



TUESDAY, AUGUST 9, 2016
CITY OF COLLEGE PARK
COUNCIL CHAMBERS
7:30 P.M.

MAYOR AND COUNCIL REGULAR MEETING
AGENDA

(There Will Be A Closed Session Following The Regular Meeting)

COLLEGE PARK MISSION STATEMENT

The City Of College Park Provides Open And Effective Governance And Excellent Services That Enhance The Quality Of Life In Our Community.

1. **MEDITATION**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **ANNOUNCEMENTS**
5. **CITY MANAGER'S REPORT**
6. **ACKNOWLEDGMENTS**
7. **PROCLAMATIONS AND AWARDS:** Certificates of Appreciation to College Park Woods Neighborhood Watch leaders
8. **AMENDMENTS TO AND APPROVAL OF THE AGENDA**
9. **PUBLIC COMMENT ON CONSENT AGENDA AND NON-AGENDA ITEMS** - Speakers are asked to provide their name and address for the record, and are given three minutes to address the Council.
10. **PRESENTATIONS**
11. **PUBLIC HEARINGS:**
 - a. **Ordinance 16-O-06, An Ordinance Of The Mayor And Council Of The City Of College Park Amending City Code Chapter 184 "Vehicles And Traffic", Article I, "General Regulations" By Adopting §184-6, "Through Truck Traffic", To Provide For Regulation Of Through Truck Traffic**
12. **CONSENT AGENDA** - Note: Consent Agenda items are routine items of business that are collectively presented for approval through a single motion. A Councilmember may request that an item be pulled from the Consent Agenda and placed under Action Items for separate discussion and action.

16-R-19 Resolution of the Mayor and Council of the City of College Park Adopting the Recommendations of the Advisory Planning Commission Regarding Variance Application Number CPV-2016-03, 9747 52nd Avenue, College Park, Maryland, Recommending Approval of a Variance from Section 27-120.01(C) of the Prince George's County Zoning Ordinance, "Front Yards of Dwellings," to Construct a Driveway in the Front Yard, Not to Exceed an Encroachment of 196 Square (Appeal period ended August 2, 2016)

Motion By: Day
To: Adopt
Second:
Aye:
Nay:
Other:

16-R-20 Resolution of the Mayor and Council of the City of College Park Adopting the Recommendations of the Advisory Planning Commission Regarding Variance Application Number CPV-2016-07, 5027 Mineola Road, College Park, Maryland, Recommending Approval of a Variance from Section 27-120.01(C) of the Prince George's County Zoning Ordinance, "Front Yards of Dwellings," to Construct a Driveway in the Front Yard, Not to Exceed an Encroachment of 5 Feet in Width By 19 Feet in Length (Appeal period ended August 2, 2016)

16-G-102 Motion to support the issuance of a Class B (BH) Beer, Wine and Liquor License to The Hotel at UMCP ABC, LLC, to include Old Maryland Grill, and Class B (BLX) beer, wine and liquor licenses to Kapnos Taverna and Potomac Pizza, located at 777 Baltimore Avenue, subject to the Applicants entering into a Property Use Agreement (PUA) with the City in substantially the forms as attached; authorize the City Manager to sign the PUA's; and authorize staff to testify to the Council's position at the BOLC hearing on August 23, 2016.

16-G-103 Motion to support the transfer of a Class BH, Beer, Wine and Liquor License from OpRock College Park Beverage, LLC, t/a Moose Creek Steak House to Ankur Patel, Managing Member/Authorized Person, Kevin Patel, Authorized Person, Kalpesh Patel, Authorized Person, Piyush Patel, Authorized Person, for the use of DC West Beverage, LLC, t/a Holiday Inn/Moose Creek Steakhouse, 10000 Baltimore Avenue, College Park, subject to the Applicants entering into a Property Use Agreement (PUA) with the City in substantially the forms attached; authorize the City Manager to sign the PUA's; and authorize staff to testify to the Council's position at the BOLC hearing on August 23, 2016.

16-G-104 Approval of a letter of support to extend the hours of the Food Truck Hub to extend the hours of operation in the Downtown College Park Hub to Midnight Thursday through Saturday.

16-G-105 Approval of Minutes: April 5, 2016 Special Session; April 19, 2016 Special Session; July 5, 2016 Special Session; March 1, 2016 Worksession; March 15, 2016 Worksession and July 12, 2016 Regular Meeting

13. ACTION ITEMS

16-O-06 Adoption of 16-O-06, An Ordinance of the Mayor and Council of the City of College Park Amending City Code Chapter 184 "Vehicles and Traffic", Article I, "General Regulations" By Adopting §184-6, "Through Truck Traffic", to Provide for Regulation of Through Truck Traffic

Motion By:
To: Adopt
Second:
Aye:
Nay:
Other:

16-G-106 Award of Contract to Stormwater Maintenance, LLC for the Narragansett Parkway and Rhode Island Avenue projects, subject to final review and approval by the City Attorney.

Motion By: Brennan
To:
Second:
Aye:
Nay:
Other:

16-G-107 Award of contract to Sabra, Wang and Associates for Design of Hollywood Commercial District Streetscape Project

Motion By:
To: Approve
Second:
Aye:
Nay:
Other:

16-O-07 Amended Introduction of Ordinance 16-O-07 (Amended), Ordinance of the Mayor and Council of the City of College Park, Amending Chapter 110 "Fees and Penalties", By Repealing and Reenacting §110-1 "Fees and Interests" to Increase the Monthly Permit Parking Fee in the Downtown Parking Garage and to Include Bi-Annual Permit Parking Fees and Monthly Permit Parking Fees

The Public Hearing will be held on Tuesday, September 27 at 7:30 p.m. in the Council Chambers.

Motion By:
To: Introduce
Second:

16-G-108 Appointments to Boards and Committee

Motion By:
To:
Second:
Aye:
Nay:
Other:

14. MAYOR AND COUNCILMEMBER REPORTS/COMMENTS

15. STUDENT LIAISON'S REPORT/COMMENTS

16. CITY MANAGER'S REPORT/COMMENTS

17. GENERAL COMMENTS FROM THE AUDIENCE

18. ADJOURN

CLOSED SESSION

- 1) To discuss a matter related to a negotiating strategy, consider matters related to the acquisition or sale of real property for a public purpose, and consider matters relating to a proposal for a business to locate in the County;
- 2) To discuss a personnel matter

STATUS/INFORMATION REPORTS FOR COUNCIL REVIEW

None.

- This agenda is subject to change. For the most current information, please contact the City Clerk at 240-487-3501.
- Public Comment is taken during Regular Business meetings on the second and fourth Tuesdays of the month in one of the following ways. All speakers are requested to complete a card with their name and address for the record.
 - To comment about a topic not on the meeting agenda: Speakers are given three minutes to address the Council during “Public Comment on Non-Agenda Items” at the beginning of each Regular Meeting.
 - To comment on an agenda item during a Regular Business meeting: When an agenda item comes up for consideration by the Council, the Mayor will invite public comment prior to Council deliberation. Speakers are given three minutes to address the Council on that agenda item.
- In accordance with the Americans with Disabilities Act, if you need special assistance, please contact the City Clerk’s Office at 240-487-3501 and describe the assistance that is necessary.

Public Hearing

16-O-06

An Ordinance of the Mayor and Council of the City of College Park Amending City Code Chapter 184 “Vehicles and Traffic”, Article I, “General Regulations” By Adopting §184-6, “Through Truck Traffic”, to Provide for Regulation of Through Truck Traffic

**NOTICE OF PUBLIC HEARING
ORDINANCE 16-O-06
TUESDAY, AUGUST 9, 2016
7:30 P.M.**

**COLLEGE PARK CITY HALL
4500 KNOX ROAD
2ND FLOOR COUNCIL CHAMBERS
COLLEGE PARK, MD 20740**

An Ordinance of the Mayor and Council of the City of College Park Amending City Code Chapter 184 “Vehicles and Traffic”, Article I, “General Regulations” By Adopting §184-6, “Through Truck Traffic”, To Provide for Regulation of Through Truck Traffic.

Copies of this Ordinance may be obtained from the City Clerk’s Office, 4500 Knox Road, College Park, MD 20740, or by calling 240-487-3501, or visit www.collegeparkmd.gov.

In accordance with the Americans with Disabilities Act, if you need special assistance, please contact the City Clerk’s Office and describe the assistance that is necessary.

Notice of Public Hearing for Ordinance 16-O-06:

- Published in the Washington Post on July 21, 2016
- Posted to City Bulletin Boards on July 14, 2016
- Posted to City Website on July 14, 2016
- Posted on Cable Television Channel on July 14, 2016

ATTEST:



Janeen S. Miller, City Clerk

ORDINANCE
OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK AMENDING
CITY CODE CHAPTER 184 “VEHICLES AND TRAFFIC”, ARTICLE I, “GENERAL
REGULATIONS” BY ADOPTING §184-5.1 “THROUGH TRUCK TRAFFIC”, TO
PROVIDE FOR REGULATION OF THROUGH TRUCK TRAFFIC

WHEREAS, §5-202 of the Local Government Article of the Annotated Code of Maryland provides that the Mayor and Council of the City of College Park, Maryland have the authority to pass such ordinances as it deems necessary to preserve peace and good order, and to protect the health, comfort and convenience of the citizens of the municipality; and

WHEREAS, pursuant to §25-102 of the Transportation Article, Annotated Code of Maryland, the City may regulate through truck traffic and prohibit trucks from using any highway or alley that is not designated or maintained as a part or extension of the State or federal highway system, provided the City has designated an adequate alternate route for diverted truck traffic; and

WHEREAS, the Mayor and Council have determined that it is in the public interest to amend Chapter 184, “Vehicles and Traffic” to regulate through truck traffic as authorized by the Transportation Article, to protect the smaller residential streets in the City.

Section 1. **NOW THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Council of the City of College Park, Maryland that Chapter184 “Vehicles and Traffic”, Article I, “General Regulations”, be and is hereby amended to add §184-5.1, “Through Truck Traffic” to read as follows:

§ 184-5.1. THROUGH TRUCK TRAFFIC.

THE MAYOR AND COUNCIL MAY BY RESOLUTION PROHIBIT THROUGH TRUCK TRAFFIC AND PROHIBIT TRUCKS FROM USING ANY PUBLIC WAY, HIGHWAY OR ALLEY THAT IS NOT DESIGNATED OR MAINTAINED AS A PART OR EXTENSION OF

CAPS : Indicate matter added to existing law.
[Brackets] : Indicate matter deleted from law.
Asterisks * * * : Indicate matter remaining unchanged in existing law but not set forth in Ordinance.

THE STATE OR FEDERAL HIGHWAY SYSTEM, PROVIDED THAT AN ADEQUATE ALTERNATE ROUTE FOR DIVERTED TRUCK TRAFFIC HAS BEEN DESIGNATED. IT SHALL BE UNLAWFUL FOR ANY PERSON TO OPERATE A THROUGH TRUCK ON ANY PUBLIC WAY THAT HAS BEEN SO DESIGNATED AND RESTRICTED PURSUANT TO THE AUTHORITY CONTAINED IN THIS SECTION.

Section 2. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park that, upon formal introduction of this proposed Ordinance, which shall be by way of a motion duly seconded and without any further vote, the City Clerk shall distribute a copy to each Council member and shall maintain a reasonable number of copies in the office of the City Clerk and shall publish this proposed ordinance or a fair summary thereof in a newspaper having a general circulation in the City of College Park together with a notice setting out the time and place for a public hearing thereon and for its consideration by the Council. The public hearing, hereby set for _____ P.M. on the _____ day of _____, 2016, shall follow the publication by at least seven (7) days, may be held separately or in connection with a regular or special Council meeting and may be adjourned from time to time. All persons interested shall have an opportunity to be heard. After the hearing, the Council may adopt the proposed ordinance with or without amendments or reject it. As soon as practicable after adoption, the City Clerk shall have a fair summary of the Ordinance and notice of its adoption published in a newspaper having a general circulation in the City of College Park and available at the City's offices. This Ordinance shall become effective on _____, 2016 provided that a fair summary of this Ordinance is published at least once prior to the date of passage and once as soon as practical after the date of passage in a newspaper having general circulation in the City.

INTRODUCED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the ____ day of _____ 2016.

ADOPTED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the ____ day of _____ 2016.

EFFECTIVE the ____ day of _____, 2016.

ATTEST:

CITY OF COLLEGE PARK

Janeen S. Miller, CMC, City Clerk

Patrick L. Wojahn, Mayor

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:**

Suellen M. Ferguson, City Attorney

16-R-19

CPV-2016-03

9747

52nd

Avenue



Office of the Mayor and Council
City of College Park
4500 Knox Road
College Park, Maryland 20740
Telephone: (240) 487-3501
Facsimile: (301) 699-8029

**NOTICE OF FINAL DECISION
of the
MAYOR AND COUNCIL
of the
CITY OF COLLEGE PARK**

RE: **Case No. CPV-2016-03 Name: Chao Guan Zhang**
Address: 9747 52nd Avenue, College Park, MD 20740

Enclosed herewith is a copy of the Resolution setting forth the action taken by the Mayor and Council of the City of College Park in this case on the following date:
August 9, 2016.

CERTIFICATE OF SERVICE

This is to certify that on **August 11, 2016** the attached Resolution was mailed, postage prepaid, to all persons of record.

NOTICE

Any person of record may appeal the Mayor and Council decision within thirty (30) days to the Circuit Court of Prince George's County, 14735 Main Street, Upper Marlboro, MD 20772. Contact the Circuit Court for information on the appeal process at (301) 952-3655.

Janeen S. Miller, CMC
City Clerk

Copies to: Advisory Planning Commission
City Attorney
Applicant
Parties of Record

PG Co. DER, Permits & Review Section
M-NCPPC, Development Review Division
City Public Services Department

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK ADOPTING THE RECOMMENDATIONS OF THE ADVISORY PLANNING COMMISSION REGARDING VARIANCE APPLICATION NUMBER CPV-2016-03, 9747 52ND AVENUE, COLLEGE PARK, MARYLAND, RECOMMENDING APPROVAL OF A VARIANCE FROM SEC. 27-120.01(C) OF THE PRINCE GEORGE’S COUNTY ZONING ORDINANCE, “FRONT YARDS OF DWELLINGS,” TO CONSTRUCT A DRIVEWAY IN THE FRONT YARD, NOT TO EXCEED AN ENCROACHMENT OF 196 SQUARE FEET.

- WHEREAS**, the City of College Park, Maryland (hereinafter, the "City") has, pursuant to §190-1 *et seq.*, and in accordance with Sec. 27-924 of the Prince George's County Zoning Ordinance (hereinafter, "Zoning Ordinance"), enacted procedural regulations governing any or all of the following: departures from design and landscaping standards, parking and loading standards, sign design standards, and variances for lot size, setback, and similar requirements for land within the corporate boundaries of the City, alternative compliance from landscaping requirements, certification, revocation, and revision of nonconforming uses, and minor changes to approved special exceptions; and
- WHEREAS**, the City is authorized by §190-1 *et seq.* to grant an application for a waiver or variance for lot size, setback, and similar requirements where, by reason of exceptional narrowness, shallowness, shape, topography, or other extraordinary situation or condition of the specific parcel of property, the strict application of the Zoning Ordinance would result in peculiar and unusual practical difficulties or an exceptional or undue hardship upon the owner of the property, and a variance can be granted without substantial impairment of the intent, purpose and integrity of the General Plan or Master Plan; and
- WHEREAS**, the Advisory Planning Commission (hereinafter "APC") is authorized by §190-3 of the City Code to hear requests for variances from the terms of the Zoning Ordinance with respect to lot size, setback, and other requirements from which a variance may be granted by the Prince George’s County Board of Appeals, including variances from Sec. 27-120.01(c) of the Zoning Ordinance, and to make recommendations to the Mayor and Council in connection therewith; and
- WHEREAS**, Sec. 27-120.01(c) of the Zoning Ordinance stipulates that no parking space, parking area, or parking structure other than a driveway no wider than its associated garage, carport, or other parking structure may be built in the front yard of a dwelling, except a townhouse or multifamily dwelling, in the area between the front street line and the sides of the dwelling; and
- WHEREAS**, on May 13, 2016, Chao Guan Zhang (hereinafter, the “Applicant”), submitted an application for a variance from Sec. 27-120.01 (c), to permit an already constructed 14-foot by 14-foot driveway in front of the house at the premises known as 9747 52nd Avenue, College Park, Maryland (the “Property”); and

WHEREAS, on July 7, 2016, the APC conducted a hearing on the merits of the application, at which time the APC heard testimony and accepted evidence, including the staff report, Exhibits 1 – 12, and the staff presentation with respect to whether the subject application meets the standards for granting a variance set forth in §190-4 of the City Code.

WHEREAS, based upon the evidence and testimony presented, the APC voted 5-0-0 to recommend that the variance be granted; and

WHEREAS, the Mayor and Council are authorized by §190-6 to accept or deny the recommendation of the APC with respect to variance requests; and

WHEREAS, the Mayor and Council have reviewed the recommendation of the APC as to the Application for a variance and in particular have reviewed the APC’s findings of fact and conclusions of law; and

WHEREAS, no exceptions have been filed.

NOW THEREFORE, the Mayor and Council are in agreement with and hereby adopt the findings of fact and conclusions of law of the APC with regard to CPV-2016-03 for a variance from Sec. 27-120.01 (c) of the Zoning Ordinance, “Front Yards of Dwellings,” not to exceed 196 square feet, to construct a driveway in the front yard, 14-feet in width by 14-feet in length as follows:

Section 1. Findings of Fact

- 1.1 The Property is located at 9747 52nd Avenue in the Hollywood subdivision.
- 1.2 The Property is zoned R-55, single-family residential.
- 1.3 The Applicant has constructed a 23-foot wide driveway that encroaches 14-foot wide by 14-foot deep in front of the subject house.
- 1.4 The property is non-rectangular in shape. Its width ranges from 50 feet to 51.55 feet and its length varies from 90.39 feet to 102.95 feet.
- 1.5 The property has an area of 4,800 square feet.
- 1.6 The original house was constructed in 1950.
- 1.7 The house footprint is 34.5 feet wide by 24.0 feet deep or 828 square feet.
- 1.8 There is a 10-foot by 14-foot shed in the rear yard.
- 1.9 There is perimeter chain-link fencing along the side and rear property lines.
- 1.10 The immediate neighborhood is zoned R-55, single-family residential.
- 1.11 There are a limited number of driveways in the neighborhood, mainly single-wide, but driveways that encroach significantly in the front yard of the dwelling are not characteristic of this neighborhood.

- 1.12 Steep topography on the west side of 52nd Avenue limits the number of driveways and increases demand for on-street parking.
- 1.13 There is permit parking on 52nd Avenue.
- 1.14 The recommended driveway size for a single-wide driveway is 10 feet by 19 feet.
- 1.15 The Prince George’s County Code, Sec. 23-139, requires a driveway setback of 3.5 feet from the side property line.
- 1.16 The driveway was built of concrete and expanded without a permit. The current concrete surface incorporates the driveway beginning at the fence/curb along the northern property line, the original walkway leading to the house and an additional six feet to the south of the walkway, and is a total twenty-three feet in width. A violation notice was issued on April 26, 2016.
- 1.17 A single-wide driveway apron was built in the right of way after the driveway was constructed, with a permit from the City.

Section 2 Conclusions of Law

- 2.1 The narrow side yard (7.0-feet) combined with the driveway setback requirement (3.5-feet) makes it impossible to provide a functional driveway without encroaching in front of the house.
- 2.2 The strict application of the Zoning Ordinance will result in a peculiar and unusual practical difficulty to the Applicant by preventing him from providing any off-street parking. On-street parking is very limited in this area and the Applicant wants to park his vehicle on his Property due to crime and safety concerns. He has experienced theft from his car.
- 2.3 Granting the driveway variance will not substantially impair the intent and purpose of the applicable County General Plan or County Master Plan, if the variance is reduced to the minimum necessary to provide a driveway with a setback from the property line and separation between the driveway and walkway or other paved surface.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of College Park, Maryland to approve CPV-2016-03 and grant a variance from Sec. 27-120.01(c) to encroach in the front yard with a driveway (not to exceed 196 square feet) to allow up to a 10.5-foot by 19-foot driveway with the following conditions:

- 1. A setback from the northern side yard property line shall be provided by removing 3.5 feet of concrete driveway surface to comply with Prince George’s County Code, Sec. 23-139
- 2. A permanent separation, such as a grass strip or planter, measuring 2 feet in width for the entire length of the driveway, shall be created and maintained between the driveway and any walkway or other paved surface.

ADOPTED, by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the 9th day of August 2016.

CITY OF COLLEGE PARK,

Janeen S. Miller, CMC
City Clerk

Patrick L. Wojahn, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Suellen M. Ferguson
City Attorney

16-R-20
CPV-2016-07
5027
Mineola
Road



Office of the Mayor and Council
City of College Park
4500 Knox Road
College Park, Maryland 20740
Telephone: (240) 487-3501
Facsimile: (301) 699-8029

**NOTICE OF FINAL DECISION
of the
MAYOR AND COUNCIL
of the
CITY OF COLLEGE PARK**

RE: **Case No. CPV-2016-07 Name: Limin Zhao and Wenxin Ma**

Address: 5027 Mineola Road, College Park, MD 20740

Enclosed herewith is a copy of the Resolution setting forth the action taken by the Mayor and Council of the City of College Park in this case on the following date:

August 9, 2016.

CERTIFICATE OF SERVICE

This is to certify that on **August 11, 2016** the attached Resolution was mailed, postage prepaid, to all persons of record.

NOTICE

Any person of record may appeal the Mayor and Council decision within thirty (30) days to the Circuit Court of Prince George's County, 14735 Main Street, Upper Marlboro, MD 20772. Contact the Circuit Court for information on the appeal process at (301) 952-3655.

Janeen S. Miller, CMC
City Clerk

Copies to: Advisory Planning Commission
City Attorney
Applicant
Parties of Record

PG Co. DER, Permits & Review Section
M-NCPPC, Development Review Division
City Public Services Department

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK ADOPTING THE RECOMMENDATIONS OF THE ADVISORY PLANNING COMMISSION REGARDING VARIANCE APPLICATION NUMBER CPV-2016-07, 5027 MINEOLA ROAD, COLLEGE PARK, MARYLAND, RECOMMENDING APPROVAL OF A VARIANCE FROM SEC. 27-120.01(C) OF THE PRINCE GEORGE’S COUNTY ZONING ORDINANCE, “FRONT YARDS OF DWELLINGS,” TO CONSTRUCT A DRIVEWAY IN THE FRONT YARD, NOT TO EXCEED AN ENCROACHMENT OF 5 FEET IN WIDTH BY 19 FEET IN LENGTH.

- WHEREAS,** the City of College Park, Maryland (hereinafter, the "City") has, pursuant to §190-1 *et seq.*, and in accordance with Sec. 27-924 of the Prince George's County Zoning Ordinance (hereinafter, "Zoning Ordinance"), enacted procedural regulations governing any or all of the following: departures from design and landscaping standards, parking and loading standards, sign design standards, and variances for lot size, setback, and similar requirements for land within the corporate boundaries of the City, alternative compliance from landscaping requirements, certification, revocation, and revision of nonconforming uses, and minor changes to approved special exceptions; and
- WHEREAS,** the City is authorized by § 190-1 *et seq.* of the City Code to grant an application for a waiver or variance for lot size, setback, and similar requirements where, by reason of exceptional narrowness, shallowness, shape, topography, or other extraordinary situation or condition of the specific parcel of property, the strict application of the Zoning Ordinance would result in peculiar and unusual practical difficulties or an exceptional or undue hardship upon the owner of the property, and a variance can be granted without substantial impairment of the intent, purpose and integrity of the General Plan or Master Plan; and
- WHEREAS,** the Advisory Planning Commission (hereinafter "APC") is authorized by §190-3 of the City Code to hear requests for variances from the terms of the Zoning Ordinance with respect to lot size, setback, and other requirements from which a variance may be granted by the Prince George’s County Board of Appeals, including variances from Sec. 27-120.01(c) of the Zoning Ordinance, and to make recommendations to the Mayor and Council in connection therewith; and
- WHEREAS,** Sec. 27-120.01(c) of the Zoning Ordinance stipulates that no parking space, parking area, or parking structure other than a driveway no wider than its associated garage, carport, or other parking structure may be built in the front yard of a dwelling, except a townhouse or multifamily dwelling, in the area between the front street line and the sides of the dwelling; and
- WHEREAS,** on June 9, 2016, Limin Zhao and Wenxin Ma (hereinafter, the “Applicants”), submitted an application for a variance from Sec. 27-120.01(c) to permit construction of a 10-foot by 19-foot driveway in front of the house at the premises known as 5027 Mineola Road, College Park, Maryland (the “Property”); and

WHEREAS, on July 7, 2016, the APC conducted a hearing on the merits of the application, at which time the APC heard testimony and accepted evidence, including the staff report, Exhibits 1 – 7, and the staff presentation with respect to whether the subject application meets the standards for granting a variance set forth in §190-4 of the City Code.

WHEREAS, based upon the evidence and testimony presented, the APC voted 5-0-0 to recommend that the variance be granted; and

WHEREAS, the Mayor and Council are authorized by §190-6 to accept or deny the recommendation of the APC with respect to variance requests; and

WHEREAS, the Mayor and Council have reviewed the recommendation of the APC as to the Application for a variance and in particular have reviewed the APC’s findings of fact and conclusions of law; and

WHEREAS, no exceptions have been filed.

NOW THEREFORE, the Mayor and Council are in agreement with and hereby adopt the findings of fact and conclusions of law of the APC with regard to CPV-2016-07 for a variance from Sec. 27-120.01 (c) of the County Zoning Ordinance, “Front Yards of Dwellings,” to construct a driveway to encroach in the front yard not more than 5 feet in width and 19 feet in length in order to accommodate a single-wide driveway, as follows:

Section 1. Findings of Fact

- 1.1 The Property is located at 5027 Mineola Road in the Hollywood subdivision.
- 1.2 The Property is zoned R-55, single-family residential.
- 1.3 The Applicant is proposing to construct a single-wide driveway and curb-cut.
- 1.4 The Property, 50-feet in width by 100-feet in length, is rectangular in shape and has an area of 5,000 square feet.
- 1.5 The original house was constructed in 1950.
- 1.6 The house footprint is 34.6 feet wide by 24.0 feet deep or 830.4 square feet.
- 1.7 The immediate neighborhood is zoned R-55, single-family residential.
- 1.8 Steep topography on the north side of Mineola Road limits the number of driveways and increases demand for on-street parking.
- 1.9 There is no permit parking on Mineola Road.
- 1.10 Single-wide driveways partially encroaching in front of the house are a characteristic of this neighborhood.
- 1.11 The Property does not currently have any driveway or curb-cut.
- 1.12 The Property is the only property on the south side of the block without a driveway.

- 1.13 The recommended driveway size for a single-wide driveway is 10 feet by 19 feet.
- 1.14 The Prince George’s County Code, Sec. 23-139, requires a driveway setback of 3.5 feet from the side property line.

Section 2 Conclusions of Law

- 2.1 The narrow side yard (8.0-feet) combined with the County driveway setback requirement (3.5-feet), makes it impossible to provide a functional driveway without encroaching in front of the house.
- 2.2 The strict application of the Zoning Ordinance will result in a peculiar and unusual practical difficulty to the Applicants by preventing them from having any off-street parking, a practice shared by most of the properties on their side of the street. On-street parking is very limited in this area. The Applicants want to park their vehicle on their Property due to crime and concern over the safety of their young children. Their car was hit twice while parked on the street and was scratched.
- 2.3 Granting the driveway variance will not substantially impair the intent and purpose of the applicable County General Plan or County Master Plan. A single-wide driveway partially encroaching in front of the house is characteristic of this neighborhood and is the minimum necessary to provide the needed off-street parking.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of College Park, Maryland to approve CPV-2016-07 and grant a variance from Section 27-120.01(c) to encroach not more than 5 feet in width and 19 feet in length or 95 square feet of parking area in the front of the dwelling in order to accommodate a single-wide driveway.

ADOPTED, by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the 9th day of August 2016.

CITY OF COLLEGE PARK,

Janeen S. Miller, CMC
City Clerk

Patrick L. Wojahn, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Suellen M. Ferguson
City Attorney

16-G-102
PUAs for
Old Maryland Grill
Potomac Pizza
Kapnos Taverna
The Hotel at
UMD

**CITY OF COLLEGE PARK, MARYLAND
WORK SESSION AGENDA ITEM**



Prepared By: Suellen M. Ferguson, Esq.
City Attorney

Meeting Date: August 3, 2016

Presented By: Suellen M. Ferguson, Esq.
City Attorney

Consent Agenda Item #: 16-G-02

Originating Department: City Attorney

Action Requested: Approval of or no opposition to issuance of a Class B (BH) beer, wine and liquor license to The Hotel at UMCP ABC, LLC, to include Old Maryland Grill, and Class B (BLX) beer, wine and liquor licenses to Kapnos Tavern and Potomac Pizza, all located at 7777 Baltimore Avenue, subject to the Applicants entering into a Property Use Agreement with the City.

Strategic Plan Goal: Goal #3 High Quality Development and Reinvestment

Background/Justification:

The Hotel at UMCP ABC, LLC, t/a The Hotel at the University of Maryland, and Richard Hillman, David Hillman and Anthony Izzo have applied for a Class B (BH) beer, wine and liquor license. This application was made contemporaneously with applications for Class B (BLX) beer, wine and liquor licenses for Potomac Pizza, Kapnos Taverna, and Old Maryland Grill, all to be located at The Hotel at the University of Maryland. The application for Old Maryland Grill was changed to be part of the application for The Hotel. The applicants appeared before Council at its July 12 Council meeting. At that time, the applicants requested additional time to reach agreement on the Property Use Agreements. Draft Property Use Agreements for all Applicants are attached for Council consideration. The Applicants have requested a 50/50 alcohol to food ratio. Potomac Pizza has requested the ability to serve beer in pitchers. Both the Maryland Grill and Potomac Pizza will have patio areas. Live music will be allowed at Maryland Grill and in the Hotel facility. An exemption from special entertainment permit requirements will be sought by one or more of the Applicants. Representatives of the Applicants will attend the July 12 meeting. The Board of License Commissioners heard this item on July 26, 2016, and agreed to continue the hearing to allow the City to comment. The new hearing date is August 23.

Fiscal Impact:

None.

Council Options:

- #1: Approve the draft PUA's as proposed, and support or not oppose the Class B(BH) and BLX licenses
- #2: Approve the draft PUA's with changes, and support or not oppose the Class B(BH) and BLX licenses
- #3 Oppose the Class B (BH) and Class B (BLX) licenses

Staff Recommendation:

#1:

Recommended Motion:

I move that the City Council support (or not oppose) the issuance of a Class B (BH) beer, wine and liquor license to The Hotel at the University of Maryland, to include the Old Maryland Grill and Class B (BLX) beer, wine and liquor licenses to Kapnos Taverna and Potomac Pizza, subject to the applicants entering into Property Use Agreements with the City in substantially the forms as attached; authorize the City manager to sign the PUA; and authorize staff to testify to the Council's position at the BOLC hearing.

Attachments:

Draft Property Use Agreements

PROPERTY USE AGREEMENT

THIS PROPERTY USE AGREEMENT (the “Agreement”) is made as of the ____ day of August, 2016, by and between THE HOTEL AT UMCP ABC, LLC, trading as The Hotel at the University of Maryland, David H. Hillman, Richard G. Hillman, and Anthony J. Izzo (collectively “Licensee”) and the CITY OF COLLEGE PARK, a Maryland municipal corporation (the “City”).

WITNESSETH

WHEREAS, UMCPF Property III, LLC, is the owner of the property, The Hotel at UMCP, LLC is the owner of the hotel on the property, and Licensee is the applicant for a Class B(BH) liquor license at the property located at 7777 Baltimore Avenue, College Park, MD 20740 (the “Property”); and

WHEREAS, the Property is located within the corporate limits of the City of College Park, Maryland; and

WHEREAS, Licensee has applied to the Board of Liquor License Commissioners of Prince George’s County (the “Board”), for a Class B (BH) Beer, Wine and Liquor License; and

WHEREAS, the Licensee has requested the support of the City for this Application for a Class B (BH) Beer, Wine and Liquor License; and

WHEREAS, in consideration of the covenants contained in this Agreement, the City will support the Licensee’s application for a Class B (BH) Beer, Wine and Liquor License subject to the parties’ compliance with the terms, conditions and restrictions contained herein.

NOW THEREFORE, in consideration of the foregoing, the mutual promises contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Repair and Maintenance of the Property. Licensee shall, from and after the date hereof, continue to keep the Property in good order and repair, and free of debris and graffiti.

2. Restrictions. Except with the express written consent of the City, which consent may not be unreasonably withheld, delayed or conditioned, during the period that Licensee is operating at or has any interest in the Property, and is using the Class B (BH) Beer, Wine and Liquor License, the use of the Property shall be restricted to the operation of a restaurant, hotel and hotel catered or hosted events, which receives from the sale of food and alcoholic beverages not more than fifty percent (50%) of its average monthly receipts over any three consecutive monthly periods from the sale of alcoholic beverages, and which complies strictly with the restrictions and requirements of the State of Maryland/Prince George's County Class B(BH) License or such other license as the Board may subsequently issue. The calculation of the percentage of alcoholic beverages sold shall include the full cost of any such beverage, and not just the alcohol contained in the beverage, and the full retail cost of all food served at the Property.

Licensee will provide the City, by January 15 of each year, with the summaries for the sales of alcoholic beverages and food for the preceding calendar year, and, at any time, such information in such form as the City may reasonably require, to permit the verification of sales required in this paragraph 2 of this Agreement. Such information need not be prepared by an accountant or auditor, but must be accompanied by a general affidavit signed by the Licensee affirming the accuracy of the information provided. Licensee may be required to allow the City to inspect additional information to permit verification of the sales ratios required in this paragraph, including daily register receipts and the identity of, and invoices from, its alcohol and food suppliers. Licensee may be required by the City to provide information to permit

verification of the sales ratios required in this paragraph, including daily register receipts and the identity of, and invoices from, its alcohol and food suppliers. Any such information provided by Licensee that is claimed to be confidential shall be so marked by Licensee and the City will treat such record as confidential as allowed by law.

3. Use of Property. Except as otherwise set forth herein, those uses of the Property permitted by the applicable zoning for the Property shall be permitted uses for the purposes of this Agreement. In addition, the Property shall be subject to all of the restrictions imposed by the applicable zoning of the Property.

4. Noises and Nuisances. Licensee shall not permit any nuisance to be maintained, allowed or permitted on any part of the Property, and no use of the Property shall be made or permitted which may be noxious or detrimental to health or which may reasonably be anticipated to become an annoyance or nuisance to persons or businesses on surrounding property.

5. Operations. Licensee shall maintain and operate the lobby bar in a manner that all seats are available for dining, and no area is designated solely for the consumption of alcoholic beverages. No sales of alcoholic beverages for off-site consumption shall be allowed except for partially consumed bottles of wine purchased at the Property and allowed off premises pursuant to Maryland law. The City recognizes that Licensee sells alcoholic beverages in a hotel setting, including in a lobby bar, restaurants, and through room sales and conference and ballroom sales. Alcoholic beverages shall not be sold or served prior to 6:00 a.m. or after 2:00 a.m.. The minimum price for a bottle or draft of beer and other alcoholic beverages shall be \$2.00. Beer will not be served in pitchers. Food from a regular menu must be served at all times that the premises are open for business and selling alcohol. Licensees shall ensure music and noise levels in the Hotel allow patron conversation in a normal tone of voice, are maintained at a reasonable

level in the bar, and prohibit disruptive or rowdy behavior which disturbs the peaceful enjoyment of the facility by Licensee's patrons and other persons visiting the facility. The parties recognize that the Property hosts numerous social events in various rooms. It is not the intent of this Agreement to regulate the intermittent or occasional migration of noise from one room to another during said social events. No cover or door charge will be charged for entry to the Property, with the exception that tickets may be required for certain events. Alcoholic beverages shall be served in the Hotel only to patrons sitting at the bar, tables or counters or standing within the Hotel. Licensee shall ensure that the exterior of the Hotel, inclusive of the service and patio areas, remain clean and graffiti free. Licensee shall not engage in window advertising of the sale of beer, wine or liquor, nor off-premises leafleting of cars or on public right of way promoting the sale of beer, wine or liquor. All off-premises advertising of specials, happy hours or reduced prices for beer or wine shall be limited to promotions coupling the sale or service of food with the sale of alcoholic beverages.

Licensee shall not rent the facilities to individuals or businesses involved in promoting or making a business or profit from producing musical, band or disc jockey events without the hotel general manager retaining ultimate control of the event. This provision does not prevent Licensee from hiring a booking agent to act on its behalf in scheduling live entertainment, or contracting with a promoter, disc jockey or band for entertainment, nor from allowing the booking of music by patrons for a specific event, such as weddings, receptions, etc. Live and recorded music is allowed for events in the conference and meeting rooms and ballrooms. Background music is allowed on outside patio areas and in the bar, hotel and restaurant areas. At times, live music may be played in the Lobby Bar. In the event that bona fide complaints as to the sound level of voice or music entertainment on any patio area are received by the City, the parties agree to

review this condition, with further limitation of entertainment on the outside patio, if justified, not to be unreasonably refused by Licensee.

Licensee shall use a scanner system, as allowed by law, designed to recognize false identification prior to making alcoholic beverage sales. The scanner shall be used for all persons who appear to be under the age of thirty five (35) years. Licensee will not accept State of Maryland vertical type licenses as proof of age.

Licensee shall not provide tables, such as a beer pong table, whose purpose is for use in drinking games. Licensee shall not sponsor or support drinking games within the Property.

6. Enforcement. The City shall have the right to enforce, by any proceeding at law or in equity, including injunction, all restrictions, terms, conditions, covenants and agreements imposed upon the Property and/or Licensee pursuant to the provisions of this Agreement. The parties agree that if Licensee should breach the terms of the Agreement, the City would not have an adequate remedy at law and would be entitled to bring an action in equity for specific performance of the terms of this Agreement. In the event of a violation of paragraph 2 of this Agreement, Licensee shall have sixty (60) days from the date of notification of the violation to adjust his operations and achieve compliance, as measured during the sixty (60) day period, with the requirements of paragraph 2 of this Agreement. In the event the City is required to enforce this Agreement and Licensee is determined to have violated any provision of this Agreement, Licensee will reimburse the City for all costs of the proceeding including reasonable attorneys' fees. Should Licensee prevail in any action brought by the City to enforce a provision of this Agreement, the City shall reimburse Licensee for all costs of the proceeding including reasonable attorneys' fees.

7. Waiver. Neither any failure nor any delay on the part of the City in exercising any right, power or remedy hereunder or under applicable law shall operate as a waiver thereof nor shall a single or partial exercise thereof preclude any other or further exercise thereof or the exercise of any other right, power or remedy.

8. Assignment. This Agreement shall be binding upon, and shall inure to the benefit of, the affiliates, parent and subsidiary entities of Licensee.

9. Scope and Duration of Restrictions. The restrictions, conditions and covenants imposed by this Agreement shall be valid only so long as Licensee maintains a Class B (BH) License at the Hotel, or some other substantially similar establishment.

10. Notices. All notices given hereunder shall be in writing and shall be deemed to have been given when hand delivered against receipt of three (3) days after deposit with the United States Postal Service, as registered or certified mail, return receipt requested, postage prepaid, addressed:

(i) If to Licensee:
Hotel General Manager
7777 Baltimore Avenue
College Park, MD 20740

With copy to:

Linda Carter, Esq.
Meyers, Rodbell & Rosenbaum, P.A.
6801 Kenilworth Ave., Ste 400
Riverdale Park, MD 20737

(ii) If to the City:

Scott Somers
City Manager
City of College Park
4500 Knox Road
College Park, Maryland 20740

with copy to:

Suellen M. Ferguson, Esq.
Council, Baradel, Kosmerl & Nolan, P.A.
125 West Street, 4th Floor
Annapolis, Maryland 21404

11. Security. Pursuant to §26-1103 of the Alcoholic Beverages Article, Annotated Code of Maryland, Licensee is required to obtain a License for special entertainment or to obtain an exemption, or file an affidavit of no entertainment. Prior to seeking or operating under a License for special entertainment or an exemption, Licensee agrees that it shall first present to the City its plans for entertainment. For any activities authorized by such a license or exemption, the Licensee shall have and maintain a Security Plan to prevent the Property and any such activities from posing a threat to the peace and safety of the surrounding area. The Security Plan shall, at minimum, comply with the requirements of the Board of License Commissioners. Any required Security Plan for the Licensee is subject to review and revision annually or upon request by Prince George's County Police, the University of Maryland Police or the City of College Park. To the extent allowed by law, the City agrees to treat as proprietary and confidential any written security plans received from Licensee as part of the review process.

a. Licensee shall diligently enforce ID policies through trained and certified managers and employees. Licensee agrees to take all necessary measures to ensure that under age persons do not obtain alcoholic beverages.

b. All serving, bar, and management employees will be TIPS trained before serving alcohol.

12. Amendments. This Agreement may not be amended or modified except in writing executed by all parties hereto, and no waiver of any provision or consent hereunder shall be effective unless executed in writing by the waiving or consenting party.

13. Severability. The provisions of this Agreement shall be deemed severable, so that if any provision hereof is declared invalid, all other provisions of this Agreement shall continue in full force and effect.

14. Governing Law. This Agreement shall be construed in accordance with and governed by the laws of the State of Maryland.

15. Counterparts. This Agreement may be executed in any number of counterparts each of which shall constitute an original and all of which together shall constitute one agreement.

16. Headings. The headings or titles herein are for convenience of reference only and shall not affect the meaning or interpretation of the contents of this Agreement.

17. Recitals. The Recitals (“Whereas” clauses) set forth at the beginning of this Agreement are hereby acknowledged by the parties to be true and correct, and are hereby incorporated into and made a part of this Agreement.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the day and year first above written.

WITNESS/ATTEST

THE HOTEL AT UMCP ABC, LLC

By: _____

Title: _____

David H. Hillman

Richard G. Hillman

Anthony J. Izzo

WITNESS/ATTEST

CITY OF COLLEGE PARK, MARYLAND

Janeen S. Miller, City Clerk

By: _____
Scott Somers, City Manager

APPROVED AS TO FORM:

By: _____
Suellen M. Ferguson, City Attorney

PROPERTY USE AGREEMENT

THIS PROPERTY USE AGREEMENT (the "Agreement") is made as of the _____ day of August, 2016, by and between Old Maryland Grill, LLC, t/a Old Maryland Grill, and Michael Franklin, Member and Authorized Person, (collectively "Licensee"); and the CITY OF COLLEGE PARK, a Maryland municipal corporation (the "City").

WITNESSETH

WHEREAS, UMCPF Property III, LLC, is the owner of the property, and The Hotel at UMCP, LLC is the owner of the hotel on the property, located at 7777 Baltimore Avenue, Suite C, College Park, Maryland 20740 (the "Property"); and

WHEREAS, Licensee is a tenant at the Property; and

WHEREAS, the Property is located within the corporate limits of the City of College Park, Maryland; and

WHEREAS, Licensee, shall be using the Class BH, Beer, Wine and Liquor license ("License") for which t/a The Hotel has applied to the Board of Liquor License Commissioners of Prince George's County until such time as Licensee acquires a license in its own name; and

WHEREAS, the Licensee has requested the support of the City for the use of the License for use at the Property; and

WHEREAS, in consideration of the covenants contained in this Agreement, the City will support the Licensee's application and hearing for

issuance of the License to the Property, subject to the terms, conditions and restrictions contained herein.

NOW THEREFORE, in consideration of the foregoing, the mutual promises contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Repair and Maintenance of the Property. Licensee shall, from and after the date hereof, continue to keep the Property under its control in good order and repair, and free of debris and graffiti.

2. Restrictions. Except with the express written consent of the City, which consent may be withheld in the City's sole and absolute discretion, during the period that Licensee is using or has any interest in the Property, and is using the License, the use of the Property shall be restricted to the operation of Old Maryland Grill ("Restaurant") or another substantially similar casual dining restaurant, which receives not more than fifty percent (50%) of its average daily receipts over any three consecutive monthly periods from the sale of alcoholic beverages, and which complies strictly with the restrictions and requirements of the State of Maryland and Prince George's County Alcoholic Beverage License. The calculation of the percentage of alcoholic beverages sold shall include the full cost of any such beverage, and not just the alcohol contained in the beverage. Licensee will provide the City, by January 25 of each year, with summaries of each month's receipts for the sales of alcoholic beverages and food for the preceding calendar year, and, at any time, such information in such form as the City may reasonably require to permit the verification of sales required in this paragraph 2 of

this Agreement. Such information need not be prepared by an accountant or auditor, but must be accompanied by a general affidavit signed by the Licensees affirming the accuracy of the information provided. Licensee may be required by the City to provide information to permit verification of the sales ratios required in this paragraph, including daily register receipts and the identity of, and invoices from, its alcohol and food suppliers. Any such information provided by Licensee that is claimed to be confidential shall be so marked by Licensee and the City will treat such record as confidential as allowed by law.

3. Use of Property. Except as otherwise set forth herein, those uses of the Property permitted by the applicable zoning for the Property shall be permitted uses for the purposes of this Agreement. In addition, the Property shall be subject to all of the restrictions imposed by the applicable zoning for the Property.

4. Noises and Nuisances. Licensee shall not permit any nuisance to be maintained, allowed or permitted on any part of the Property, and no use of the Property shall be made or permitted which may be noxious or detrimental to health or which may become an annoyance or nuisance to persons or businesses on surrounding property.

5. Operations. Licensee shall maintain and operate the Restaurant in a manner that all seats are available for dining, no area is designated solely for the consumption of alcoholic beverages, and no sales of alcoholic beverages for off-sale consumption shall be allowed, except for partially consumed bottles of wine purchased at the Restaurant as allowed pursuant to

Maryland law. Alcoholic beverages will not be sold or served prior to 6:30 a.m. or after 2:00 a.m. Happy hour or like events shall be limited to 3:00 p.m. to 7:00 p.m. Food from a regular menu must be served at all times that the premises are open for business. At all times, at least 80% of the items listed on the regular menu shall be available for customers to order. The proposed menus provided by Licensee are attached as Exhibit A. Licensee shall ensure music levels that allow patron conversation in a normal tone of voice, and prohibit disruptive or rowdy behavior that disturbs the peaceful enjoyment of the facility by Licensee's patrons and other persons visiting the facility. Music is allowed on the patio. In the event that complaints as to the sound level on the patio are received by the City, the parties agree to review this condition, with further limitation of music on the outside patio, if justified, not to be unreasonably refused by Licensee. Cover and door charges will be not charged for entry to the Property. Alcoholic beverages shall be served to diners at tables, bars or counters inside the restaurant or on the outdoor patio, and patrons standing in the bar area. The parties recognize that, during private parties, not all patrons may be seated, but that food will be served. The minimum price for alcoholic beverages, including 16 oz. beers, shall be \$2.00. Licensee may not sell beer in pitchers. Licensee will maintain all dining areas, including tables and chairs, inside the facility or on the outside patio area. Licensee shall ensure that the interior of the restaurant, including service areas, remains clean and graffiti free. The interior and exterior of the Property shall be rodent free. Licensee shall not allow grease, dirt, trash or graffiti to accumulate on any portion of the exterior of the Property that Licensee controls. Licensee agrees to fully

comply with all applicable laws, including without limitation Subtitle 12, "Health", of the Prince George's County Code, and the Code of the City of College Park. Licensee shall not engage in window advertising of the sale of beer, wine, or liquor nor off-premises leafleting of cars or on public right of way promoting the sale of beer, wine or liquor. All off-premises advertising of specials, happy hours or reduced prices for beer, wine or liquor shall be limited to promotions coupling the sale or service of food with the sale of alcoholic beverages. Licensee shall use an identification scanner system, designed to recognize false identification, prior to making alcoholic beverage sales. Licensee will not accept State of Maryland vertical type licenses as proof of age.

Licensee shall not rent the facilities to individuals or businesses involved in promoting or making a business or profit from producing musical, band or disc jockey events. Licensee shall not provide tables, such as a beer pong table, whose purpose is for use in drinking games. Licensee shall not sponsor or support drinking games within the Property.

6. Enforcement. The City shall have the right to enforce, by any proceeding at law or in equity, including injunction, all restrictions, terms, conditions, covenants and agreements imposed upon the Property and/or Licensee pursuant to the provisions of this Agreement. The parties agree that if Licensee should breach the terms of the Agreement, the City would not have an adequate remedy at law and would be entitled to bring an action in equity for specific performance of the terms of this Agreement. In the event of a violation of paragraph 2 of this Agreement, Licensee shall have sixty (60) days from the date

of notification of the violation to adjust operations and achieve compliance, as measured during the sixty (60) day period, with the requirements of paragraph 2 of this Agreement. In the event the City is required to enforce this Agreement and Licensee is determined to have violated any provision of this Agreement, Licensee will reimburse the City for all costs of the proceeding including reasonable attorney's fees. Should Licensee prevail in any action brought by the City to enforce a provision of this Agreement, the City shall reimburse Licensee for all costs of the proceeding including reasonable attorney's fees.

7. Waiver. Neither any failure nor any delay on the part of the City in exercising any right, power or remedy hereunder or under applicable law shall operate as a waiver thereof nor shall a single or partial exercise thereof preclude any other or further exercise thereof or the exercise of any other right, power or remedy.

8. Assignment of License. In consideration of City support for Licensee's application for the new License, Licensee agrees that it shall not sell, transfer, or otherwise assign its rights under the License to any entity or individual for use or operation within the City without the express prior written consent of the City, which consent will not be unreasonably withheld.

9. Assignment. This Agreement shall be binding upon, and shall inure to the benefit of, the respective affiliates, transferees, successors and assigns of the parties hereto.

10. Scope and Duration of Restrictions. The restrictions, conditions and covenants imposed by this Agreement shall be valid only so long

as Licensee maintains a License at the Restaurant, or some other substantially similar casual dining restaurant.

11. Security. Pursuant to §26-1103 of the Alcoholic Beverages Article, Annotated Code of Maryland, Licensee is required to obtain a License for special entertainment or to obtain an exemption, or file an affidavit of no entertainment. Prior to seeking or operating under a License for special entertainment or an exemption, Licensee agrees that it shall first present to the City its plans for entertainment. For any activities authorized by such a license or exemption, the Licensee shall have and maintain a Security Plan to prevent the Property and any such activities from posing a threat to the peace and safety of the surrounding area. The Security Plan shall, at minimum, comply with the requirements of the Board of License Commissioners. Any required Security Plan for the Licensee is subject to review and revision annually or upon request by Prince George's County Police, the University of Maryland Police or the City of College Park. To the extent allowed by law, the City agrees to treat as proprietary and confidential any written security plans received from Licensee as part of the review process.

a. Licensee shall diligently enforce ID policies through trained and certified managers and employees. Licensee agrees to take all necessary measures to ensure that under age persons do not obtain alcoholic beverages.

b. All personnel involved in the sale of alcohol and all managers shall be trained in a State approved alcohol awareness program before serving alcohol.

c. All serving, bar, security and management employees will be 18 years or older.

12. Notices. All notices given hereunder shall be in writing and shall be deemed to have been given when hand delivered against receipt of three (3) days after deposit with the United States Postal Service, as registered or certified mail, return receipt requested, postage prepaid, addressed:

(i) If to Licensee:

Michael Franklin
c/o Franklins
5121 Baltimore Avenue
Hyattsville, MD 20781

with a copy to:

Linda Carter, Esq.
Meyers, Rodbell & Rosenbaum, P.A.
6801 Kenilworth Ave., Ste 400
Riverdale Park, MD 20737

(ii) If to the City:

Scott Somers
City Manager
City of College Park
4500 Knox Road
College Park, Maryland 20740

with copy to:

Suellen M. Ferguson, Esquire
Council, Baradel, Kosmerl & Nolan P.A.
125 West Street, 4th Floor
P.O. Box 2289
Annapolis, MD 21404

13. Amendments. This Agreement may not be amended or modified except in writing executed by all parties hereto, and no waiver of any provision or consent hereunder shall be effective unless executed in writing by the waiving or consenting party.

14. Severability. The provisions of this Agreement shall be deemed severable, so that if any provision hereof is declared invalid, all other provisions of this Agreement shall continue in full force and effect.

15. Governing Law. This Agreement shall be construed in accordance with and governed by the laws of the State of Maryland.

16. Counterparts. This Agreement may be executed in any number of counterparts each of which shall constitute an original and all of which together shall constitute one agreement.

17. Headlines. The headings or titles herein are for convenience of reference only and shall not affect the meaning or interpretation of the contents of this Agreement.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the day and year first above written.

WITNESS/ATTEST

OLD MARYLAND GRILL, LLC

Michael Franklin, Member,
Authorized Person

WITNESS/ATTEST

CITY OF COLLEGE PARK

Janeen S. Miller, CMC, City Clerk

By: _____
Scott Somers, City Manager

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

By: _____
Suellen M. Ferguson, City Attorney

PROPERTY USE AGREEMENT

THIS PROPERTY USE AGREEMENT (the "Agreement") is made as of the _____ day of August, 2016, by and between CPKAP, LLC, t/a Kapnos Taverna, and Michael Isabella, Jr., Member and Authorized Person, (collectively "Licensee"); and the CITY OF COLLEGE PARK, a Maryland municipal corporation (the "City").

WITNESSETH

WHEREAS, UMCPF Property III, LLC, is the owner of the property, and The Hotel at UMCP, LLC is the owner of the hotel on the property located at 7777 Baltimore Avenue, Suite B, College Park, Maryland 20740 (the "Property"); and

WHEREAS, Licensee is a tenant at the Property; and

WHEREAS, the Property is located within the corporate limits of the City of College Park, Maryland; and

WHEREAS, Licensee has applied to the Board of Liquor License Commissioners of Prince George's County, for the issuance of a Class B(BLX), Beer, Wine and Liquor License ("License") for use at the Property; and

WHEREAS, the Licensee has requested the support of the City for the issuance of the License for use at the Property; and

WHEREAS, in consideration of the covenants contained in this Agreement, the City will support the Licensee's application and hearing for issuance of the License to the Property, subject to the terms, conditions and restrictions contained herein.

NOW THEREFORE, in consideration of the foregoing, the mutual promises contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Repair and Maintenance of the Premises. Licensee shall, from and after the date hereof, continue to keep the Property under its control in good order and repair, and free of debris and graffiti.

2. Restrictions. Except with the express written consent of the City, which consent may be withheld in the City's sole and absolute discretion, during the period that Licensee is using or has any interest in the Property, and is using the License, the use of the Premises shall be restricted to the operation of Kapnos Taverna ("Restaurant") or another substantially similar casual dining restaurant, which receives not more than fifty percent (50%) of its average daily receipts over any three consecutive monthly periods from the sale of alcoholic beverages, and which complies strictly with the restrictions and requirements of the State of Maryland/Prince George's County Class B License or such other license as the Board may subsequently issue. The calculation of the percentage of alcoholic beverages sold shall include the full cost of any such beverage, and not just the alcohol contained in the beverage. Licensee will provide the City, by January 25 of each year, with summaries of each month's receipts for the sales of alcoholic beverages and food for the preceding calendar year, and, at any time, such information in such form as the City may reasonably require to permit the verification of sales required in this paragraph 2 of this Agreement. Such information need not be prepared by an accountant or auditor, but must be

accompanied by a general affidavit signed by the Licensees affirming the accuracy of the information provided. Licensees may be required by the City to provide information to permit verification of the sales ratios required in this paragraph, including daily register receipts and the identity of, and invoices from, its alcohol and food suppliers. Any such information provided by Licensee that is claimed to be confidential shall be so marked by Licensee and the City will treat such record as confidential as allowed by law.

3. Use of Premises. Except as otherwise set forth herein, those uses of the Property permitted by the applicable zoning for the Property shall be permitted uses for the purposes of this Agreement. In addition, the Premises shall be subject to all of the restrictions imposed by the applicable zoning for the Property.

4. Noises and Nuisances. Licensee shall not permit any nuisance to be maintained, allowed or permitted on any part of the Premises, and no use of the Premises shall be made or permitted which may be noxious or detrimental to health or which may become an annoyance or nuisance to persons or businesses on surrounding property.

5. Operations. Licensee shall maintain and operate the Restaurant in a manner that all seats are available for dining, no area is designated solely for the consumption of alcoholic beverages, and no sales of alcoholic beverages for off-sale consumption shall be allowed, except for partially consumed bottles of wine purchased at the Restaurant as allowed pursuant to Maryland law. Alcoholic beverages will not be sold or served prior to 11:00 a.m. or

after 11:00 p.m. Happy hour or like events shall be limited to 3:00 p.m. to 7:00 p.m. Food from a regular menu must be served at all times that the premises are open for business. At all times, at least 80% of the items listed on the regular menu shall be available for customers to order. The proposed menu provided by Licensee is attached as Exhibit A. Licensee shall ensure music levels that allow patron conversation in a normal tone of voice, and prohibit disruptive or rowdy behavior that disturbs the peaceful enjoyment of the facility by Licensee's patrons and other persons visiting the facility.

Cover and door charges will be not charged for entry to the Premises. Alcoholic beverages shall be served only to diners sitting at tables, bars or counters inside the restaurant and banquet facilities, and patrons standing waiting for a table. The parties recognize that, during private parties, not all patrons may be seated, but that food will be served. The minimum price for alcoholic beverages, including 16 oz. beers, shall be \$2.00. Licensee may not sell beer in pitchers. Licensee will maintain all dining areas, including tables and chairs, inside the facility. Licensee shall ensure that the interior of the restaurant, including service areas, remains clean and graffiti free. The interior and exterior of the Premises shall be rodent free. Licensee shall not allow grease, dirt, trash or graffiti to accumulate on any portion of the exterior of the Property that Licensee controls. Licensee agrees to fully comply with all applicable laws, including without limitation Subtitle 12, "Health", of the Prince George's County Code, and the Code of the City of College Park. Licensee shall not engage in window advertising of the sale of beer, wine, or liquor nor off-premises leafleting of cars or on public right of way promoting the

sale of beer, wine or liquor. All off-premises advertising of specials, happy hours or reduced prices for beer, wine or liquor shall be limited to promotions coupling the sale or service of food with the sale of alcoholic beverages. Licensee shall use an identification scanner system, designed to recognize false identification prior to making alcoholic beverage sales. The scanner shall be used for all persons who appear to be under the age of thirty five (35) years. Licensee will not accept State of Maryland vertical type licenses as proof of age.

Licensee shall not rent the Premises to individuals or businesses involved in promoting or making a business or profit from producing musical, band or disc jockey events. Licensee shall not provide tables, such as a beer pong table, whose purpose is for use in drinking games. Licensee shall not sponsor or support drinking games within the Property.

6. Enforcement. The City shall have the right to enforce, by any proceeding at law or in equity, including injunction, all restrictions, terms, conditions, covenants and agreements imposed upon the Premises and/or Licensee pursuant to the provisions of this Agreement. The parties agree that if Licensee should breach the terms of the Agreement, the City would not have an adequate remedy at law and would be entitled to bring an action in equity for specific performance of the terms of this Agreement. In the event of a violation of paragraph 2 of this Agreement, Licensee shall have sixty (60) days from the date of notification of the violation to adjust operations and achieve compliance, as measured during the sixty (60) day period, with the requirements of paragraph 2 of this Agreement. In the event the City is required to enforce this Agreement and

Licensee is determined to have violated any provision of this Agreement, Licensee will reimburse the City for all costs of the proceeding including reasonable attorney's fees. Should Licensee prevail in any action brought by the City to enforce a provision of this Agreement, the City shall reimburse Licensee for all costs of the proceeding including reasonable attorney's fees.

7. Waiver. Neither any failure nor any delay on the part of the City in exercising any right, power or remedy hereunder or under applicable law shall operate as a waiver thereof nor shall a single or partial exercise thereof preclude any other or further exercise thereof or the exercise of any other right, power or remedy.

8. Assignment of License. In consideration of City support for Licensee's application for the new License, Licensee agrees that it shall not sell, transfer, or otherwise assign its rights under the License to any entity or individual for use or operation within the City without the express prior written consent of the City, which consent will not be unreasonably withheld.

9. Assignment. This Agreement shall be binding upon, and shall inure to the benefit of, the respective affiliates, transferees, successors and assigns of the parties hereto.

10. Scope and Duration of Restrictions. The restrictions, conditions and covenants imposed by this Agreement shall be valid only so long as Licensee maintains a License at the Restaurant, or some other substantially similar casual dining restaurant.

11. Security. Pursuant to §26-1103 of the Alcoholic Beverages

Article, Annotated Code of Maryland, Licensee is required to obtain a License for special entertainment or to obtain an exemption, or file an affidavit of no entertainment. Prior to seeking or operating under a License for special entertainment or an exemption, Licensee agrees that it shall first present to the City its plans for entertainment. For any activities authorized by such a license or exemption, the Licensee shall have and maintain a Security Plan to prevent the Property and any such activities from posing a threat to the peace and safety of the surrounding area. The Security Plan shall, at minimum, comply with the requirements of the Board of License Commissioners. Any required Security Plan for the Licensee is subject to review and revision annually or upon request by Prince George's County Police, the University of Maryland Police or the City of College Park. To the extent allowed by law, the City agrees to treat as proprietary and confidential any written security plans received from Licensee as part of the review process.

a. Licensee shall diligently enforce ID policies through trained and certified managers and employees. Licensee agrees to take all necessary measures to ensure that under age persons do not obtain alcoholic beverages.

b. All personnel involved in the sale of alcohol and all managers shall be trained in a State approved alcohol awareness program before serving alcohol.

c. All serving, bar, security and management employees will be 18 years or older.

12. Notices. All notices given hereunder shall be in writing and shall be deemed to have been given when hand delivered against receipt of three

(3) days after deposit with the United States Postal Service, as registered or certified mail, return receipt requested, postage prepaid, addressed:

(i)

If to Licensee:

Michael Isabella, Jr.
CPKAP, LLC
7777 Baltimore Avenue
Suite B
College Park, MD 20740

with a copy to:

Linda Carter, Esq.
Myers, Rodbell & Rosenbaum, P.A.
6801 Kenilworth Ave., Ste 400
Riverdale Park, MD 20737

(ii)

If to the City:

Scott Somers
City Manager
City of College Park
4500 Knox Road
College Park, Maryland 20740

with copy to:

Suellen M. Ferguson, Esquire
Council, Baradel, Kosmerl & Nolan P.A.
125 West Street, 4th Floor
P.O. Box 2289
Annapolis, MD 21404

13. Amendments. This Agreement may not be amended or modified except in writing executed by all parties hereto, and no waiver of any provision or consent hereunder shall be effective unless executed in writing by the waiving or consenting party.

14. Severability. The provisions of this Agreement shall be deemed severable, so that if any provision hereof is declared invalid, all other provisions of this Agreement shall continue in full force and effect.

15. Governing Law. This Agreement shall be construed in accordance with and governed by the laws of the State of Maryland.

16. Counterparts. This Agreement may be executed in any number of counterparts each of which shall constitute an original and all of which together shall constitute one agreement.

17. Headlines. The headings or titles herein are for convenience of reference only and shall not affect the meaning or interpretation of the contents of this Agreement.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the day and year first above written.

WITNESS/ATTEST

CPKAP, LLC

Michael Isabella, Jr., Member,
Authorized Person

WITNESS/ATTEST

CITY OF COLLEGE PARK

Janeen S. Miller, CMC, City Clerk

By:_____
Scott Somers, City Manager

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

By:_____
Suellen M. Ferguson, City Attorney

PROPERTY USE AGREEMENT

THIS PROPERTY USE AGREEMENT (the "Agreement") is made as of the _____ day of August, 2016, by and between Pizza Zone of College Park, LLC, t/a Potomac Pizza, and Adam B. Greenberg, Member and Authorized Person, (collectively "Licensee"); and the CITY OF COLLEGE PARK, a Maryland municipal corporation (the "City").

WITNESSETH

WHEREAS, UMCPF Property III, LLC, is the owner of the property, and The Hotel at UMCP, LLC is the owner of the hotel on the property, located at 7777 Baltimore Avenue, College Park, Maryland 20740 (the "Property"); and

WHEREAS, Licensee is a tenant at 7777 Baltimore Avenue, Suite D, College Park, Maryland 20740 (the "Premises"); and

WHEREAS, the Premises is located within the corporate limits of the City of College Park, Maryland; and

WHEREAS, Licensee has applied to the Board of Liquor License Commissioners of Prince George's County, for the issuance of a Class B(BLX), Beer, Wine and Liquor License ("License") for use at the Premises; and

WHEREAS, the Licensee has requested the support of the City for the issuance of the License for use at the Premises; and

WHEREAS, in consideration of the covenants contained in this Agreement, the City will support the Licensee's application and hearing for issuance of the License to the Premises, subject to the terms, conditions and restrictions contained herein.

NOW THEREFORE, in consideration of the foregoing, the mutual promises contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Repair and Maintenance of the Premises. Licensee shall, from and after the date hereof, continue to keep the Premises under its control in good order and repair, and free of debris and graffiti.

2. Restrictions. Except with the express written consent of the City, which consent may be withheld in the City's sole and absolute discretion, during the period that Licensee is using or has any interest in the Property, and is using the License, the use of the Premises shall be restricted to the operation of Potomac Pizza ("Restaurant") or another substantially similar casual dining restaurant, which receives not more than fifty percent (50%) of its average daily receipts over any three consecutive monthly periods from the sale of alcoholic beverages, and which complies strictly with the restrictions and requirements of the State of Maryland/Prince George's County Class B License or such other license as the Board may subsequently issue. The calculation of the percentage of alcoholic beverages sold shall include the full cost of any such beverage, and not just the alcohol contained in the beverage. Licensee will provide the City, by January 25 of each year, with summaries of each month's receipts for the sales of alcoholic beverages and food for the preceding calendar year, and, at any time, such information in such form as the City may reasonably require to permit the verification of sales required in this paragraph 2 of this Agreement. Such information need not be prepared by an accountant or auditor, but must be

accompanied by a general affidavit signed by the Licensees affirming the accuracy of the information provided. Licensee may be required by the City to provide information to permit verification of the sales ratios required in this paragraph, including daily register receipts and the identity of, and invoices from, its alcohol and food suppliers. Any such information provided by Licensee that is claimed to be confidential shall be so marked by Licensee and the City will treat such record as confidential as allowed by law.

3. Use of Premises. Except as otherwise set forth herein, those uses of the Premises permitted by the applicable zoning for the Property shall be permitted uses for the purposes of this Agreement. In addition, the Premises shall be subject to all of the restrictions imposed by the applicable zoning for the Property.

4. Noises and Nuisances. Licensee shall not permit any nuisance to be maintained, allowed or permitted on any part of the Premises, and no use of the Premises shall be made or permitted which may be noxious or detrimental to health or which may become an annoyance or nuisance to persons or businesses on surrounding property.

5. Operations. Licensee shall maintain and operate the Restaurant in a manner that all seats are available for dining, no area is designated solely for the consumption of alcoholic beverages, and no sales of alcoholic beverages for off-sale consumption shall be allowed, except for partially consumed bottles of wine purchased at the Restaurant as allowed pursuant to Maryland law. Alcoholic beverages will not be sold or served prior to 6:00 a.m. or

after 2:00 a.m.. Happy hour or like events shall be limited to 3:00 p.m. to 7:00 p.m. Food from a regular menu must be served at all times that the premises are open for business. At all times, at least 80% of the items listed on the regular menu shall be available for customers to order. The proposed menu provided by Licensee is attached as Exhibit A. Licensee shall ensure music levels that allow patron conversation in a normal tone of voice, and prohibit disruptive or rowdy behavior that disturbs the peaceful enjoyment of the facility by Licensee's patrons and other persons visiting the facility. Cover and door charges will be not charged for entry to the Premises. Alcoholic beverages shall be served only to diners sitting at tables, bars or counters inside the restaurant or on the patio, and patrons standing waiting for a table. The parties recognize that, during private parties, not all patrons may be seated, but that food will be served. The minimum price for alcoholic beverages, including 16 oz. beers, shall be \$2.00. Licensee may sell beer in pitchers provided the pitchers of beer are each sold for at least \$8.00, for the convenience and accommodation of customers. Licensee will maintain all dining areas, including tables and chairs, inside the facility or on the patio. Licensee shall ensure that the interior of the restaurant, including service areas, remains clean and graffiti free. The interior and exterior of the Premises shall be rodent free. Licensee shall not allow grease, dirt, trash or graffiti to accumulate on any portion of the exterior of the Property that Licensee controls. Licensee agrees to fully comply with all applicable laws, including without limitation Subtitle 12, "Health", of the Prince George's County Code, and the Code of the City of College Park. Licensee shall not engage in window advertising of the sale of beer, wine, or liquor

nor off-premises leafleting of cars or on public right of way promoting the sale of beer, wine or liquor. All off-premises advertising of specials, happy hours or reduced prices for beer, wine or liquor shall be limited to promotions coupling the sale or service of food with the sale of alcoholic beverages. Licensee shall have an identification scanner system, designed to recognize false identification, and shall employ use of said scanner prior to making alcoholic beverage sales to individuals who appear to be under the age of thirty five (35) years. Licensee will not accept State of Maryland vertical type licenses as proof of age.

Licensee shall not rent the Premises to individuals or businesses involved in promoting or making a business or profit from producing musical, band or disc jockey events. Licensee shall not provide tables, such as a beer pong table, whose purpose is for use in drinking games. Licensee shall not sponsor or support drinking games within the Property.

6. Enforcement. The City shall have the right to enforce, by any proceeding at law or in equity, including injunction, all restrictions, terms, conditions, covenants and agreements imposed upon the Premises and/or Licensee pursuant to the provisions of this Agreement. The parties agree that if Licensee should breach the terms of the Agreement, the City would not have an adequate remedy at law and would be entitled to bring an action in equity for specific performance of the terms of this Agreement. In the event of a violation of paragraph 2 of this Agreement, Licensee shall have sixty (60) days from the date of notification of the violation to adjust operations and achieve compliance, as measured during the sixty (60) day period, with the requirements of paragraph 2 of

this Agreement. In the event the City is required to enforce this Agreement and Licensee is determined to have violated any provision of this Agreement, Licensee will reimburse the City for all costs of the proceeding including reasonable attorney's fees. Should Licensee prevail in any action brought by the City to enforce a provision of this Agreement, the City shall reimburse Licensee for all costs of the proceeding including reasonable attorney's fees.

7. Waiver. Neither any failure nor any delay on the part of the City in exercising any right, power or remedy hereunder or under applicable law shall operate as a waiver thereof nor shall a single or partial exercise thereof preclude any other or further exercise thereof or the exercise of any other right, power or remedy.

8. Assignment of License. In consideration of City support for Licensee's application for the new License, Licensee agrees that it shall not sell, transfer, or otherwise assign its rights under the License to any entity or individual for use or operation within the City without the express prior written consent of the City, which consent will not be unreasonably withheld, conditioned or delayed.

9. Assignment. This Agreement shall be binding upon, and shall inure to the benefit of, the respective affiliates, transferees, successors and assigns of the parties hereto.

10. Scope and Duration of Restrictions. The restrictions, conditions and covenants imposed by this Agreement shall be valid only so long as Licensee maintains a License at the Premises or some other substantially similar casual dining restaurant.

11. Security. Pursuant to §26-1103 of the Alcoholic Beverages Article, Annotated Code of Maryland, Licensee is required to obtain a License for special entertainment or to obtain an exemption, or file an affidavit of no entertainment. Prior to seeking or operating under a License for special entertainment or an exemption, Licensee agrees that it shall first present to the City its plans for entertainment. For any activities authorized by such a license or exemption, the Licensee shall have and maintain a Security Plan to prevent the Property and any such activities from posing a threat to the peace and safety of the surrounding area. The Security Plan shall, at minimum, comply with the requirements of the Board of License Commissioners. Any required Security Plan for the Licensee is subject to review and revision annually or upon request by Prince George's County Police, the University of Maryland Police or the City of College Park. To the extent allowed by law, the City agrees to treat as proprietary and confidential any written security plans received from Licensee as part of the review process.

a. Licensee shall diligently enforce ID policies through trained and certified managers and employees. Licensee agrees to take all necessary measures to ensure that under age persons do not obtain alcoholic beverages.

b. All personnel involved in the sale of alcohol and all managers shall be trained in a State approved alcohol awareness program before serving alcohol.

12. Notices. All notices given hereunder shall be in writing and shall be deemed to have been given when hand delivered against receipt of three (3) days after deposit with the United States Postal Service, as registered or

certified mail, return receipt requested, postage prepaid, addressed: (i)

If to Licensee:

Pizza Zone of College Park, LLC
Attn: Adam Greenberg
P.O. Box 59160
Potomac, Maryland 20859-9160

with copies to:

Linda Carter, Esq.
Meyers, Rodbell & Rosenbaum, P.A.
6801 Kenilworth Ave., Ste 400
Riverdale Park, MD 20737

And

(ii) If to the City:

Scott Somers
City Manager
City of College Park
4500 Knox Road
College Park, Maryland 20740

with copy to:

Suellen M. Ferguson, Esquire
Council, Baradel, Kosmerl & Nolan P.A.
125 West Street, 4th Floor
P.O. Box 2289
Annapolis, MD 21404

13. Amendments. This Agreement may not be amended or modified except in writing executed by all parties hereto, and no waiver of any provision or consent hereunder shall be effective unless executed in writing by the waiving or consenting party.

14.

Severability. The provisions of this Agreement shall be deemed severable, so that if any provision hereof is declared invalid, all other provisions of this Agreement shall continue in full force and effect.

15. Governing Law. This Agreement shall be construed in accordance with and governed by the laws of the State of Maryland.

16. Counterparts. This Agreement may be executed in any number of counterparts each of which shall constitute an original and all of which together shall constitute one agreement.

17. Headlines. The headings or titles herein are for convenience of reference only and shall not affect the meaning or interpretation of the contents of this Agreement.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the day and year first above written.

WITNESS/ATTEST

PIZZA ZONE OF COLLEGE PARK, LLC

By: _____
Adam B. Greenberg,
Managing Member, Authorized
Person

WITNESS/ATTEST

CITY OF COLLEGE PARK

Janeen S. Miller, CMC, City Clerk

By: _____
Scott Somers, City Manager

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

By: _____
Suellen M. Ferguson, City Attorney

16-G-103
Property Use
Agreement with
Moose Creek

**CITY OF COLLEGE PARK, MARYLAND
REGULAR COUNCIL MEETING AGENDA ITEM**



Prepared by: R. W. Ryan
Director of Public Services

AGENDA ITEM: 16-G-103
Meeting date: August 9, 2016

Presented by: R. W. Ryan
Director of Public Services

Originating Department: Public Services

Issue Before Council:

Property Use Agreement with Moose Creek re: Transfer of liquor license from OpRock College Park Beverage, LLC, t/a Moose Creek Steak House to Ankur Patel, Managing Member/Authorized Person, Kevin Patel, Authorized Person, Kalpesh Patel, Authorized Person, Piyush Patel, Authorized Person, for a Class BH, Beer, Wine and Liquor License for the use of DC West Beverage, LLC, t/a Holiday Inn/Moose Creek Steakhouse, 10000 Baltimore Avenue, College Park.

Strategic Plan Goal: Goal #3 High Quality Development and Reinvestment

Background/Justification:

Ankur Patel, Managing Member/Authorized Person, Kevin Patel, Authorized Person, Kalpesh Patel, Authorized Person, Piyush Patel, Authorized Person have applied to the Board of License Commissioners (BOLC) for the transfer of a Class BH, Beer, Wine and Liquor License for the use of DC West Beverage, LLC, t/a Holiday Inn/Moose Creek Steakhouse, 10000 Baltimore Avenue, College Park from OpRock College Park Beverage, LLC, t/a Moose Creek Steak House, Peter Falco, Authorized Person, Walter Schmidt, Authorized Person, Patricia Bulla, Authorized Person.

A public hearing must be held before this permit can be issued. A BOLC hearing is scheduled for 10:00 a.m., Tuesday, August 23, 2016 in the BOLC hearing room, Room 410, 9200 Basil Court, Largo, MD.

An amendment to the existing Property Use Agreement (PUA) between the City and t/a Moose Creek Steak House would be required for the City to support the license transfer. The City Attorney conferred with the applicant's attorney to discuss this amendment. A draft Amended PUA is attached for Council approval. Linda Carter appeared as the Applicant's attorney for the August 3 meeting.

Fiscal Impact:

There is no anticipated fiscal impact to the City.

Council Options:

- #1: Approve the draft Amended PUA as proposed and support the transfer of a Class BH, Beer, Wine and Liquor License for the use of DC West Beverage, LLC, t/a Holiday Inn/Moose Creek Steakhouse
- #2: Approve the draft Amended PUA with changes and support the transfer of a Class BH, Beer, Wine and Liquor License for the use of DC West Beverage, LLC, t/a Holiday Inn/Moose Creek Steakhouse
- #3: Oppose the transfer.
- #4: Take no action.

Staff Recommendation:

#1

Recommended Motion:

I move that the City Council support the transfer to Ankur Patel, Managing Member/Authorized Person, Kevin Patel, Authorized Person, Kalpesh Patel, Authorized Person, Piyush Patel, Authorized Person for the use of DC West Beverage, LLC, t/a Holiday Inn/Moose Creek Steakhouse, subject to the applicant agreeing to a PUA in substantially the form as attached; authorize the City manager to sign the PUA; and, authorize staff to testify to the Council's position at the BOLC hearing.

Attachments:

- 1. BOLC Notice of Public Hearing
- 2. Draft Amended PUA

PROPERTY USE AGREEMENT

THIS PROPERTY USE AGREEMENT (the “Agreement”) is made as of the ____ day of _____, 2008, by and between DC West Beverage, LLC, t/a Holiday Inn/Moose Creek Steakhouse, Ankur Patel, Kevin Patel, Kalpesh Patel and Piyush Patel (collectively referred to as “Licensee”) and the CITY OF COLLEGE PARK, a Maryland municipal corporation (the “City”).

WITNESSETH

WHEREAS, Oprock College Park Fee, LLC is the owner of, and Licensee is a tenant at, the property listed in property records as being located at 10000 Baltimore Avenue (the “Property”); and

WHEREAS, the Property is located within the corporate limits of the City of College Park, Maryland; and

WHEREAS, Licensee has applied to the Board of Liquor License Commissioners of Prince George’s County (the “Board”), for the transfer of a Class B (BH) Beer, Wine and Liquor License from Oprock College Park Fee LLC; and

WHEREAS, the Licensee has requested the support of the City for this Application for the transfer of a Class B (BH) Beer, Wine and Liquor License; and

WHEREAS, in consideration of the covenants contained in this Agreement, the City will support the Licensee’s application for the transfer of a Class B (BH) Beer, Wine and Liquor License, nor subsequent renewals of said License on the basis of matters covered in this agreement, subject to the parties’ compliance with the terms, conditions and restrictions contained herein.

NOW THEREFORE, in consideration of the foregoing, the mutual promises contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Repair and Maintenance of the Property. Licensee shall, from and after the date hereof, continue to keep the Property in good order and repair, and free of debris and graffiti.

2. Restrictions. Except with the express written consent of the City, which consent may not be unreasonably withheld, delayed or conditioned, during the period that Licensee is operating at or has any interest in the Property, and is using the Class B (BH) Beer, Wine and Liquor License, the use of the Property shall be restricted to the operation of the Moose Creek Steakhouse (Restaurant”), hotel and hotel catered or hosted events, which receives from the sale of food and alcoholic beverages not more than thirty percent (30%) of its average monthly receipts over any three consecutive monthly periods from the sale of alcoholic beverages, and which complies strictly with the restrictions and requirements of the State of Maryland/Prince George’s County Class B(BH) License. The calculation of the percentage of alcoholic beverages sold shall include the full cost of any such beverage, and not just the alcohol contained in the beverage, and the full retail cost of all food served at the Property.

Licensee will provide the City, by January 15 of each year, with t with summaries of each month’s receipts from the sales of alcoholic beverages and food for the preceding calendar year, and, at any time, such information in such form as the City may reasonably require to permit the verification of sales required in this paragraph 2 of this Agreement. In the event that information is requested at some time other than January 15, the City will state the reasonable reason for the request in writing and allow the Licensee two weeks to respond. Such information need not be prepared by an accountant or auditor, but must be accompanied by a general affidavit signed by

the Licensee affirming the accuracy of the information provided. Licensees may be required by the City to provide information to permit verification of the sales ratios required in this paragraph, including daily register receipts and the identity of, and invoices from, its alcohol and food suppliers. Any such information provided by Licensee that is claimed to be confidential or proprietary shall be so marked by Licensee and the City will treat such record as confidential as allowed by law. The City agrees that any such information provided as required in this paragraph by Licensee shall not be copied and after review, shall be destroyed or returned to the Licensee, at Licensee's option. In any event the City may retain the records only for so long as necessary to complete any inquiry or investigation and shall, at the Licensee's request, identify every individual by title, name and date who has had access to the information.

3. Use of Property. Except as otherwise set forth herein, those uses of the Property permitted by the applicable zoning for the Property shall be permitted uses for the purposes of this Agreement. In addition, the Property shall be subject to all of the restrictions imposed by the applicable zoning of the Property.

4. Noises and Nuisances. Licensee shall not permit any nuisance to be maintained, allowed or permitted on any part of the Property, and no use of the Property shall be made or permitted which may be noxious or detrimental to health or which may reasonably be anticipated to become an annoyance or nuisance to persons or businesses on surrounding property.

5. Operations. Licensee shall maintain and operate the Moose Creek Steakhouse restaurant in a manner that all seats are available for dining, no area is designated solely for the consumption of alcoholic beverages, and no sales of alcoholic beverages for off-site consumption shall be allowed. The City recognizes that Licensee sells alcoholic beverages in a hotel setting, including in room sales and conference and ballroom sales. This Agreement is not

intended to limit the otherwise lawful sales of alcoholic beverages in these settings. Alcoholic beverages shall not be sold or served prior to 6:00 a.m. or after 2:00 a.m. The minimum price for a bottle or draft of beer and other alcoholic beverages shall be \$2.00. Food from a regular menu must be served at all times that the premises are open for business. Licensees shall ensure music and noise levels in the restaurant allow patron conversation in a normal tone of voice, are maintained at a reasonable level in the bar, and prohibit disruptive or rowdy behavior which disturbs the peaceful enjoyment of the facility by Licensee's patrons and other persons visiting the facility. The parties recognize that the Property hosts numerous social events in various rooms. It is not the intent of this Agreement to regulate the intermittent or occasional migration of noise from one room to another during said social events. No cover or door charge will be charged for entry to the property. Alcoholic beverages shall be served in the restaurant only to patrons sitting at the bar, tables or counters inside the restaurant facility. Licensee shall ensure that the exterior of the restaurant, inclusive of the service and patio areas, remain clean and graffiti free. Licensee shall not engage in window advertising of the sale of beer, wine or liquor, nor off-premises leafleting of cars or on public right of way promoting the sale of beer, wine or liquor. All off-premises advertising of specials, happy hours or reduced prices for beer or wine shall be limited to promotions coupling the sale or service of food with the sale of alcoholic beverages.

Licensee shall not rent the facilities to individuals or businesses involved in promoting or making a business or profit from producing musical, band or disc jockey events without the hotel general manager retaining ultimate control of the event. This provision does not prevent Licensee from hiring a booking agent to act on its behalf in scheduling live entertainment, or contracting with a promoter, disc jockey or band for entertainment, nor from allowing the booking of music

by patrons for a specific event, such as weddings, receptions, etc. Live and recorded music is allowed for events in the Restaurant, bar area, conference and meeting rooms, ballrooms and patio. In the event that bona fide complaints as to the sound level of voice or music entertainment on the patio are received by the City, the parties agree to review this condition, with further limitation of entertainment on the outside patio, if justified, not to be unreasonably refused by Licensee.

6. Enforcement. The City shall have the right to enforce, by any proceeding at law or in equity, including injunction, all restrictions, terms, conditions, covenants and agreements imposed upon the Property and/or Licensee pursuant to the provisions of this Agreement. The parties agree that if Licensee should breach the terms of the Agreement, the City would not have an adequate remedy at law and would be entitled to bring an action in equity for specific performance of the terms of this Agreement. In the event of a violation of paragraph 2 of this Agreement, Licensee shall have sixty (60) days from the date of notification of the violation to adjust his operations and achieve compliance, as measured during the sixty (60) day period, with the requirements of paragraph 2 of this Agreement. In the event the City is required to enforce this Agreement and Licensee is determined to have violated any provision of this Agreement, Licensee will reimburse the City for all costs of the proceeding including reasonable attorneys fees. Should Licensee prevail in any action brought by the City to enforce a provision of this Agreement, the City shall reimburse Licensee for all costs of the proceeding including reasonable attorneys fees.

7. Waiver. Neither any failure nor any delay on the part of the City in exercising any right, power or remedy hereunder or under applicable law shall operate as a waiver thereof nor

shall a single or partial exercise thereof preclude any other or further exercise thereof or the exercise of any other right, power or remedy.

8. Assignment. This Agreement shall be binding upon, and shall inure to the benefit of, the affiliates, parent and subsidiary entities of Licensee.

9. Scope and Duration of Restrictions. The restrictions, conditions and covenants imposed by this Agreement shall be valid only so long as Licensee maintains a Class B (BH) License at Moose Creek Steakhouse and Lounge and/or Holiday Inn Hotel, or some other substantially similar restaurant or hotel.

10 Security. Pursuant to §26-1103 of the Alcoholic Beverages Article, Annotated Code of Maryland, Licensee is required to obtain a License for special entertainment or to obtain an exemption, or file an affidavit of no entertainment. Prior to seeking or operating under a License for special entertainment or an exemption, Licensee agrees that it shall first present to the City its plans for entertainment. For any activities authorized by such a license or exemption, the Licensee shall have and maintain a Security Plan to prevent the Property and any such activities from posing a threat to the peace and safety of the surrounding area. The Security Plan shall, at minimum, comply with the requirements of the Board of License Commissioners. Any required Security Plan for the Licensee is subject to review and revision annually or upon request by Prince George's County Police, the University of Maryland Police or the City of College Park. To the extent allowed by law, the City agrees to treat as proprietary and confidential any written security plans received from Licensee as part of the review process.

a. Licensee shall diligently enforce ID policies through trained and certified managers and employees. Licensee agrees to take all necessary measures to ensure that under age persons do not obtain alcoholic beverages.

b. All personnel involved in the sale of alcohol and all managers shall be trained in a State approved alcohol awareness program before serving alcohol.

11. Notices. All notices given hereunder shall be in writing and shall be deemed to have been given when hand delivered against receipt of three (3) days after deposit with the United States Postal Service, as registered or certified mail, return receipt requested, postage prepaid, addressed:

(i) If to Licensee:

10000 Baltimore Avenue
College Park, MD 20740

With copy to:

Douglas C. Meister, Esq.
6801 Kenilworth Ave., Ste 400
Riverdale Park, MD 20737

(ii) If to the City:

Scott Somers
City Manager
City of College Park
4500 Knox Road
College Park, Maryland 20740

with copy to:

Suellen M. Ferguson, Esq.
Council, Baradel, Kosmerl & Nolan, P.A.
125 West Street, 4th Floor
Annapolis, Maryland 21404

12. Amendments. This Agreement may not be amended or modified except in writing executed by all parties hereto, and no waiver of any provision or consent hereunder shall be effective unless executed in writing by the waiving or consenting party.

WITNESS/ATTEST

CITY OF COLLEGE PARK

Janeen S. Miller, CMC, City Clerk

By: _____
Scott Somers, City Manager

APPROVED AS TO FORM:

By: _____
Suellen M. Ferguson, City Attorney

16-G-104

Food Truck Hub

**CITY OF COLLEGE PARK, MARYLAND
REGULAR COUNCIL MEETING AGENDA ITEM**



AGENDA ITEM NUMBER _____

Prepared By: Terry Schum, Planning Director **Meeting Date:** August 9, 2016

Presented By: Terry Schum

Consent Agenda: Yes

Originating Department: Planning, Community and Economic Development

Action Requested: Letter of support to extend the hours of operation in the Downtown College Park Food Hub to midnight on Thursday, Friday and Saturday.

Strategic Plan Goal: High Quality Development and Reinvestment

Background/Justification: Extended hours are requested in order to enhance the success and profitability of this new venture.

Fiscal Impact: None

Council Options:

1. Approve the letter of support.
2. Do not support extended hours.

Staff Recommendation:

#1

Recommended Motion: I move that the city provide a letter of support for extended hours for the Downtown College Park Food Hub operated by College Park Ventures, LLC.

Attachments:

1. Letter of support



City of College Park
240-487-3501
www.collegeparkmd.gov

Office of the Mayor
and City Council
4500 Knox Road
College Park, MD 20740

Mayor

Patrick L. Wojahn
5015 Lackawanna Street
240-988-7763

Councilmembers

District 1
Fazlul Kabir
9817 53rd Avenue
301-659-6295

Christine Nagle
4500 Knox Road
240-965-0214

District 2
P. J. Brennan
4500 Knox Road
202-288-5569

Monroe S. Dennis
8117 51st Avenue
301-474-6270

District 3
Robert W. Day
7410 Baylor Avenue
301-741-1962

Stephanie Stullich
7400 Dartmouth Avenue
301-742-4442

District 4
Mary C. Cook
4705 Kiernan Road
202-213-5579

Dustyn Kujawa
9238 Limestone Place
240-620-2105

August 9, 2016

Dr. Haitham A. Hijazi
Director
Department of Permitting, Inspections and Enforcement
Prince George's County
9400 Peppercorn Place
Largo, MD 20774

Re: Letter of Support for Extended Hours at Downtown College Park
Food Hub

Dear Mr. Hijazi:

This is to inform you that the Mayor and Council of the City of College Park support the request of College Park Ventures LLC to operate food trucks located in the Downtown College Park Hub until midnight on Thursdays, Fridays and Saturdays. We look forward to the successful operation of these new businesses.

Sincerely,

Patrick L. Wojahn
Mayor

16-G-105

Approval of Minutes: April 5,
2016 Special Session; April
19, 2016 Special Session;
July 5, 2016 Special
Session; March 1, 2016
Worksession; March 15,
2016 Worksession and July
12, 2016 Regular Meeting

MINUTES
Special Session of the College Park City Council
Tuesday, April 5, 2016
Council Chambers
8:08 p.m. – 8:38 p.m.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Dennis, Stullich, Day, Cook and Kujawa.

ABSENT: None.

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Terry Schum, Director of Planning; Bob Ryan, Director of Public Services; Steve Halpern, City Engineer; Cole Holocker, Student Liaison.

During a regularly scheduled Worksession of the College Park City Council, a motion was made by Councilmember Dennis and seconded by Councilmember Brennan to enter into a Special Session. The possibility of this Special Session was posted on the meeting agenda. With a vote of 8 – 0 – 0, the Council entered Special Session at 8:08 p.m.

16-G-45 Letter in support of CB-3-2016, County legislation against hydraulic fracturing

Mayor Wojahn said this is in response to a request from the Student Government Association. The City has taken a position in the past opposing hydraulic fracturing. There will not be any state legislation this year, but we can support this County bill.

Councilmember Brennan said hydraulic fracturing does impact Prince George’s County by way of the Taylorsville Gas Basin. He cited a number of studies that show how fracking can impact the environment.

A motion was made by Councilmember Brennan and seconded by Councilmember Stullich to send a letter in support of CB-3-2016, a County bill against hydraulic fracturing anywhere in the County.

Comments from the audience:

Dave Dorsch, 4607 Calvert Road: He was doing this 30 years ago in Pennsylvania and no one had a problem with it. Half of the information you hear about is BS. This has been a boon to our energy system; you should think carefully before firing off this letter just to support the environment.

Helen Barnes, 4611 Drexel Road: She disagreed with Mr. Dorsch and said Cornell faculty has validated the dangers. Stating that it ‘does no harm’ is a misnomer.

Councilmember Nagle said she will recuse herself due to her employment at the Maryland Department of the Environment.

The motion passed 7 – 0 – 1 (Councilmember Nagle abstained).

16-G-46 Letter in support of CR-014-2016, County legislation concerning Regional Institution Strategic Enterprise (“RISE”) Zone Program For the Purpose of Approving the Designation of the Greater College Park RISE Zone

Mr. Gardiner provided an overview: This is to support the County’s participation in the Greater College Park RISE Zone application. Prince George’s County must hold a public hearing and pass a resolution prior to signing the application. The County is proposing a 5 year, 75% tax credit for certain businesses to attract technology companies to the innovation district.

Councilmember Brennan asked about the Baltimore Avenue subzone referenced on the map. Mr. Gardiner said the maximum level tax credits are for high technology businesses based in the innovation district only. Concern was expressed that the County bill does not express this clearly, but Mr. Gardiner said the application itself is clear. Council asked to see the latest draft of the application. Councilmember Kabir thinks the title “Greater College Park” RISE Zone is misleading. Mr. Holocker said part of the Zone is outside of the City. Ms. Cook asked about the tax credit. Mr. Gardiner explained the tax credit only applies to the increased tax brought in by the new business. Councilmember Stullich said all we are doing tonight is supporting the County’s participation in the program.

A motion to send the letter in support of County bill CR-014-2016 was made by Councilmember Day and seconded by Councilmember Nagle.

There were no comments from the audience or the Council.

The motion passed 7 – 0 – 1 (Councilmember Cook abstained).

16-G-47 Letter in support of a Hyattsville CDC grant application to the Redevelopment Authority for Trolley Trail signs

Stuart Eisenberg, Executive Director, Hyattsville CDC provided an overview: He is requesting a letter of support from the City for a grant application they are submitting for wayfinding signs along the Trolley Trail. These will be sculpturally designed signs. He is working closely with Aaron Marcavitch at ATHA. City support would include participation in the design jury for submissions, and he would coordinate with the City on locations to promote the activity centers that are important to us.

Councilmember Stullich supports the idea but expressed concern about sign vandalism.

A motion was made by Councilmember Stullich and seconded by Councilmember Day to send a letter in support of a Hyattsville CDC grant application for Trolley Trail signs.

There were no comments from the audience or the Council.

The motion passed 8 – 0 – 0.

16-G-48 Letter in support of Pregnancy Aid Center grant application for a beautification project

Mayor Wojahn said this request just came in and the deadline is next Tuesday so we needed to get this on the agenda right away. The Pregnancy Aid Center is applying for a grant for a beautification project and has requested a letter of support from the City.

A motion was made by Councilmember Stulich and seconded by Councilmember Brennan to send the letter of support as drafted.

There were no comments from the Council or from the audience.

The motion passed 6 – 0 – 1 (Councilmember Nagle abstained; Councilmember Cook was away from the dais).

ADJOURN: A motion was made by Councilmember Dennis and seconded by Councilmember Day to adjourn from the Special Session, and with a vote of 7 – 0 – 0, Mayor Wojahn adjourned the Special Session at 8:38 p.m.

Janeen S. Miller, CMC
City Clerk

Date
Approved

MINUTES
Special Session of the College Park City Council
Tuesday, April 19, 2016
Council Chambers
10:00 p.m.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Dennis, Stullich, Day, Cook and Kujawa.

ABSENT: None.

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Terry Schum, Director of Planning; Miriam Bader, Senior Planner; Cole Holocker, Student Liaison; Adler Pruitt, Deputy Student Liaison.

During a regularly scheduled Worksession of the College Park City Council, a motion was made by Councilmember Brennan and seconded by Councilmember Stullich to enter into a Special Session. The possibility of this Special Session was posted on the meeting agenda. With a vote of 8 – 0 – 0, the Council entered Special Session at 10:00 p.m.

16-G-54 Use of City’s resources to support education

Carolyn Bernache, Chair, Education Advisory Committee and Peggy Higgins, Director, Youth and Family Services, joined the discussion. Mayor Wojahn gave an overview: This is a continuation of the discussion that began two weeks ago. We received recommendations from the Education Advisory Committee about how to spend the \$80,000 in the FY ’16 budget, and some other ideas were raised including putting funds toward the scholarships for UMD summer camps. Ms. Higgins said summer camps are filling up and some are full already so the sooner a decision is made, the better.

Council discussed various options. Councilmember Brennan agrees with the summer camp idea. He would like the remaining funds distributed per the EAC recommendation for the literacy program which he sees as a targeted opportunity. Councilmembers Kujawa thanked Council for considering her idea of funding additional summer camp opportunities. Councilmember Kabir wants to help College Park students directly; it is a way to attract families to the City. He wants us to speak with our neighboring municipalities about coordinating efforts to support local schools. Councilmember Brennan said we can lead by example but cannot tell the other cities what to do. Besides, this is a one-time pot of money; there is no guarantee for the future.

Ms. Bernache said even though there may be only 14 or more College Park students in a school that receives grant funds, the overall impact to the school is very strong.

Councilmember Stullich said that reaching out to our neighboring municipalities to coordinate our efforts should be for future years, not for this money. She appreciates the suggestion to fully fund the summer camps, but the remaining money should go to the schools as per EAC recommendations.

Councilmember Nagle is in favor of awarding the money for the UMD summer day camps. She does not know what the direction was that was given to the EAC originally, but the Council was not in favor of the recommendations that were brought forth. She does not support spending the additional money at this point. She suggested providing funds directly to schools for school supplies.

Councilmember Kujawa read a comment from the West College Park Civic Association: There needs to be both dollar equity for the College Park taxpayer and benefit parity for the College Park child, and this cannot be achieved by giving money to the public schools.

A motion was made by Councilmember Stulich and seconded by Councilmember Brennan to spend \$60,000 of the \$80,000 in the budget to fully fund the UMD summer day camps, and to allocate any remaining funds for grants to the schools in line with the Education Advisory Committee's previous recommendations, up to the EAC's determination.

There were no comments from the audience.

Councilmember Kabir supports funding the summer camps but not the rest. Councilmember Dennis is in support. Councilmember Day thinks we should support the children of College Park any way we can. Councilmember Nagle said just because something is in the budget doesn't mean we have to spend it; there are other ways to support our schools.

Aye: Stulich, Day, Dennis, Brennan

Nay: Kujawa, Cook, Nagle, Kabir

The Mayor broke the tie by voting Aye.

The motion carried.

RECESS: A motion was made by Councilmember Dennis and seconded by Councilmember Brennan to recess from Special Session. With a vote of 8 – 0 – 0, Mayor Wojahn recessed the Special Session at 10:18 p.m.

RECONVENE: A motion was made by Councilmember Stulich and seconded by Councilmember Kabir to reconvene the Special Session, and with a vote of 8 – 0 – 0, Mayor Wojahn reconvened the Special Session at 10:46 p.m.

16-G-52 Adoption of Council Rules and Procedures

A motion was made by Councilmember Stulich and seconded by Councilmember Brennan to adopt the Council Rules and Procedures as presented in the packet, marked "Draft for April 12 Regular Session."

A motion was made by Councilmember Kujawa and seconded by Councilmember Brennan to amend the Rules and Procedures by removing item "Section IV-Miscellaneous, B-Use of Staff Resources" referring to the two-hour rule.

Councilmember Kujawa asked for the "two hour rule" to be removed, and instead to add language reflecting that all requests for staff time should go through the City Manager and be

managed at his discretion. Ms. Ferguson asked clarifying questions, and said she would write the amendment to reflect the direction she received, and will provide the final language.

This amendment passed 8 – 0 – 0.

A motion was made by Councilmember Kabir and seconded by Councilmember Cook to amend the Council Rules by adding the language in the red folders to Section M:

2. Master List. Staff shall maintain the master list, which will contain a list of proposed agenda items, the name of the submitter and the date of submission. The list will be sorted by the date of submission. The Mayor, Councilmembers and staff (the “body” hereafter) may add to the master list at meetings, and at other times, with notice to the "body" .

3. Preparation. The "body" will discuss and prepare the proposed agenda for the following regular meeting and the following worksession at the end of the preceding Tuesday Worksession. The proposed worksession agenda will be primarily selected from the master list based on the date when the items were submitted to the list, however the “body” may choose to add items to the proposed agenda outside of the master list if it considers them time sensitive or important for other reasons. After the Tuesday Worksession, the “body” may add to the proposed agenda as necessary for the efficient conduct of City business, with notice to the Mayor, Council and the City Clerk, before the agenda is finalized for publication. The proposed agenda for all meetings of the Mayor and Council will be finalized for publication by the City Manager and City Clerk in consultation with the Mayor on the Friday before the meeting. Proposed agendas shall be created that can be reasonably accomplished within three hours.

Councilmember Kabir discussed notification to Council when items are removed from the agenda. He is fine with replacing the word “body” with Mayor, Council and Staff as appropriate.

Roll call vote on this amendment:

Aye: Kabir, Nagle, Cook, Kujawa

Nay: Brennan, Dennis, Day, Stullich

This amendment failed.

Vote on the main motion as amended: 8 – 0 – 0.

ADJOURN: A motion was made by Councilmember Stullich and seconded by Councilmember Kabir to adjourn the Special Session, and with a vote of 6 – 0 – 0, the Special Session was adjourned at 11:04 p.m. (Councilmembers Cook and Nagle had left the table).

City Clerk

Approved

MINUTES
Special Session of the College Park City Council
Tuesday, July 5, 2016
Council Chambers
7:05 p.m. – 7:10 p.m.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle (arrived at 7:25 p.m.), Brennan, Stullich (arrived at 7:10 p.m.), Day, Cook and Kujawa.

ABSENT: Councilmember Dennis

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Terry Schum, Director of Planning; Bob Ryan, Director of Public Services; Bob Stumpff, Director of Public Works; Steve Halpern, City Engineer; Chris Keosian, Student Liaison.

During a regularly scheduled Worksession of the College Park City Council, a motion was made by Councilmember Brennan and seconded by Councilmember Day to enter into a Special Session. The possibility of this Special Session was posted on the meeting agenda. With a vote of 5 – 0 – 0, the Council entered Special Session at 7:05 p.m.

A motion was made by Councilmember Brennan and seconded by Councilmember Day to approve the following resolutions:

16-R-12: Resolution Of The Mayor And Council Of The City Of College Park, Maryland Adopting The Recommendations Of The Advisory Planning Commission Regarding Appeal Number CEO-2016-01, 9507 48th Place, College Park, Maryland, Recommending Approval Of Variances From The Following Requirements: Prince George’s County Zoning Ordinance, Section 27-420(A), City Code §87-23 B. And C. To Permit The Reconstruction Of An Existing Fence With A 6-Foot High, Board And Batten Fence In The Side/Rear Yard, And Construction Of A 4-Foot High Picket Fence Within The Front Yard. (*Appeal period ended July 2, 2016*)

16-R-14: Resolution Of The Mayor And Council Of The City Of College Park, Maryland Adopting The Recommendations Of The Advisory Planning Commission Regarding Variance Application Number CPV-2016-05, 8405 48th Avenue, College Park, Maryland, Recommending Approval Of A Variance From Section 27-120.01(C) Of The Prince George’s County Zoning Ordinance, “Front Yards Of Dwellings,” To Construct A Driveway In The Front Yard, 16 Feet In Width By 31 Feet In Length. (*Appeal period ended July 2, 2016*)

The motion passed 5 – 0 – 0.

16-R-13: Resolution Of The Mayor And Council Of The City Of College Park, Maryland Adopting The Recommendations Of The Advisory Planning Commission Regarding Variance Application Number CPV-2016-04, 5008 Huron Street, College Park, Maryland, Recommending Approval Of A Variance From Section 27-120.01(C) Of The Prince George’s County Zoning Ordinance, “Front Yards Of Dwellings,” To Construct A Driveway In The Front Yard, 24 Feet In Width By 24 Feet In Length. (*Appeal period ended July 2, 2016*)

A motion was made by Councilmember Brennan and seconded by Councilmember Day to adopt Resolution 16-R-13.

There were no comments from the audience.

Councilmember Cook said she was concerned about the width of the driveway at 24 feet and would hate to set a precedent.

Mayor Wojahn noted that Council had the ability to call this item up but the appeal period ended July 2.

Councilmember Brennan said that three houses across the street from this property have double-wide driveways.

[Councilmember Stulich arrived.]

The motion carried 5 – 1 – 0 (Councilmember Cook opposed).

16-R-15: Adoption of Resolution 16-R-15, A Resolution of the Mayor and Council of the City of College Park, Maryland to approve an amendment to the Memorandum of Understanding with Prince George’s County to establish zoning enforcement procedures in the City

Ms. Ferguson provided an overview: This concerns a 2002 Memorandum of Understanding with Prince George’s County establishing zoning enforcement procedures in the City. A number of issues have come up recently that required an amendment and a ratification to recognize the fact that the City and the County did not intend to limit the City’s ability to enact and enforce our own laws. The County Council has adopted the attached MOU and once the City Council approves, both parties can sign off on it.

A motion was made by Councilmember Day and seconded by Councilmember Brennan to adopt Resolution 16-R-15, A Resolution of the Mayor and Council of the City of College Park, Maryland to approve an amendment to the Memorandum of Understanding with Prince George’s County to establish zoning enforcement procedures in the City.

There were no comments from the audience or from the Council.

The motion carried 6 – 0 – 0.

Recess: A motion was made by Councilmember Brennan and seconded by Councilmember Day to recess from the Special Session, and with a vote of 6 – 0 – 0, the City Council recessed at 7:18 p.m.

Reconvene: A motion was made by Councilmember Kabir and seconded by Councilmember Day to reconvene the Special Session, and with a vote of 7 – 0 – 0, Council returned to Special Session at 9:28 p.m.

16-G-101 Approval of a letter to Gov. Hogan regarding funding for Youth Service Bureaus

Mr. Somers said the state budget has cut funding to the four Youth Service Bureaus in Prince George’s County; in College Park, this represents \$72,000 of funding. The four are College Park, Greenbelt, District Heights and Bowie.

A motion was made by Councilmember Kabir and seconded by Councilmember Day to approve a letter to Gov. Hogan urging restoration of funding to the Youth Service Bureaus located in Prince George’s County.

The motion passed 7 – 0 – 0.

ADJOURN: A motion was made by Councilmember Brennan and seconded by Councilmember Day to adjourn the Special Session. With a vote of 7 – 0 – 0, Mayor Wojahn adjourned the Special Session at 9:29 p.m.

Janeen S. Miller, CMC
City Clerk

Date
Approved

WORKSESSION MINUTES

Tuesday, March 1, 2016

Council Chambers

7:30 p.m. – 9:32 p.m.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Dennis, Stulich (arrived at 8:05 p.m.), Day, Cook and Kujawa.

ABSENT: None.

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Terry Schum, Director of Planning; Randall Toussaint, Economic Development Coordinator; Bob Ryan, Director of Public Services; Cole Holocker, Student Liaison; Adler Pruitt, Deputy Student Liaison.

Mayor Wojahn opened the Worksession at 7:30 p.m.

AMENDMENTS/APPROVAL OF AGENDA: The agenda was approved without amendment. Proposed Consent Items 1 and 2 can go to Consent.

AGENDA ITEMS:

3. Application for the transfer of a Class D, Beer and Wine License for the use of Akaras, Inc., t/a District 3 Social House, Antoni Akaras, President/Secretary/Treasurer, for 7131 Baltimore Avenue, College Park, 20740, from Akaras, Inc., t/a Plato's Diner

Linda Carter, attorney, and Tony Akaras, Applicant: Hoping to attract an adult clientele rather than students. No problems with the Property Use Agreement as drafted. Motion to support on next week's Consent Agenda.

4. Discussion of Farmers Markets: End-of-season review and survey results – Randall Toussaint, Economic Development Coordinator, Julie Beavers, Market Master and Christiane Williams, Hollywood Farmers Market

Reviewed results of the Farmers Market survey; good recommendations they will use for next year. Mark Montroll, Calvert Hills resident and downtown market vendor, discussed his "Gentle Flowers" baked goods line. Hollywood Farmers Market: Christiane Williams - Requested transportation for Attick Towers residents at least monthly. They will start offering health screenings. She asked Council to share the HFM Newsletter with constituents. Can we get signage on Route 1 and 193 using free sign program through SHA? Strategies to increase participation: offering coupons, using the new Communications Coordinator, Council listservs, increasing visibility from Route 1 by using the Little Tavern lot, advertise in new student housing developments.

5. Review of written comment on permit parking in the 5100 and 5200 blocks of Mineola Road for possible Council action at next week's meeting

Councilmembers Nagle and Kabir held a meeting with residents; they propose changing the parameters of the residential permit zone: 3 permits per house, except those houses without a driveway can have a 4th pass. The ability to get the 4th permit expires when the homeowner sells the house so it is not available to new residents. Councilmember Kabir said that parking issues have eased up since one rental house changed over, so he thinks the number of passes can be relaxed. Letters were sent to residents that this topic would be discussed. Residents will have the opportunity to comment on the proposal next week when this goes to vote.

6. Discussion on exploration of an Arts and Entertainment District – Bill Gardiner, Assistant City Manager

County/State cannot justify the need to expand the Gateway Arts District into College Park or create a new arts district here. There are many different strategies we can use to pursue the arts without a designated A&E district. We have a lot of existing and coming resources (The Art House) and can put our efforts toward working with them. Pursue Option 2 from staff report: Support a task force composed of representatives from the City, UMD (including The Clarice), the College Park City-University Partnership, the College Park Arts Exchange, and possibly other local arts-related organizations. The task force would be charged with seeking, writing, and implementing large arts and entertainment-related grants, and/or developing a collaborative plan to expand arts and entertainment programming throughout the City of College Park. The grant applications and plan would be presented to the City Council for consideration. Return next meeting for formal approval (Brennan).

7. Resolution Welcoming Syrian Refugees – Councilmember Nagle and Jackie Pearce Garrett

Started as a resident petition on-line in response to Governor's non-welcoming sentiment. Draft Resolution reviewed. Reference to our core values - where are they written? Change wording in final clause to "as respected and valued members of our community". Issues discussed: What kind of refugee – economic, religious? What responsibility do we have to them? Do we help them stay? This should not be confused with a "sanctuary city". The resolution does not obligate us to provide support - we will deal with issues as they arise. This just says we are willing to welcome refugees. Adopt next week (Nagle).

8. Discussion of City solicitation of a College Park App at the UMD Bitcamp hackathon – Mayor Wojahn

Does the City want to solicit a College Park app at the University's "Bitcamp Hackathon" in April? DCPMA is working with them to create an app for their businesses. They ask you to bring a prize to the table to incentivize the students to work on your issue. Suggest an app that will help College Park residents: a way to activate our volunteers? Need potential criteria of what an app could address, a potential prize, and a team of judges. Mayor will work with anyone who is interested. Motion to participate (Consent) - \$1,000 prize.

9. Review of legislation (possible Special Session) – Bill Gardiner, Assistant City Manager
Review of updates in Legislative Report. University of Maryland Strategic Partnership Act. Ask Len Lucchi to testify in support of Highway User Revenue Bill. March 12 hearing on our Hollywood Streetscape bond bill – need official to testify. SB1129 – special legislation

regarding the liquor license for The Hotel at UMD: typical at conference hotels. Prepare letter in support of SB 1129 (Stullich).

10. Review/Status of Future Agenda items

Quarterly discussion of infrastructure issues; bring in a different group each time depending on what the issues are (Nagle). Report from CPCUP prior to budget (Cook). Expressions of interest from 20 households in Calvert Hills for the WMATA property community garden (Stullich). Is there interest in a systematic review of code issues, rather than handling issues piecemeal (Brennan). Council should provide list of chapters they want to review.

11. Appointments To Boards and Committees

Councilmember Nagle to the Inter-municipal Bikeways Working Group

CITY MANAGER'S COMMENTS:

- Reviewed items in weekly bulletin
- Old Town Community Garden plots available

MAYOR AND COUNCILMEMBER COMMENTS:

- WCPCA and CPW Neighborhood Watch community meeting at Davis Hall re safety issues
- Weekly coffee club tomorrow 9:00 a.m. at Jason's Deli
- College Park Community Foundation 5K race
- Next Live Smart Eat Local event on Monday 3/21 at Fishnet.

CLOSED SESSION: Council entered Closed Session at 9:32 p.m.

- 1) Consult with Counsel on a Legal Matter
- 2) Consider the acquisition or sale of real property for a public purpose
- 3) Discuss a negotiating strategy before a contract is awarded

Janeen S. Miller, CMC
City Clerk

Date
Approved

WORKSESSION MINUTES

Tuesday, March 15, 2016

Council Chambers

7:30 p.m. – 10:57 p.m.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Dennis, Stullich (arrived at 8:13 p.m.), Day, Cook and Kujawa.

ABSENT: None.

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Peggy Higgins, Director of Youth, Family and Senior Services; Bob Ryan, Director of Public Services; Jim Miller, Parking Enforcement Manager; Steve Beavers, Community Development Coordinator, Jill Clements, Director of Human Resources; Steve Halpern, City Engineer.

Mayor Wojahn opened the Worksession at 7:30 p.m.

AMENDMENTS/APPROVAL OF AGENDA: Add request from Prince George's County Board of Elections to lift permit parking restrictions around the College Park Community Center, which is an Early Voting site, around the Primary and General Elections. Switch order of #6 and #7. Approved as amended, Dennis/Day, 7 – 0 – 0.

AGENDA ITEMS:

1. Resident request for a permit to park a trailer on the street at 5120 Lackawanna Street. Guest: Joseph Pekny. Bob Ryan, Director, Public Services and Jim Miller, Parking Enforcement Manager

Council had no concerns. Place on Consent Agenda next week. Parking is permitted until Council takes action to change it.

2. EAC Recommendations for the use of the \$80,000 Education Improvement Fund. Guest: Carolyn Bernache, Chair, EAC

Ms. Bernache reviewed the recommendations in the staff report. This is their second time before Council. She reviewed the changes they made to the prior recommendations. If Council chooses not to make these grants the \$80,000 will stay in the general fund. Council is interested in discussing/coordinating with neighboring municipalities: what are they doing? Can we be more effective if we coordinate our efforts? How do these recommendations target individual students? Neighborhood schools are eligible if they have 14+ College Park students. We want to receive follow-up reports on how the funds were spent. [We also provide scholarships to UMD summer camps to City children (this is the 4th year).] Councilmember Cook will take this to agenda.

3. Amendment of contract with NZI for construction of Randolph Macon Road and amendment of Declaration of Covenants for the Kidwell Development. Guest: Robert Kidwell. Suellen Ferguson, City Attorney and Steve Halpern, City Engineer

We have been discussing this project since 2013. The CDBG grant is time limited so we need to make progress soon. Council previously approved a Declaration of Covenants with

the owner of this project (Mr. Kidwell), but he has a new developer, so the DOC will be revised. The City will construct the roadway but owner will take on more responsibility for some prep work. The City received approval to use an existing contract with NZI for the road work - this will require an amendment to the scope of work for the NZI contract. There is also a request to modify the City's homeownership grant program to allow these newly constructed houses to be eligible. Two of these items will be ready for agenda next week: the amendment to the NZI contract and the amendment to the Declaration of Covenants. Councilmembers Day and Stullich will take the motions.

4. Award of FY '17 Contracts for Health, Dental, Workers' Compensation and Liability Insurances. Jill Clements, Director of Human Resources

Ms. Clements reviewed the staff report. Re: Workers Comp - have measures been implemented to decrease the number of claims? We have a robust safety program. Experience is based on three year average and we had one bad year. We get a discount with this provider because we have been with them so long and have a safety program; a new carrier would not give the same discounts. Councilmember Dennis will take this to agenda.

5. Letter of support for MHAA application, Steve Beavers, Community Development Coordinator

Mr. Beavers reviewed the staff report: this is for two requests for grant funding to the MHAA: 1) to pave the last portion of the Trolley Trail in Berwyn; 2) custom tents for both farmers markets. This portion of the Trolley Trail is based upon the City obtaining an easement; there has been a dispute over ownership. Consent Agenda.

6. Neighborhood Quality of Life Committee Report and Review of the NQOL Committee's charge, mission and composition, Mayor and Council:

Councilmember Stullich reviewed the draft report which is report on the first two years. Some information still needs to be filled in; can be ready next week. Approval of final report (Stullich). Suggest combining Public Engagement and Community Outreach Subcommittees. What is the ultimate goal of this committee? It was intended to be an ongoing committee. Discussion of Whereas clauses and the charge. This resolution has become hard to follow because it has been amended; bring a resolution back for review at the next Worksession (Brennan).

7. Discussion of Council meeting agendas and templates; Council Rules and Procedures for adoption. Scott Somers, City Manager

Part 1: Mr. Somers reviewed the staff report and attached templates. The purpose is to equal-out the amount of time spent at Council meetings and Worksessions. Worksessions should be reserved for times where staff needs direction or the item is just for discussion. Routine items can go directly to the regular meeting agenda. Council agreed to this plan but hopes to get background information as soon as possible so they can inform residents. (Councilmember Stullich arrived during this item.) Under fiscal impact on the staff reports, include other impacts as well, such as impact on staff resources. Minor comments on agenda templates.

Part 2: Council reviewed Councilmember Nagle's redline provided tonight, not the draft in the packet. Request to keep Council better informed when agenda items move. Post packet

to the public on Friday when it is sent to Council. Prepare Worksession minutes – less detailed than regular meeting minutes. Add explanations of legislative items. Add a form that a Councilmember completes when requesting an agenda item, then Council decides whether to add it to the Master List. Post red folder items to website if there is time. Return future W/S.

8. Review of legislation (possible Special Session) Bill Gardiner, Assistant City Manager
Discussed bond bill for Hollywood Streetscape, UM Strategic Partnership bill (College Park and Baltimore campuses) and school facilities surcharge bill.

9. Review/Status of Future Agenda items

- Letter in support of a ban on fracking (Nagle)
- Drainage in the City and a copy of the EFC report (Nagle)
- Aging in Place Task Force Report prior to budget (Cook)
- W/S re: the Future Agendas list
- APC recommendations on the Fence Ordinance

10. Appointments to Boards and Committees

- Todd Larsen
- Anna Sandberg
- Christiane Williams

ADD TO AGENDA: Request from Prince George’s County Board of Elections to lift permit parking around the College Park Community Center during early voting:

- Improve traffic control; park on one side of the street
- Consider a one-way loop through the neighborhood
- Impact on PBES on days they are in session
- Impact on CPCC staff who have to take calls about voting
- Staff to work with P&P staff and Contract Police on these issues, OK to lift permit parking.

10. Mayor and Council Comments

- Student Liaison Selection Subcommittee: Day, Kujawa, Wojahn
- Live Smart, Eat Local at Fishnet on Monday
- CP Seniors Art Show April 8

12. City Manager's Comments - None

Janeen S. Miller, CMC
City Clerk

Date
Approved

MINUTES
Regular Meeting of the College Park City Council
Tuesday, July 12, 2016
Council Chambers
7:30 p.m. – 10:51 p.m.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan and Cook.
Councilmember Kujawa arrived at 7:32 p.m. and Councilmember Stullich arrived at 7:45 p.m.

ABSENT: Councilmembers Day and Dennis

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Terry Schum, Director of Planning; Bob Ryan, Director of Public Services; Steve Halpern, City Engineer; Jim Miller, Parking Enforcement Manager; Miriam Bader, Senior Planner; Ryna Quiñones, Communication Coordinator; Chris Keosian, Student Liaison.

Mayor Wojahn opened the Regular Meeting at 7:30 p.m.

Announcements:

Councilmember Kabir announced a community clean up in north College Park on July 23; meet in Hollywood Community Park at 8:30 a.m.

Councilmember Nagle said that the Phillips Kleiner VFW Post will host steak night from 6 – 8 p.m. on July 15.

Councilmember Brennan announced the next Third Thirsty Thursday would be held on July 21 at Ledo's Original Restaurant.

Councilmember Kujawa announced a community meeting tomorrow night at Maranatha Fellowship Church about pedestrian safety activities in west College Park.

Proclamations and Awards: Mayor Wojahn read a proclamation commemorating the 125th Anniversary of the First Baptist Church of College Park.

Amendments To And Approval Of The Agenda: Two field use requests in the red folder were added to the Consent Agenda (16-G-99).

Public Comment on Consent and Non-Agenda Items:

Dave Dorsch, 4607 Calvert Road: He hopes the railing in front of the Cornerstone is installed soon before something bad happens. Pepco has been blocking one lane on northbound Route 1 to install a vault in front of the new hotel. It is outrageous this is being done during the day when it can be done at night. What is the status of the descriptive labels for the tops of the recycling containers?

Presentations: Ryna Quiñones gave an overview of the City's new Social Media presence, and demonstrated Twitter, Facebook and Instagram.

PUBLIC HEARINGS:

a. Public Comment on the Proposal for Permit Parking around The Boulevard at 9091 (formerly The Metropolitan development).

Judy Blumenthal, 9205 49th Avenue: She is against the proposal for permit parking. It is a symptom of overcrowding. Wants a moratorium on development until there is a discussion about our infrastructure vis-à-vis proposed development.

Andrew O’Hora, 4802 Delaware: Agrees with the previous speaker. There is no sidewalk to walk from Cherokee to Delaware so he doesn’t think there will be an issue on Delaware, and thinks it would be unnecessarily burdensome to have permit parking. He submitted signatures on a petition.

Sandy Lora, 9113 49th Place: Is against permit parking. Visitors’ passes are burdensome. They shouldn’t be doing any more building because traffic is bad now; it impedes emergency response.

Ophir L., 4805 Cherokee Street: Is opposed to permit parking, especially until we know how much the need is. If a zone is established eventually, he would need 5 permits.

Carol Hom, 9103 49th Avenue: Is concerned about the cost of a parking permit program – not just the permits, but tickets or towing. She doesn’t want to have to pay to park at her own house.

Councilmember Kabir asked how long the \$19,000 developer contribution would last. Mr. Miller estimated 2 – 3 years, depending on the size of the zone and number of permits. Staff clarified that residents of the new development would not be allowed to obtain parking permits.

b. Public Hearing On Ordinance 16-O-04, An Ordinance Of The Mayor And Council Of The City Of College Park Amending City Code Chapter 138 “Noise”, §§138-5, “Prohibited Acts”, 138-6, “Violations And Penalties” And 138-9, “Imposition Of A Fine By Noise Control Board” And Chapter 110, “Fees And Penalties”, §110-2, “Penalties”, To Clarify The Circumstances Under Which A Non-Resident Owner Has Violated The Noise Ordinance, Make Any Repeat Violation Within A Twelve Month Period Subject To An Increased Fine, And Modify The Mitigating Factors That May Justify A Reduction In The Fine For A Violation.

Ms. Ferguson said this ordinance came from suggestions from the Noise Control Board.

Dave Dorsch, 4607 Calvert Road: The residents of the house are the problem, not the structure. Don’t hold the landlord responsible for behavior of the tenants.

c. Public Hearing on Ordinance 16-O-05, An Ordinance Of The Mayor And Council Of The City Of College Park Amending City Code Chapter 138 “Noise”, §§138-2, “Definitions” To Revise The Definitions Of Day And Night To Shorten The Hours During Which Certain Noise Generating Activities May Take Place On Saturdays, Sundays And Holidays.

Ms. Ferguson said this ordinance changes the hours of “day” on Saturdays, Sundays and Holidays from 7:00 a.m. to 8:00 a.m.

Dave Dorsch, 4607 Calvert Road: This change doesn’t take into account construction projects; they start at 7:00 a.m. and frequently work weekends. There is a whole industry that would be impacted by this change. If the issue is with leaf blowers or lawn mowers, just address those.

Karen Garvin, 9609 49th Avenue: Noise from leaf blowers and tree mulchers has increased dramatically since she moved in and it is 7 days a week. Don’t give it a free pass.

d. Public Hearing on Charter Amendment 16-CR-01, A Charter Resolution Of The Mayor And Council Of The City Of College Park, To Amend Article III, “Mayor And Council”, §3-6, “Vacancies”, Article IV, “Voting And Elections”, §C4-4 “Other Election Officials” And Article VIII, “Ordinances”, §8-2, “Passage”, To Change The Manner In Which Notice Is Given Of Vacancies In Elective Office, Appointment Of Election Officials, And Adoption Of Ordinances

No one testified on this Charter Amendment.

CONSENT AGENDA: A motion was made by Councilmember Nagle and seconded by Councilmember Kabir to adopt the Consent Agenda, which consisted of the following items:

- 16-R-16** Adoption of Resolution 16-R-16, A Resolution to Amend the City’s homeownership grant program
- 16-G-87** Adoption of a Memorandum Of Understanding between the City and the College Park City-University Partnership re: the homeownership grant program in substantially the form attached and authorization for the City Manager to sign the MOU
- 16-R-18** Resolution in support of the College Park City-University Partnership Community Legacy Grant Application
- 16-G-90** Letter of support for the College Park Community Center Stormwater Stewardship Grant Application to the Chesapeake Bay Trust – Mayor Wojahn
- 16-G-94** Approval of a Driveway Apron Variance for 5008 Huron Street subject to the homeowner entering in to a Declaration of Covenants with the City in substantially the form attached, and authorization for the City Manager to sign the Declaration
- 16-G-95** Approval of MTA Right-Of-Entry Agreement for two City locations for Purple Line Construction in substantially the form attached, for signature by the City Manager – Scott Somers, City Manager

16-G-91 Approval of the minutes of the Regular Meetings of April 25, May 24, and June 14, 2016

16-G-99 2 Sunday field use requests – PRIDE LAX and Boy Scout Troop 740

The motion passed 6 – 0 – 0.

ACTION ITEMS:

16-G-92 Motion indicating that the proffer by the Terrapin Row developers is in substantial conformance with Section 11 of the Declaration of Covenants

Ms. Ferguson said Paragraph 11 of the Declaration of Covenants with the developer obligated them to provide certain pedestrian safety improvements. They have offered an alternative and Council is asked to consider whether their proffer can be considered substantial compliance with the covenant.

A motion was made by Councilmember Stullich and seconded by Councilmember Cook that the proffer by the Terrapin Row developers is in substantial conformance with Section 11 of the Declaration of Covenants.

Tom Haller, attorney representing the Terrapin Row project: The lifespan of the bollards is 10 years and includes a substantial warranty. They will work with staff on the colors and spacing. They are prepared to move forward with the proffer.

There was discussion about who would be responsible for replacing or repairing the bollards. The response is that the City is responsible for maintaining whatever is put in. The total cost for the proffer is in the \$25,000 range. Because of the flood plain, there are restrictions on widening the roadway and permanent curbing requires a more extensive permitting process from the state. They did not price out this option.

Pastor Ray Ranker on behalf of Hope Lutheran Church and the Catholic Student Center: The bollards don't provide protection for pedestrians at this unsafe intersection. A more protective curb or a small bridge across the stream would be preferable. They are not sure what impact this 1000+ bed development will have but they continue to have concerns.

Councilmember Stullich asked if this bridge option had been considered. Ms. Ferguson said that the agreement only considered curbing, not a bridge. Councilmember Kujawa asked if the City could consider installing the curb, and asked about the timing. Ms. Ferguson said this discussion was only about resolving the developer's obligation under paragraph 11. Councilmember Kujawa is interested in getting more information and to see what the area looks like.

A motion was made by Councilmember Kujawa and seconded by Councilmember Stullich to postpone consideration of this item until the August meeting.

Ms. Schum said we should explore whether the City would be under the same MDE regulations for permitting as the developer.

The motion passed 6 – 0 – 0.

16-G-86 Consideration of Permit Parking Restrictions around The Boulevard at 9091

Councilmember Brennan said when this development was proposed there was a lot of discussion with the residents about permit parking, but we don't have to do it now. Council discussed the survey results and the testimony they heard. Staff said we don't have any notice that construction is imminent. The UMD is closing parking lots on campus so we need to take a broader look at parking in the City, and the impact this will have on our neighborhoods.

Council decided not to take any action on permit parking in this area at this time, and indicated that either Council or the residents could raise the issue again in the future.

16-O-04 Adoption of Ordinance 16-O-04, An Ordinance Of The Mayor And Council Of The City Of College Park Amending City Code Chapter 138 "Noise", §§138-5, "Prohibited Acts", 138-6, "Violations And Penalties" And 138-9, "Imposition Of A Fine By Noise Control Board" And Chapter 110, "Fees And Penalties", §110-2, "Penalties", To Clarify The Circumstances Under Which A Non-Resident Owner Has Violated The Noise Ordinance, Make Any Repeat Violation Within A Twelve Month Period Subject To An Increased Fine, And Modify The Mitigating Factors That May Justify A Reduction In The Fine For A Violation

A motion was made by Councilmember Stullich and seconded by Councilmember Brennan to adopt Ordinance 16-O-04.

Councilmember Stullich said this ordinance addresses issues raised by the Noise Control Board and the Neighborhood Quality of Life Committee and will make the noise code clearer and more effective. She added that there are very few Noise Board hearings anymore because most issues are addressed by code enforcement, but these changes will give the Noise Control Board the latitude they need.

Mayor Wojahn said that due to the earlier Public Hearing, no additional comment would be taken at this time.

Councilmember Cook said the terms "egregious" and "remorseful" are subjective and asked who is going to decide that. Councilmember Brennan said the Noise Control Board makes those determinations.

The motion passed 6 – 0 – 0.

16-O-05 Adoption of Ordinance 16-O-05, An Ordinance Of The Mayor And Council Of The City Of College Park Amending City Code Chapter 138 “Noise”, §§138-2, “Definitions” To Revise The Definitions Of Day And Night To Shorten The Hours During Which Certain Noise Generating Activities May Take Place On Saturdays, Sundays And Holidays

A motion was made by Councilmember Nagle and seconded by Councilmember Kabir to adopt Ordinance 16-O-05.

Mayor Wojahn said that due to the earlier Public Hearing, no additional comment would be taken at this time.

Councilmember Nagle has heard comments on both sides of the issue, but doesn’t feel this change would be overly burdensome on the construction industry.

Councilmember Kujawa appreciates the idea but she would rather look at the entire code rather than taking this piecemeal.

Councilmembers Kabir spoke in support of the measure.

Councilmember Brennan has not heard an outcry from his community about this issue, and is concerned about the impact it could have on the construction industry.

Councilmember Stullich is generally favorable but doesn’t see an urgency to address this now.

Aye: Kabir, Nagle

Nay: Brennan, Stullich, Kujawa and Cook

The motion failed 2 – 4 - 0

16-CR-01 Adoption of Charter Amendment 16-CR-01, A Charter Resolution Of The Mayor And Council Of The City Of College Park, To Amend Article III, “Mayor And Council”, §3-6, “Vacancies”, Article IV, “Voting And Elections”, §C4-4 “Other Election Officials” And Article VIII, “Ordinances”, §8-2, “Passage”, To Change The Manner In Which Notice Is Given Of Vacancies In Elective Office, Appointment Of Election Officials, And Adoption Of Ordinances

A motion was made by Councilmember Brennan and seconded by Councilmember Kabir to adopt Charter Amendment 16-CR-01.

Councilmember Brennan said this gives the City more modern ways of providing public notice while at the same time reducing costs. Mayor Wojahn said that due to the earlier Public Hearing, no additional comment would be taken at this time.

The motion passed 6 – 0 – 0.

16-G-93 Consideration of Property Use Agreements with Old Maryland Grill, Potomac Pizza, Kapnos Taverna and The Hotel at UMD – Suellen Ferguson, City Attorney

Ms. Ferguson said there is a late amendment to the request, and introduced Linda Carter, the attorney representing all of the businesses. Ms. Carter introduced David Hillman, Mike Franklin, Michael Isabella, and Adam Greenberg. Ms. Carter said they originally applied for a hotel license for use of the premises, but the BOLC wasn't happy with this approach, and requested they get special legislation, and get concession licenses for each of the operators. It was too late in the session so the legislation was pulled; they are going back to the General Assembly next year to accomplish this (they will need to get entertainment permits at that time). In the meantime, BOLC has requested they file a hotel license, and initially requested they file three applications for BLX licenses (Old Maryland Grill, Potomac Pizza and Kapnos Taverna). The Hotel had a problem with having all independent licenses because a patron cannot not take a drink from the lobby bar to another establishment. They went back to the BOLC and are amending The Hotel's application to include the Maryland Grill as the principal restaurant and room service for the hotel. The BOLC has asked them to move forward and they will appear at the July hearing but this project is unique and doesn't fit into the typical PUA. They understand if they commit a violation it is on them. Everyone in the front of the house will be alcohol awareness certified. Use of scanners is not practical in this setting. They won't sell beer for less than \$2.00. Mr. Hillman will make sure the operators take this as seriously as he does. Ms. Carter asked the Council to let them keep the BOLC hearing date at the end of July and make their presentation. Ms. Carter will ask the BOLC not to make their decision yet and to keep the record open to allow more time to get PUAs that are appropriate for this project. It looks like the Hotel will open in April or May of 2017, so this will allow more time to get the PUA issues resolved. Ms. Carter pledged to work on the PUAs, and distributed menus. Ms. Ferguson said assuming the BOLC does not rule on July 27, it will allow time for the City to provide our input. Ms. Ferguson will attend the hearing to speak to the BOLC on the Council's behalf. This item will return in August.

16-G-70 Award of Contract for the Construction of Duvall Field Concession Building and Plaza – Terry Schum, Director of Planning

Ms. Schum said this is a staff recommendation for the award of a construction contract for the concession building and associated recreation plaza at Duvall Field to Mid Atlantic General Contractors in the amount of \$1,105,000. This is a long standing project in our Capital Improvement Program. Bids were solicited in the spring and two bids were received; Mid Atlantic is the low bidder and is qualified. Council previously approved the building itself and awarded that contract to RomTec. The building is red split-face block with a metal roof and skylights. It will be constructed on-site by Mid Atlantic. It is a one story building that includes storage, a concession window, and ADA compatible restrooms. The plaza includes stormwater retention, walkways, seating wall, landscaping and pavers. The project is fully funded in the CIP, largely from Program Open Space. The contractor is ready to mobilize and hopes to get underway August 1; it will take four months to complete. We will coordinate with the Boys and Girls Club for alternate restroom facilities. Ms. Schum gave details of the building, the plaza and the landscaping. The Tree and Landscape Board has vetted the project.

Councilmember Nagle asked if the County could use this stormwater retention project as a bio-retention project in the City. Ms Schum said this project has been in the works for two years and the County spent a lot of time reviewing this plan. The City has the necessary permits; the project is ready to go.

Councilmember Kujawa asked about the use of the fields. Ms. Schum said Council decided two years ago to pursue this as the first phase, and to address the fields later.

Councilmember Nagle is disappointed to hear this is split-face block and asked if there is any way to upgrade that? Ms. Schum said we can explore that with the contractor; it would involve a change order. She will get back to Council on this.

Councilmember Kabir asked if that would mean the cost of the project would change. Ms. Schum said yes, but she can't estimate how much it would change until the alternative is selected.

Councilmember Kujawa asked if this building is modern, or should we take another look at it? Ms. Schum said this building was put under contract to obligate funding the Boys and Girls Club obtained through a state bond bill, and they have been signing checks for the consultant to spend those funds. This is still a current building model and is a standard for this type of use. Council chose not to go with an original design building when they awarded this contract two years ago. She feels it will be an attractive building and something they will be proud of.

Councilmember Brennan said a change to stone would have a significant impact on the budget and said there is opportunity to create different color patterns with split-face block, so perhaps we could explore modifications to the color.

Ms. Schum said the building has not been manufactured yet. She doesn't think stone is appropriate, and the concern with wood is maintenance and graffiti. She requested Council make the award tonight in the stated amount, then they can issue a change order later if Council desires. She would have to find out how much this would delay manufacturing of the building, and how much it would cost. Councilmember Brennan is willing to explore other design opportunities but wants to move forward this evening.

A motion was made by Councilmember Brennan and seconded by Councilmember Kabir to award the contract for construction of the Concession Building and Recreation Plaza at Duvall Field be awarded to Mid-Atlantic General Contractors, Inc. in the amount of \$1,105,000.

Councilmember Brennan said this is a long awaited project and will serve a great function for people who utilize the field and he looks forward to a future Worksession where we look at other design options for the building, and understands that any change order would likely impact cost and timing of the project.

Comments from the audience:

Joon Lee, 4913 Blackfoot Road: He lives near Duvall Field and asked if the City had considered solar power for this building. The answer was no.

Council requested a breakdown of the budget to itemize landscaping, building, etc.

The vote was 3 – 3 – 0 (Cook, Kujawa and Nagle opposed). Mayor Wojahn broke the tie by voting Aye.

16-G-97 Approval of revisions to Residential Permit Parking Zones 11 and 11A

Mr. Ryan said that at present, Zones 11 and 11A are residential permit zones. Zone 11A is sold annually for \$10 and is underused. Zone 11 formerly served the Knox boxes, and are sold in 6 month increments for \$10. The proposal is to change both zones to monthly permit parking zones to serve the higher density in that neighborhood due to the Terrapin Row development, and to sell the monthly permits for \$60, and to sell them on a monthly basis but with the option to buy as many as 6 months at a time.

A motion was made by Councilmember Stulich and seconded by Councilmember Kabir to approve the proposed revisions to permit zones 11 and 11A.

The motion passed 5 – 0 – 0 (Councilmember Brennan absent from the dais).

16-O-07 Adoption of an Emergency Ordinance to increase the monthly permit fee in the Downtown Parking Garage to \$125/month beginning in August

Mr. Ryan said the monthly permit fee in the City garage is \$80/month; the proposal is to increase it to market rate of \$125/month, which is what Landmark and Terrapin Row are charging. It is proposed as an emergency ordinance is to allow staff to start selling monthly permits at this rate beginning in August when the demand begins, rather than changing the rate after one or two months.

Ms. Ferguson said an emergency ordinance is allowed to be used in this case because it impacts operations, but it is up to Council. Mr. Somers said Council could delay this and go through the regular process. Council could choose to ramp the cost up \$15 per year so that in three years it is \$125. Or you could go through the regular process with a start date of January 1. The beginning of a semester is a good time to initiate a price change.

Historically, the number of permit spaces available in the garage is determined by staff after monitoring the parking situation. Council decides the permit fees. The garage was built to spur economic development in the downtown, not to provide student parking.

Councilmember Brennan likes the efficiency of selling 6 month passes at a time. Should there be a financial incentive for those who buy six months at a time? He supports a gradual increase to the new rate.

Councilmember Nagle is not comfortable with the emergency nature of the ordinance and prefers to move forward in January.

Councilmember Stulich asked if we can sell multiple months now. Mr. Ryan said no, it is not allowed, and that the incentive to do so is the person doesn't have to compete each month for a permit. Mr. Somers clarified that the Code does not address the length of time for permits, and said that is a policy issue. We could make that policy change now without Council action. The Council is asked to address the fee.

Mr. Keosian supports the idea of starting the new price at the start of the new year.

A motion was made by Councilmember Kabir and seconded by Councilmember Kujawa to introduce Ordinance 16-O-07 (not as an emergency ordinance) an Ordinance of the Mayor and Council of the City of College Park, amending Chapter 110 "Fees And Penalties", by repealing and reenacting §110-1 "Fees And Interests" to increase the monthly permit parking fee in the Downtown Parking Garage to \$125 effective January 1, 2017.

Ms. Ferguson will make the necessary amendments to the ordinance so that it reflects this motion and bring it back in August. She said there is another item we may want to include as we go along, and this would give us an opportunity to address that as well. At that time, the Public Hearing will be scheduled.

16-G-98 Approve the purchase of five pay stations for the new pay-to-park zone around Terrapin Row

Mr. Ryan said this will provide retail parking in the area around Terrapin Row. The \$75,000 expense includes five pay stations, signage and power. Councilmember Cook asked how long it will take to recoup that cost. Mr. Ryan said it is a new zone so we can't be certain, but his estimate is 2 – 3 years.

A motion was made by Councilmember Brennan and seconded by Councilmember Nagle to authorize the City Manger to spend up to \$75,000 to implement a pay-to-park zone around the Terrapin Row development.

There were no comments from the Council or from the audience.

The motion passed 6 – 0 – 0.

~~**16-R-17 Resolution to create a workgroup to explore the feasibility of volume-based trash pricing in the City**~~

16-G-100 Item 16-R-17 was changed from adoption of a Resolution to a General Motion:

A motion was made by Councilmember Nagle and seconded by Councilmember Brennan to authorize the Committee for a Better Environment to work with Public Works staff to explore and research the feasibility of volume-based trash pricing in the City, and to generate recommendations for the City Council to review.

Councilmember Nagle said she hoped this would be completed in a six month time frame.

Comments from the audience:

Dr. Judy Blumenthal: She asked if she could serve on this committee.

She was told no, that only CBE and City staff could serve, but she could be appointed to the CBE. Council said these are public meetings and she can participate.

Ms. Miller asked if Council will be appointing any members to this group. The answer was no, it is only members of CBE and staff. Councilmember Nagle said CBE would lead the charge but if other people are interested they can come to the meetings and participate.

The motion carried 6 – 0 – 0.

16-O-06 Introduction of Ordinance 16-O-06, An Ordinance Of The Mayor And Council Of The City Of College Park Amending City Code Chapter 184 “Vehicles And Traffic”, Article I, “General Regulations” By Adopting §184-6, “Through Truck Traffic”, To Provide For Regulation Of Through Truck Traffic.

A motion was made by Councilmember Kabir and seconded by Councilmember Nagle to Introduce Ordinance 16-O-06.

Mayor Wojahn announced that the Public Hearing will be held on Tuesday, August 9 at 7:30 p.m. in the Council Chambers.

16-G-96 Appointments to Boards and Committees

A motion was made by Councilmember Kabir and seconded by Councilmember Nagle to reappoint Adele Ellis to the Recreation Board and to appoint Kendra Goodson to the Education Advisory Committee. The motion passed 6 – 0 – 0.

Mayor And Councilmember Comments:

Councilmember Nagle discussed CB-40 to expand the County Council. They did not take a vote at the hearing last night, and will do so on July 19. She also proposed a Worksession with the University of Maryland to talk about their full plan of parking reductions and the impacts of those parking reductions on the City.

Mayor Wojahn noted this is the last meeting for the month.

Student Liaison’s Comments:

He has received three UMD text alerts in the last 40 minutes about armed robberies on campus.

City Manager’s Comments:

Mr. Somers said there will be free pet microchipping for City residents at the farmer’s market tomorrow. There is free downtown parking now in the City Garage and City Hall lot after 5:00 p.m. M-F and all day Saturdays. There is a free movie on Friday night at Duvall Field.

ADJOURN: A motion was made to Councilmember Kujawa and seconded by Councilmember Brennan to enter into a Closed Session to discuss the acquisition of real property, discuss a matter related to a contract award, and to consult with Counsel on a legal matter. Mayor Wojahn said there is a chance that the Council could return to open session tonight. The motion passed 5 – 0 – 0 and Council ended the Regular Meeting at 10:51 p.m.

[Council did not return to open session.]

Janeen S. Miller, CMC City Clerk	Date Approved
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Pursuant to §C6-3 of the College Park City Charter, at 10:51 p.m. on July 12, 2016, during a regularly scheduled Council Meeting in the Council Chambers of City Hall, a motion was made by Councilmember Kujawa and seconded by Councilmember Brennan to enter into a Closed Session to consider the acquisition of real property for a public purpose, discuss a matter related to a contract award, and to consult with Counsel on a legal matter. The motion passed 6 – 0 – 0 and Council entered into the closed session at 10:57 p.m.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Stullich, Cook and Kujawa.

ABSENT: Councilmembers Dennis and Day.

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Terry Schum, Director of Planning; Chris Keosian, Student Liaison.

Topics Discussed: 1) Council was updated on an ongoing project and considered the acquisition of real property in connection with that project. 2) The City Attorney and staff briefed the Council on an RFP and the related contract award, and discussed strategies regarding the contract award. 3) Council discussed the use of a City property for a public purpose.

Actions Taken: None.

Adjourn: The Closed Session was adjourned at 11:53 p.m. on a motion by Councilmember Nagle and seconded by Councilmember Brennan and a vote of 6 – 0 – 0.

16-0-06

An Ordinance of the Mayor and Council of the City of College Park Amending City Code Chapter 184 “Vehicles and Traffic”, Article I, “General Regulations” By Adopting §184-6, “Through Truck Traffic”, to Provide for Regulation of Through Truck Traffic

**CITY OF COLLEGE PARK, MARYLAND
REGULAR COUNCIL MEETING AGENDA ITEM**



AGENDA ITEM NUMBER 16-O-06

Prepared By: Suellen M. Ferguson
City Attorney

Meeting Date: August 9, 2016

Presented By: Scott Somers, City Manager

Originating Department: City Manager's Office

Issue Before Council: Install No Through truck signage and designate alternative routes

Strategic Plan Goal: Goal 4: Quality Infrastructure

Background/Justification:

Several complaints have been received from a resident along Cheyenne Place with respect to through truck traffic and resulting damage. A request was made by the resident and District 1 Councilmembers to install No Through Trucks signs on Cheyenne Place, Cree Lane, and Delaware Street to prevent large scale trucks from driving on certain residential streets.

Per the City Attorney, from available records, it appears that No Through Trucks signs in the area, which were installed many years ago, were approved by a resolution of Council. The overall authority to install other types of signs and controls, such as stop signs and speed restrictions, are in the City Code under §§184-1 and 2. Ordinance 16-O-06 adopts the overall authority to install No Through Trucks signage and designate alternative routes, and authorizes the specific signage and route alternatives to be adopted by Council resolution, or by automatic approval if no Council action is taken (§184-26).

Fiscal Impact:

Minimal fiscal impact associated with public notices and material and labor costs.

Council Options:

1. Adopt Ordinance 16-O-06.
2. Amend and adopt Ordinance 16-O-06.
3. No action.

Staff Recommendation:

Option #1

Recommended Motion:

I move to adopt Ordinance 16-O-06, amending City Code Chapter 184 "Vehicles and Traffic", Article I, "General Regulations" by adopting §184-5.1 "Through Truck Traffic", to provide for regulation of through truck traffic, provided that an alternate route has been designated.

Attachments:

Ordinance 16-O-06

ORDINANCE
OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK AMENDING
CITY CODE CHAPTER 184 “VEHICLES AND TRAFFIC”, ARTICLE I, “GENERAL
REGULATIONS” BY ADOPTING §184-5.1 “THROUGH TRUCK TRAFFIC”, TO
PROVIDE FOR REGULATION OF THROUGH TRUCK TRAFFIC

WHEREAS, §5-202 of the Local Government Article of the Annotated Code of Maryland provides that the Mayor and Council of the City of College Park, Maryland have the authority to pass such ordinances as it deems necessary to preserve peace and good order, and to protect the health, comfort and convenience of the citizens of the municipality; and

WHEREAS, pursuant to §25-102 of the Transportation Article, Annotated Code of Maryland, the City may regulate through truck traffic and prohibit trucks from using any highway or alley that is not designated or maintained as a part or extension of the State or federal highway system, provided the City has designated an adequate alternate route for diverted truck traffic; and

WHEREAS, the Mayor and Council have determined that it is in the public interest to amend Chapter 184, “Vehicles and Traffic” to regulate through truck traffic as authorized by the Transportation Article, to protect the smaller residential streets in the City.

Section 1. **NOW THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Council of the City of College Park, Maryland that Chapter 184 “Vehicles and Traffic”, Article I, “General Regulations”, be and is hereby amended to add §184-5.1, “Through Truck Traffic” to read as follows:

§ 184-5.1. THROUGH TRUCK TRAFFIC.

THE MAYOR AND COUNCIL MAY BY RESOLUTION PROHIBIT THROUGH TRUCK TRAFFIC AND PROHIBIT TRUCKS FROM USING ANY PUBLIC WAY, HIGHWAY OR ALLEY THAT IS NOT DESIGNATED OR MAINTAINED AS A PART OR EXTENSION OF

CAPS : Indicate matter added to existing law.
[Brackets] : Indicate matter deleted from law.
Asterisks * * * : Indicate matter remaining unchanged in existing law but not set forth in Ordinance.

THE STATE OR FEDERAL HIGHWAY SYSTEM, PROVIDED THAT AN ADEQUATE ALTERNATE ROUTE FOR DIVERTED TRUCK TRAFFIC HAS BEEN DESIGNATED. IT SHALL BE UNLAWFUL FOR ANY PERSON TO OPERATE A THROUGH TRUCK ON ANY PUBLIC WAY THAT HAS BEEN SO DESIGNATED AND RESTRICTED PURSUANT TO THE AUTHORITY CONTAINED IN THIS SECTION.

Section 2. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park that, upon formal introduction of this proposed Ordinance, which shall be by way of a motion duly seconded and without any further vote, the City Clerk shall distribute a copy to each Council member and shall maintain a reasonable number of copies in the office of the City Clerk and shall publish this proposed ordinance or a fair summary thereof in a newspaper having a general circulation in the City of College Park together with a notice setting out the time and place for a public hearing thereon and for its consideration by the Council. The public hearing, hereby set for _____ P.M. on the _____ day of _____, 2016, shall follow the publication by at least seven (7) days, may be held separately or in connection with a regular or special Council meeting and may be adjourned from time to time. All persons interested shall have an opportunity to be heard. After the hearing, the Council may adopt the proposed ordinance with or without amendments or reject it. As soon as practicable after adoption, the City Clerk shall have a fair summary of the Ordinance and notice of its adoption published in a newspaper having a general circulation in the City of College Park and available at the City's offices. This Ordinance shall become effective on _____, 2016 provided that a fair summary of this Ordinance is published at least once prior to the date of passage and once as soon as practical after the date of passage in a newspaper having general circulation in the City.

INTRODUCED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the ____ day of _____ 2016.

ADOPTED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the ____ day of _____ 2016.

EFFECTIVE the ____ day of _____, 2016.

ATTEST:

CITY OF COLLEGE PARK

Janeen S. Miller, CMC, City Clerk

Patrick L. Wojahn, Mayor

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:**

Suellen M. Ferguson, City Attorney

16-G-106

Stormwater
management
projects along
Rhode Island
Avenue and
Narragansett
Parkway

**CITY OF COLLEGE PARK, MARYLAND
REGULAR COUNCIL MEETING AGENDA ITEM**



AGENDA ITEM NUMBER _____

Prepared By: Steve Beavers,
Community Development Coordinator

Meeting Date: August 9, 2016

Presented By: Steve Beavers,
Community Development Coordinator

Consent Agenda: No

Originating Department: Planning, Community and Economic Development

Action Requested: Award of Contract for Stormwater Management Projects on Rhode Island Avenue and Narragansett Parkway

Strategic Plan Goal: Goal 2: Environmental Sustainability

Background/Justification:

The City was awarded a Chesapeake Bay Trust (CBT) grant for \$66,180 from the Prince Georges County Stormwater Stewardship program to fund bioretention along Narragansett Parkway near Muskogee Street. Additionally, the City was also awarded a CBT grant for \$80,960 from the Green Streets, Green Jobs, Green Towns Program to fund a bioswale along Rhode Island Ave between Greenbelt Road and Techumseh Street.

The City worked with the Low Impact Development Center (LIDC), headquartered in Beltsville, to design the projects and manage the permit process. Throughout the process, planting plans for both projects have been reviewed by the Tree and Landscape Board. For implementation, it was determined that grouping both projects together would be the most efficient and economical method of procuring construction.

At the advice of the LIDC, staff contacted Corvias, the prime contractor for the Prince Georges Clean Water Partnership (CWP). Under the CWP, Corvias is currently implementing and maintaining \$100 million in stormwater projects throughout the County. Due to the relative size of the City's projects, Corvias recommended one of their certified subcontractors, Stormwater Maintenance, LLC (SWM). The firm is currently under contract with several local jurisdictions and the City can receive favorable terms by riding an existing contract from a larger jurisdiction, in this case, a contract from Harford County, Maryland.

Pending Council approval and final permit sign-off from the County, construction is expected to commence by September/ October and all work should be completed by December. Outreach to nearby property owners will be conducted before work begins.

Fiscal Impact:

Design and construction of both projects is covered by grant funding and the City's Green Streets Capital Improvement Program (CIP). Future maintenance under the CWP is being pursued, but if this is not possible, maintenance will be provided by the City.

Council Options:

1. Approve contract with Stormwater Maintenance, LLC.
2. Request revisions to contract with SWM.
3. Defer decision at this time.

Staff Recommendation:

#1

Recommended Motion:

I move to approve the contract with the Stormwater Maintenance, LLC for the Narragansett Parkway and Rhode Island Avenue projects, in an amount not to exceed \$155,000, subject to final review and approval by the City Attorney.

Attachments:

1. Plans for Narragansett Parkway Bioretention
2. Plans for Rhode Island Ave Bioswale

SHEET INDEX

C-0.00	COVER SHEET
C-1.01	EXISTING CONDITIONS PLAN
C-1.02	STORM DRAIN PLAN
C-1.03	STORM DRAIN DETAILS
C-1.03A	STORM DRAIN DETAILS
C-3.00	DRAINAGE AREA PLAN
L-1.01	LANDSCAPE PLAN

NOTES:

- TOPOGRAPHY FROM PG GIS DATED: 2012 ADDITIONAL TOPOGRAPHY AND SURVEY FOR STRUCTURES AND SPOT ELEVATIONS PROVIDED BY SOLTESZ ASSOCIATES DATED: JUNE 2015. DATUM: NGVD 88.
- LIMIT OF DISTURBANCE: 2,257 SF
- CUT: 85 CY
- FILL: 25 CY

GENERAL STORM DRAIN AND PAVING NOTES

- INFORMATION CONCERNING UNDERGROUND UTILITIES WAS OBTAINED FROM AVAILABLE RECORDS, BUT THE CONTRACTOR MUST DETERMINE THE EXACT LOCATION AND ELEVATION OF THE MAINS BY DIGGING TEST PITS BY HAND OR VACUUM. AT UTILITY CROSSINGS WELL IN ADVANCE OF TRENCHING. IF CLEARANCES TO WATER AND SEWER LINES ARE LESS THAN SHOWN ON THIS PLAN, OR LESS THAN TWELVE (12) INCHES, CONTACT THE DEPARTMENT OF PERMITTING INSPECTION AND ENFORCEMENT (DPIE) INSPECTOR BEFORE PROCEEDING WITH CONSTRUCTION.
- ALL STORM DRAINS SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITION OF THE STORMWATER MANAGEMENT STANDARDS AND SPECIFICATIONS OF PRINCE GEORGE'S COUNTY DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION.
- FOR TYPES OF STORM DRAIN STRUCTURES, REFER TO THE LATEST STANDARD DETAILS OF PRINCE GEORGE'S COUNTY DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION, UNLESS OTHERWISE NOTED.
- ALL ROADWAY CONSTRUCTION SHALL BE PERFORMED IN ACCORDANCE WITH THE FOLLOWING: THE DPW&T SPECIFICATIONS AND STANDARDS FOR ROADWAYS AND BRIDGES; THE PRINCE GEORGE'S COUNTY CODE, SUBTITLE 23, ROAD ORDINANCE; AND THE PRINCE GEORGE'S COUNTY POLICY AND SPECIFICATION FOR UTILITY INSTALLATION AND MAINTENANCE.
- PRIOR TO DIGGING WITHIN THE PUBLIC RIGHT-OF-WAY, CALL "MISS UTILITY" TOLL FREE AT (800) 257-7777 FOR UTILITY LOCATION AT LEAST 48 HOURS BEFORE BEGINNING CONSTRUCTION.
- PRIOR TO PERMIT ISSUANCE AND STARTING ANY WORK SHOWN ON THIS PLAN, THE PERMITTEE SHALL ARRANGE A PRE-CONSTRUCTION MEETING WITH THE DPIE INSPECTOR BY CALLING (301) 883-5730. AN INITIAL INSPECTION IS REQUIRED PRIOR TO FULL MASS GRADING OF THE SITE.
- IN ACCORDANCE WITH SECTION 23-128, THE COUNTY'S ROAD ORDINANCE, A PROJECT SIGN SHALL BE POSTED PROMINENTLY DESCRIBING THE FOLLOWING:
 - SUBDIVISION NAME (AS SHOWN ON PERMIT APPLICATION)
 - OWNER/PERMITTEE NAME
 - OWNER/PERMITTEE ADDRESS AND PHONE
 - DPW&T PERMIT NUMBER
- ALL ELEVATIONS SHOWN ON THIS PLAN ARE IN ACCORDANCE WITH THE FOLLOWING: HORIZONTAL—MARYLAND COORDINATE SYSTEM (STATE PLANE GRID) BASED ON NORTH AMERICAN DATUM OF 1983 (NAD 83); NATIONAL GEODOTIC VERTICAL DATUM OF 1929 (NGVD 29).
- TEMPORARY TRAFFIC CONTROL AND PERMANENT TRAFFIC SIGNS SHALL CONFORM TO THE LATEST EDITION OF THE FEDERAL HIGHWAY ADMINISTRATION'S MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (MUTCD).
- IT SHALL BE THE RESPONSIBILITY OF THE PERMITTEE TO ARRANGE FOR THE ADJUSTMENT OR RELOCATION OF ALL UTILITIES.
- ALL UNSUITABLE MATERIAL MUST BE REMOVED AND REPLACED WITH SUITABLE MATERIAL TO A DEPTH AS DIRECTED BY THE GEOTECHNICAL ENGINEER, THE DPW&T INSPECTOR, AND/OR THE DEPARTMENT'S ENGINEER.
- EXCAVATION AND PLACEMENT OF FILL MATERIAL SHALL BE PERFORMED UNDER THE SUPERVISION OF A MARYLAND-LICENSED ENGINEER.
- THE PERMITTEE WILL BE REQUIRED TO FURNISH COMPACTION REPORTS CERTIFIED BY A MARYLAND-LICENSED ENGINEER ON EACH LAYER OF FILL MATERIAL PRIOR TO PLACING SUBSEQUENT LAYERS.
- DURING THE PLACEMENT OF A STANDARD PAVEMENT SECTION, NO PAVEMENT COURSE OR STONE LIFT SHALL BE PLACED UNTIL THE UNDERLYING COURSE OR SUBGRADE IS APPROVED BY THE DPW&T INSPECTOR. THE APPROVAL SHALL EXPIRE IF TRAFFIC OR INCLEMENT WEATHER AFFECTS THE SITE PRIOR TO PAVING.
- AS SOON AS THE ASPHALT BASE COURSE IS APPROVED, THE INTERMEDIATE ASPHALT COURSE SHALL BE PLACED IMMEDIATELY OVER IT TO FORM A PROTECTIVE SEAL.
- TEMPORARY STREET NAME SIGN INSTALLATION AND MAINTENANCE IS THE OBLIGATION OF THE PERMITTEE ONCE BASE PAVING IS COMPLETED.
- WHERE ROADWAY CONSTRUCTION IS ON OR IN THE VICINITY OF AN EXISTING ROAD, IN-KIND PAVEMENT MARKING AND STRIPING REPLACEMENT (E.G., THERMOPLASTIC, PAINTED, ETC.) ARE REQUIRED. ALSO, APPROPRIATE PAVEMENT MARKING AND STRIPING SHALL BE PROVIDED IN THE AREA OF PAVEMENT WIDENING AND/OR RECONSTRUCTION AND/OR OVERLAY OF AN EXISTING ROAD.
- SAW CUT AND MILL A 2-INCH DEEP, 10-FOOT-WIDE NOTCH AT EXISTING EDGE OF PAVEMENT WHERE IT IS NECESSARY TO CONNECT TO OR TO EXTEND AN EXISTING ROAD. OVERLAY AT POINT OF TIE-IN TO ENSURE A SMOOTH TRANSITION AND POSITIVE DRAINAGE.
- WHERE IT IS NECESSARY TO WIDEN AN EXISTING ROAD, AND MILLING AND OVERLAY REQUIREMENTS HAVE BEEN WAIVED OR REDUCED, THE WIDENING AND THE EDGE TREATMENT OF EXISTING ROAD SHALL BE CONSTRUCTED IN ACCORDANCE WITH DPW&T STANDARD NO. 300.20 UNLESS OTHERWISE DIRECTED BY THE DEPARTMENT.
- ALL RESIDENTIAL ROADWAY FILLET RADII SHALL BE AT LEAST 37 FEET, UNLESS OTHERWISE NOTED. ROADWAYS WITH HIGHER CLASSIFICATION REQUIRE 45 FEET AND/OR 50 FEET RADII.
- AN UNDERDRAIN SYSTEM IS REQUIRED FOR THE FULL LENGTH OF ALL PROPOSED AND MODIFIED ROADWAYS, ON BOTH SIDES, AND TO THE LIMITS OF THE PERMIT SHOWN ON THIS PLAN.
- ALL CURB AND GUTTER SHALL BE CONSTRUCTED IN ACCORDANCE WITH DPW&T STANDARDS NO. 300.01 THROUGH 300.04 UNLESS OTHERWISE DIRECTED BY THE DEPARTMENT.
- BRICK CHANNELIZATION IS REQUIRED IN ALL PUBLIC DPW&T STORM DRAIN STRUCTURES. CONCRETE CHANNELIZATION IS NOT ALLOWED.
- POSITIVE DRAINAGE SHALL BE MAINTAINED THROUGHOUT THE AREA COVERED BY THIS PERMIT AND THROUGH ADJACENT PROPERTY FRONTAGES.
- ALL UNPAVED AREAS WITHIN THE RIGHT-OF-WAY SHALL BE SODDED.
- ALL SIDEWALK RAMP SHOWN ON THIS PLAN SHALL BE CONSTRUCTED IN ACCORDANCE WITH DPW&T STANDARDS 300.05 THROUGH 300.10 AND SHALL COMPLY WITH THE LATEST REVISION TO THE FEDERAL ACCESSIBILITY GUIDELINES OF THE AMERICANS WITH DISABILITIES ACT.
- ALL SIDEWALKS SHOWN ON THIS PLAN SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST DPW&T STANDARDS AND SHALL COMPLY WITH THE LATEST REVISION TO THE FEDERAL ACCESSIBILITY GUIDELINES OF AMERICANS WITH DISABILITIES ACT.
- ALL SIDEWALKS (EXCEPT AS NOTED HEREIN) ARE TO BE CONSTRUCTED BY THE SITE DEVELOPER.
- SIDEWALKS ALONG FRONTAGES OF OPEN-SPACE PARCELS AND THOSE NOT COVERED BY A SINGLE-FAMILY BUILDING PERMIT SHALL BE CONSTRUCTED UNDER THIS STREET CONSTRUCTION PERMIT.
- THE WIDTH OF A RESIDENTIAL DRIVEWAY APRON AT THE PROPERTY LINE SHALL NOT BE LESS THAN THE WIDTH OF THE ON-SITE PARKING PAD AT ITS WIDEST POINT, A MAXIMUM WIDTH OF 20 FEET, AND A MINIMUM WIDTH OF 10 FEET. A RESIDENTIAL DRIVEWAY APRON FLARE SHALL NOT BE CONSTRUCTED CLOSER THAN 3.5 FEET TO THE NEAREST ADJUTING PROPERTY LINE.
- ALL DRIVEWAY APRONS ARE TO BE CONSTRUCTED BY THE SITE DEVELOPER.

32) ENSURE THAT STREET TREES ARE NO CLOSER THAN 1 FOOT TO THE RIGHT-OF-WAY LINE, IN AN OPEN SPACE SECTION CONFIGURATION, AND NO CLOSER THAN 15 FEET FROM STREET LIGHT OR POLE, AND OF APPROPRIATE HEIGHT SO AS NOT TO INTERFERE WITH EXISTING OR PROPOSED OVERHEAD UTILITY LINES. ALL STREETSCAPE PLANTING SHALL BE IN ACCORDANCE WITH DPW&T STANDARDS 600.01 THROUGH 600.20 UNLESS DIRECTED OTHERWISE BY THE DEPARTMENT.

33) PAVEMENT QUALITY CONTROL AND CORING WILL BE REQUIRED OF THE PERMITTEE FOR ALL PAVEMENT COURSES USING THE FOLLOWING PROCESS:

a. PRIOR TO PAVING, PERMITTEE/PAVING CONTRACTOR SHALL ELECTRONICALLY NOTIFY INSPECTOR OF PAVING DATES (FAX CAN OCCASIONALLY BE ACCEPTED), AND PROVIDE INFORMATION NEEDED FOR CORE TESTING REQUEST (CTR FORM #1). DPW&T INSPECTOR FILLS OUT THE CTR FORM THEN SENDS IT TO THE MATERIALS LAB.

b. CONTRACTORS, WHO ARE NEW TO THE MATERIALS LAB, SHALL ELECTRONICALLY SUBMIT QC PLANS TO IT, AND ARRANGE TO BE INITIATED BY IT PRIOR TO PAVING.

c. THE PERMITTEE/PAVING CONTRACTOR MUST PROVIDE A MD-CERTIFIED FIELD TECHNICIAN FOR DAILY QUALITY CONTROL (QC) TESTING DURING THE ENTIRE PAVING OPERATION (NOT JUST ITS END). FIELD TECHNICIAN SHALL BE ADEQUATELY EQUIPPED WITH A PHONE, CALIBRATED THERMOMETER, AND A CALIBRATED THIN-LIFT DENSITY GAUGE FOR QC AND INSPECTOR-REQUESTED TESTING.

d. HMA DENSITY GAUGES SHALL BE VALIDATED AND CALIBRATED DAILY (SHA 504.03.10, A.2), SO THEIR READINGS CAN BE ACCEPTED FOR COURSE PLACED WITH A TOTAL TONNAGE UNDER 200 TONS OR ACCEPTABLE THICKNESS UNDER 1.2' DUE TO PATCHING, WEDGE & LEVELING, BRIDGE DECKS, ... ETC.

e. FIELD TECH SHALL CALL THE MATERIALS LAB WITH DATE & TIME OF CORE CUTTING SO IT CAN BE WITNESSED, AND CORES & HMA SAMPLES CAN BE RECEIVED ON SITE BY A LAB INSPECTOR.

f. INSPECTOR RANDOMLY SELECTS & MARKS CORE LOCATIONS IN THE FIELD; NOTES THEM DOWN ON THE CTR STATING STREET'S NAME AND ADDRESS, LOT #, STA #, OR DISTANCE FROM NEAREST INTERSECTION, THEN FAXES THE CTR AGAIN TO THE LAB, AND GIVES TO FIELD TECH BOXES FOR ONLY PR. GEORGE'S COUNTY HMA SAMPLES.

g. FIELD TECH SHALL CHECK DELIVERY TICKETS FOR COUNTY-REQUIRED INFO, COLLECT AT LEAST ONE BEHIND-THE-PAVER HMA SAMPLE/MIX/DAY, AND CUT AT LEAST 5 CORES/MIX/DAY BUT NO LESS THAN 2 CORES FROM EACH STREET, UNLESS OTHERWISE INSTRUCTED BY AN INSPECTOR. THEN HAND OVER THE SAMPLES TO DPW&T INSPECTOR NO LATER THAN ONE (1) BUSINESS DAY FROM THE PAVING.

h. IF, AT THE LAB'S DISCRETION, THE CORES' CUTTING IS NOT WITNESSED, CORES SHALL BE RECEIVED IN THE LAB, IN ONE BUSINESS DAY FROM PAVING, AS LONG AS THEY ARE NUMBERED AND WELL IDENTIFIED ON FORM #2 BY: PROJECT NAME, STREET NAME, CORE LOCATION, PAVING DATE, CORING DATE, MIX CODE, ... ETC. IF NOT PROPERLY IDENTIFIED, CORES WILL NOT BE ACCEPTED.

i. IF, AT THE LAB'S DISCRETION, A BEHIND-THE-PAVER HMA SAMPLE IS NOT RECEIVED ON SITE, IT SHALL BE TAKEN IN THE LAB ALONG WITH CERTIFIED DELIVERY TICKETS, IN ONE (1) BUSINESS DAY, AND BE IDENTIFIED BY: PROJECT NAME, SAMPLING LOCATION, PAVING DATE, & STATE MIX DESIGNATION. IF NOT PROPERLY LABELED, HMA SAMPLES WILL NOT BE ACCEPTED.

j. IF CORES ARE TESTED AT AN INDEPENDENT THIRD PARTY'S TESTING LAB, THAT LAB MUST BE ASHTO ACCREDITED FOR SPECIFIC TESTS, AND BE INITIATED BY THE MATERIALS LAB, WHICH SHALL BE NOTIFIED (FAX CAN OCCASIONALLY BE ACCEPTED), OF THE TESTING DATE & TIME SO IT MAY WITNESS THE 3RD PARTY TESTING.

k. CORE RESULTS SHALL BE REPORTED ON CORE ANALYSIS (FORM #2), E-MAILED TO MATERIALS LAB & INSPECTOR NO LATER THAN ONE BUSINESS DAY FROM TESTING (ONE DAY FROM CUTTING FOR COMPANION CORES), AND MAILED OUT TO PERMITTEE.

l. FIELD TECHNICIANS AND THIRD PARTY TESTING LABS SHALL MAINTAIN A LOG OF THEIR TEST RESULTS, RECOMMENDATIONS, AND ACTIONS TAKEN TO CORRECT THE PROBLEMS, IF ANY. THE LOG SHALL BE AVAILABLE TO DPW&T FOR REVIEW UPON ANY DPW&T INSPECTOR'S REQUEST.

34) PERMITTEE SHALL SUBMIT PROPERTY CORNER CERTIFICATIONS AND UTILIZE METAL PROPERTY MARKERS PER PRINCE GEORGE'S COUNTY CODE, SECTION 24-120, PRIOR TO ACCEPTANCE OF STREETS.

35) WASHINGTON SUBURBAN SANITARY COMMISSION 200 FOOT SHEET NO.: 212 NE 05

36) DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION SITE CONCEPT APPROVAL NUMBER:

37) SEDIMENT CONTROL APPROVAL NUMBER: N/A

38) PRELIMINARY PLAN APPROVAL NUMBER: N/A

39) RECORD PLAT RECORDING NUMBER:

40) APPROVED STREET GRADE ESTABLISHMENT INFORMATION: ORIGINAL STREET NAME APPROVAL NUMBER

41) AT THE TIME OF PERMIT RELEASE, THE FOLLOWING MINIMUM SUBMITTAL REQUIREMENTS WHERE APPLICABLE SHALL APPLY:

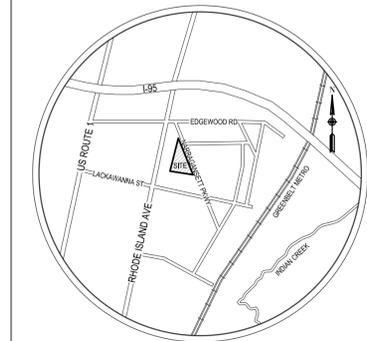
- WASHINGTON SUBURBAN SANITARY COMMISSION PAVING CLEARANCE CERTIFICATION;
- BITUMINOUS CONCRETE CORE CERTIFICATIONS, ALL PAVEMENT COURSES;
- PROPERTY MARKER CERTIFICATION;
- DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION LETTER APPROVING STORM DRAIN AS-BUILT;
- TREE APPROVAL AND TREE BOND POSTED, IF NECESSARY;
- STREET LIGHT PROOF OF PAYMENT (MUST BE ACCOMPANIED BY A MEMORANDUM FROM DPW&T'S TRAFFIC SAFETY DIVISION ACCEPTING THE PROOF OF PAYMENT); AND
- PROOF STATEMENT THAT ALL FINANCIAL MATTERS HAVE BEEN SETTLED.

42) THE PERMITTEE IS RESPONSIBLE FOR THE DESIGN AND INSTALLATION OF ALL TRAFFIC SIGNS, TRAFFIC SIGNALS, AND ROADWAY MARKINGS FOR ROADWAY IMPROVEMENTS ON SUBDIVISION ACCESS ROADS WHICH INCLUDE ARTERIAL, COLLECTOR, INDUSTRIAL, AND ANY NECESSARY OFFSITE CONDITIONS WHICH REQUIRE ROADWAY IMPROVEMENTS. THE DESIGN AND/OR CONSTRUCTION DRAWINGS SHALL BE INCLUDED ALONG WITH THE PERMIT PLANS, AND SHALL BE REVIEWED AND APPROVED BY THE DEPARTMENT'S TRAFFIC SAFETY DIVISION PRIOR TO PERMIT ISSUANCE.

43) THE PERMITTEE IS RESPONSIBLE FOR THE DESIGN AND INSTALLATION OF ALL TRAFFIC MARKINGS, TRAFFIC SIGNALS, IF REQUIRED, AND PAYMENT OF FEE FOR STREET NAME SIGNS ON INTERNAL SUBDIVISION STREETS. TRAFFIC SIGNS WILL BE FURNISHED AND INSTALLED BY THE COUNTY.

44) ALL CONCRETE PIPE SYSTEMS 48 INCHES OR LESS SHALL BE INSPECTED WITH A VIDEO CAMERA AS PART OF THE FINAL "AS BUILT" CONSTRUCTION REQUIREMENTS.

45) STABILIZATION PRACTICES ON ALL PROJECTS MUST BE IN COMPLIANCE WITH THE REQUIREMENTS OF COMAR 26.17.1.08 G REGULATIONS BY JANUARY 9, 2013, REGARDLESS OF WHEN AN EROSION AND SEDIMENT CONTROL PLAN WAS APPROVED. FOLLOWING INITIAL SOIL DISTURBANCE OR RE-DISTURBANCE, PERMANENT OR TEMPORARY STABILIZATION MUST BE COMPLETED WITHIN THREE (3) CALENDAR DAYS AS TO THE SURFACE OF ALL PERIMETER DIKES, SWALES, DITCHES, PERIMETER SLOPES, AND ALL SLOPES STEEPER THAN 3 HORIZONTAL TO 1 VERTICAL (3:1); AND SEVEN (7) CALENDAR DAYS AS TO ALL OTHER DISTURBED OR GRADED AREAS ON THE PROJECT SITE NOT UNDER ACTIVE GRADING.



VICINITY MAP

1" = 2000'

ENGINEERS & DRAINAGE CERTIFICATIONS

I HEREBY CERTIFY THAT THIS PLAN CONFORMS TO THE REQUIREMENTS OF SUBTITLE 32, DIVISION 2 OF THE CODE OF PRINCE GEORGE'S COUNTY WATER RESOURCES PROTECTION AND GRADING CODE; AND THAT I OR MY STAFF HAVE INSPECTED THIS SITE AND THAT DRAINAGE FLOWS FROM UPHILL PROPERTIES ONTO THIS SITE, AND FROM THIS SITE ONTO DOWNHILL PROPERTIES, HAVE BEEN ADDRESSED IN SUBSTANTIAL ACCORDANCE WITH APPLICABLE CODES.

SIGNATURE: _____ DATE: _____

NAME: _____

MD. REG. NO.: _____

UTILITY CERTIFICATION

I HEREBY CERTIFY, TO THE BEST OF MY PROFESSIONAL KNOWLEDGE, INFORMATION, AND BELIEF, THAT THE EXISTING AND/OR PROPOSED UNDERGROUND UTILITY INFORMATION SHOWN HEREON HAS BEEN CORRECTLY DUPLICATED FROM UTILITY COMPANY RECORDS. FURTHER, THAT THIS PROJECT HAS BEEN CAREFULLY COORDINATED WITH EACH INVOLVED UTILITY COMPANY AND ALL AVAILABLE UNDERGROUND UTILITY INFORMATION RELATIVE TO THIS PLAN HAS BEEN SOLICITED FROM THEM.

SIGNATURE ENGINEER-IN-CHARGE _____ DATE _____

BMP & ESD AS-BUILT CERTIFICATION

I HEREBY CERTIFY TO THE BEST OF MY KNOWLEDGE AND BELIEF THAT THE STORMWATER MANAGEMENT FACILITIES (BOTH BMP AND ESD) SHOWN ON THE PLANS HAVE BEEN CONSTRUCTED IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS APPROVED BY PRINCE GEORGE'S COUNTY DEPARTMENT OF PERMITTING, INSPECTION AND ENFORCEMENT.

ENGINEERS NAME HERE _____ DATE: _____
MD. REG. P.E. NO. XXXXX

PROFESSIONAL CERTIFICATION

I HEREBY CERTIFY THAT THESE DOCUMENTS WERE PREPARED OR APPROVED BY ME, AND THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MARYLAND, LICENSE NO. _____, EXPIRATION DATE: _____

Professional Certification. I hereby certify that these documents were prepared or approved by me, and that I am a duly licensed professional engineer under the laws of the State of Maryland.
License No. _____
Expiration Date: _____

APPROVED BY _____ DATE _____
CITY ENGINEER - STEVEN E. HALPERN

Prince George's County Government Department of Permitting, Inspections and Enforcement Site/Road Plan Review Division 9400 Peppercorn Place, Suite 420 Largo, Maryland 20774 Final Plan BMP SUMMARY TABLE Revision Date: May 27, 2015																			
POI	LABEL	NAME	MD NORTH	MD EAST	LAND USE	CONSTRUCTION PURPOSE	DRAINAGE AREA (AC)	TOTAL IMPERVIOUS AREA (AC)	NEW IMPERVIOUS AREA (AC)	EXISTING IMPERVIOUS AREA (AC)	PERCENT IMPERVIOUS	Rv	TARGET P _r (IN)	TARGET VOL (FT ³)	DESIGN VOL (FT ³) USING ESD PRACTICES	DESIGN VOL (FT ³) USING STRUCTURAL PRACTICES	MAX ESD VOL (EFT) (EFT)	REV	ON OFF SITE
A	1	Micro-Barricade	490357	113553	Medium Density Residential	REST	0.20	0.20	0.00	0.2	100.0%	0.950	1	224	268	0	268	38	Off Site
B	2	Micro-Barricade	490614	113541	Medium Density Residential	REST	0.06	0.06	0.00	0.06	100.0%	0.950	1	702	725	0	725	38	Off Site

LOW IMPACT DEVELOPMENT CENTER

5000 Sunnyside Avenue, Suite 100
Beltsville, MD 20705
Tel. (301) 982-5559
Fax. (301) 982-9305
www.lowimpactdevelopment.org



SCALE:

MISS UTILITY NOTE

INFORMATION CONCERNING EXISTING UNDERGROUND UTILITIES WAS OBTAINED FROM AVAILABLE RECORDS, BUT THE CONTRACTOR MUST DETERMINE THE EXACT LOCATION AND ELEVATION OF ALL EXISTING UTILITIES AND UTILITY CROSSINGS BY DIGGING TEST PITS BY HAND, WELL IN ADVANCE OF THE START OF EXCAVATION. CONTACT "MISS UTILITY" AT 1-800-257-7777, 48 HOURS PRIOR TO THE START OF EXCAVATION. IF CLEARANCES ARE LESS THAN SHOWN ON THIS PLAN OR TWELVE (12) INCHES, WHOEVER IS LESS, CONTACT THE ENGINEER AND THE UTILITY COMPANY BEFORE PROCEEDING WITH CONSTRUCTION. CLEARANCES LESS THAN NOTED MAY REQUIRE REVISIONS TO THIS PLAN.

REV. NO.	DATE	REVISIONS PRIOR TO APPROVAL

COVER SHEET

FOR PERMIT ONLY

NARRAGANSETT PARKWAY STORMWATER RETROFIT

NARRAGANSETT PARKWAY
COLLEGE PARK, MD 20740
PRINCE GEORGE'S COUNTY, MARYLAND

ISSUE: _____ DATE: 03/29/16

SCALE: _____ SHEET 1 OF 7

FILE NO: _____

DRAFTED: DM

CHECKED: NW

C-0.00

112



SCALE: 1" = 20'
 MD STATE GRID 83/91
 NGVD 88

LEGEND:

— 70 —	EX. CONTOUR
---	EX. PROPERTY LINE
X 66.00	EX. SPOT ELEVATION
○	EX. CANOPY
○ TRE	EX. TREE
○	EX. VEGETATION
— G —	EX. GAS LINE
— W —	EX. WATER LINE
— S —	EX. SANITARY SEWER LINE
— OW —	EX. OVERHEAD WIRE
○	EX. POWER POLE
○	EX. TELEPHONE POLE
○	EX. CURB INLET
○	EX. WATER VALVE
○	EX. GAS VALVE
○	EX. SANITARY SEWER
○	EX. FIRE HYDRANT
—	EX. HEADWALL
—	EX. SIGN
—//—	EX. WOODEN FENCE
UrzA	SOIL TYPE

BMP & ESD AS-BUILT CERTIFICATION

I HEREBY CERTIFY TO THE BEST OF MY KNOWLEDGE AND BELIEF THAT THE STORMWATER MANAGEMENT FACILITIES (BOTH BMP AND ESD) SHOWN ON THE PLANS ABOVE BEEN CONSTRUCTED IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS APPROVED BY PRINCE GEORGE'S COUNTY DEPARTMENT OF PERMITTING, INSPECTION AND ENFORCEMENT.

ENGINEERS NAME HERE _____ DATE: _____
 MD. REG. P.E. NO. XXXXX

PROFESSIONAL CERTIFICATION

I HEREBY CERTIFY THAT THESE DOCUMENTS WERE PREPARED OR APPROVED BY ME, AND THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MARYLAND, LICENSE NO. _____, EXPIRATION DATE: _____.

- NOTES:**
1. TOPOGRAPHY FROM PG GIS DATED: 2012
 ADDITIONAL TOPOGRAPHY AND SURVEY FOR STRUCTURES AND SPOT ELEVATIONS PROVIDED BY SOLTESZ ASSOCIATES DATED: JUNE 2015. DATUM: NGVD 88.

DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT
 PRINCE GEORGE'S COUNTY, MARYLAND
PEER REVIEW APPROVAL STAMP

"I hereby certify that I have successfully completed participation in DPIE's Peer Review Program. I have reviewed these plans in detail and they are in conformance with DPIE's General Specifications and Standards."

APPROVAL DATE: _____
 PEER REVIEWER: _____
 COMPANY NAME: Soltesz, LLC
 PERMIT NUMBER: #36023-2015

Professional Certification. I hereby certify that these documents were prepared or approved by me, and that I am a duly licensed professional engineer under the laws of the State of Maryland.
 License No. _____
 Expiration Date: _____

EXISTING CONDITIONS PLAN
 SCALE: 1"=20'

EXISTING CONDITIONS PLAN
 FOR PERMIT ONLY

**NARRAGANSETT PARKWAY
 STORMWATER RETROFIT**
 NARRAGANSETT PARKWAY
 COLLEGE PARK, MD 20740
 PRINCE GEORGE'S COUNTY, MARYLAND

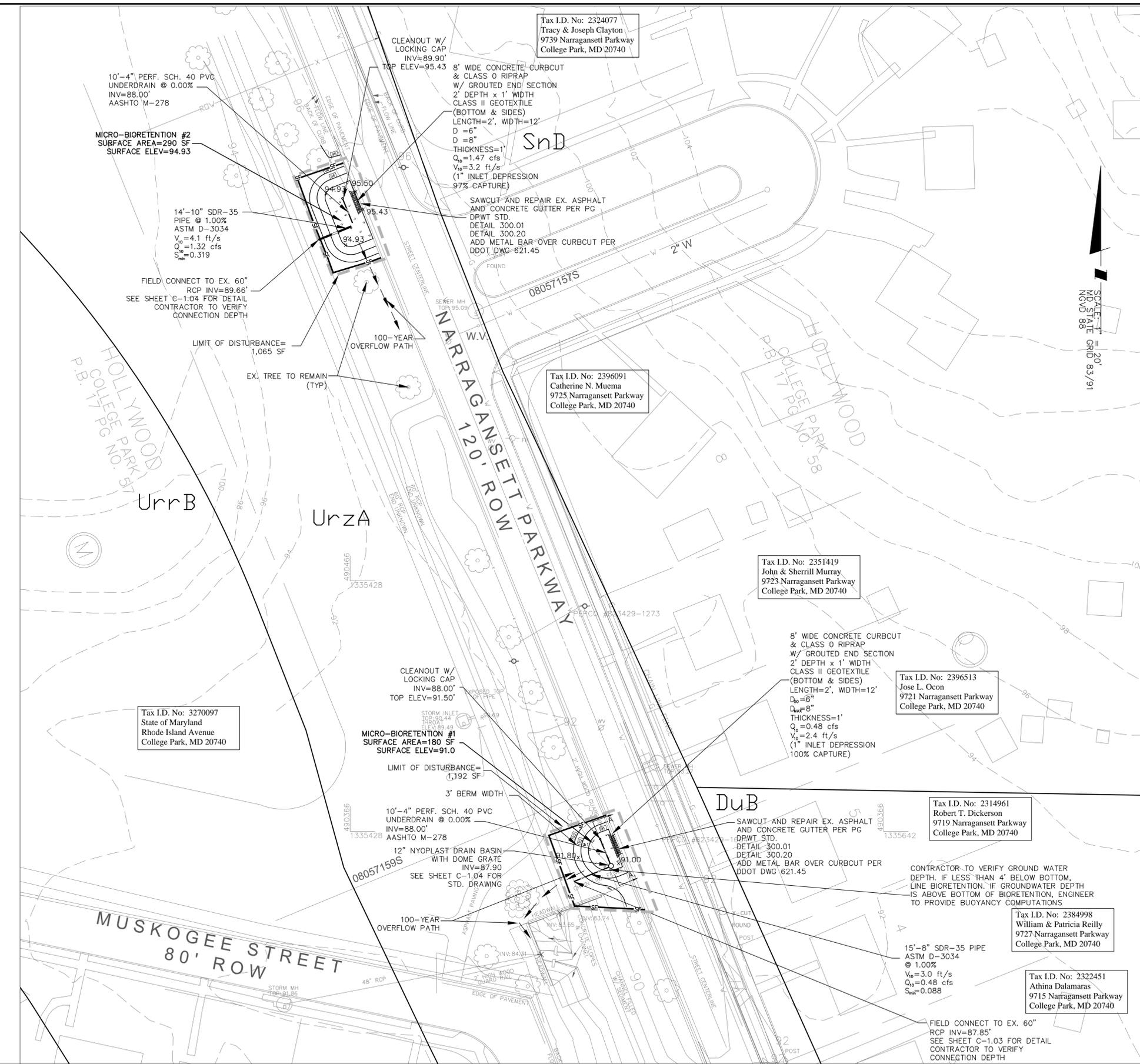
ISSUE:	DATE: 03/29/16
SCALE: 1"=20'	SHEET 2 OF 7
FILE NO:	C-1.01
DRAFTED: DM	
CHECKED: NW	

LOW IMPACT DEVELOPMENT CENTER
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MISS UTILITY NOTE
 INFORMATION CONCERNING EXISTING UNDERGROUND UTILITIES WAS OBTAINED FROM AVAILABLE RECORDS. THE CONTRACTOR MUST DETERMINE THE EXACT LOCATION AND ELEVATION OF ALL EXISTING UTILITIES AND UTILITY CROSSINGS BY DIGGING TEST PITS BY HAND, WELL IN ADVANCE OF THE START OF EXCAVATION. CONTACT "MISS UTILITY" AT 1-800-257-7777, 48 HOURS PRIOR TO THE START OF EXCAVATION. IF CLEARANCES ARE LESS THAN SHOWN ON THIS PLAN OR TWELVE (12) INCHES, WHICHEVER IS LESS, CONTACT THE ENGINEER AND THE UTILITY COMPANY BEFORE PROCEEDING WITH CONSTRUCTION. CLEARANCES LESS THAN NOTED MAY REQUIRE REVISIONS TO THIS PLAN.

REV. NO.	DATE	REVISIONS PRIOR TO APPROVAL



LEGEND:

- 70 — EX. CONTOUR
- - - - EX. PROPERTY LINE
- X 89.00 EX. SPOT ELEVATION
- ☁ EX. CANOPY
- 🌳 EX. TREE
- 🌿 EX. VEGETATION
- G - EX. GAS LINE
- W - EX. WATER LINE
- S - EX. SANITARY SEWER LINE
- OW - EX. OVERHEAD WIRE
- ⊙ EX. POWER POLE
- ⊕ EX. TELEPHONE POLE
- ⊕ EX. CURB INLET
- ⊕ EX. WATER VALVE
- ⊕ EX. GAS VALVE
- ⊕ EX. SANITARY SEWER
- ⊕ EX. FIRE HYDRANT
- ⊕ EX. HEADWALL
- ⊕ EX. SIGN
- // — EX. WOODEN FENCE
- UrzA SOIL TYPE
- - - - PROP. CONTOUR
- ▬▬▬▬ LIMIT OF DISTURBANCE
- ⊕⊕⊕⊕ BMP AREA

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NOTES:

TOPOGRAPHY AND UTILITY LOCATION FROM FIELD SURVEY

MOT AND MILL & OVERLAY REQUIREMENTS TO BE REVIEWED BY CITY OF COLLEGE PARK

DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT
 PRINCE GEORGE'S COUNTY, MARYLAND
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SCALE: 1" = 20'

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REV. NO.	DATE	REVISIONS PRIOR TO APPROVAL

SITE PLAN

FOR PERMIT ONLY

NARRAGANSETT PARKWAY STORMWATER RETROFIT

NARRAGANSETT PARKWAY
 COLLEGE PARK, MD 20740
 PRINCE GEORGE'S COUNTY, MARYLAND

ISSUE:	DATE: 03/29/16
SCALE: 1"=20'	SHEET 3 OF 7
FILE NO:	C-1.02
DRAFTED: DM	
CHECKED: NW	

BMP LINER OPTION FOR HIGH WATER TABLE CONDITION

CATEGORY 300 DRAINAGE PVC LINED PONDS

DESCRIPTION. This work shall consist of furnishing, placing and anchoring of a 30 mil PVC liner within designated pond area as shown in the Contract Documents and as directed by the Engineer.

MATERIALS

Furnished Topsoil	920
Type B Soil Stabilization Matting	920
Staples	920

PVC LINER MATERIAL. The 30 mil PVC Liner shall conform to the following minimum physical properties:

PROPERTY	TEST METHOD	REQUIREMENT
Thickness	D 1583	+/-5%
Specific Gravity (min)	D 792	1.20
100% Modulus (psi, min)	D 882	100
(1 lb. force/in. width, min)		39
Tensile (psi, min)	D 882	2300
(1b. force/in. width, min)		89
Elongation at Break (% min)	D 882	325
Graves Tear (lb./in., min)	D 1904	325
(1b. force/in. width, min)		8
Resistance to Soil Burial (% change max)	D 3083 (NSF Modified)	
(a) Breaking Factor		5
(b) Elongation At Break		20
(c) Modulus at 100% Elongation		20
Impact Cold Crack (I/F)	D 1790	20
Dimensional Stability (% change/max)	D 120 (212/115 min)	5
Water Extraction (% max)	D 3383	0.25
Volatiles Loss (% max)	D 1203	0.70
Hydrostatic Resistance (psi/min)	D 751	182

PVC LINER CERTIFICATION

The Contractor shall certify that the PVC liner material conforms to the physical properties. The PVC Liner Certification shall also include:

- Polymer and composition of the PVC Liner, including additive composition of any coating materials.
- Manufacturer's Quality Control plan including properties, test methods, frequency of testing, tolerances and method of resolution for out-of-specification materials.
- Laboratory test results documenting the physical properties.

- The seam overlap shall be a minimum of 3 ft. and a maximum of 4 ft.
- Adequate ballast (e.g., cover soil, or similar measures that will not damage the liner) shall be placed to prevent uplift by wind. In case of high winds, continuous loading is recommended along edges of panels to minimize risk of wind flow under the panels.
- Only equipment necessary for installation and testing of the liner shall be permitted to come in contact with the liner. This equipment shall be rubber tired with a ground pressure not exceeding 5 psi, and a total weight not exceeding 750 lb.

Weather conditions

PVC liner deployment shall proceed when ambient temperature and material sheet temperature is between 60 and 105 F. Sheet temperature shall be measured on the liner surface by an infrared thermometer or surface contact thermometer.

Liner placement shall not be done during any precipitation, in the presence of excessive moisture, (e.g., snow, fog, rain, dew, mud) or in the presence of excessive winds, as determined by the engineer.

If liner placement is required at ambient temperatures below 60 F, a means of storing the liner in an area that maintains the liner temperature above 60 F shall be provided. This liner temperature shall be maintained until the time of deployment.

Unpacking the panels

The contractor shall notify the Engineer, before the liner is unpacked. Damaged or suspect areas shall be marked for testing and/or repair. Liner that is damaged during deployment (i.e., that cannot be adequately repaired) shall be replaced at no additional cost to the Administration.

Backfilling of the Anchor Trench

The anchor trench shall be backfilled and compacted by the contractor to the satisfaction of the Engineer. Trench backfill material shall be placed in 8 in. thick loose lifts and compacted by wheel rolling with light, rubber-tired or other light compaction equipment.

Care shall be taken when backfilling the trenches to prevent any damage to the PVC liner. At no time shall construction equipment come in direct contact with the liner. If damage occurs, it shall be repaired at no additional cost to the Administration.

Backfilling of PVC Liner

The liner shall be covered with a 2 ft. layer of soil; the first 1.8 ft. shall conform to Common Borrow specifications and the top 4 in. shall be a layer of furnished topsoil. The backfill shall be tamped in place. Permanent type B soil stabilization matting shall be placed over the topsoil.

At no time shall construction equipment come into direct contact with the liner or traverse the backfilled trench. When damage occurs, it shall be repaired by the contractor at no additional cost to the Administration. Compaction shall be to the satisfaction of the Engineer.

STORAGE AND HANDLING

The PVC liner shall remain stored in its original container in a dry area and protected from puncture, dirt, grease, water, mud, mechanical abrasions, excessive heat, extreme cold or other damage. On-site handling of the PVC liner is the responsibility of the Contractor.

Any damage of the PVC liner shall be documented. If the damaged PVC liner cannot be repaired to comply with the specification it shall be removed and replaced at no additional cost to the Administration.

CONSTRUCTION

Construction shall be in conformance with the details shown on the plans or as directed by the Engineer and the following:

Area Subgrade Preparation

Surfaces to be lined shall be smooth and free of all rocks, stones, sticks, sharp objects, or debris of any kind. The surface shall provide a firm, unyielding foundation for the liner with no sudden sharp, or abrupt changes or break in grade. No standing water, mud, snow, or frozen subgrade that has become softened by water or overly dried until it has become properly reconditioned and recompacted. Special care shall be taken to maintain the prepared soil surfaces. The soil surface will be observed daily by the Engineer to evaluate the surface condition. Any damage to the surface caused by weather conditions shall be repaired by the contractor.

Anchor Trench

The anchor trench shall be excavated to the line, grade, and width shown on the construction drawings, prior to liner placement.

If the anchor trench is located in clay susceptible to desiccation, no more than the amount of trench required for the liner to be anchored in one day shall be excavated to minimize desiccation of the anchor trench soils.

Slightly rounded corners shall be provided in the trench where the liner adjusts the trench so as to avoid sharp bends in the liner. No loose soil or rocks shall be allowed to underlie the liner in the anchor trench. Leading edges of the anchor trench shall be smooth and even.

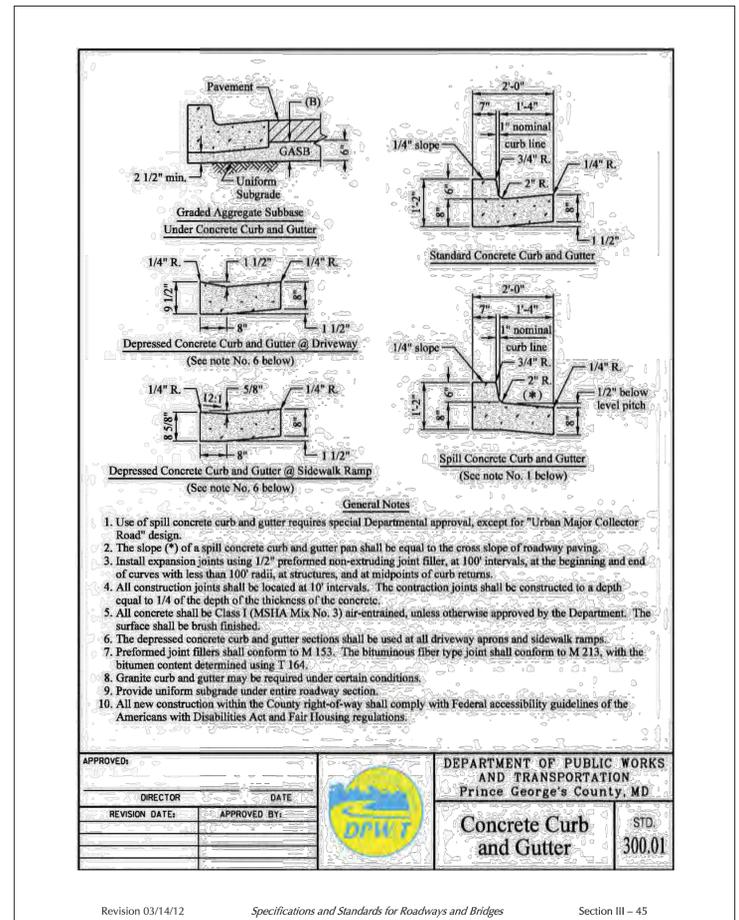
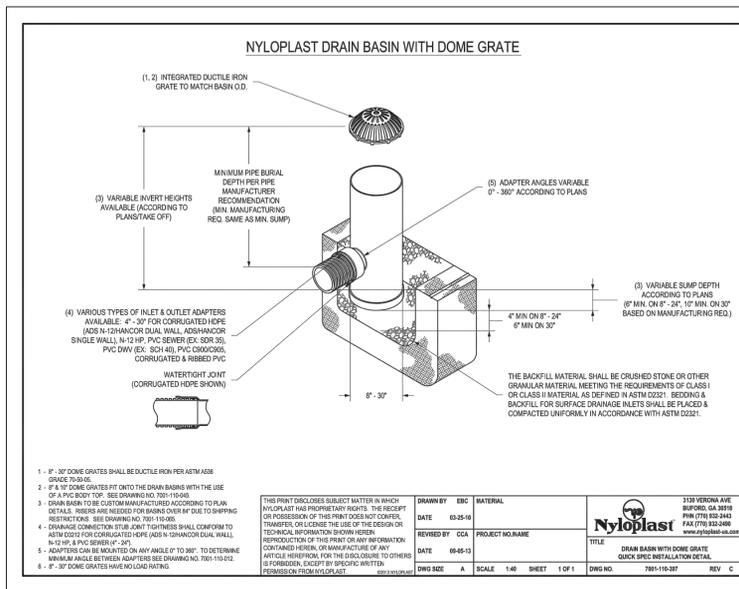
Placement of Liner

- The liner shall be placed down gradient (upstream to downstream) to facilitate over lapping and prevent run off from entering under the placed liner.
- The method used to place the liner panels shall minimize wrinkles (especially differential wrinkles between adjacent panels). Minimum wrinkles shall be allowed to insure the liner is installed in a relaxed condition. Excessive wrinkles which overlap themselves shall not be allowed. Stretching of the liner is not allowed.
- All panels may be repositioned after deployment to conform to the overlap requirements, however, deployment and repositioning measures may eliminate dragging or elongating the PVC liner panels.
- The seam overlap shall be a minimum of 3 ft. and a maximum of 4 ft.

Measurement and Payment

Measurement and payment for the PVC ditch liner will be measured and paid for at the contract unit price per square yard accepted in place. The payment will be full compensation for all excavation, PVC liner, furnished topsoil, backfill, and for all overlap shall not be measured and paid for as separate item. All PVC liner overlap shall be incidental to the cost of PVC liner installation.

Excavation will be measured and paid for at the contract unit price per cubic yard for class 2 excavation for incidental construction.



NOTE: IF THE LENGTH BETWEEN THE END OF THE CURB & GUTTER REPLACEMENT AND THE NEAREST JOINT IN THE EXISTING CURB & GUTTER IS LESS THAN 5', REMOVE THE EXISTING CURB AND GUTTER TO THE NEXT JOINT (BEYOND THE NEAREST) AND INSTALL EXPANSION JOINT. IF THE LENGTH BETWEEN THE END OF CURB & GUTTER REPLACEMENT AND THE NEAREST JOINT IN THE EXISTING CURB & GUTTER IS GREATER THAN OR EQUAL TO 5', CUT THE EXISTING CURB AND GUTTER TO A NEAT LINE AND INSTALL EXPANSION JOINT.

BMP & ESD AS-BUILT CERTIFICATION

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ENGINEERS NAME HERE: _____ DATE: _____
MD. REG. P.E. NO. XXXXX

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MATERIALS QUANTITIES:

MULCH	- 4 cu. yd.
PEA GRAVEL	- 6 cu. yd.
#57 STONE	- 16 cu. yd.
FILTER MEDIA	- 56 cu. yd.
10" SDR-35 PIPE	- 14 ft
8" SDR-35 PIPE	- 15 ft
4" PERF. SCH 40 PVC	- 20 ft

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NOT TO SCALE

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STORM DRAIN DETAILS

FOR PERMIT ONLY

NARRAGANSETT PARKWAY STORMWATER RETROFIT

NARRAGANSETT PARKWAY
COLLEGE PARK, MD 20740
PRINCE GEORGE'S COUNTY, MARYLAND

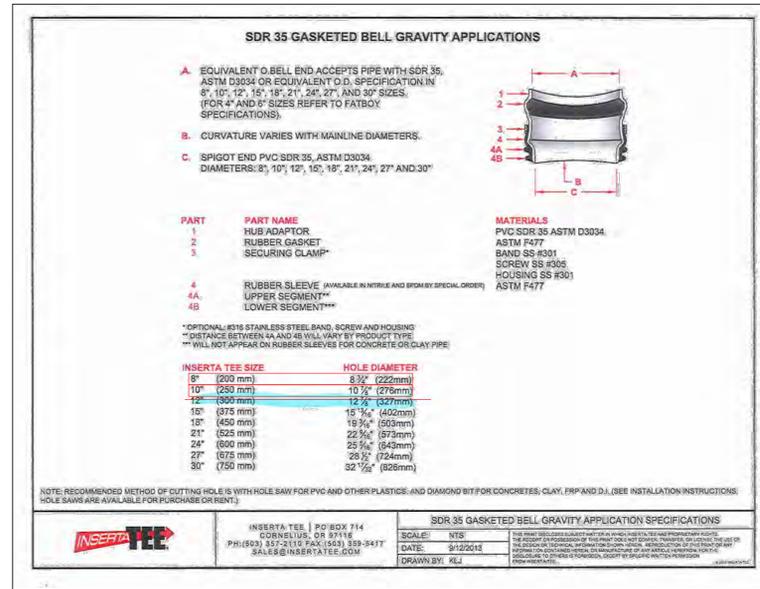
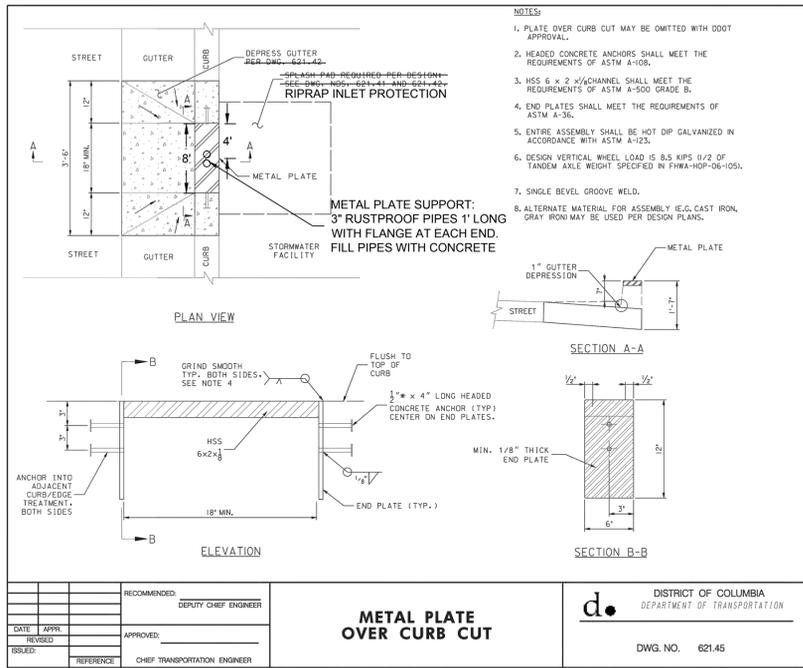
ISSUE:	DATE: 03/29/16
SCALE:	SHEET 4 OF 7
FILE NO:	1.03
DRAFTED: DM	
CHECKED: NW	

**DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT
PRINCE GEORGE'S COUNTY, MARYLAND
PEER REVIEW APPROVAL STAMP**

*I hereby certify that I have successfully completed participation in DPIE's Peer Review Program. I have reviewed these plans in detail and they are in conformance with DPIE's General Specifications and Standards.

APPROVAL DATE: _____
PEER REVIEWER: _____
COMPANY NAME: Soltesz, LLC
PERMIT NUMBER: #36023-2015

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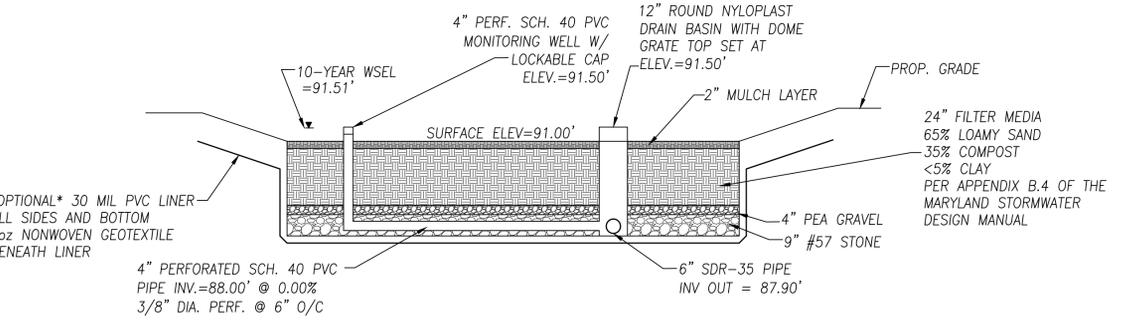
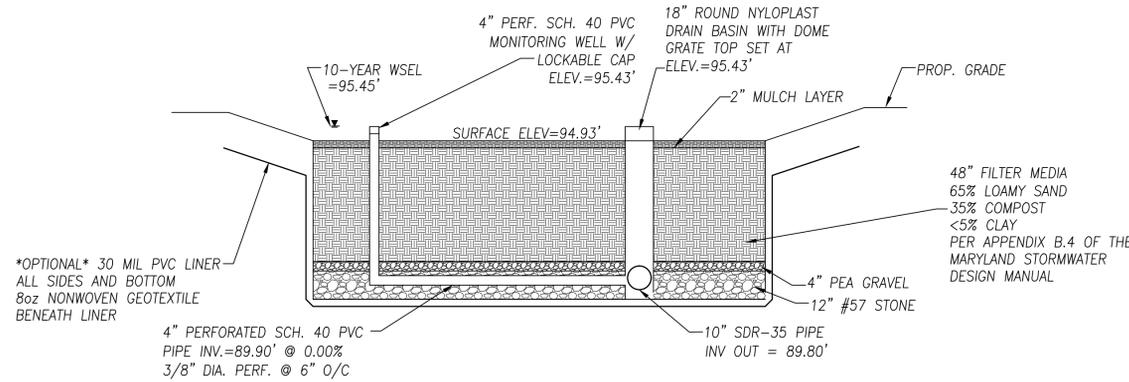
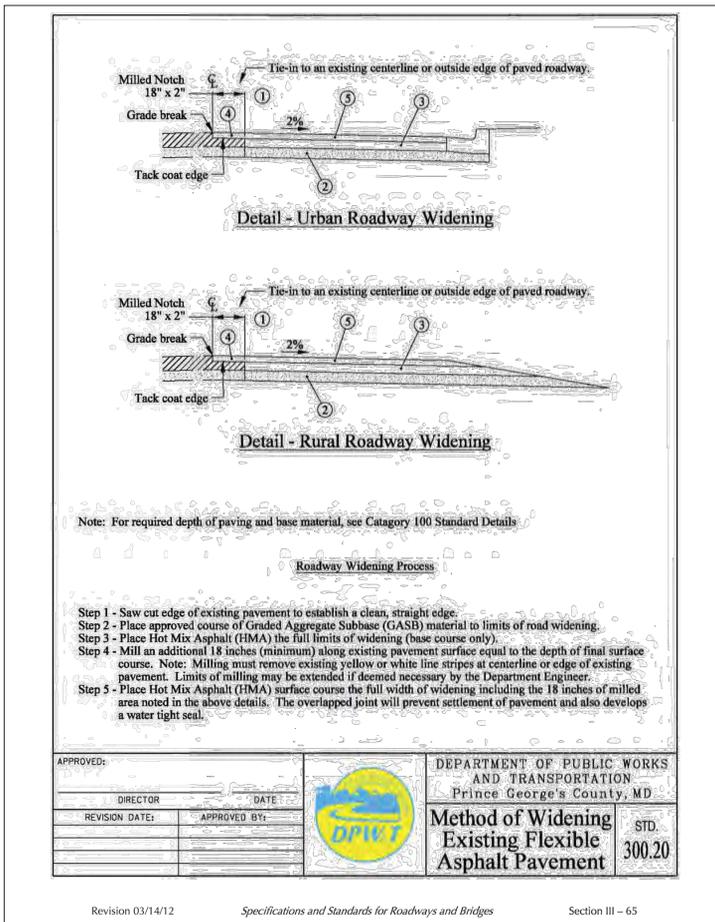
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NOTE: FOR CURB & GUTTER REPLACEMENT/REPAIR, A MINIMUM 2' STRIP OF FULL DEPTH PAVEMENT MUST ALSO BE REPLACED

PAVING SECTION TO BE DETERMINED BY IN FIELD INVESTIGATION, AND APPROVED BY CITY OF COLLEGE PARK

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DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT
PRINCE GEORGE'S COUNTY, MARYLAND
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PEER REVIEWER: _____
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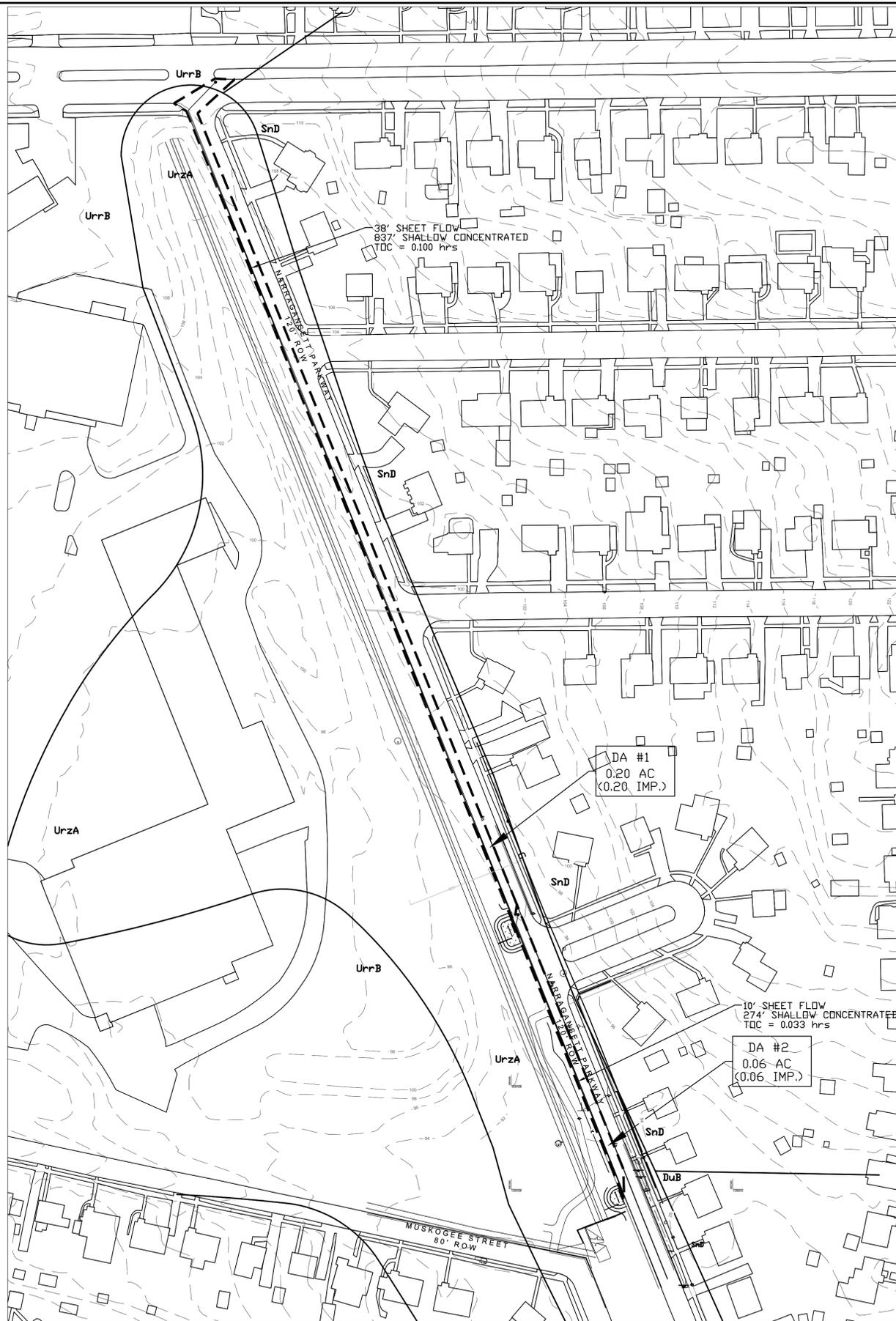
STORM DRAIN DETAILS

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ISSUE:	DATE: 03/29/16
SCALE:	SHEET 5 OF 7
FILE NO:	1.03A
DRAFTED: DM	
CHECKED: NW	



DRAINAGE AREA TABLE

DRAINAGE AREA	TOTAL AREA (acres)	IMP. AREA (acres)	OWNERSHIP	TREATMENT	CN	TOC
DA #1	0.20	0.20	PUBLIC	MICROBIO #2	98	.1 hr
DA #2	0.06	0.06	PUBLIC	MICROBIO #1	98	.1 hr

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DRAINAGE AREA PLAN
SCALE: 1"=60'



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SCALE: 1"=60'

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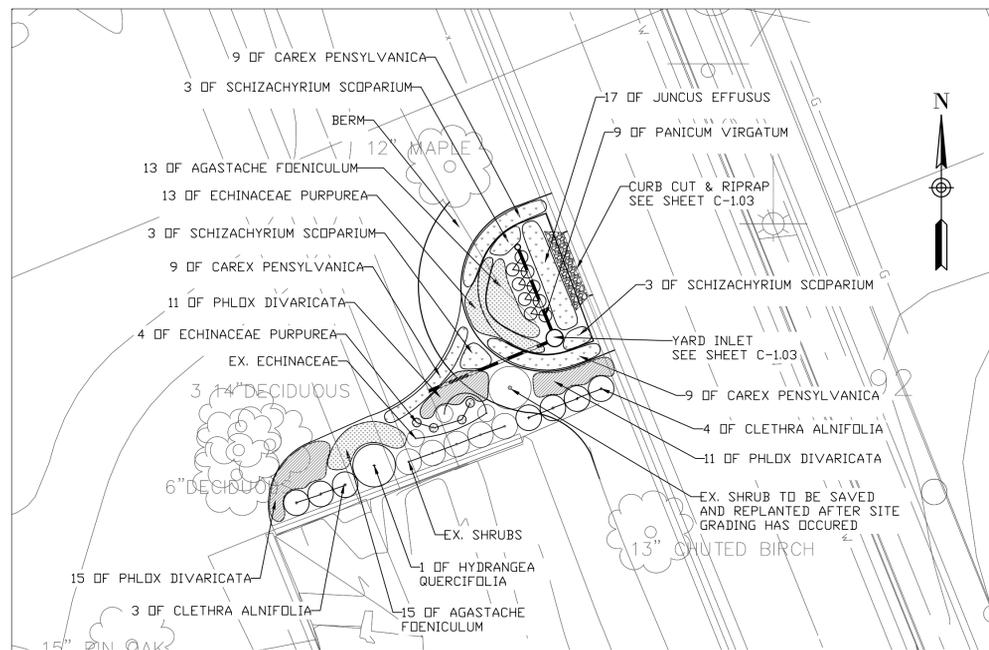
DRAINAGE AREA PLAN

FOR PERMIT ONLY

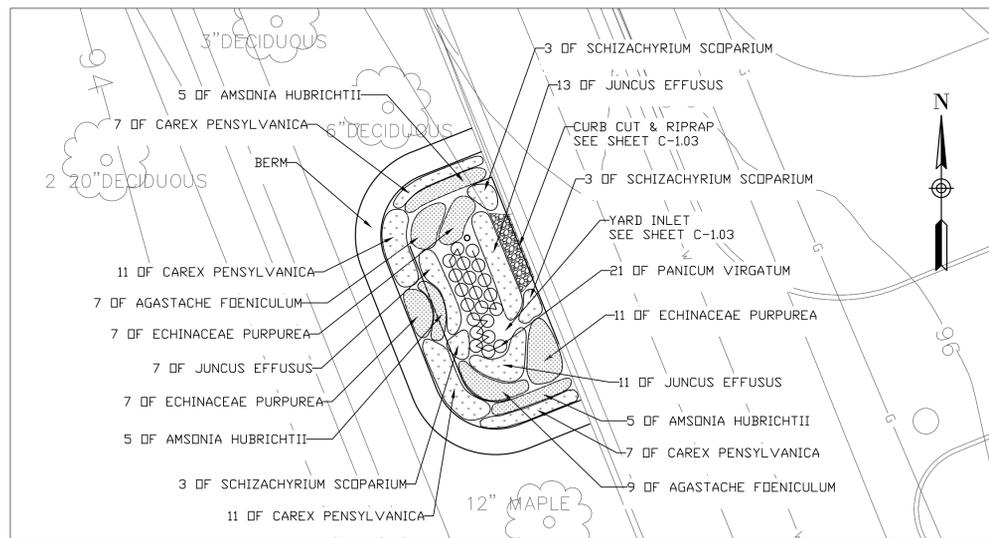
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PRINCE GEORGE'S COUNTY, MARYLAND

ISSUE:	DATE: 12/03/15
SCALE: 1"=60'	SHEET 6 OF 7
FILE NO:	C-3.00
DRAFTED: DM	
CHECKED: NW	



LANDSCAPE PLAN: BIORETENTION AND ADJACENT PLANTING BED
SCALE: 1"=10'

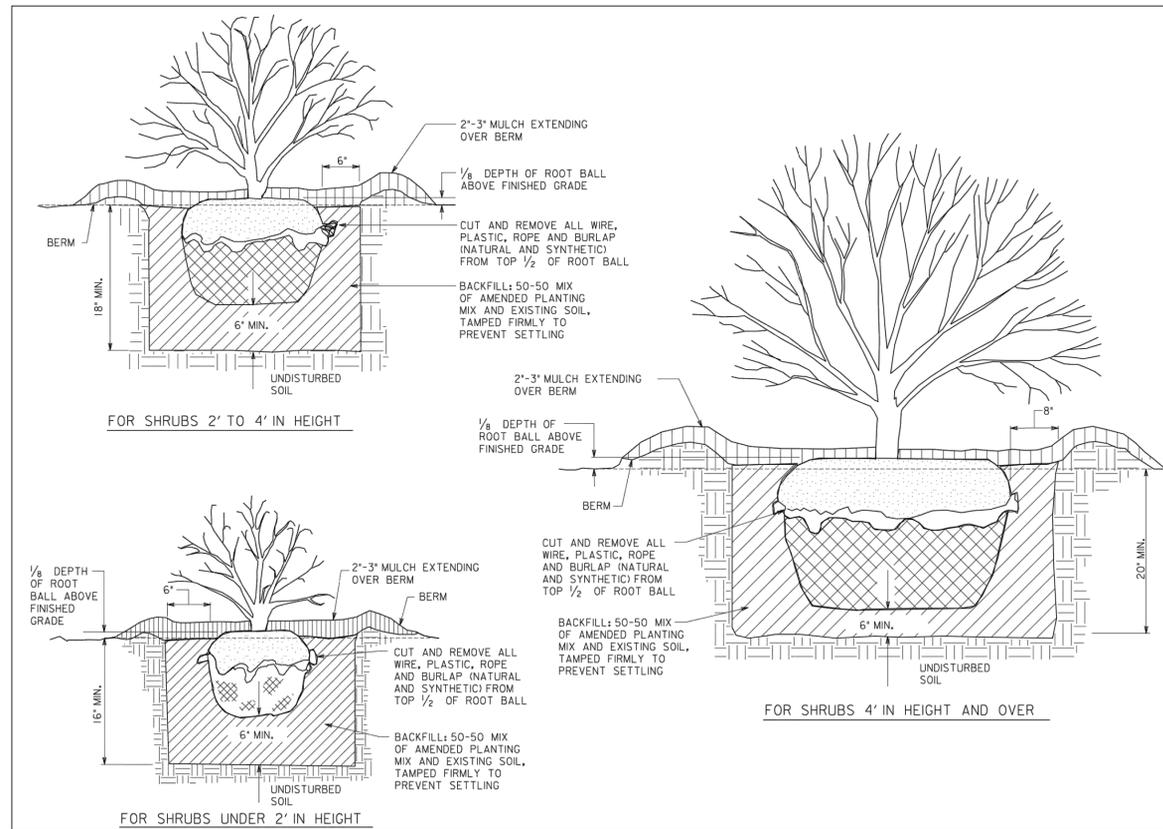


LANDSCAPE PLAN: BIORETENTION
SCALE: 1"=10'

PLANT LIST				
TYPE	QTY	LATIN NAME	COMMON NAME	SIZE/SPACING
SHRUBS	7	CLETHRA ALNIFOLIA	SUMMERSWEET	3 gal. @ 36" o.c.
	1	HYDRANGEA QUERCIFOLIA	OAKLEAF HYDRANGEA	3 gal.
PERENNIALS	44	AGASTACHE FOENICULUM	BLUE GIANT HYSSOP	1 gal. @ 18" o.c.
	15	AMSONIA HUBRICHTII	BLUE STAR	1 gal. @ 18" o.c.
	42	ECHINACEAE PURPUREA	PURPLE CONEFLOWER	1 gal. @ 18" o.c.
	37	PHLOX DIVARICATA	WOODLAND PHLOX	1 gal. @ 18" o.c.
GRASSES	63	CAREX PENNSYLVANICA	PENNSYLVANIA SEDGE	1 gal. @ 18" o.c.
	48	JUNCUS EFFUSUS	SOFT RUSH	1 gal. @ 18" o.c.
	30	PANICUM VIRGATUM 'SQUAW'	SWITCHGRASS	1 gal. @ 18" o.c.

LEGEND:

- 70 — EX. CONTOUR
- - - EX. PROPERTY LINE
- X 09.00 EX. SPOT ELEVATION
- 17.00 EX. TREE
- EX. VEGETATION
- G - EX. GAS LINE
- W - EX. WATER LINE
- S - EX. SANITARY SEWER LINE
- OW - EX. OVERHEAD WIRE
- EX. POWER POLE
- EX. TELEPHONE POLE
- EX. CURB INLET
- EX. WATER VALVE
- EX. GAS VALVE
- EX. SANITARY SEWER
- EX. FIRE HYDRANT
- EX. HEADWALL
- EX. SIGN
- // — EX. WOODEN FENCE
- EX. SHRUB
- SHRUB
- PERENNIAL
- GRASS
- GROUND COVER



LANDSCAPE SPECIFICATIONS

A. PLANT MATERIALS

THE LANDSCAPE CONTRACTOR SHALL FURNISH AND INSTALL AND/OR DIG, BALL, BURLAP, AND TRANSPLANT ALL OF THE PLANT MATERIALS CALLED FOR ON THE DRAWINGS AND/OR LISTED IN THE PLANT SCHEDULE.

B. PLANT NAMES

PLANT NAMES USED IN THE PLANT SCHEDULE SHALL BE IDENTIFIED IN ACCORDANCE WITH HORTUS THIRD, BY L.H. BAILEY, 1976.

C. PLANT STANDARDS

ALL PLANT MATERIALS SHALL BE EQUAL TO OR BETTER THAN THE REQUIREMENTS OF THE "AMERICAN STANDARD FOR NURSERY STOCK," LATEST EDITION, AS PUBLISHED BY THE AMERICAN ASSOCIATION OF NURSERMEN (HEREAFTER REFERRED TO AS AAN STANDARDS). ALL PLANTS SHALL BE TYPICAL OF THEIR SPECIES AND VARIETY, SHALL HAVE A NORMAL HABIT OF GROWTH, AND SHALL BE FIRST QUALITY, SOUND, VIGOROUS, WELL-BRANCHED AND WITH HEALTHY WELL-FURNISHED ROOT SYSTEMS. THEY SHALL BE FREE OF DISEASE, INSECT PESTS AND MECHANICAL INJURIES.

- (1) ALL PLANTS SHALL BE NURSERY GROWN AND SHALL HAVE BEEN GROWN UNDER THE SAME CLIMATIC CONDITIONS AS THE LOCATION OF THIS PROJECT FOR AT LEAST TWO YEARS BEFORE PLANTING. NEITHER HELED-IN PLANTS NOR PLANTS FROM COLD STORAGE WILL BE ACCEPTED.
- (2) COLLECTED PLANTS OR TRANSPLANTED TREES MAY BE CALLED FOR BY THE LANDSCAPE ARCHITECT AND USED, PROVIDED, HOWEVER, THAT LOCATIONS AND SOIL CONDITIONS WILL PERMIT PROPER BALLING.

D. PLANT MEASUREMENTS

- (1) MINIMUM SIZE FOR PLANTING SHRUBS SHALL BE, IN GENERAL, EIGHTEEN TO TWENTY-FOUR (18-24) INCHES IN HEIGHT OR SPREAD, AS APPROPRIATE, EXCEPT THAT A LARGER SIZE MAY BE REQUIRED WHEN DEEMED APPROPRIATE BY THE PLANNING DIRECTOR (OR DESIGNEE) IN THE CASE OF PARTICULAR SPECIES OR PLANTING SITUATIONS.

E. PLANTING METHODS

ALL PROPOSED PLANT MATERIAL THAT MEETS THE SPECIFICATIONS IN SECTION B. ABOVE ARE TO BE PLANTED IN ACCORDANCE WITH THE FOLLOWING PLANTING METHODS DURING THE PROPER SEASONS AS DESCRIBED BELOW.

(1) PLANTING SEASONS

A PROFESSIONAL HORTICULTURALIST/NURSERYMAN SHALL BE CONSULTED TO DETERMINE THE PROPER TIME, BASED ON PLANT SPECIES AND WEATHER CONDITIONS, TO MOVE AND INSTALL PARTICULAR PLANT MATERIAL TO MINIMIZE STRESS TO THE PLANT. PLANTING OF DECIDUOUS MATERIAL MAY BE CONTINUED DURING THE WINTER MONTHS PROVIDED THERE IS NO FROST IN THE GROUND AND FROST-FREE TOP SOIL PLANTING MIXTURES ARE USED.

(2) DIGGING

ALL PLANT MATERIAL SHALL BE DUG, BALLED AND BURLAPPED (B+B) OR BARE ROOT IN ACCORDANCE WITH THE "AAN STANDARDS."

(3) EXCAVATION OF PLANT PITS

THE LANDSCAPE CONTRACTOR SHALL EXCAVATE ALL PLANT PITS, VINE PITS, HEDGE TRENCHES AND SHRUB BEDS AS FOLLOWS:

- (A) ALL PITS SHALL BE GENERALLY CIRCULAR IN OUTLINE, WITH BOWL SHAPED SIDES. THE TREE PIT SHALL BE DEEP ENOUGH TO ALLOW ONE-EIGHTH (1/8) OF THE BALL TO BE ABOVE THE EXISTING GRADE. PLANTS SHALL REST ON UNDISTURBED EXISTING SOIL OR WELL COMPACTED BACKFILL. THE TREE PIT MUST BE A MINIMUM OF NINE (9) INCHES LARGER ON EVERY SIDE THAN THE BALL OF THE TREE.

(B) IF AREAS ARE DESIGNATED AS SHRUB BEDS OR HEDGE TRENCHES, THEY SHALL BE CULTIVATED TO AT LEAST EIGHTEEN (18) INCHES IN DEPTH MINIMUM. AREAS DESIGNATED FOR GROUND COVERS AND VINES SHALL BE CULTIVATED TO AT LEAST TWELVE (12) INCHES IN DEPTH MINIMUM.

(4) PLANT PRUNING, EDGING, AND MULCHING

(A) EACH TREE, SHRUB OR VINE SHALL BE PRUNED IN AN APPROPRIATE MANNER TO ITS PARTICULAR REQUIREMENTS, IN ACCORDANCE WITH ACCEPTED STANDARD PRACTICES AS STATED IN ANSI STANDARDS A300 FOR PRUNING. BROKEN OR BRUISED BRANCHES SHALL BE REMOVED WITH CLEAN CUTS MADE ON AN ANGLE FROM THE BARK RIDGE TO THE BRANCH COLLAR, NO FLUSH CUTS, TO MINIMIZE THE AREA CUT. ALL CUTS SHALL BE MADE WITH SHARP TOOLS. TRIM ALL EDGES SMOOTH. NO TREE WOUND DRESSINGS SHALL BE APPLIED.

(B) ALL TRENCHES AND SHRUB BEDS SHALL BE EDGED AND CULTIVATED TO THE LINES SHOWN ON THE DRAWING. THE AREAS AROUND ISOLATED PLANTS SHALL BE EDGED AND CULTIVATED TO THE FULL DIAMETER OF THE PIT. SOD WHICH HAS BEEN REMOVED AND STACKED SHALL BE USED TO TRIM THE EDGES OF ALL EXCAVATED AREAS TO THE NEAT LINES OF THE PLANT PIT SAUCERS, THE EDGES OF SHRUB AREAS, HEDGE TRENCHES AND VINE POCKETS.

(C) AFTER CULTIVATION, ALL PLANT MATERIALS SHALL BE MULCHED WITH A TWO TO THREE (2-3) INCH LAYER OF AGED SINGLE OR DOUBLE SHREDDED HARDWOOD MULCH OR CHIPS OVER THE ENTIRE AREA OF THE BED OR SAUCER. REFER TO THE MARYLAND STORMWATER MANAGEMENT DESIGN MANUAL.

F. SEEDING AND SODDING

ALL SEEDING AND SODDING SHALL BE AS PER 1994 STANDARDS AND SPECIFICATIONS FOR SOIL EROSION AND SEDIMENT CONTROL.

G. TOP SOIL

TOP SOIL SHALL BE RETAINED AND/OR PROVIDED ON ALL SITES AND SPREAD OVER ALL UNIMPROVED AREAS.

BMP & ESD AS-BUILT CERTIFICATION

I HEREBY CERTIFY TO THE BEST OF MY KNOWLEDGE AND BELIEF THAT THE STORMWATER MANAGEMENT FACILITIES (BOTH BMP AND ESD) SHOWN ON THE PLANS HAVE BEEN CONSTRUCTED IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS APPROVED BY PRINCE GEORGE'S COUNTY DEPARTMENT OF PERMITTING, INSPECTION AND ENFORCEMENT.

ENGINEERS NAME HERE _____ DATE: _____
MD. REG. P.E. NO. XXXXX

PROFESSIONAL CERTIFICATION

I HEREBY CERTIFY THAT THESE DOCUMENTS WERE PREPARED OR APPROVED BY ME, AND THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MARYLAND, LICENSE NO. _____, EXPIRATION DATE: _____.

Professional Certification. I hereby certify that these documents were prepared or approved by me, and that I am a duly licensed professional engineer under the laws of the State of Maryland.

License No. _____

Expiration Date: _____

DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT
PRINCE GEORGE'S COUNTY, MARYLAND
PEER REVIEW APPROVAL STAMP

"I hereby certify that I have successfully completed participation in DPEI's Peer Review Program. I have reviewed these plans in detail and they are in conformance with DPEI's General Specifications and Standards."

APPROVAL DATE: _____

PEER REVIEWER: _____

COMPANY NAME: Soltesz, LLC

PERMIT NUMBER: #36023-2015

LOW IMPACT DEVELOPMENT CENTER

5000 Sunnyside Avenue, Suite 100
Beltsville, MD 20705
Tel. (301) 982-5569
Fax. (301) 982-9305
www.lowimpactdevelopment.org



SCALE: 1" = 10'-0"

MISS UTILITY NOTE

INFORMATION CONCERNING EXISTING UNDERGROUND UTILITIES WAS OBTAINED FROM AVAILABLE RECORDS. THE CONTRACTOR MUST DETERMINE THE EXACT LOCATION AND ELEVATION OF ALL EXISTING UTILITIES AND UTILITY CROSSINGS BY DIGGING TEST PITS BY HAND, WELL IN ADVANCE OF THE START OF EXCAVATION. CONTACT "MISS UTILITY" AT 1-800-257-7777, 48 HOURS PRIOR TO THE START OF EXCAVATION. IF CLEARANCES ARE LESS THAN SHOWN ON THIS PLAN OR TWELVE (12) INCHES, WHICHEVER IS LESS, CONTACT THE ENGINEER AND THE UTILITY COMPANY BEFORE PROCEEDING WITH CONSTRUCTION. CLEARANCES LESS THAN NOTED MAY REQUIRE REVISIONS TO THIS PLAN.

REV. NO.	DATE	REVISIONS PRIOR TO APPROVAL

LANDSCAPE PLAN

FOR PERMIT ONLY

**NARRAGANSETT PARKWAY
STORMWATER RETROFIT**

NARRAGANSETT PARKWAY
COLLEGE PARK, MD 20740
PRINCE GEORGE'S COUNTY, MARYLAND

ISSUE: _____ DATE: 03/29/16

SCALE: 1" = 10' SHEET 7 OF 7

FILE NO: _____

DRAFTED: SC, DM

CHECKED: NW

L-1.01

SHEET INDEX

- C-0.00 COVER SHEET
- C-1.01 EXISTING CONDITIONS PLAN
- C-1.02 STORM DRAIN PLAN
- C-1.03 STORM DRAIN DETAILS
- C-1.04 STORM DRAIN DETAILS
- C-1.04A STORM DRAIN DETAILS
- C-3.01 DRAINAGE AREA PLAN
- L-1.01 LANDSCAPE PLAN

NOTES:

1. TOPOGRAPHY PROVIDED BY C.P. JOHNSON ASSOCIATES UTILITIES BY CDDI DATED: FEB. 11 2015 DATUM: NGVD 88.
2. LIMIT OF DISTURBANCE: 4,732 SF
3. CUT: 84 CY
4. FILL: 6 CY

GENERAL STORM DRAIN AND PAVING NOTES

- 1) INFORMATION CONCERNING UNDERGROUND UTILITIES WAS OBTAINED FROM AVAILABLE RECORDS, BUT THE CONTRACTOR MUST DETERMINE THE EXACT LOCATION AND ELEVATION OF THE MAINS BY DIGGING TEST PITS, BY HAND OR VACUUM, AT UTILITY CROSSINGS WELL IN ADVANCE OF TRENCHING. IF CLEARANCES TO WATER AND SEWER LINES ARE LESS THAN SHOWN ON THIS PLAN, OR LESS THAN TWELVE (12) INCHES, CONTACT THE DEPARTMENT OF PERMITTING INSPECTION AND ENFORCEMENT (DPIE) INSPECTOR BEFORE PROCEEDING WITH CONSTRUCTION.
- 2) ALL STORM DRAINS SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST EDITION OF THE STORMWATER MANAGEMENT STANDARDS AND SPECIFICATIONS OF PRINCE GEORGE'S COUNTY DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION.
- 3) FOR TYPES OF STORM DRAIN STRUCTURES, REFER TO THE LATEST STANDARD DETAILS OF PRINCE GEORGE'S COUNTY DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION, UNLESS OTHERWISE NOTED.
- 4) ALL ROADWAY CONSTRUCTION SHALL BE PERFORMED IN ACCORDANCE WITH THE FOLLOWING: THE DPW&T SPECIFICATIONS AND STANDARDS FOR ROADWAYS AND BRIDGES; THE PRINCE GEORGE'S COUNTY CODE, SUBTITLE 23, ROAD ORDINANCE; AND THE PRINCE GEORGE'S COUNTY POLICY AND SPECIFICATION FOR UTILITY INSTALLATION AND MAINTENANCE.
- 5) PRIOR TO DIGGING WITHIN THE PUBLIC RIGHT-OF-WAY, CALL "MISS UTILITY" TOLL FREE AT (800) 257-7777 FOR UTILITY LOCATION AT LEAST 48 HOURS BEFORE BEGINNING CONSTRUCTION.
- 6) PRIOR TO PERMIT ISSUANCE AND STARTING ANY WORK SHOWN ON THIS PLAN, THE PERMITTEE SHALL ARRANGE A PRE-CONSTRUCTION MEETING WITH THE DPIE INSPECTOR BY CALLING (301) 983-5730. AN INITIAL INSPECTION IS REQUIRED PRIOR TO FULL MASS GRADING OF THE SITE.
- 7) IN ACCORDANCE WITH SECTION 23-120, THE COUNTY'S ROAD ORDINANCE, A PROJECT SIGN SHALL BE POSTED PROMINENTLY DESCRIBING THE FOLLOWING:
- SUBDIVISION NAME (AS SHOWN ON PERMIT APPLICATION)
- OWNER/PERMITTEE NAME
- OWNER/PERMITTEE ADDRESS AND PHONE
- DPW&T PERMIT NUMBER
- 8) ALL ELEVATIONS SHOWN ON THIS PLAN ARE IN ACCORDANCE WITH THE FOLLOWING: HORIZONTAL—MARYLAND COORDINATE SYSTEM (STATE PLANE GRID) BASED ON NORTH AMERICAN DATUM OF 1983 (NAD 83); NATIONAL GEODOTIC VERTICAL DATUM OF 1929 (NG VD 29).
- 9) TEMPORARY TRAFFIC CONTROL AND PERMANENT TRAFFIC SIGNS SHALL CONFORM TO THE LATEST EDITION OF THE FEDERAL HIGHWAY ADMINISTRATION'S MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (MUTCD).
- 10) IT SHALL BE THE RESPONSIBILITY OF THE PERMITTEE TO ARRANGE FOR THE ADJUSTMENT OR RELOCATION OF ALL UTILITIES.
- 11) ALL UNSUITABLE MATERIAL MUST BE REMOVED AND REPLACED WITH SUITABLE MATERIAL TO A DEPTH AS DIRECTED BY THE GEOTECHNICAL ENGINEER, THE DPW&T INSPECTOR, AND/OR THE DEPARTMENT'S ENGINEER.
- 12) EXCAVATION AND PLACEMENT OF FILL MATERIAL SHALL BE PERFORMED UNDER THE SUPERVISION OF A MARYLAND-LICENSED ENGINEER.
- 13) THE PERMITTEE WILL BE REQUIRED TO FURNISH COMPACTION REPORTS CERTIFIED BY A MARYLAND-LICENSED ENGINEER ON EACH LAYER OF FILL MATERIAL PRIOR TO PLACING SUBSEQUENT LAYERS.
- 14) DURING THE PLACEMENT OF A STANDARD PAVEMENT SECTION, NO PAVEMENT COURSE OR STONE LIFT SHALL BE PLACED UNTIL THE UNDERLYING COURSE OR SUBGRADE IS APPROVED BY THE DPW&T INSPECTOR. THE APPROVAL SHALL EXPIRE IF TRAFFIC OR INCLEMENT WEATHER AFFECTS THE SITE PRIOR TO PAVING.
- 15) AS SOON AS THE ASPHALT BASE COURSE IS APPROVED, THE INTERMEDIATE ASPHALT COURSE SHALL BE PLACED IMMEDIATELY OVER IT TO FORM A PROTECTIVE SEAL.
- 16) TEMPORARY STREET NAME SIGN INSTALLATION AND MAINTENANCE IS THE OBLIGATION OF THE PERMITTEE ONCE BASE PAVING IS COMPLETED.
- 17) WHERE ROADWAY CONSTRUCTION IS ON OR IN THE VICINITY OF AN EXISTING ROAD, IN-KIND PAVEMENT MARKING AND STRIPING REPLACEMENT (E.G., THERMOPLASTIC, PAINTED, ETC.) ARE REQUIRED. ALSO, APPROPRIATE PAVEMENT MARKING AND STRIPING SHALL BE PROVIDED IN THE AREA OF PAVEMENT WIDENING AND/OR RECONSTRUCTION AND/OR OVERLAY OF AN EXISTING ROAD.
- 18) SAW CUT AND MILL A 2-INCH DEEP, 10-FOOT-WIDE NOTCH AT EXISTING EDGE OF PAVEMENT WHERE IT IS NECESSARY TO CONNECT TO OR TO EXTEND AN EXISTING ROAD. OVERLAY AT POINT OF TIE-IN TO ENSURE A SMOOTH TRANSITION AND POSITIVE DRAINAGE.
- 19) WHERE IT IS NECESSARY TO WIDEN AN EXISTING ROAD, AND MILLING AND OVERLAY REQUIREMENTS HAVE BEEN WAIVED OR REDUCED, THE WIDENING AND THE EDGE TREATMENT OF EXISTING ROAD SHALL BE CONSTRUCTED IN ACCORDANCE WITH DPW&T STANDARD NO. 300.20 UNLESS OTHERWISE DIRECTED BY THE DEPARTMENT.
- 20) ALL RESIDENTIAL ROADWAY FILLET RADII SHALL BE AT LEAST 37 FEET, UNLESS OTHERWISE NOTED. ROADWAYS WITH HIGHER CLASSIFICATION REQUIRE 45 FEET AND/OR 50 FEET RADII.
- 21) AN UNDERDRAIN SYSTEM IS REQUIRED FOR THE FULL LENGTH OF ALL PROPOSED AND MODIFIED ROADWAYS, ON BOTH SIDES, AND TO THE LIMITS OF THE PERMIT SHOWN ON THIS PLAN.
- 22) ALL CURB AND GUTTER SHALL BE CONSTRUCTED IN ACCORDANCE WITH DPW&T STANDARDS NO. 300.01 THROUGH 300.04 UNLESS OTHERWISE DIRECTED BY THE DEPARTMENT.
- 23) BRICK CHANNELIZATION IS REQUIRED IN ALL PUBLIC DPW&T STORM DRAIN STRUCTURES. CONCRETE CHANNELIZATION IS NOT ALLOWED.
- 24) POSITIVE DRAINAGE SHALL BE MAINTAINED THROUGHOUT THE AREA COVERED BY THIS PERMIT AND THROUGH ADJACENT PROPERTY FRONTAGES.
- 25) ALL UNPAVED AREAS WITHIN THE RIGHT-OF-WAY SHALL BE SODDED.
- 26) ALL SIDEWALK RAMPS SHOWN ON THIS PLAN SHALL BE CONSTRUCTED IN ACCORDANCE WITH DPW&T STANDARDS 300.05 THROUGH 300.10 AND SHALL COMPLY WITH THE LATEST REVISION TO THE FEDERAL ACCESSIBILITY GUIDELINES OF THE AMERICANS WITH DISABILITIES ACT.
- 27) ALL SIDEWALKS SHOWN ON THIS PLAN SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE LATEST DPW&T STANDARDS AND SHALL COMPLY WITH THE LATEST REVISION TO THE FEDERAL ACCESSIBILITY GUIDELINES OF AMERICANS WITH DISABILITIES ACT.

- 28) ALL SIDEWALKS (EXCEPT AS NOTED HEREIN) ARE TO BE CONSTRUCTED BY THE SITE DEVELOPER.
- 29) SIDEWALKS ALONG FRONTAGES OF OPEN-SPACE PARCELS AND THOSE NOT COVERED BY A SINGLE-FAMILY BUILDING PERMIT SHALL BE CONSTRUCTED UNDER THIS STREET CONSTRUCTION PERMIT.
- 30) THE WIDTH OF A RESIDENTIAL DRIVEWAY APRON AT THE PROPERTY LINE SHALL NOT BE LESS THAN THE WIDTH OF THE ON-SITE PARKING PAD AT ITS WIDEST POINT. A MAXIMUM WIDTH OF 20 FEET, AND A MINIMUM WIDTH OF 10 FEET. A RESIDENTIAL DRIVEWAY APRON FLARE SHALL NOT BE CONSTRUCTED CLOSER THAN 3.5 FEET TO THE NEAREST ABUTTING PROPERTY LINE.
- 31) ALL DRIVEWAY APRONS ARE TO BE CONSTRUCTED BY THE SITE DEVELOPER.
- 32) ENSURE THAT STREET TREES ARE NO CLOSER THAN 1 FOOT TO THE RIGHT-OF-WAY LINE, IN AN OPEN SPACE SECTION CONFIGURATION, AND NO CLOSER THAN 15 FEET FROM STREET LIGHT OR POLE, AND OF APPROPRIATE HEIGHT SO AS NOT TO INTERFERE WITH EXISTING OR PROPOSED OVERHEAD UTILITY LINES. ALL STREETSCAPE PLANTING SHALL BE IN ACCORDANCE WITH DPW&T STANDARDS 600.01 THROUGH 600.20 UNLESS DIRECTED OTHERWISE BY THE DEPARTMENT.
- 33) PAVEMENT QUALITY CONTROL AND CORING WILL BE REQUIRED OF THE PERMITTEE FOR ALL PAVEMENT COURSES USING THE FOLLOWING PROCESS:
a. PRIOR TO PAVING, PERMITTEE/PAVING CONTRACTOR SHALL ELECTRONICALLY NOTIFY INSPECTOR OF PAVING DATES (FAX CAN OCCASIONALLY BE ACCEPTED), AND PROVIDE INFORMATION NEEDED FOR CORE TESTING REQUEST (CTR FORM #1). DPW&T INSPECTOR FILLS OUT THE CTR FORM THEN SENDS IT TO THE MATERIALS LAB.
b. CONTRACTORS, WHO ARE NEW TO THE MATERIALS LAB, SHALL ELECTRONICALLY SUBMIT QC PLANS TO IT, AND ARRANGE TO BE INITIATED BY IT PRIOR TO PAVING.
c. THE PERMITTEE/PAVING CONTRACTOR MUST PROVIDE A MD-CERTIFIED FIELD TECHNICIAN FOR DAILY QUALITY CONTROL (QC) TESTING DURING THE ENTIRE PAVING OPERATION (NOT JUST ITS END). FIELD TECHNICIAN SHALL BE ADEQUATELY EQUIPPED WITH A PHONE, CALIBRATED THERMOMETER, AND A CALIBRATED THIN-LIFT DENSITY GAUGE FOR QC AND INSPECTOR-REQUESTED TESTING.
d. HMA DENSITY GAUGES SHALL BE VALIDATED AND CALIBRATED DAILY (SHA 504.03.10 A.2), SO THEIR READINGS CAN BE ACCEPTED FOR COURSE PLACED WITH A TOTAL TONNAGE UNDER 200 TONS OR ACCEPTABLE THICKNESS UNDER 12" DUE TO PATCHING, BRIDGE & LEVELING, BRIDGE DECKS, ... ETC.
e. FIELD TECH. SHALL CALL THE MATERIALS LAB WITH DATE & TIME OF CORE CUTTING SO IT CAN BE WITNESSED. ALL CORES & HMA SAMPLES CAN BE RECEIVED ON SITE BY A LAB INSPECTOR.
f. INSPECTOR RANDOMLY SELECTS & MARKS CORE LOCATIONS IN THE FIELD; NOTES THEM DOWN ON THE CTR STATING STREET'S NAME AND ADDRESS, LOT #, STA #, OR DISTANCE FROM NEAREST INTERSECTION; THEN FAXES THE CTR AGAIN TO THE LAB, AND GIVES TO FIELD TECH BOXES FOR ONLY PR. GEORGE'S COUNTY HMA SAMPLES.
g. FIELD TECH. SHALL CHECK DELIVERY TICKETS FOR COUNTY-REQUIRED INFO, COLLECT AT LEAST ONE BEHIND-THE-PAVER HMA SAMPLE/MIX/DAY, AND CUT AT LEAST 5 CORES/MIX/DAY BUT NO LESS THAN 2 CORES FROM EACH STREET, UNLESS OTHERWISE INSTRUCTED BY AN INSPECTOR; THEN HAND OVER THE SAMPLES TO DPW&T INSPECTOR NO LATER THAN ONE (1) BUSINESS DAY FROM THE PAVING.
h. IF, AT THE LAB'S DISCRETION, THE CORES' CUTTING IS NOT WITNESSED, CORES SHALL BE RECEIVED IN THE LAB, IN ONE BUSINESS DAY FROM PAVING, AS LONG AS THEY ARE NUMBERED AND WELL IDENTIFIED ON FORM #2 BY: PROJECT NAME, STREET NAME, CORE LOCATION, PAVING DATE, CORING DATE, MIX CODE, ... ETC. IF NOT PROPERLY IDENTIFIED, CORES WILL NOT BE ACCEPTED.
i. IF, AT THE LAB'S DISCRETION, A BEHIND-THE-PAVER HMA SAMPLE IS NOT RECEIVED ON SITE, IT SHALL BE RECEIVED IN THE LAB ALONG WITH CERTIFIED DELIVERY TICKETS, IN ONE (1) BUSINESS DAY, AND BE IDENTIFIED BY: PROJECT NAME, SAMPLING LOCATION, PAVING DATE, & STATE MIX DESIGNATION. IF NOT PROPERLY LABELED, HMA SAMPLES WILL NOT BE ACCEPTED.
j. IF CORES ARE TESTED AT AN INDEPENDENT THIRD PARTY'S TESTING LAB, THAT LAB MUST BE AASHTO ACCREDITED FOR SPECIFIC TESTS, AND BE INITIATED BY THE MATERIALS LAB, WHICH SHALL BE NOTIFIED (FAX CAN OCCASIONALLY BE ACCEPTED), OF THE TESTING DATE & TIME SO IT MAY WITNESS THE 3RD PARTY TESTING.
k. CORE RESULTS SHALL BE REPORTED ON CORE ANALYSIS (FORM #2), E-MAILED TO MATERIALS LAB & INSPECTOR NO LATER THAN ONE BUSINESS DAY FROM TESTING (ONE DAY FROM CUTTING FOR COMPANION CORES), AND MAILED OUT TO PERMITTEE.
l. FIELD TECHNICIANS AND THIRD PARTY TESTING LABS SHALL MAINTAIN A LOG OF THEIR TEST RESULTS; RECOMMENDATIONS, AND ACTIONS TAKEN TO CORRECT THE PROBLEMS, IF ANY. THE LOG SHALL BE AVAILABLE TO DPW&T FOR REVIEW UPON ANY DPW&T INSPECTOR'S REQUEST.
- 34) PERMITTEE SHALL SUBMIT PROPERTY CORNER CERTIFICATIONS AND UTILIZE METAL PROPERTY MARKERS PER PRINCE GEORGE'S COUNTY CODE, SECTION 24-120, PRIOR TO ACCEPTANCE OF STREETS.
- 35) WASHINGTON SUBURBAN SANITARY COMMISSION 200 FOOT SHEET NO.:
- 36) DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION SITE CONCEPT APPROVAL NUMBER: N/A
- 37) SEDIMENT CONTROL APPROVAL NUMBER: N/A
- 38) PRELIMINARY PLAN APPROVAL NUMBER: N/A
- 39) RECORD PLAT RECORDING NUMBER: N/A
- 40) APPROVED STREET GRADE ESTABLISHMENT INFORMATION: ORIGINAL STREET NAME APPROVAL NUMBER
- 41) AT THE TIME OF PERMIT RELEASE, THE FOLLOWING MINIMUM SUBMITTAL REQUIREMENTS WHERE APPLICABLE SHALL APPLY:
- WASHINGTON SUBURBAN SANITARY COMMISSION PAVING CLEARANCE CERTIFICATION;
- BITUMINOUS CONCRETE CORE CERTIFICATIONS, ALL PAVEMENT COURSES;
- PROPERTY MARKER CERTIFICATION;
- DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION LETTER APPROVING STORM DRAIN AS-BUILT;
- TREE APPROVAL AND TREE BOND POSTED, IF NECESSARY;
- STREET LIGHT PROOF OF PAYMENT (MUST BE ACCOMPANIED BY A MEMORANDUM FROM DPW&T'S TRAFFIC SAFETY DIVISION ACCEPTING THE PROOF OF PAYMENT); AND
- PROOF/STATEMENT THAT ALL FINANCIAL MATTERS HAVE BEEN SETTLED.

- 42) THE PERMITTEE IS RESPONSIBLE FOR THE DESIGN AND INSTALLATION OF ALL TRAFFIC SIGNS, TRAFFIC SIGNALS, AND ROADWAY MARKINGS FOR ROADWAY IMPROVEMENTS ON SUBDIVISION ACCESS ROADS WHICH INCLUDE ARTERIAL, COLLECTOR, INDUSTRIAL, AND ANY NECESSARY OFFSITE CONDITIONS WHICH REQUIRE ROADWAY IMPROVEMENTS. THE DESIGN AND/OR CONSTRUCTION DRAWINGS SHALL BE INCLUDED ALONG WITH THE PERMIT PLANS, AND SHALL BE REVIEWED AND APPROVED BY THE DEPARTMENT'S TRAFFIC SAFETY DIVISION PRIOR TO PERMIT ISSUANCE.
- 43) THE PERMITTEE IS RESPONSIBLE FOR THE DESIGN AND INSTALLATION OF ALL TRAFFIC MARKINGS, TRAFFIC SIGNALS, IF REQUIRED, AND PAYMENT OF FEE FOR STREET NAME SIGNS ON INTERNAL SUBDIVISION STREETS. TRAFFIC SIGNS WILL BE FURNISHED AND INSTALLED BY THE COUNTY.
- 44) ALL CONCRETE PIPE SYSTEMS 48 INCHES OR LESS SHALL BE INSPECTED WITH A VIDEO CAMERA AS PART OF THE FINAL "AS BUILT" CONSTRUCTION REQUIREMENTS.
- 45) STABILIZATION PRACTICES ON ALL PROJECTS MUST BE IN COMPLIANCE WITH THE REQUIREMENTS OF COMAR 26.17.1.08 G REGULATIONS BY JANUARY 9, 2013, REGARDLESS OF WHEN AN EROSION AND SEDIMENT CONTROL PLAN WAS APPROVED. FOLLOWING INITIAL SOIL DISTURBANCE OR RE-DISTURBANCE, PERMANENT OR TEMPORARY STABILIZATION MUST BE COMPLETED WITHIN THREE (3) CALENDAR DAYS AS TO ALL OTHER DISTURBED OR GRADED AREAS ON THE PROJECT SITE NOT UNDER ACTIVE GRADING.



VICINITY MAP
1" = 2000'

ENGINEERS & DRAINAGE CERTIFICATIONS

I HEREBY CERTIFY THAT THIS PLAN CONFORMS TO THE REQUIREMENTS OF SUBTITLE 32, DIVISION 2 OF THE CODE OF PRINCE GEORGE'S COUNTY WATER RESOURCES PROTECTION AND GRADING CODE; AND THAT I OR MY STAFF HAVE INSPECTED THIS SITE AND THAT DRAINAGE FLOWS FROM UPHILL PROPERTIES ONTO THIS SITE, AND FROM THIS SITE ONTO DOWNHILL PROPERTIES, HAVE BEEN ADDRESSED IN SUBSTANTIAL ACCORDANCE WITH APPLICABLE CODES.

SIGNATURE: _____
NAME: _____ DATE: _____
MD. REG. NO.: _____

UTILITY CERTIFICATION

I HEREBY CERTIF, TO THE BEST OF MY PROFESSIONAL KNOWLEDGE, INFORMATION, AND BELIEF, THAT THE EXISTING AND/OR PROPOSED UNDERGROUND UTILITY INFORMATION SHOWN HEREON HAS BEEN CORRECTLY DUPLICATED FROM UTILITY COMPANY RECORDS. FURTHER, THAT THIS PROJECT HAS BEEN CAREFULLY COORDINATED WITH EACH INVOLVED UTILITY COMPANY AND ALL AVAILABLE UNDERGROUND UTILITY INFORMATION RELATIVE TO THIS PLAN HAS BEEN SOLICITED FROM THEM.

SIGNATURE ENGINEER-IN-CHARGE _____ DATE _____

BMP & ESD AS-BUILT CERTIFICATION

I HEREBY CERTIFY TO THE BEST OF MY KNOWLEDGE AND BELIEF THAT THE STORMWATER MANAGEMENT FACILITIES (BOTH BMP AND ESD) SHOWN ON THE PLANS ABOVE BEEN CONSTRUCTED IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS APPROVED BY PRINCE GEORGE'S COUNTY DEPARTMENT OF PERMITTING, INSPECTION AND ENFORCEMENT.

ENGINEERS NAME HERE _____ DATE: _____
MD. REG. P.E. NO. XXXXX

PROFESSIONAL CERTIFICATION

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Prince George's County Government Department of Permitting, Inspections and Enforcement Site/Road Plan Review Division 9400 Peppercorn Place, Suite 420 Largo, Maryland 20774 Final Plan BMP SUMMARY TABLE Revision Date: May 27, 2015																			
Project Name:		Concept No.: 35990-2015			Permit No.:			Total Site Acreage: 1.57											
POI	LABEL	NAME	MD NORTH	MD EAST	LAND USE	CONSTRUCTION PURPOSE	DRAINAGE AREA (AC)	TOTAL IMPERVIOUS AREA (AC)	NEW IMPERVIOUS AREA (AC)	EXISTING IMPERVIOUS AREA (AC)	PERCENT IMPERVIOUS	Rv	TARGET P _i (IN)	TARGET VOL (FT ³)	DESIGN VOL (FT ³) USING ESD PRACTICES	DESIGN VOLUME (CF) USING STRUCTURAL PRACTICES	MAX ESD VOL (ESD max) (CF)	RCN	ON_OFF_SITE
A	1	Step Pool Storm Conveyance	484874	1333428	Medium Density Residential	REST	1.47	1.32	0.00	1.32	90.0%	0.640	0.5	2624	2620	0	2620	92	Off Site
B	2	Swales	484585	1333366	Medium Density Residential	REST	0.04	0.04	0.00	0.04	100%	0.950	1	143	143	0	143	98	Off Site

APPROVED BY _____ DATE _____
CITY ENGINEER - STEVEN E. HALPERN

Professional Certification. I hereby certify that these documents were prepared or approved by me, and that I am a duly licensed professional engineer under the laws of the State of Maryland.
License No. _____
Expiration Date: _____

**DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT
PRINCE GEORGE'S COUNTY, MARYLAND
PEER REVIEW APPROVAL STAMP**

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APPROVAL DATE: _____
PEER REVIEWER: _____
COMPANY NAME: _____
PERMIT NUMBER: _____

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Beltsville, MD 20705
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MISS UTILITY NOTE

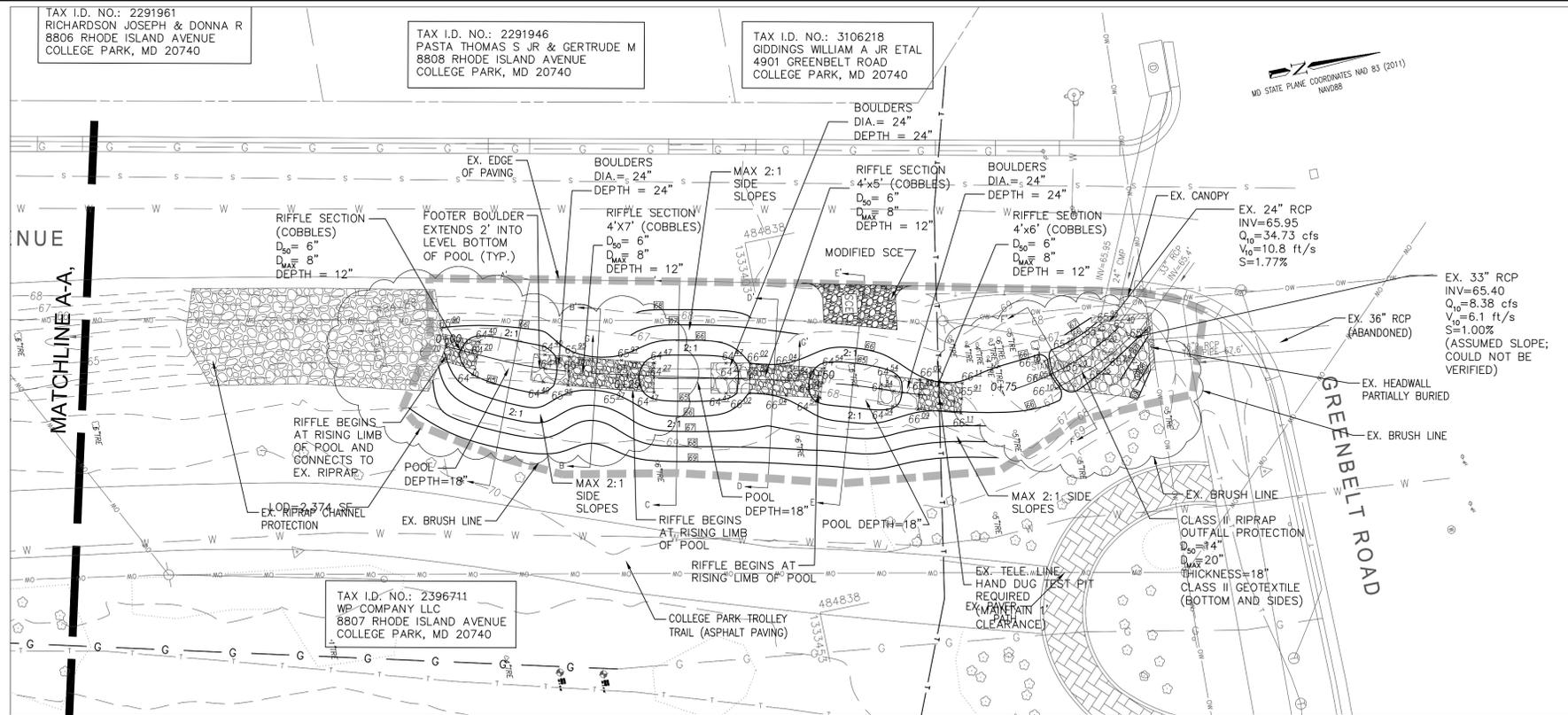
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REV. NO.	DATE	REVISIONS PRIOR TO APPROVAL

COVER SHEET
FOR PERMIT ONLY

**RHODE ISLAND AVENUE
STORMWATER RETROFIT**
RHODE ISLAND AVENUE
COLLEGE PARK, MD 20740
PRINCE GEORGE'S COUNTY, MARYLAND

ISSUE: _____ DATE: 03/30/16
SCALE: _____ SHEET 1 OF 8
FILE NO: _____
DRAFTED: DM
CHECKED: NW
C-0.00
119



BMP & ESD AS-BUILT CERTIFICATION

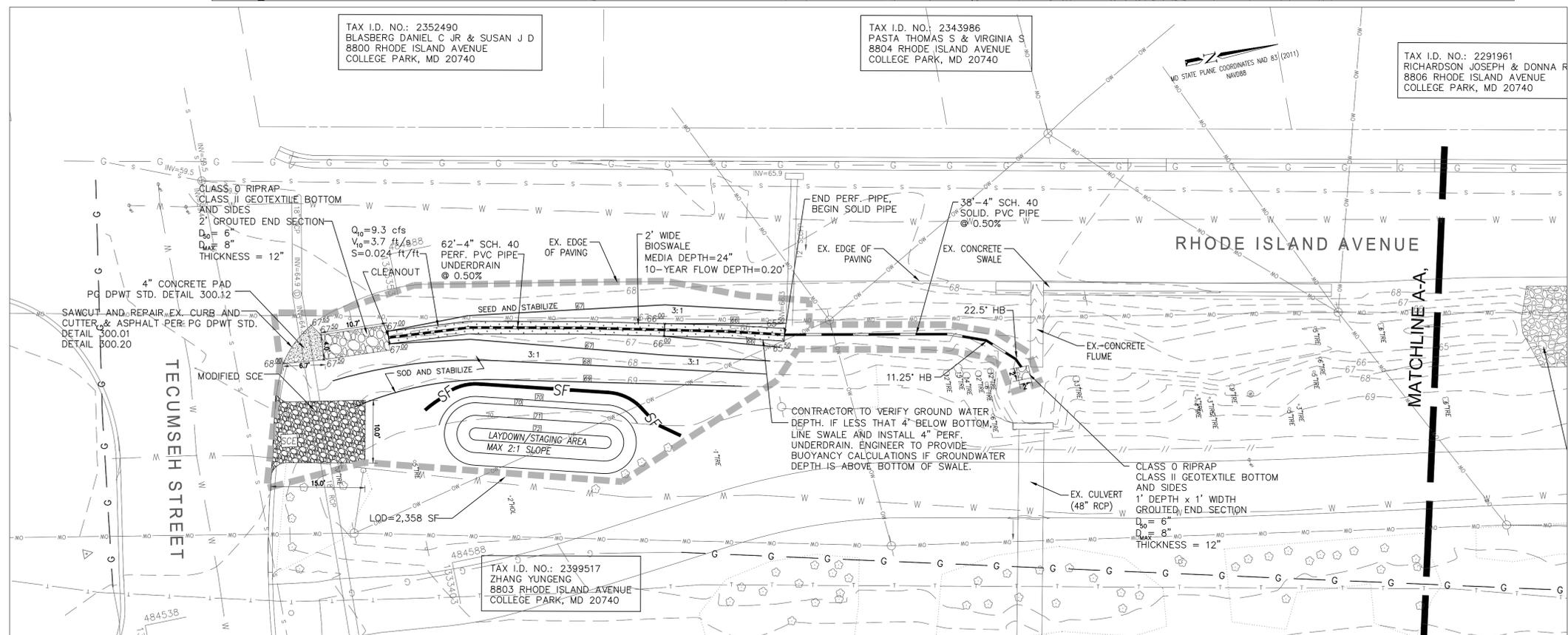
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- LEGEND:**
- 70— EX. CONTOUR
 - - - EX. PROPERTY LINE
 - × 69.00 EX. SPOT ELEVATION
 - EX. CANOPY
 - EX. TREE
 - EX. VEGETATION
 - G - EX. GAS LINE
 - W - EX. WATER LINE
 - S - EX. SANITARY SEWER LINE
 - OW - EX. OVERHEAD WIRE
 - EX. POWER POLE
 - EX. TELEPHONE POLE
 - EX. CURB INLET
 - EX. WATER VALVE
 - EX. GAS VALVE
 - EX. SANITARY SEWER
 - EX. FIRE HYDRANT
 - EX. HEADWALL
 - EX. SIGN
 - EX. WOODEN FENCE
 - FdB SOILS TYPE
 - 66- PROP. CONTOUR
 - 65.80 SPOT ELEVATION
 - COBBLES
 - CLASS 2 RIPRAP
 - SANDSTONE BOULDERS
 - BIOSWALE
 - 0+25 STATION



- NOTES:**
- CONTRACTOR TO INSTALL TREE PROTECTION FENCE AROUND TREES 2" AND LARGER
 - AREAS WITH SWALES OR CHANNELS TO BE STABILIZED WITH 30 MIL HDPE OR EQUAL AND SAND BAGS AT END OF EACH DAY. SEE SHEET C-1.04A FOR DETAIL

GRADING & STORM DRAIN PLAN
SCALE: 1"=10'
SEE SHEET C-1.04 FOR SECTION DETAILS

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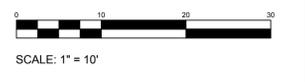
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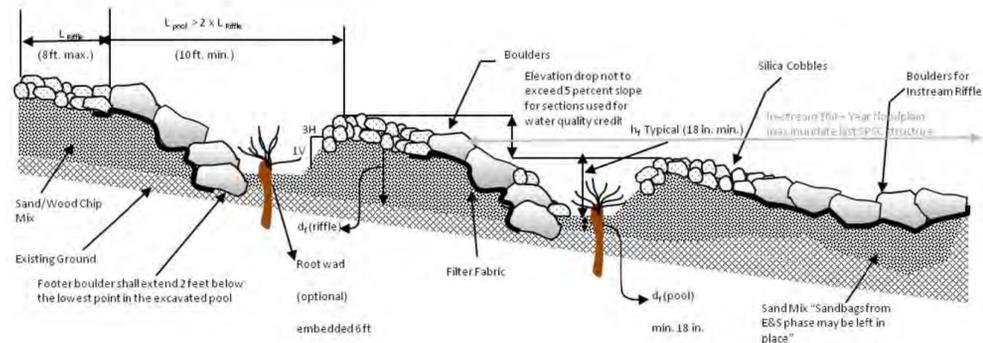
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RHODE ISLAND AVENUE STORMWATER RETROFIT

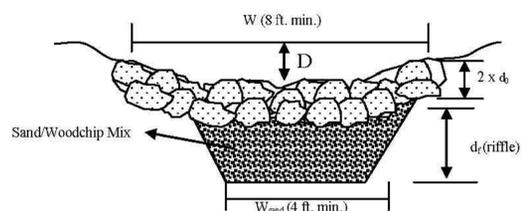
RHODE ISLAND AVENUE
COLLEGE PARK, MD 20740
PRINCE GEORGE'S COUNTY, MARYLAND

ISSUE: _____ DATE: 03/30/16
SCALE: 1"=20' SHEET 3 OF 8
FILE NO: _____
DRAFTED: DM C-1.02
CHECKED: NW

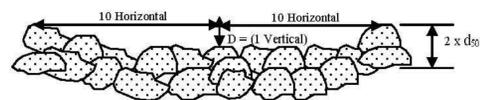
LINER OPTION FOR HIGH WATER TABLE CONDITION:



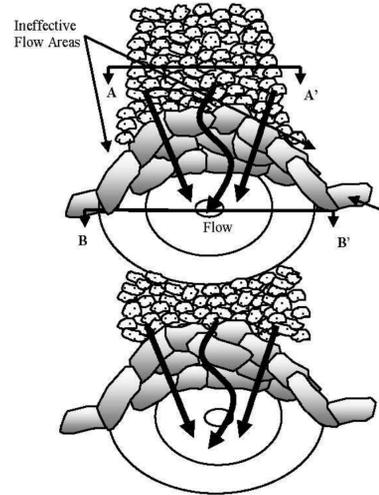
Typical Profile - Alternating Pools and Riffles



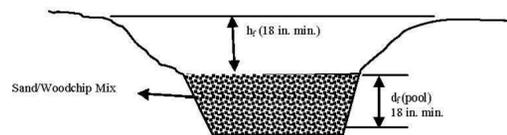
Section A-A'
Riffle Weir Cross Section through Cobble



Riffle Section through Cobble



Riffle - Pool Sequence (Typical)



Section B-B'
Pool Cross Section

DETAILS
NOT TO SCALE

NOTES:

- SAND/WOODCHIP FILTER MEDIUM SHALL MEET THE AASHTO-M-6 OR ASTM-C-33, 0.02 INCHES TO 0.03 INCHES IN SIZE. SAND SUBSTITUTIONS SUCH AS DIABASE AND GRAYSTONE (AASHTO) #10 ARE NOT ACCEPTABLE. NO CALCIUM CARBONATE OR DOLOMITIC SAND SUBSTITUTIONS ARE ACCEPTABLE. NO "ROCK DUST" CAN BE USED FOR SAND. THE WOODCHIPS ARE ADDED TO THE SAND MIX, APPROXIMATELY 20% BY VOLUME, TO INCREASE THE ORGANIC CONTENT AND PROMOTE PLANT GROWTH AND SUSTAINABILITY.
- FILTER FABRIC SHOULD BE PLACED UNDER ALL BOULDERS. REFERS TO DESIGN FIGURES FOR BOULDER PLACEMENT LOCATION. FILTER FABRIC SHALL NOT BE PLACED UNDER NON-BOULDER SECTIONS.

CATEGORY 300 DRAINAGE PVC LINED PONDS

DESCRIPTION. This work shall consist of furnishing, placing and anchoring of a 30 mil PVC liner within designated pond area as shown in the Contract Documents and as directed by the Engineer.

MATERIALS:

Furnished Topsoil	920
Type B Soil Stabilization Matting	920
Staples	920

PVC LINER MATERIAL. The 30 mil PVC Liner shall conform to the following minimum physical properties:

PROPERTY	TEST METHOD	REQUIREMENT
Thickness	D 1593	+/- 5%
Specific Gravity (min.)	D 792	1.20
100% Modulus (psi, min.)	D 882	100
(1 lb. force/in. width, min.)	D 882	30
Tensile (psi, min.)	D 882	2300
(Lb. force/in. width, min.)	D 882	69
Elongation at Break (% min.)	D 882	325
Graves Tear (lb./in., min.)	D 1904	325
(1 lb. force/in. width, min.)	D 1904	8
Resistance to Soil Burial (% change max.)	D 3083 (NSF Modified)	6
(a) Breaking Factor		20
(b) Elongation At Break		20
(c) Modulus at 100% Elongation		20
Impact Cold Crack (F)	D 1790	-20
Dimensional Stability (% change/max.)	D 120 (212/15 min.)	6
Water Extraction (% max.)	D 3083	-0.25
Volatile Loss (% max.)	D 1203	0.70
Hydrostatic Resistance (psi, min.)	D 751	82

PVC LINER CERTIFICATION.

The Contractor shall certify that the PVC liner material conforms to the physical properties. The PVC Liner Certification shall also include:

- Polymer and composition of the PVC Liner, including additive composition of any coating materials
- Manufacturer's Quality Control plan including properties, test methods, frequency of testing, tolerances and method of resolution for out-of-specification materials
- Laboratory test results documenting the physical properties

STORAGE AND HANDLING

The PVC liner shall remain stored in its original container in a dry area and protected from puncture, dirt, grass, water, mud, mechanical abrasions, excessive heat, extreme cold or other damage. On-site handling of the PVC liner is the responsibility of the Contractor.

Any damage of the PVC liner shall be documented. If the damaged PVC liner cannot be repaired to comply with the specification it shall be removed and replaced at no additional cost to the Administration.

CONSTRUCTION.

Construction shall be in conformance with the details shown on the plans or as directed by the Engineer and the following:

Area Subgrade Preparation.

Surfaces to be lined shall be smooth and free of all rocks, stones, sticks, sharp objects, or debris of any kind. The surface shall provide a firm, unyielding foundation for the liner with no sudden sharp, or abrupt changes or break in grade. No standing water, mud, snow, or frozen subgrade that has become softened by water or overly dried until it has been properly reconditioned and recompact. Special care shall be taken to maintain the prepared soil surfaces. The soil surface will be observed daily by the Engineer to evaluate the surface condition. Any damage to the surface caused by weather conditions shall be repaired by the contractor.

Anchor Trench.

The anchor trench shall be excavated to the line, grade, and width shown on the construction drawings, prior to liner placement.

If the anchor trench is located in clay susceptible to desiccation, no more than the amount of trench required for the liner to be anchored in one day shall be excavated to minimize desiccation of the anchor trench soils.

Slightly rounded corners shall be provided in the trench where the liner adjoins the trench so as to avoid sharp bends in the liner. No loose soil or rocks shall be allowed to underlie the liner in the anchor trench. Leading edges of the anchor trench shall be smooth and even.

Placement of Liner.

- The liner shall be placed down gradient (upstream to downstream) to facilitate over lapping and prevent run off from entering under the placed liner.
- The method used to place the liner panels shall minimize wrinkles (especially differential wrinkles between adjacent panels). Minimum wrinkles shall be allowed to insure the liner is installed in a relaxed condition. Excessive wrinkles which overlap themselves shall not be allowed. Stretching of the liner is not allowed.
- All panels may be repositioned after deployment to conform to the overlap requirements, however, deployment and repositioning measures may eliminate dragging or slongating the PVC liner panels.
- The seam overlap shall be a minimum of 3 ft. and a maximum of 4 ft.

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Measurement and Payment.

Measurement and payment for the PVC ditch liner will be measured and paid for at the contract unit price per square yard accepted in place. The payment will be full compensation for all excavation, PVC liner, furnished topsoil, backfill, and for all overlap shall not be measured and paid for as separate item. All PVC liner overlap shall be incidental to the cost of PVC liner installation.

Excavation will be measured and paid for at the contract unit price per cubic yard for class 2 excavation for incidental construction.

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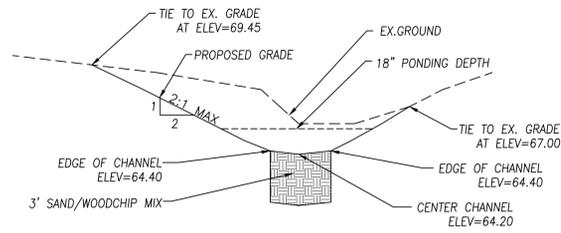
STORM DRAIN DETAILS

FOR PERMIT ONLY

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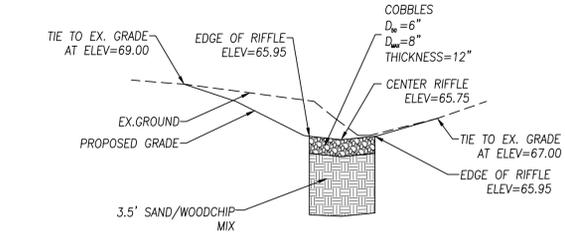
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ISSUE:	DATE: 03/30/16
SCALE: NOT TO SCALE	SHEET 4 OF 8
FILE NO:	1.03
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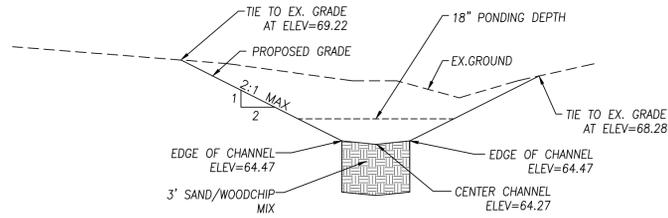
STEP POOL SECTION (A-A)

STA. = 0+09
SCALE: 1"=5'



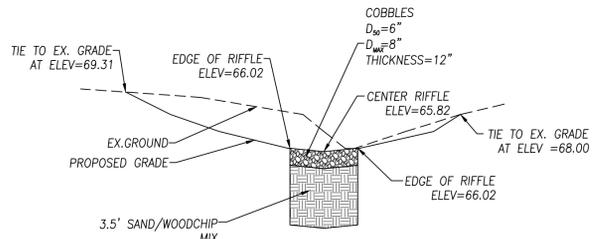
STEP POOL SECTION (B-B)

STA. = 0+21
SCALE: 1"=5'



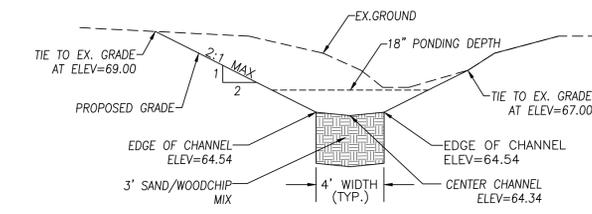
STEP POOL SECTION (C-C)

STA. = 0+32
SCALE: 1"=5'



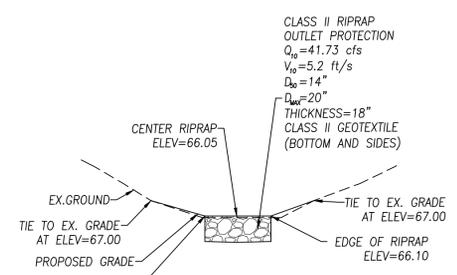
STEP POOL SECTION (D-D)

STA. = 0+44
SCALE: 1"=5'



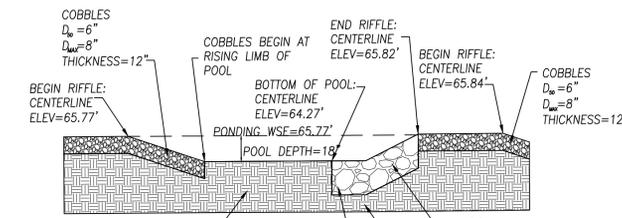
STEP POOL SECTION (E-E)

STA. = 0+55
SCALE: 1"=5'



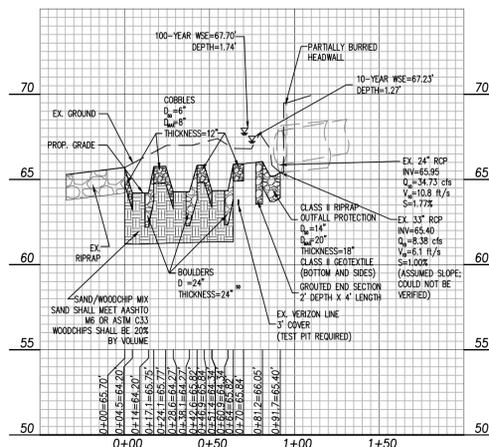
STEP POOL SECTION (F-F)

SCALE: 1"=5'



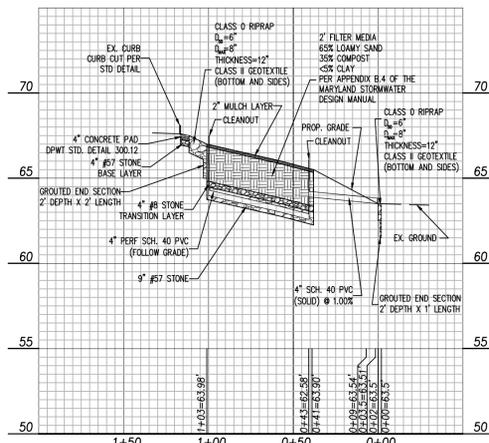
STEP POOL SECTION (G-G)

STA. = 0+20 - 0+47
SCALE: 1"=5'



STEP POOL STORM CONVEYANCE PROFILE

SCALE: 1"=50' H
1"=5' V



BIOSWALE PROFILE

SCALE: 1"=50' H
1"=5' V

SPSC PROFILE TABLE

STATION	ELEVATION	NOTES
0+00	65.70'	END POOL, END RIFFLE, TIE TO EX. RIPRAP
0+04.5	64.20'	BEGIN POOL SLOPE UP, BEGIN COBBLE SECTION
0+14	64.20'	END POOL SLOPE DOWN, LOCATION OF FOOTER BOULDER
0+17.1	65.75'	END RIFFLE, BEGIN POOL SLOPE DOWN, BEGIN BOULDER SECTION
0+24.1	65.77'	END POOL SLOPE UP, BEGIN RIFFLE
0+28.6	64.27'	BEGIN POOL SLOPE UP, BEGIN COBBLE SECTION
0+38.1	64.27'	END POOL SLOPE DOWN, LOCATION OF FOOTER BOULDER
0+42.6	65.82'	END RIFFLE, BEGIN POOL SLOPE DOWN, BEGIN BOULDER SECTION
0+46.9	65.84'	END POOL SLOPE UP, BEGIN RIFFLE
0+51.4	64.34'	BEGIN POOL SLOPE UP, BEGIN COBBLE SECTION
0+60.9	64.34'	END POOL SLOPE DOWN, LOCATION OF FOOTER BOULDER
0+64	65.89'	END RIFFLE, BEGIN POOL SLOPE DOWN, BEGIN BOULDER SECTION
0+70	65.91'	END POOL SLOPE UP, BEGIN RIFFLE
0+81.2	66.05'	BEGIN OUTFALL PROTECTION (CLASS 0 RIPRAP)
0+91.7	65.40'	BEGIN OUTFALL PROTECTION (CLASS 0 RIPRAP)

BIOSWALE PROFILE TABLE

STATION	ELEVATION	NOTES
0+00	63.50'	END RIPRAP
0+02	63.50'	OUTFALL 4" PIPE, BEGIN RIPRAP
0+03.5	63.51'	22.5' HORIZONTAL BEND
0+09	63.54'	11.25' HORIZONTAL BEND
0+41	63.69'	BEGIN SOLID PIPE (CLEANOUT)
0+43	63.69'	END UNDERDRAIN (CLEANOUT)
1+03	64.01'	BEGIN UNDERDRAIN (CLEANOUT)

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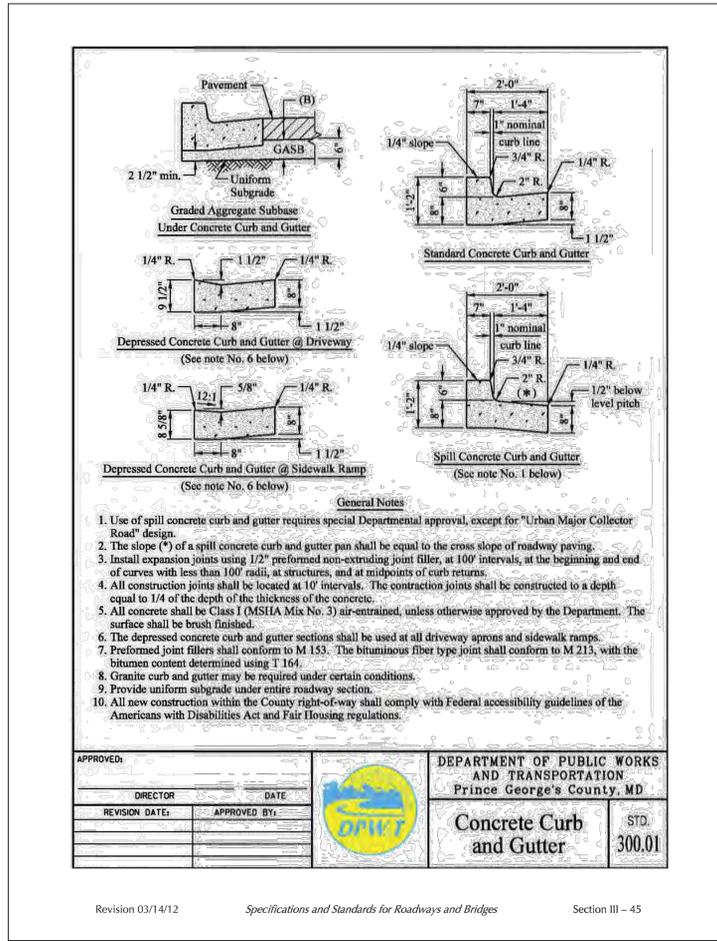
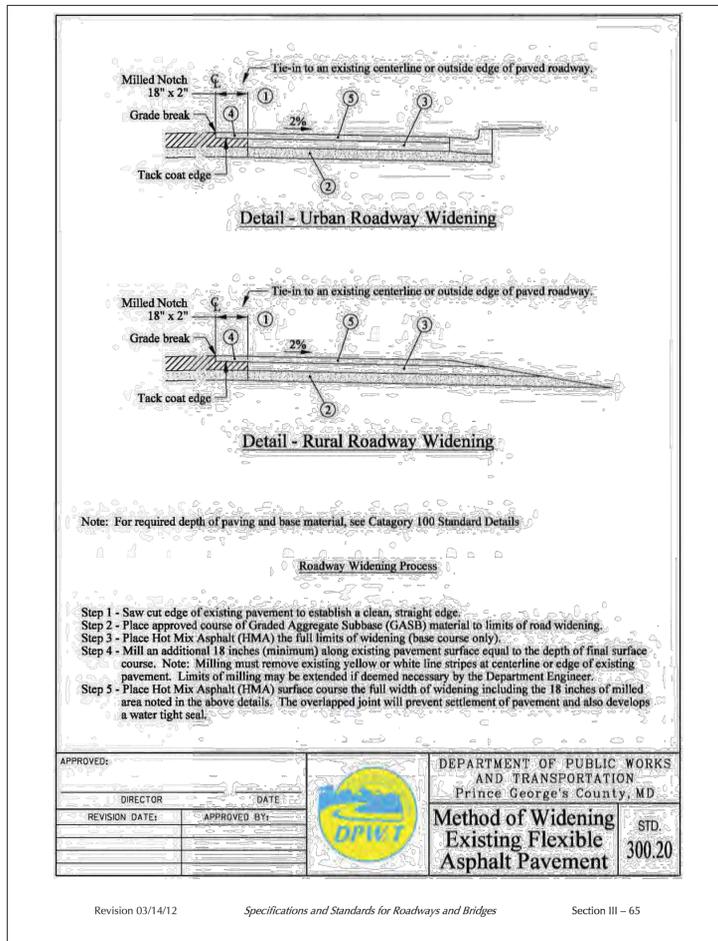
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PRINCE GEORGE'S COUNTY, MARYLAND

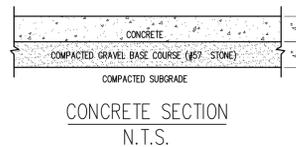
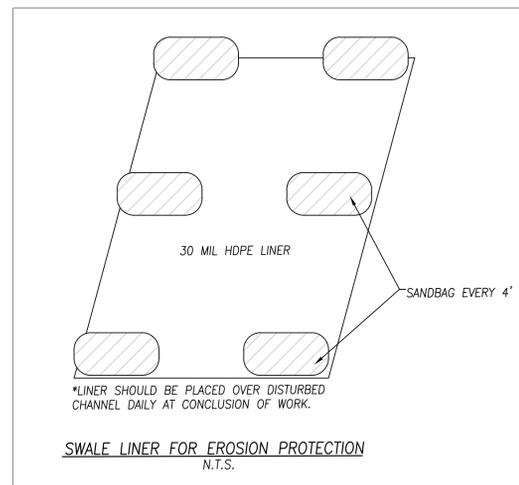
ISSUE: _____ DATE: 03/30/16
SCALE: 1"=5' SHEET 5 OF 8
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NOTE: FOR CURB & GUTTER REPLACEMENT/REPAIR, A MINIMUM 2' STRIP OF FULL DEPTH PAVEMENT MUST ALSO BE REPLACED

PAVING SECTION TO BE DETERMINED BY IN FIELD INVESTIGATION, AND APPROVED BY CITY OF COLLEGE PARK

NOTE: IF THE LENGTH BETWEEN THE END OF THE CURB & GUTTER REPLACEMENT AND THE NEAREST JOINT IN THE EXISTING CURB & GUTTER IS LESS THAN 5', REMOVE THE EXISTING CURB AND GUTTER TO THE NEXT JOINT (BEYOND THE NEAREST) AND INSTALL EXPANSION JOINT. IF THE LENGTH BETWEEN THE END OF CURB & GUTTER REPLACEMENT AND THE NEAREST JOINT IN THE EXISTING CURB & GUTTER IS GREATER THAN OR EQUAL TO 5', CUT THE EXISTING CURB AND GUTTER TO A NEAT LINE AND INSTALL EXPANSION JOINT.



BMP & ESD AS-BUILT CERTIFICATION

I HEREBY CERTIFY TO THE BEST OF MY KNOWLEDGE AND BELIEF THAT THE STORMWATER MANAGEMENT FACILITIES (BOTH BMP AND ESD) SHOWN ON THE PLANS HAVE BEEN CONSTRUCTED IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS APPROVED BY PRINCE GEORGE'S COUNTY DEPARTMENT OF PERMITTING, INSPECTION AND ENFORCEMENT.

ENGINEERS NAME HERE DATE:
MD. REG. P.E. NO. XXXXX

PROFESSIONAL CERTIFICATION

I HEREBY CERTIFY THAT THESE DOCUMENTS WERE PREPARED OR APPROVED BY ME, AND THAT I AM A DULY LICENSED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MARYLAND. LICENSE NO. _____, EXPIRATION DATE: _____.

Professional Certification. I hereby certify that these documents were prepared or approved by me, and that I am a duly licensed professional engineer under the laws of the State of Maryland.
License No. _____
Expiration Date: _____

**DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT
PRINCE GEORGE'S COUNTY, MARYLAND
PEER REVIEW APPROVAL STAMP**

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APPROVAL DATE: _____
PEER REVIEWER: _____
COMPANY NAME: _____
PERMIT NUMBER: _____

LOW IMPACT DEVELOPMENT CENTER

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Fax. (301) 982-9305
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SCALE: 1"=5'

MISS UTILITY NOTE

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REV. NO.	DATE	REVISIONS PRIOR TO APPROVAL

STORM DRAIN DETAILS

FOR PERMIT ONLY

**RHODE ISLAND AVENUE
STORMWATER RETROFIT**

RHODE ISLAND AVENUE
COLLEGE PARK, MD 20740
PRINCE GEORGE'S COUNTY, MARYLAND

ISSUE:	DATE: 03/30/16
SCALE: 1"=5'	SHEET 6 OF 8
FILE NO:	C-1.04A
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DRAINAGE AREA PLAN
SCALE: 1"=100'



BMP & ESD AS-BUILT CERTIFICATION

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DRAINAGE AREA TABLE

DRAINAGE AREA	TOTAL AREA (acres)	IMP. AREA (acres)	OWNERSHIP	TREATMENT	CN	TOC*
DA #1	6.25	3.54	PUB/PRI	SPSC #1	89	0.1 hr
DA #2	1.35	1.28	PRIVATE	SPSC #1	97	0.1 hr
DA #3	0.36	0.31	PUBLIC	NONE	95	0.1 hr
DA #4	0.11	0.01	PUBLIC	SPSC #1	85	0.1 hr
DA #5	1.82	0.31	PUBLIC	BIOSWALE #1	89	0.1 hr
DA #6	5.90	1.80	PUB/PRI	NONE	88	0.1 hr

*MINIMUM TIME OF CONCENTRATION IS 0.1 HOURS

DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT
PRINCE GEORGE'S COUNTY, MARYLAND
PEER REVIEW APPROVAL STAMP

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COMPANY NAME: _____
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MISS UTILITY NOTE

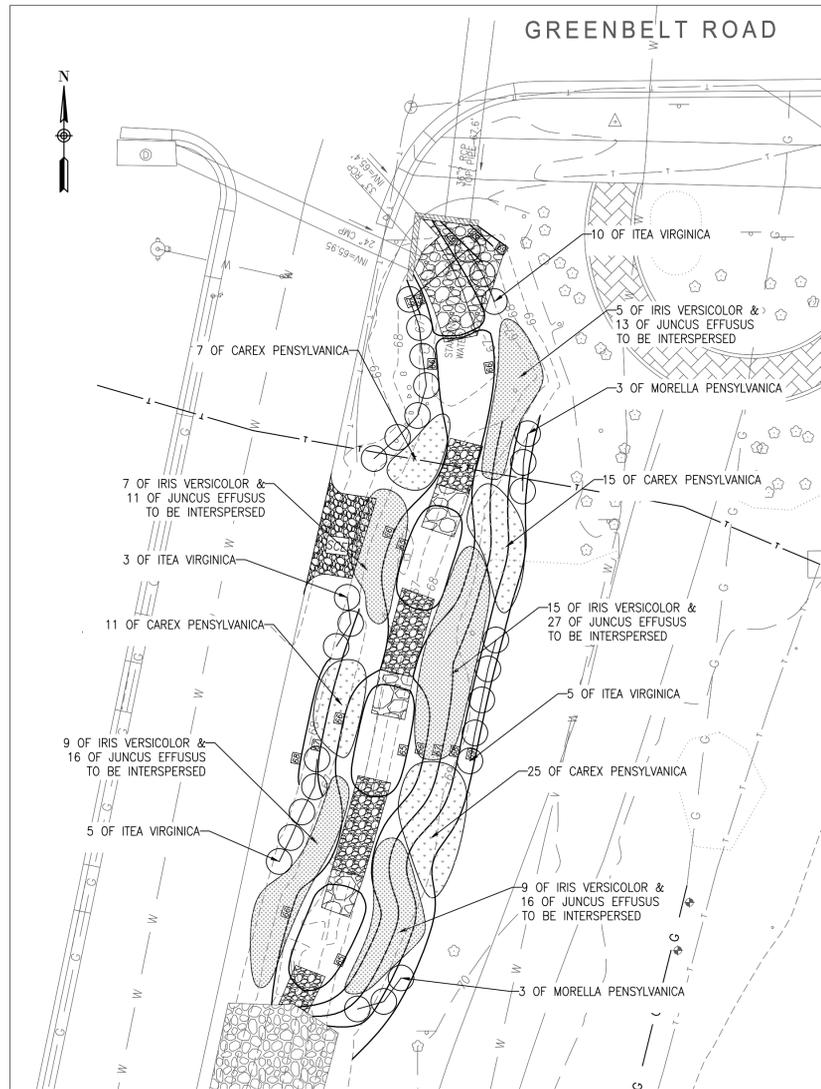
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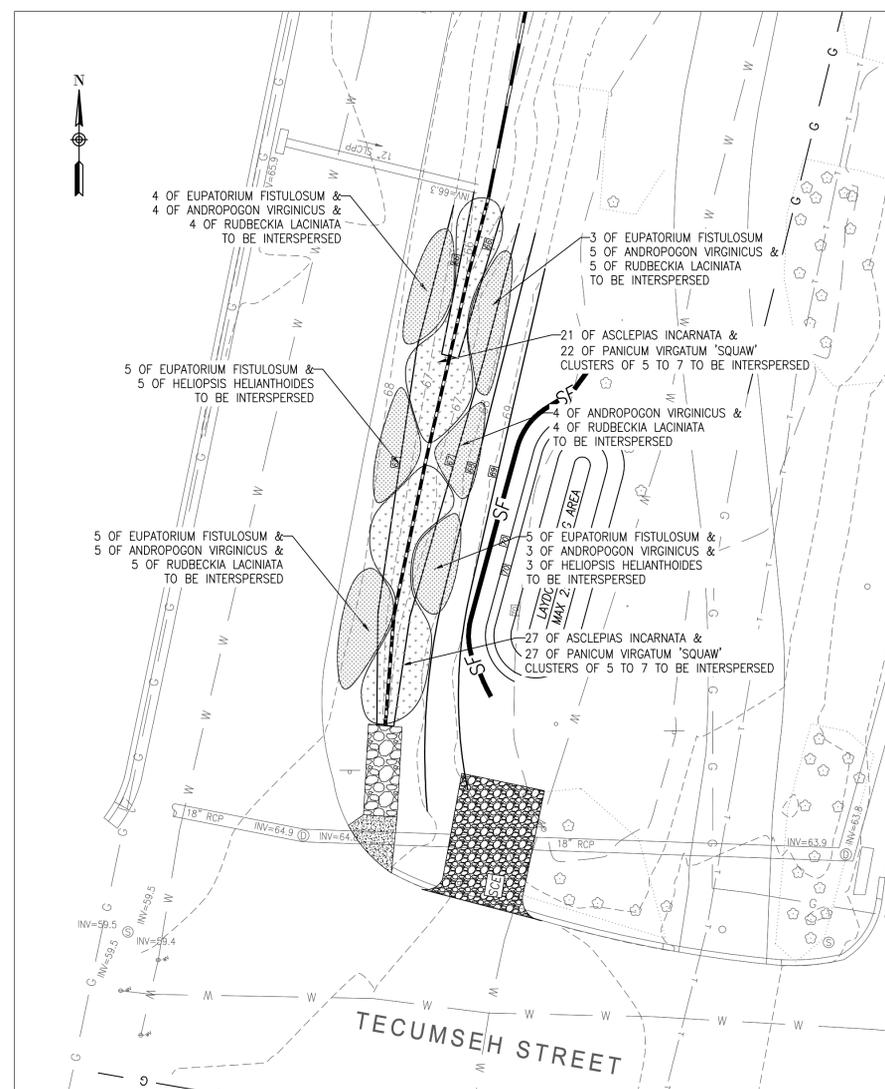
DRAINAGE AREA PLAN
FOR PERMIT ONLY

**RHODE ISLAND AVENUE
STORMWATER RETROFIT**
RHODE ISLAND AVENUE
COLLEGE PARK, MD 20740
PRINCE GEORGE'S COUNTY, MARYLAND

ISSUE:	DATE: 03/30/16
SCALE: 1"=50'	SHEET 7 OF 8
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LANDSCAPE PLAN: STEP POOL
SCALE: 1"=10'



LANDSCAPE PLAN: BIOSWALE
SCALE: 1"=10'

LEGEND:

- 70— EX. CONTOUR
- - - EX. PROPERTY LINE
- X 49.00 EX. SPOT ELEVATION
- EX. CANOPY
- EX. TREE
- EX. VEGETATION
- C - EX. GAS LINE
- W - EX. WATER LINE
- S - EX. SANITARY SEWER LINE
- OW - EX. OVERHEAD WIRE
- EX. POWER POLE
- EX. TELEPHONE POLE
- EX. CURB INLET
- EX. WATER VALVE
- EX. GAS VALVE
- EX. SANITARY SEWER
- EX. FIRE HYDRANT
- EX. HEADWALL
- EX. SIGN
- EX. WOODEN FENCE
- FbB SOILS TYPE
- - - PROP. CONTOUR
- COBBLES
- CLASS 2 RIPRAP
- SANDSTONE BOULDERS
- SHRUB
- PERENNIAL
- GRASS

LANDSCAPE SPECIFICATIONS

- A. PLANT MATERIALS**
THE LANDSCAPE CONTRACTOR SHALL FURNISH AND INSTALL AND/OR DIG, BALL, BURLAP, AND TRANSPLANT ALL OF THE PLANT MATERIALS CALLED FOR ON THE DRAWINGS AND/OR LISTED IN THE PLANT SCHEDULE.
- B. PLANT NAMES**
PLANT NAMES USED IN THE PLANT SCHEDULE SHALL BE IDENTIFIED IN ACCORDANCE WITH HORTUS THIRD, BY L.H. BAILEY, 1976.
- C. PLANT STANDARDS**
ALL PLANT MATERIALS SHALL BE EQUAL TO OR BETTER THAN THE REQUIREMENTS OF THE "AMERICAN STANDARD FURNURSERY STOCK," LATEST EDITION, AS PUBLISHED BY THE AMERICAN ASSOCIATION OF NURSERYMEN (HEREAFTER REFERRED TO AS AAN STANDARDS). ALL PLANTS SHALL BE TYPICAL OF THEIR SPECIES AND VARIETY, SHALL HAVE A NORMAL HABIT OF GROWTH, AND SHALL BE FIRST QUALITY, SOUND, VIGOROUS, WELL-BRANCHED AND WITH HEALTHY WELL-FURNISHED ROOT SYSTEMS. THEY SHALL BE FREE OF DISEASE, INSECT PESTS AND MECHANICAL INJURIES.
- (1) ALL PLANTS SHALL BE NURSERY GROWN AND SHALL HAVE BEEN GROWN UNDER THE SAME CLIMATIC CONDITIONS AS THE LOCATION OF THIS PROJECT FOR AT LEAST TWO YEARS BEFORE PLANTING. NEITHER HEELED-IN PLANTS NOR PLANTS FROM COLD STORAGE WILL BE ACCEPTED.
- (2) COLLECTED PLANTS OR TRANSPLANTED TREES MAY BE CALLED FOR BY THE LANDSCAPE ARCHITECT AND USED, PROVIDED, HOWEVER, THAT LOCATIONS AND SOIL CONDITIONS WILL PERMIT PROPER BALLING.
- D. PLANT MEASUREMENTS**
- (1) MINIMUM SIZE FOR PLANTING SHRUBS SHALL BE, IN GENERAL, EIGHTEEN TO TWENTY-FOUR (18-24) INCHES IN HEIGHT OR SPREAD, AS APPROPRIATE, EXCEPT THAT A LARGER SIZE MAY BE REQUIRED WHEN DEEMED APPROPRIATE BY THE PLANNING DIRECTOR (OR DESIGNEE) IN THE CASE OF PARTICULAR SPECIES OR PLANTING SITUATIONS.
- E. PLANTING METHODS**
ALL PROPOSED PLANT MATERIAL THAT MEETS THE SPECIFICATIONS IN SECTION B. ABOVE ARE TO BE PLANTED IN ACCORDANCE WITH THE FOLLOWING PLANTING METHODS DURING THE PROPER SEASONS AS DESCRIBED BELOW.
- (1) PLANTING SEASONS
A PROFESSIONAL HORTICULTURALIST/NURSERYMAN SHALL BE CONSULTED TO DETERMINE THE PROPER TIME, BASED ON PLANT SPECIES AND WEATHER CONDITIONS, TO MOVE AND INSTALL PARTICULAR PLANT MATERIAL TO MINIMIZE STRESS TO THE PLANT. PLANTING OF DECIDUOUS MATERIAL MAY BE CONTINUED DURING THE WINTER MONTHS PROVIDED THERE IS NO FROST IN THE GROUND AND FROST-FREE TOP SOIL PLANTING MIXTURES ARE USED.
- (2) DIGGING
ALL PLANT MATERIAL SHALL BE DUG, BALLED AND BURLAPPED (B+B) OR BARE ROOT IN ACCORDANCE WITH THE "AAN STANDARDS."
- (3) EXCAVATION OF PLANT PITS
THE LANDSCAPE CONTRACTOR SHALL EXCAVATE ALL PLANT PITS, VINE PITS, HEDGE TRENCHES AND SHRUB BEDS AS FOLLOWS:
- (A) ALL PITS SHALL BE GENERALLY CIRCULAR IN OUTLINE, WITH BOWL SHAPED SIDES. THE TREE PIT SHALL BE DEEP ENOUGH TO ALLOW ONE-EIGHTH (1/8) OF THE BALL TO BE ABOVE THE EXISTING GRADE. PLANTS SHALL REST ON UNDISTURBED EXISTING SOIL OR WELL COMPACTED BACKFILL. THE TREE PIT MUST BE A MINIMUM OF NINE (9) INCHES LARGER ON EVERY SIDE THAN THE BALL OF THE TREE.
- (B) IF AREAS ARE DESIGNATED AS SHRUB BEDS OR HEDGE TRENCHES, THEY SHALL BE CULTIVATED TO AT LEAST EIGHTEEN (18) INCHES IN DEPTH MINIMUM. AREAS DESIGNATED FOR GROUND COVERS AND VINES SHALL BE CULTIVATED TO AT LEAST TWELVE (12) INCHES IN DEPTH MINIMUM.
- (4) PLANT PRUNING, EDGING, AND MULCHING
(A) EACH TREE, SHRUB OR VINE SHALL BE PRUNED IN AN APPROPRIATE MANNER TO ITS PARTICULAR REQUIREMENTS, IN ACCORDANCE WITH ACCEPTED STANDARD PRACTICES AS STATED IN ANSI STANDARDS A300 FOR PRUNING. BROKEN OR BRUISED BRANCHES SHALL BE REMOVED WITH CLEAN CUTS MADE ON AN ANGLE FROM THE BARK RIDGE TO THE BRANCH COLLAR, NO FLUSH CUTS, TO MINIMIZE THE AREA CUT. ALL CUTS SHALL BE MADE WITH SHARP TOOLS. TRIM ALL EDGES SMOOTH. NO TREE WOUND DRESSINGS SHALL BE APPLIED.
- (B) ALL TRENCHES AND SHRUB BEDS SHALL BE EDGED AND CULTIVATED TO THE LINES SHOWN ON THE DRAWING. THE AREAS AROUND ISOLATED PLANTS SHALL BE EDGED AND CULTIVATED TO THE FULL DIAMETER OF THE PIT. SOD WHICH HAS BEEN REMOVED AND STACKED SHALL BE USED TO TRIM THE EDGES OF ALL EXCAVATED AREAS TO THE NEAT LINES OF THE PLANT PIT SAUCERS, THE EDGES OF SHRUB AREAS, HEDGE TRENCHES AND VINE POCKETS.
- (C) AFTER CULTIVATION, ALL PLANT MATERIALS SHALL BE MULCHED WITH A TWO TO THREE (2-3) INCH LAYER OF AGED SINGLE OR DOUBLE SHREDDED HARDWOOD MULCH OR CHIPS OVER THE ENTIRE AREA OF THE BED OR SAUCER. REFER TO THE MARYLAND STORMWATER MANAGEMENT DESIGN MANUAL.
- F. SEEDING AND SODDING**
ALL SEEDING AND SODDING SHALL BE AS PER 1994 STANDARDS AND SPECIFICATIONS FOR SOIL EROSION AND SEDIMENT CONTROL.
- G. TOP SOIL**
TOP SOIL SHALL BE RETAINED AND/OR PROVIDED ON ALL SITES AND SPREAD OVER ALL UNIMPROVED AREAS.

PLANT LIST				
TYPE	QTY	LATIN NAME	COMMON NAME	SIZE/SPACING
SHRUBS	23	ITEA VIRGINICA	VIRGINIA SWEETSPIRE	3 gal. @ 36" o.c.
	6	MORELLA PENSYLVANICA	NORTHERN BAYBERRY	3 gal. @ 36" o.c.
PERENNIALS	48	ASCLEPIAS INCARNATA	SWAMP MILKWEED	1 gal. @ 18" o.c.
	22	EUPATORIUM FISTULOSUM	JOE PYE WEED	1 gal. @ 18" o.c.
	8	HELIOPSIS HELIANTHOIDES	OXEYE SUNFLOWER	1 gal. @ 18" o.c.
	45	IRIS VERSICOLOR	VIRGINIA BLUE FLAG	1 gal. @ 18" o.c.
	18	RUDBECKIA LACINIATA	CUTLEAF CONEFLOWER	1 gal. @ 18" o.c.
GRASSES	21	ANDROPOGON VIRGINICUS	BROOMSEDEGE	1 gal. @ 18" o.c.
	58	CAREX PENSYLVANIA	PENNSYLVANIA SEDGE	1 gal. @ 18" o.c.
	83	JUNCUS EFFUSUS	SOFT RUSH	1 gal. @ 18" o.c.
	49	PANICUM VIRGATUM 'SQUAW'	SWITCHGRASS	1 gal. @ 18" o.c.

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ENGINEERS NAME HERE _____ DATE: _____
MD. REG. P.E. NO. XXXXX

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SCALE: 1" = 10'-0"

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REV. NO.	DATE	REVISIONS PRIOR TO APPROVAL

LANDSCAPE PLAN

FOR PERMIT ONLY

RHODE ISLAND AVENUE STORMWATER RETROFIT

RHODE ISLAND AVENUE
COLLEGE PARK, MD 20740
PRINCE GEORGE'S COUNTY, MARYLAND

ISSUE:	DATE: 03/30/16
SCALE: 1"=10'	SHEET 8 OF 8
FILE NO:	L-1.01
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16-G-107 Hollywood Streetscape Project



**CITY OF COLLEGE PARK, MARYLAND
REGULAR COUNCIL MEETING AGENDA ITEM**

AGENDA ITEM NUMBER: 16-G-107

Prepared By: Terry Schum, Planning Director

Meeting Date: August 9, 2016

Presented By: Terry Schum

Consent Agenda: No

Originating Department: Planning, Community and Economic Development

Action Requested: Award of Contract for Design of Hollywood Commercial District Streetscape to Sabra, Wang and Associates

Strategic Plan Goal: Goal 3: High Quality Development and Reinvestment

Background/Justification: This project will improve pedestrian and bicycle access, create safer intersections and enhance landscaping and placemaking along Rhode Island Avenue in the Hollywood commercial area. It follows the Hollywood Commercial District Streetscape Revitalization Final Report completed in April 2015.

Fiscal Impact: Funding for this project is available in the Capital Improvement Program, Project # 103004, a fiscal year 2017 State Bond Bill and Program Open Space (Wellness Circuit).

Council Options:

1. Award the contract to Sabra, Wang and Associates in the amount of \$67,337.25.
2. Award the contract to Sabra, Wang and Associates with an amended scope of services.
3. Do not award a contract for this project at this time.

Staff Recommendation:

#1

Recommended Motion: I move to award the contract for design of Hollywood Commercial District Streetscape Improvements to Sabra, Wang and Associates in the amount of \$67,337.25 and to authorize the City Manager to sign the contract in a form acceptable to the City Attorney.

Attachments:

1. Scope of Services



Sabra, Wang & Associates, Inc.

ENGINEERS • PLANNERS • ANALYSTS

July 29, 2016

Terry Schum, AICP
Director
Department of Planning, Community & Economic Development
City of College Park
4500 Knox Road
College Park, MD 20740

Re: Hollywood Commercial District Streetscape; 30% design scope

Dear Ms. Schum:

Project Understanding and Needs: The City of College Park desires to redesign a segment of Rhode Island Avenue in order to improve pedestrian, bike and bus facilities; create more usable public space; and to improve the aesthetics of the streetscape to provide a distinct sense of place for the Hollywood Neighborhood. The project limits along Rhode Island Ave are from the Capital Beltway in the north to Muskogee Street in the south. The project limits along Edgewood Road are Narragansett Parkway in the East, and 300' west of Rhode Island Ave in the west. The redesign will occur in two phases: 1) Phase 1, which encompass 30% design drawings and for which this scope entails; and 2) Phase 2, which encompasses 100% construction drawings and specifications for bid. The primary deliverable for this phase of the project is a 30% design drawing set (plans, materials list, design assumptions and notes, and electronic CAD files). Upon completion of 30% design, phase 2 can be priced-out and a complete 100% design bid package can be developed. A planning-level cost estimate will also be developed in phase 1, as well as a very brief technical memorandum highlighting the development process, data and assumptions, and stakeholder feedback. To deliver these designs, Sabra Wang and Associates will be teaming with Floura Teeter, a local experienced landscape architecture firm, who has previously worked for the City of College Park on the development of conceptual design elements for the Hollywood Commercial District streetscaping.



Specific project goals include:

- Improving sidewalk facilities along both sides of Rhode Island Ave.
- Improving cycling facilities.
- Improving bus stop facilities and access.
- Calming traffic on Rhode Island Ave, if needed.
- Evaluating options for improving ingress/egress to Hollywood Shopping Center, if feasible.
- Reclaiming the Rhode Island Ave east-side and west-side service road, between Nantucket Rd and Edgewood Rd, as neighborhood pocket parks/plazas.
- Improving safety and operations at the intersection of Niagara Rd, Rhode Island Ave, and the eastside Rhode Island Ave service road.
- Calm traffic and provide pedestrian crosswalks at the intersection of Edgewood and Narragansett Parkway.

- Design a wellness trail around Hollywood Shopping Center.
- Retaining existing utility poles, curb faces, inlets, and edge-of-pavement as much as practical to minimize construction costs.

Stakeholders

- City of College Park: Department of Planning, Department of Public Works
- Local Residents
- Local Businesses
- Prince Georges County Department of Public Works & Transportation (DPWT)
 - identify key staff within DPWT early and provide them with the project schedule after Notice to Proceed

Scope Tasks

The following tasks are required to accomplish the specific project goals and deliverables.

Task 1: Data Collection

Task 2: Traffic Modeling and Analysis of turn lane removal

Task 3: Crash Analysis

Task 4: Field Review and Base Mapping

Task 5: Fine-tune concepts developed in prior conceptual study into *draft* 30% Design. Prior feedback from Prince Georges DPW&T will be incorporated into revised initial concepts.

- Task 5a: Wellness Circuit 30% Design (to be performed concurrently with Rhode Island Ave 30% design Streetscape).

Task 6: Meeting with City Planning and Engineering to go over draft 30% concept proposals.

Task 7: Meeting with DPWT to review traffic, crash data, and concepts.

Task 8: Concept refinement.

Task 9: Meeting with neighborhood to discuss potential concepts.

Task 10: Finalize preferred streetscape concept.

Task 11: Present Concepts to City Council.

A detailed description of each task follows:

Task 1: Data Collection: We will collect a traffic turn movement count (TMC) at the following locations;

- 7AM to 7PM turn movement count at the intersection of Rhode Island Ave and Edgewood Road
 - The count data will be broken down by pedestrian, bike, passenger vehicle, bus, box truck, 5-axle truck
 - The count data will be broken down into 15 minute intervals
 - Pedestrian data will include delay/crossing times.
- 7AM to 7PM turn movement count at the intersection of Rhode Island Ave service road and the entrance to the Drycleaners and to the strip mall on the northwest and northeast quadrant of Rhode island Ave and Edgewood Road, respectively.
- 7AM to 9AM and 4PM to 7PM turn movement counts at the intersection of Rhode Island Ave and Niagara Road. This count will be a turns-only count and include all turning movements onto and from Rhode Island Ave and its service roads, as well as Niagara Road.

- Count classification will include pedestrians, bikes, and vehicles
- The count data will be broken down into 15 minute intervals
- 7AM to 9AM and 4PM to 7PM Driveway count at Hollywood Shopping Center (both driveways). We will count all entering and exiting vehicles from the shopping center. This TMC will be classified by passenger vehicle, box truck and trailer (50+') truck.

All TMCs will be conducted on a Tuesday, Wednesday, or Thursday when UMD and PGCPs are in session. Additionally, all TMCs will be recorded video. Additionally, we will conduct a 48-hour "tube count" to determine the average daily traffic, the free flow speed and vehicle class data. This count will be conducted just north of Muskogee Street.

Task 2: Traffic Modeling and analysis of turn lane removal: There are several long turn lanes along Rhode Island Ave from Muskogee to Edgewood, that are absent along all other stretches of Rhode Island Ave. We will use the data collected (e.g. speed data and turn movement data) from task 1 to evaluate their need from a safety and capacity standpoint. If the turn lanes are not needed, this roadway space can then be better utilized for other means, such as buffering or protecting on-road bike lanes. To evaluate the need for turning lanes along this segment, we will create a Synchro traffic model and simulate the impact of lane removal. We will obtain signal timing for the intersection of Rhode Island Ave and Edgewood Road from the County. The primary deliverable from this task is a traffic capacity analysis with and without the turn lanes at the intersections of 1) Rhode Island Ave & Edgewood; and 2) Rhode Island Ave & the entrance to the Hollywood shopping center.

Task 3: Crash Summary: We will obtain crash data from SHA (SHA is the repository for local/county crash data) for the most recently-available 3 year period. We will summarize these data by location and by typology. For high-crash locations, we will determine if the current design is a factor.

Task 4: Field Review and Base Mapping: SWA will perform an investigation of all existing study roadways and intersections, including but not limited to:

- Existing lane widths and configurations;
- Existing traffic controls;
- Posted speed limits;
- Available sight distance;
- Presence of sidewalks, bicycle facilities and bus stops
- Signal phasing and timing plans;
- Locations of utilities, poles, trees, driveways that could impact planned improvements

Civil Highway Design staff at SWA will accompany planners on this field visit to assess the feasibility and complexity of project goals, specifically those related to incorporating new sidewalk, pavement removal and relocation of retaining walls.

Based on the field visit, available GIS information from the County and any survey data available on recent construction drawing plan sets, we will develop base mapping of the existing conditions for the project limits. Base mapping will be developed in Microstation and will be utilized for all of the remaining tasks.

Additionally, we will use information (utilities, topography, ROW, stormwater management systems, etc.) gathered from the field visit, as well as traffic volume data and queuing observations/simulations, to examine the feasibility of opening Nantucket Road through Rhode Island Ave.

Task 5: Develop concept proposals and meet with City Planning and DPW: Based on the field visit, traffic analysis and data collection, as well as the 2015 *Hollywood Commercial District Streetscape Revitalization* study, we will develop sketch-level drawings for options for addressing project needs. The Project team will develop plan view CAD drawings to show proposed new streetscape improvements that include new geometric improvements (e.g. at Niagara), new roadway markings, new lane use, traffic calming, sidewalk, pavement removal, wayfinding signage, landscaping, street tree, street furniture, and new public park/plaza space. We will also provide precedents to illustrate possible themes and materials for community spaces. Optional designs will be developed for consideration at select locations, such as the intersection of Edgewood Rd and Narragansett Pkwy and the intersection of Rhode Island Ave and Niagara Rd.

Task 5a: Wellness Circuit 30% Design: Based on a field visit and initial concepts from the 2015 *Hollywood Commercial District Streetscape Revitalization* study, we will

- Develop baseline map with 2' topo lines
- Layout of trail – including preliminary grading
- Develop precedents and material selections
- Create one plan rendering for presentation at a neighborhood meeting

Task 6: Meet with College Park Planning and DPW: We will review these sketches with City staff for buy-in from a planning and engineering standpoint. We will use this feedback to finalize designs to be presented to DPW&T in task 7.

Task 7: Meeting with DPWT to review traffic, crash data, and concepts: The project team and City staff will meet with County DPWT staff to review proposed concepts in County ROW, with particular attention paid to items that do not meet the County's typical standards or that the County typically does not install (e.g. Ladder style crosswalks or buffered bike lanes). It is recommended that the meeting take place in the field, so that County staff can better visualize the proposed concepts and quickly see how they impact public ROW. The expected outcome of this meeting is:

- Buy-in from the County for select concepts to advance into further design
- Elimination of proposed concepts deemed unacceptable to the County
- Discussion of potential memorandum of understanding (MOU) between City and County for maintenance of any non-standard designs

Task 8: Concept refinement and reduction down to County-approved concepts: Based on feedback from the County, we will refine the number and design of potential concepts to present to the neighborhood. Concepts will be in plan-view and include:

- Existing and Proposed Sidewalks and curb/gutter
- Existing and Proposed retaining walls
- Existing and Proposed Pedestrian crossings/ ADA ramps
- Proposed Gateway features
- Proposed Streetscape improvements
- Proposed Streetscape amenities- benches, pavers, etc.

- Proposed Street trees and streetscape plantings
- Proposed Traffic calming devices
- Existing and Proposed Lighting
- Existing Utilities (light poles, inlets, utility poles, stormwater facilities).
- Existing and Proposed Signing and pavement markings
- Proposed Bus stop Improvements
- Proposed Hardscaping and Plaza/park space
- County and property ROW

In addition, we will group the proposed improvements geographically for the purpose of phasing and will prepare planning-level cost estimates for the each.

Task 9: Neighborhood meeting: the Project team will meet with the Hollywood Neighborhood to review the proposed improvements. The purpose of this meeting is to allow the neighborhood to discuss the various alternatives and to solicit feedback on which elements are preferred. Material presented at the meeting will include a to-scale roll map, typical sections, and accompanying display boards that have landscape renderings to show the details that the plan view cannot. Two renderings are proposed. In a presentation, we will also discuss how traffic data and County feedback shaped the concepts proposed. We will also use this meeting to prioritize elements of the plan in case the final construction cost becomes too burdensome or if the project needs to be phased.

Task 10: Finalize preferred streetscape concept: Based on input from City staff and Residents, we will finalize the proposed concept into formal 30% drawings. This drawing package will include all of the items listed in task 8, at a minimum. While we will not include a specification package, we will identify all materials (pavers, tree types, lighting, signage, etc.) selected by the Project Team, City staff and residents. **The final deliverable** for this task is a set of 30% design CAD files, design assumptions, and a materials list, that will be used in Phase 2 of the project to develop construction drawings and bid documents. The Project Team will also prepare a very brief technical memorandum that discuss the steps take to get to the preferred design, including summary of the traffic data and analysis; results from meetings with the County; and input from residents and businesses. Appendices with traffic data, meeting notes, signed MOUs, and other supporting documentation will be included.

Task 11: Present Concepts to City Council: The project team will present the final 30% plan to the Mayor and City Council, including all the proposed project elements as well as the recommended phasing plan. We will also go over the process and public/County input that led to the final concept.

Exclusions: Survey will be performed or obtained in Phase 2 of this project. The ROW limits have been identified, and a formal survey has been conducted, in a previous roadway improvement construction drawing set: *Rhode Island Ave at Edgewood Rd Intersection Improvements*, dated 9/22/2010 by Wilson T. Ballard Company, for which surveying was conducted. Baseline mapping and ROW will be GIS-based and field-verified; we will utilize the ROW provided in these drawings in combination with a field to visit to establish existing baseline geometry, lane markings, signage, utilities, and property lines.

Schedule: We anticipate that this project will take about 16 weeks from Notice to Proceed, but is subject to coordinating review periods with DPWT and with residents. The table below shows the proposed schedule of tasks.

Table 1: Proposed task timeline for Phase 1

Task	Weeks from Notice to Proceed							
	2	4	6	8	10	12	14	16
Task 1: Data Collection								
Task 2: Traffic Modeling and Analysis								
Task 3: Crash Analysis								
Task 4: Field Review and CAD Base Map								
Task 5: Fine-tune Initial streetscape concepts								
Task 6: Meeting with City Planning and DPW								
Task 7: Meeting with PG DPWT								
Task 8: Concept refinement								
Task 9: Meeting with neighborhood								
Task 10: Finalize preferred concept								
Task 11: Present to City Council								

Fee: We estimate the fee for this project, as scoped, to be \$67,337.25. In the following table, Please see the attached man-hour estimate and cost, broken down by task.

We thank you for the opportunity to work on this exciting project. If you have any further questions, please call me at 443-741-3652.

Sincerely,

SABRA, WANG & ASSOCIATES, INC.

Bryon White, P.E., PTOE
Project Manager





Sabra, Wang & Associates, Inc.

ENGINEERS • PLANNERS • ANALYSTS

Table 2: Hours and fee breakdown, by task, for Phase 1

TASK	Sabra Wang and Associates							Floura Teeter				
	Project Director	Civil Engineer	Design/Traffic Engineer	Engineering Technician	CADD	Traffic Counter	Subtotal	Principal	Senior LA	LA	Designer	Subtotal
Task 1: Data Collection	0	0	1	4	0	60	65	0	0	0	0	0
Task 2: Traffic Modeling and Analysis	1	0	24	0	0	0	25	0	0	0	0	0
Task 3: Crash Analysis	0	0	4	0	0	1	5	0	0	0	0	0
Task 4: Field Review and CAD Base Map	6	6	8	4	48	0	72	0	6	6	6	18
Task 5: Initial development of streetscape concepts	2	4	8	0	60	0	74	2	4	8	60	74
Task 6: Meeting with City Planning and DPW	6	0	6	0	0	0	12	0	8	12	40	60
Task 7: Meeting with PG DPWT	6	0	6	0	24	0	36	0	4	4	0	8
Task 8: Concept refinement	4	4	8	0	24	0	40	2	8	18	68	96
Task 9: Meeting with neighborhood	6	0	6	0	8	0	20	0	6	6	6	18
Task 10: Finalize preferred concept	4	4	8	0	32	0	48	2	2	16	36	56
Task 11: Present to City Council	6	0	6	0	4	0	16	0	4	4	4	12
TOTAL HOURS	41	18	85	8	200	61	413	6	42	74	220	342
Loaded Hourly Rates (\$)	\$ 133.75	\$ 92.50	\$ 77.50	\$ 67.50	\$ 57.00	\$ 42.00		\$ 160.00	\$ 120.00	\$ 100.00	\$ 90.00	
Total Labor Cost (\$)	\$5,483.75	\$ 1,665.00	\$ 6,587.50	\$ 540.00	\$11,400.00	\$ 2,562.00	\$ 28,238.25	\$ 960.00	\$ 5,040.00	\$ 7,400.00	\$ 19,800.00	\$ 33,200.00
Direct costs are built into loaded rate, per contract							\$ -					\$ -
Sub-Total for 30% Rhode Island Ave Streetscape Design												\$ 61,438.25
Task 5a: Wellness Circuit (funded under POS funds)	0	0	2	0	32	0	34	0	8	8	24	40
	\$ 133.75	\$ 92.50	\$ 77.50	\$ 67.50	\$ 57.00	\$ 42.00		\$ 160.00	\$ 120.00	\$ 100.00	\$ 90.00	
	\$ -	\$ -	\$ 155.00	\$ -	\$ 1,824.00	\$ -	\$ 1,979.00	\$ -	\$ 960.00	\$ 800.00	\$ 2,160.00	\$ 3,920.00
Direct costs are built into loaded rate, per contract							\$ -					\$ -
Sub-Total for Wellness Circuit 30% Design												\$ 5,899.00
Grand Total												\$ 67,337.25

16-O-07

Introduction of Ordinance 16-O-07 (Amended),
Ordinance
of the Mayor and Council of the City of College
Park, Amending Chapter 110 “Fees and
Penalties”, By Repealing and Reenacting §110-
1 “Fees and Interests” to Increase the Monthly
Permit Parking Fee in the Downtown Parking
Garage and to Include Bi-Annual Permit
Parking Fees and Monthly Permit Parking Fees
***The Public Hearing will be held on Tuesday,
September 27 at 7:30 p.m. in the Council
Chambers.***

**CITY OF COLLEGE PARK, MARYLAND
REGULAR COUNCIL MEETING AGENDA ITEM**



AGENDA ITEM NUMBER 16-O-07

Prepared By: Suellen M. Ferguson
City Attorney

Meeting Date: August 9, 2016

Presented By: Suellen M. Ferguson
City Attorney

Consent Agenda: No

Originating Department: Public Services

Action Requested: Amended Introduction of Ordinance 16-O-07, An Ordinance Of The Mayor And Council Of The City Of College Park Amending City Code Chapter 110 to increase the monthly permit fee in the Downtown Parking Garage to \$125/month beginning in January, 2017 and to include bi-annual and monthly permit parking fees.

Strategic Plan Goal: Goal 3: High Quality Development and Reinvestment

Background/Justification:

Demand for parking space in the Downtown area has increased. This includes both pay to park space for visitors and retail customers, and monthly parking for local residents of newly constructed apartment buildings. The City constructed the Downtown Parking Garage primarily as a catalyst for Downtown commercial development. Since the garage was constructed, demand for pay to park space has not usually filled the garage. As an interim revenue plan to help pay for the costs of the garage, monthly parking permits have been sold to make best use of the available space. Currently monthly permits have been sold for 125 of the 288 garage spaces at \$80/month. Demand for pay to park retail customer space is increasing. Demand for monthly permits has also increased with construction and occupancy of the Landmark apartments. Garage monthly permit fees are below market rate as evidence by Landmark garage fees of \$125 / month. Staff has recommended reducing the monthly permit spaces to 100 of the 288 spaces, and raising the permit fee to \$125/month.

This item was discussed at the July 12 Council meeting, and the Ordinance was introduced, subject to review of any revisions during the meeting on August 9. A possible addition to the ordinance was referenced at that time, and is included in the ordinance attached. The addition would include existing bi-annual and monthly permit parking fees for other parking zones in the City into §110-1.

The effective date of January 1, 2017 will coincide with the new semester at the University of Maryland. Garage parking permits would be sold in monthly increments with the opportunity to purchase up to 6 months. This will make permit sales more efficient and avoid the monthly rush to renew permits.

It is anticipated that use of the garage parking spaces will be monitored and future adjustments to the number of spaces made available for monthly permits may be adjusted by the City Manager based upon demand for pay to park spaces.

Fiscal Impact:

Net revenue gain of \$2,500 / month estimated to total \$22,500 over an estimated 9 month demand for monthly permits.

Council Options:

1. Amended Introduction of Ordinance 16-O-07, An Ordinance Of The Mayor And Council Of The City Of College Park Amending City Code Chapter 110, as revised, to increase the monthly permit fee in the Downtown Parking Garage to \$125/month beginning in January 1, 2017 and to include existing bi-annual permit parking fees and other monthly permit parking fees.
2. Allow the current monthly permit fee of \$80 to remain
3. Other action as Council determines

Staff Recommendation:

Option #1

Recommended Motion:

To Amend Introduced Ordinance 16-O-07, An Ordinance of the Mayor and Council of the City of College Park Amending City Code Chapter 110 to increase the monthly permit fee in the Downtown Parking Garage to \$125/month beginning on January 1 2017 and include existing bi-annual permit parking fees and other monthly permit parking fees.

Attachments:

Ordinance 16-O-07, as revised.

ORDINANCE
OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK, AMENDING
CHAPTER 110 “FEES AND PENALTIES”, BY REPEALING AND REENACTING §110-
1 “FEES AND INTERESTS” TO INCREASE THE MONTHLY PERMIT PARKING FEE
IN THE DOWNTOWN PARKING GARAGE AND TO INCLUDE BI-ANNUAL PERMIT
PARKING FEES AND MONTHLY PERMIT PARKING FEES

WHEREAS, pursuant to §5-202 of the Local Government Article, Annotated Code of Maryland, the City of College Park (hereinafter, the “City”) has the power to pass such ordinances as it deems necessary to protect the health, safety and welfare of the citizens of the municipality and to prevent and remove nuisances; and

WHEREAS, the City has constructed a parking garage in the downtown area to increase parking options and to encourage redevelopment; and

WHEREAS, the Mayor and Council have determined that it is in the public interest that the monthly permit parking fees for the Downtown Parking Garage should be raised to be comparable to those charged by other providers of parking in the area; and

WHEREAS, the Mayor and Council have determined that it is in the public interest to create parking permit zones in the City pursuant to Chapter 151, “Permit Parking” of the City Code, and to make provision for a fee for said permits.

Section 1. NOW THEREFORE, BE IT ORDAINED AND ENACTED, by the Mayor and Council of the City of College Park that Chapter 110 “Fees and Penalties”, §110-1, “Fees and interests”, be and is hereby repealed and reenacted with amendments as follows:

§110-1 Fees and interests.

The following enumerations are the current fees, rates, charges and interests applicable in the City of College Park:

CAPS	: Indicate matter added to existing law.
[Brackets]	: Indicate matter deleted from law.
Asterisks * * *	: Indicate matter remaining unchanged in existing law but not set forth in Ordinance
{Brackets}	: Indicate matter deleted in amendment

Chapter/Section	Description	Fee/Interest
Chapter 151, Permit Parking		
§151-4	ANNUAL Parking permits:	
	Issuance, each	\$10
	Replacement, each	\$5
	Renewal, each	\$10
	Visitor	\$1
	BI-ANNUAL PARKING PERMITS:	
	ISSUANCE, EACH	\$10
	REPLACEMENT, EACH	\$5
	RENEWAL, EACH	\$10
	VISITOR	\$1
	MONTHLY PARKING PERMITS:	
	DOWNTOWN PARKING GARAGE	\$125
	CLASS A	\$40
	CLASS B	\$60

* * * * *

Section 2. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park that, upon formal introduction of this proposed Ordinance, which shall be by way of a motion duly seconded and without any further vote, the City Clerk shall distribute a copy to each Council member and shall maintain a reasonable number of copies in the office of the City Clerk and shall publish this proposed ordinance or a fair summary thereof in a newspaper having a general circulation in the City of College Park together with a notice setting out the time and place for a public hearing thereon and for its consideration by the Council. The public hearing, hereby set for _____ P.M. on the _____ day of _____, 2016, shall follow the publication by at least seven (7) days, may be held separately or in connection with a regular or special Council meeting and may be adjourned from time to time. All persons

interested shall have an opportunity to be heard. After the hearing, the Council may adopt the proposed ordinance with or without amendments or reject it. As soon as practicable after adoption, the City Clerk shall have a fair summary of the Ordinance and notice of its adoption published in a newspaper having a general circulation in the City of College Park and available at the City's offices. This Ordinance shall become effective on January 1, 2017 provided that a fair summary of this Ordinance is published at least once prior to the date of passage and once as soon as practical after the date of passage in a newspaper having general circulation in the City.

INTRODUCED by the Mayor and Council of the City of College Park at a regular meeting on the ____ day of _____ 2016.

ADOPTED by the Mayor and Council of the City of College Park at a regular meeting on the ____ day of _____ 2016.

EFFECTIVE the ____ day of _____, 2016.

ATTEST:

CITY OF COLLEGE PARK

By: _____
Janeen S. Miller, CMC, City Clerk

By: _____
Patrick L. Wojahn, Mayor

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

Suellen M. Ferguson, City Attorney

16-G-108

Appointment to Boards and Committee

Mayor Wojahn:

- Reappoint Adele Ellis to the Noise Control Board for a four year term, and rescind the reappointment to the Recreation Board that was made in error at the July 12 meeting.
- Appoint Denise Mitchell to the Advisory Planning Commission for a three year term.