

Marc Elrich
County Executive

Christopher R. Conklin *Director*

MEMORANDUM

September 10, 2020

TO: Tiara McCray, Property Acquisition Specialist

Property Acquisition Section

Division of Transportation Engineering

VIA: Rebecca Torma, Manager RT

Development Review Team
Office of Transportation Policy

FROM: Deepak Somarajan, Engineer III D S

Development Review Team
Office of Transportation Policy

SUBJECT: AB 771- Abandonment of Ellsworth Drive from Georgia Avenue to Fenton Street-

REVISED

Thank you for the opportunity to review the following abandonment request:

- 8,055 square feet of right-of-way improved as a public road known as Ellsworth Drive along the northwestern border of property owned by Montgomery County ("Upper Ellsworth").
- 21,170 square feet of a vehicular and pedestrian access easement and P.U.E.in the former Ellsworth Drive right-of-way ("Access Easement") previously abandoned by Montgomery County on September 22,1998. by Resolution 13-1430.

This abandonment was requested by Miles & Stockbridge, PC on behalf of it's the Petitioners, 8515 Georgia Avenue Associates LLC, PFA-A Silver Spring LC, PFA-B Silver Spring LC, PFA-C Silver Spring LC, PFA-D Silver Spring, PFA-H Silver Spring LC, and PFA Manager LC per the letter dated April 20, 2020 by Miles & Stockbridge, PC. The access easement area (the "Access Easement Abandonment

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Area") and Upper Ellsworth (the "Upper Ellsworth Abandonment Area") is requested to be abandoned (collectively called the "Abandonment Areas") and shown on the areas to be abandoned in "Exhibit C".

We recommend <u>approval</u> of the requested abandonment of the existing Ellsworth Drive as mentioned above per the following conditions:

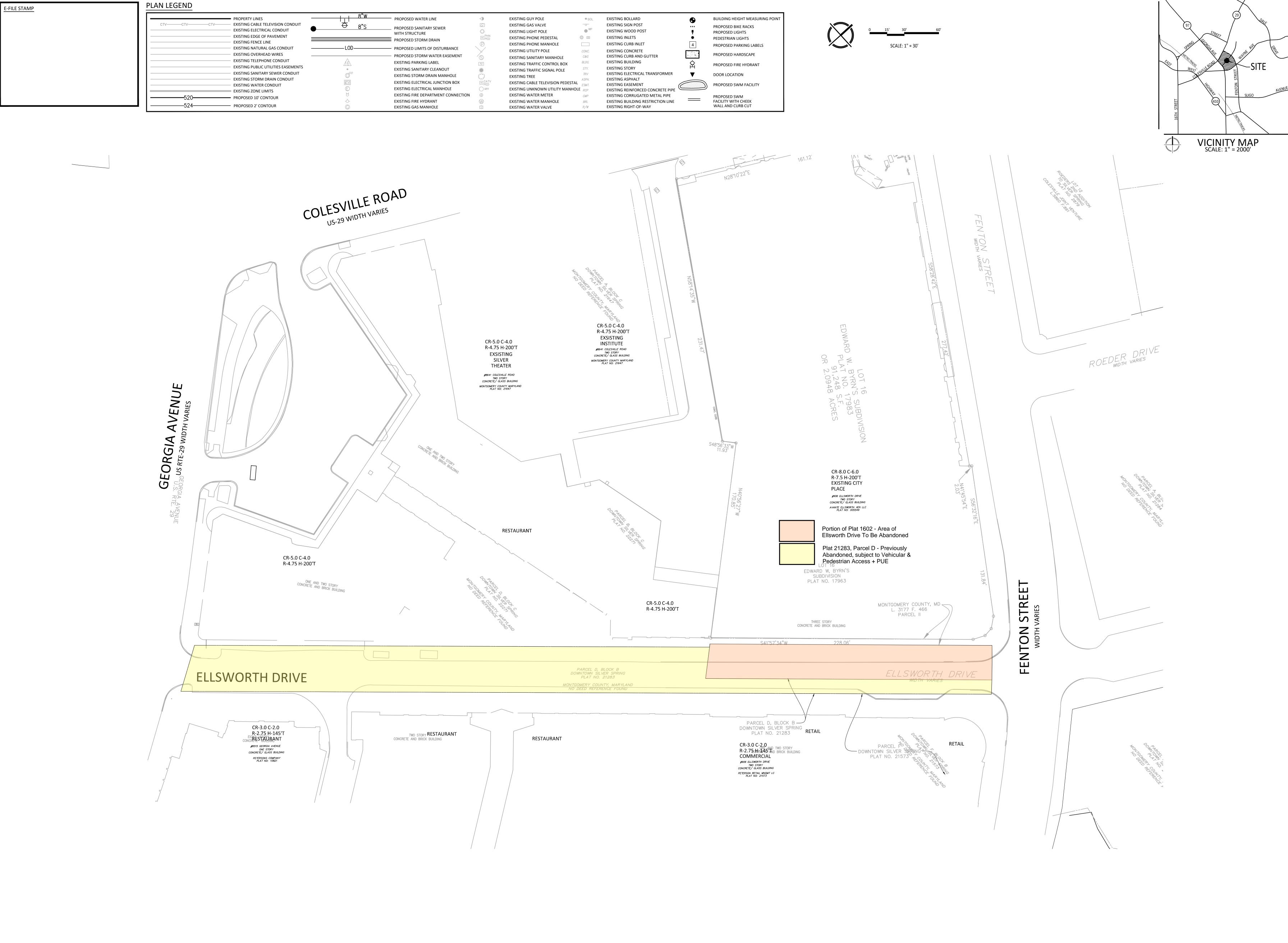
- The applicant must provide access to emergency vehicles within the limits of abandonment.
- The public access easement must be revised to allow access for pedestrian and bicycles only.
- The maintenance of the abandoned portion of the right-of-way will be the responsibility of the applicant.
- All existing utilities if any along the proposed abandoned portions of Ellsworth Drive shall
 remain in place within a proposed public utility easement or relocated at the applicant's
 expense. If the existing utility is relocated, it should be within the right-of-way or a
 proposed public utility easement.
- The public access for vehicles to the Wayne Avenue Garage from Georgia Avenue should be maintained.

Attachments (1):

Thank you for cooperation and assistance. If you have any questions regarding this memo, please contact me at your earliest convenience.

cc-e: Christopher Conklin MCDOT

SharePoint\teams\DOT\Director's Office\Development Review\Deepak\Abandonments\ 8787 Georgia Avenue-Planning Place Abandonment \ AB-771 Abandonment of Ellsworth Drive from Georgia Avenue to Fenton Street-Revised memo



LANDSCAPE ARCHITECTS SURVEYORS VIKA MARYLAND, LLC 20251 CENTURY BOULEVARD SUITE #400 GERMANTOWN, MARYLAND 20874 PHONE: (301) 916-4100

FAX: (301) 916-2262 GERMANTOWN, MD. TYSONS, VA.

PREPARED FOR: PETERSON COMPANIES 12500 Fair Lakes Circle Suite 400 Fairfax, VA 22033 (301) 631-7507 Paul S. Weinschenk

DESIGN CONSULTANTS

100 N. Charles St 18th Floor Baltimore, MD 21201

(410) 837-2727 Ted Connelly

LANDSCAPE ARCHITECT OCULUS 1611 Connecticut Avenue NW 3rd Floor Washington, DC 20009 (202) 588-5454 Matthew Traucht

LIGHTING CONSULTANT CM KLING + ASSOCIATES 1020 Cameron Street Alexandria, VA 22314 (703) 684-6270 Brian Allard

ATTORNEY LINOWES AND BLOCHER 7200 Wisconsin Avenue Suite 800 Bethesda, MD 20814 (301) 654-0504

Barbara Sears PLANNER, CIVIL ENGINEER VIKA MARYLAND, LLC

20251 Century Boulevard Suite 400 Germantown MD, 20874 (301) 916-4100 Ian P. Duke

REVISIONS PER INTAKE REVIEW 2019-1112

PROFESSIONAL SEAL

DOWNTOWN SILVER SPRING

MONTGOMERY COUNTY, MARYLAND WSSC GRID: 210NW01 TAX MAP: JN343

13TH ELECTION DISTRICT

AREAS TO BE ABANDONED

81999002M

EXHIBIT C