

ATTACHMENT C

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June 14, 2012

Amy Lindsey – Area 2
M-NCP&PC
8787 Georgia Avenue
Silver Spring, MD 20910

Re: Kaufman Property #1198086B

Amy,

As per your request on June 13 I am writing you to provide justification for the revised Final Forest Conservation Plan and to also provide a timeline for the subject property.

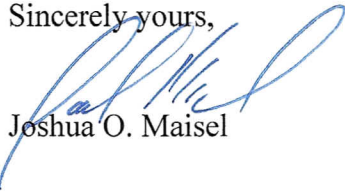
This plan went before the Planning Board on April 12, 2012. My client was given two options by the Chairwoman of the Board. The first option was to comply with the Hearing Examiners recommendation as written. And the second option was to keep the play set in a Category I Conservation Easement with an exception, provide rain barrels, plant 10 shrubs and ground cover and whatever else I would recommend for a good solution. I propose that Mr. Pirtle plant five Arrowwood Viburnum and five Catawba Rhodendron. Both of these shrub species are native and tolerant of shade. I arranged the shrubs to provide screening of the play set from the two downhill property owners. I also suggested that all grass be removed from the Category I Conservation Easement and that a native shade tolerant seed mix be applied to the existing easement. And in addition I recommended that 2" to 3" of mulch be applied to the easement area to help establish the seed mix, keep down weeds and help slow the velocity of stormwater run-off. I also recommended that three 50 gallon rain barrels be installed in the rear yard to capture some stormwater run-off.

The timeline for the project is as follows; April 12 appeared before the Planning Board. On April 13 I sent an e-mail to you requesting a meeting to go over your recommendations for changes to the plan. On April 20 I receive a phone call response from you to my e-mail request for a meeting. You offered that we meet between April 30 to May 5 but not May 1. I e-mailed Mr. Pirtle that day to request confirmation that he could meet and what date and time would work for him. On April 23 Mr. Pirtle responded via e-mail to me and I sent an e-mailed to you to confirm the date. On April 30 I received e-mail confirmation from you to meet on Thursday May 3 at 10:00 AM. On May 3 we met at your office to go over changes to the plan. On May 31 the revised

plan was submitted to your office. On June 11 I sent an e-mail to ask if you had reviewed the plan and scheduled a Planning Board date. On June 12 I received an e-mail response from you with comments on the plan. On June 13 I forwarded your comments to Mr. Pirtle and received direction to ask for a date to go before the Planning Board with the plan as submitted. I e-mailed you on June 13 as per my client's request and asked you to schedule this project to go before the Planning Board with the plan as is. As per the Planning Board we are required to get this plan back to the Board prior to August 12.

I hope this satisfies your request and that you are able to schedule this project to go to the Planning Board as soon as possible so that we are able to meet our August 12 deadline. Please let me know if you have any questions and/or concerns.

Sincerely yours,



Joshua O. Maisel