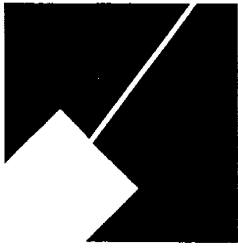


M-NCPPC



MONTGOMERY COUNTY DEPARTMENT OF PARK AND PLANNING

THE MARYLAND-NATIONAL CAPITAL
PARK AND PLANNING COMMISSION

8787 Georgia Avenue
Silver Spring, Maryland 20910-3760
301-495-4500, www.mncppc.org

MCPB
ITEM NO. 13
5-11-06

April 26, 2006

MEMORANDUM

TO: Montgomery County Planning Board

VIA: Daniel K. Hardy, Supervisor *DKH*
Transportation Planning

FROM: Scott A. James, Planner / Coordinator *Sg*
Transportation Planning

SUBJECT: DPWT Docket No. AB 677
Abandonment of a portion of unimproved Fraser Drive
Montgomery Hills Forest Subdivision
North and West Silver Spring Master Plan

RECOMMENDATION

Staff recommends that the Planning Board support approval of the request to abandon the subject right-of-way in Silver Spring.

DISCUSSION

This abandonment, shown in Exhibit 1, is for a portion of Fraser Drive located in Silver Spring between Seminary Road and Birch Avenue. Fraser Drive is unimproved right-of-way initially dedicated for use as a public street within the Montgomery Hills Forest subdivision. The Department of Public Works and Transportation Docket No. AB 677 is included as Attachment 1.

FINDINGS

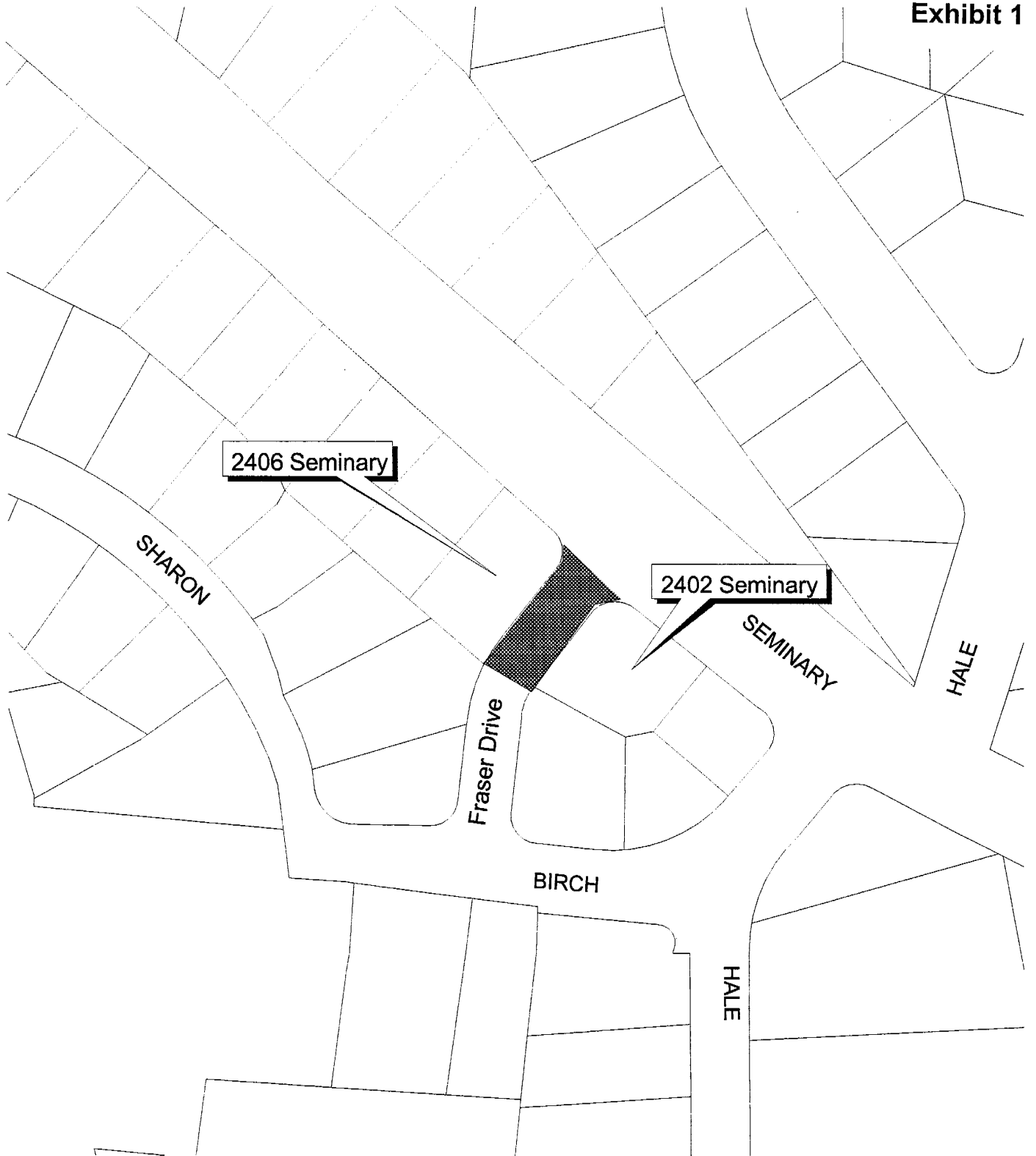
Per Section 49-63(e) of the Montgomery County Code, *staff recommend approval of the request to abandon a portion of unimproved Fraser Drive.* The staff finding is based upon the assessment that the subject right-of-way is not needed to maintain present and future public access to either the adjacent parcels or for the community at large, nor would its abandonment result in any landlocked parcels.

SAJ:gw
Attachments

mno to MCPB re AB-677 Fraser


AB 677 - Fraser Drive

Exhibit 1



Map Compiled On 04-07-2006 at 09:50 AM
Map Scale: 1 inch = 100 feet or 1:1200



 The Maryland-National Capital Park and Planning Commission
Montgomery County Department of Park and Planning
Transportation Planning Unit
8787 Georgia Avenue | Silver Spring, Maryland 20910
301.495.4525 voice | 301.495.1302 fax | <http://www.mc-mncppc.org>

NOTICE
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Property lines are compiled by adjusting the property lines to topography created from aerial photography and should not be interpreted as actual field surveys. Planimetric features were compiled from 1:14400 scale aerial photography using stereo photogrammetric methods. All planimetric and property-based features are collected at 1:2400 scale and are +/- 2.5 feet of their true location.

This map is created from a variety of data sources, and may not reflect the most current conditions in any one location and may not be completely accurate or up to date. This map may not be the same as a map of the same area plotted at an earlier time as the data are continuously updated. Use of this map, other than for general planning purposes, is not recommended. Copyright 2003.





Attachment 1

Douglas M. Duncan
County Executive

DEPARTMENT OF PUBLIC WORKS
AND TRANSPORTATION

Arthur Holmes, Jr.
Director

March 9, 2006

RECEIVED
0317
MAR 10 2006

Mr. Derick Berlage, Chairman
Maryland-National Capital Park and
Planning Commission
8787 Georgia Avenue
Silver Spring, MD 20910

OFFICE OF THE CHAIRMAN
THE MARYLAND NATIONAL CAPITAL
PARK AND PLANNING COMMISSION

RE: Request for Comments on Proposed Abandonment
AB677 – Abandonment of a portion of Unimproved
Fraser Drive, Montgomery Hills Forest Subdivision
Silver Spring

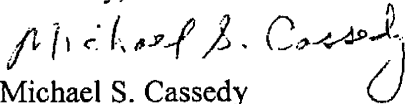
Dear Mr. Berlage:

The purpose of this letter is to request M-NCPPC comments on the proposed abandonment of a portion of unimproved Fraser Drive at its intersection with Seminary Road, Montgomery Hills Forest subdivision, in Silver Spring. The abandonment request was made by Dennis J. Lawson, Carmen Murphy, and Sean P. Murphy, the Applicants, who are the adjoining property owners. This request is not associated with any development plan. For your reference I have enclosed a copy of the petitioners' request along with other information concerning this matter.

If possible, please send your comments by May 8, 2006.

If either you or your staff need additional information or have questions, please call me at 240-777-7254.

Sincerely,


Michael S. Cassedy

Enclosures



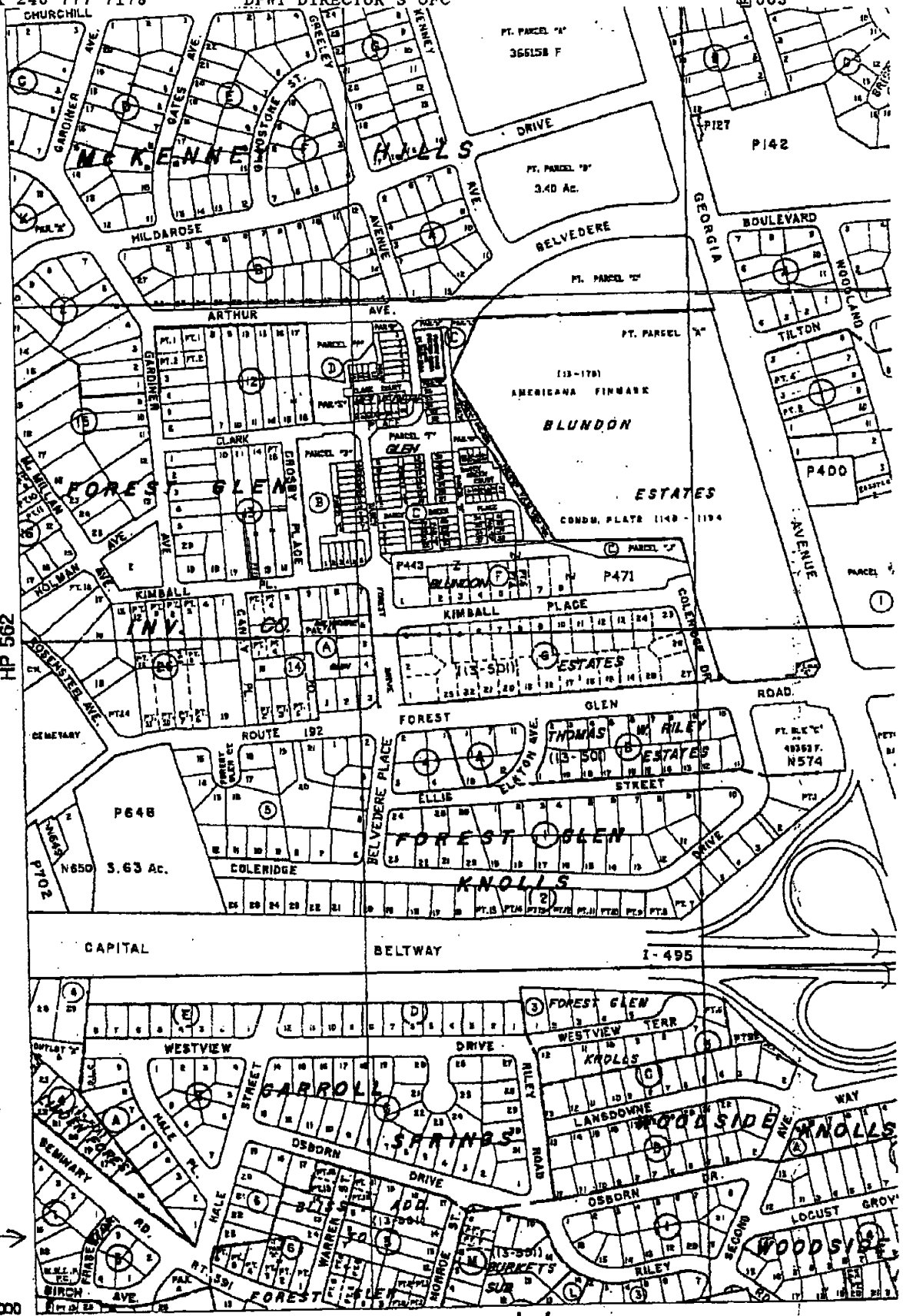
Property Acquisition

AB677
Fraser Dr.

P 2

Tax Map
JP 12

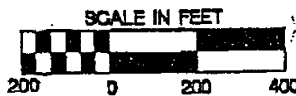
Site →



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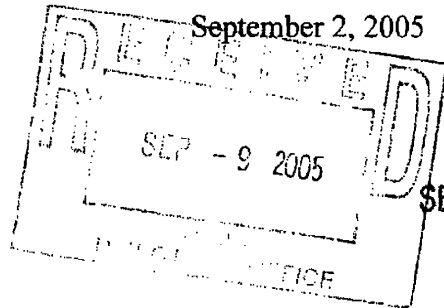
MARYLAND DEPT. OF PLANNING
 The information shown on this map is for informational purposes only and does not constitute a legal description. For a legal description, please refer to the Maryland Department of Planning, Bureau of Land Management, 101 St. Paul Street, Baltimore, MD 21202.
 REVISION TO:

779-6

DPWT 05

Via First-Class Mail

Douglas M. Duncan
County Executive, Montgomery County Government
101 Monroe Street, 2nd Floor
Rockville, MD 20850



SEP 08 2005

Re: Fraser Drive Right-of-Way Adjacent to 2406 and 2402 Seminary Road

Dear Mr. Duncan,

We are writing to you to request an abandonment of the public use of the referenced, unimproved right-of-way ("ROW") pursuant to Section 49-62 and Section 49-63 of the 2004 Montgomery County Code. A copy of the tax map showing our properties with the subject ROW highlighted is annexed hereto as Attachment A.

Also enclosed are two checks, each for \$1,250, for a total of \$2,500 (two thousand five hundred dollars), made payable to "Montgomery County Government" for the fee for processing this request. The original checks are included in the copy of this correspondence sent to Mr. Michael Cassedy.

If you require any further information, please do not hesitate to contact Carmen Murphy at (301) 674-7404 or Dennis Lawson at (301) 920-2131.

Sincerely,

Dennis J. Lawson
2402 Seminary Road
Silver Spring, MD 20910

Carmen Murphy
2406 Seminary Road
Silver Spring, MD 20910

Sean P Murphy
2406 Seminary Road
Silver Spring, MD 20910

Enclosures

cc: Michael Cassedy