

Plat Name: Dufresne Overlook

Plat #: 220091090

Location: Located on the west side of Georgia Avenue (MD 97), approximately 3,500 feet south of New Hampshire Avenue (MD 650)

Master Plan: Olney

Plat Details: RDT zone; 3 lots
Private Well, Private Septic

Applicant: Shirley and Steve Dufresne

Staff recommends approval of this minor subdivision.

Staff notes that Pre-Preliminary Plan No. 720060540, and the associated Forest Conservation Plan, have not been approved by either staff or the Planning Board as of the date of this report. The recommendation for approval of this minor subdivision is based solely on the fact that the Planning Board is subject to a Court Order dated December 22, 2008, and further clarified in an Order dated May 14, 2009, in Montgomery County Circuit Court Case No. 288643V, requiring the Planning Board to approve the plat application for this subdivision within 30 days of its submission. Staff notes that this matter is currently on appeal before the Court of Special Appeals, and that the approval of this plat will be revoked if the Planning Board prevails in the appeal.

