budget, Department of Housing and Community Affairs - \$400,000 for the Community Legacy Homeownership Foreclosure Recovery

Oct 20, 2009

7:30 pm White Flint Sector Plan

Oct 27, 2009

7:30 pm ZTA 09-08, Commercial Residential (CR) Zones

Nov 3, 2009

1:30 pm Amendment to the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category change

1:30 pm Resolution to adopt Board of Health Regulation requiring a health impact assessment for major road projects



Montgomery County Council
Legislative Information Services

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Tuesday, October 6, 2009

Item Number	Note	Staff
Agenda Item #2H	This item will be available Monday afternoon, October 6, 2009.	Ferber
Agenda Item #16	This item will be available on Monday, October 5, 2009	Michaelson



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ADDENDUM

Tuesday, October 6, 2009

10:15 DISTRICT COUNCIL SESSION

Deferred: (9) F. **Action** - Zoning Text Amendment 09-03, Home Occupations and Residential
Off-street Parking (Zyontz)