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May 30, 2012

RECEIVED

Mr. Eric Soter, Director
Frederick County Division of Planning
12 East Church Street
Frederick, MD 217001

MAY 31 2012

Office of Blaine R. Young
County Commissioner
Frederick County Maryland

Dear Mr. Soter: *Eric,*

Re: Draft Frederick County 2011 Comprehensive Plan/Zoning Review

The Maryland Department of Planning (MDP) would like to take this opportunity to supplement our prior comments dated November 16, 2011. The MDP has analyzed the draft comprehensive plan and zoning review and the proposed modifications to the Fall 2011 draft. The MDP is concerned that the Frederick County Board of County Commission may not have provided adequate opportunity for the public to fully evaluate the impact of the proposed comprehensive plan amendment and rezoning. We agree with the Commissioners previously expressed support for public input. Consistent with the Board of County Commissioners position on PlanMaryland as adopted in Resolution 11-21, MDP respectfully requests that the Commission defer action on the plan amendment and rezoning to allow the public reasonable time to analyze the impacts and discuss their concerns with the Commission.

It remains unclear to MDP what conditions have changed in Frederick County over the past two years to warrant proposing such a dramatic shift in policy in the comprehensive plan. The draft plan still proposes to significantly increase the supply of low density residential development. The need for this additional supply has not been sufficiently documented as to the impact on existing growth areas and impact on community services and facilities. Low density residential growth will increase demand on the Fredrick County Government services and budgeting for additional, schools, roads, water and sewer infrastructure, and fire and rescue services. We have included additional concerns related to the fiscal impact of the current proposed changes in our attached supplemental comments.

Frederick County's rural and agricultural landscapes are significant features unique to Maryland and the local economy. Greater care should be taken to maintain and protect the County's agriculturally significant lands. As you are aware, the MDP and the Maryland Agricultural Land Preservation Foundation MALPF jointly administer the Program for the Certification of County Agricultural Land Preservation Programs. The Certification Program lets counties keep more locally generated agricultural land transfer tax in exchange for creating effective local land preservation programs and

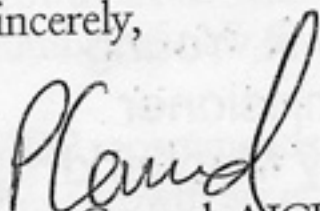
Mr. Eric Soter, Director
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continually evaluating and improving them. Adopting this Plan in its current state may impact Frederick County's Certification.

Again, MDP respectfully requests that the County carefully assess the implications and impacts of these proposed land use changes in relation to Smart Growth practices and policies. The attachment includes supplemental comments and recommendations from the MDP.

Please contact me at (410) 767-4553 or David Cotton, Regional Planner for the Western Maryland Office, at (301) 777-2161.

Sincerely,



Peter Conrad, AICP
Director, Local Government Assistance

Enclosure: Supplemental Comments on the Draft Frederick County 2011 Comprehensive Plan/Zoning Review

cc: Board of County Commissioners (5)
Jim Gugel, Frederick County
David Cotton, Regional Planner
Rich Josephson, Director, Planning Services
Rita Elliott, MDP Clearinghouse
File



Supplemental Review Comments from the Maryland Department of Planning
Draft Frederick County 2011 Comprehensive Plan/Zoning Review
May 30, 2012

MDP has reviewed the Draft Frederick County 2011 Comprehensive Plan/Zoning Review and offers the following comments.

Priority Preservation Area

The impacts of the Draft Frederick County 2011 Comprehensive Plan/Zoning Review on the county's rural landscapes are significant. The table below illustrates the relationship between the land use planning changes and the rural landscape areas currently planned/zoned in Frederick County and is based on the county Planning Department staff report.

Land Use Planning Change	Priority Preservation Area	Rural Legacy Area	Agricultural & Resource Conservation Zoning District
Re-zoning	2 Requests 502 Acres	8 Requests 1,836 Acres	92 Requests 3,609 Acres
Comprehensive Plan Land Use Designation	4 Requests 620 Acres	10 Requests 2,039 Acres	110 Requests 8,713 Acres
Community Growth Area Designation	1 Designation 705 Acres	None	9 Designations 3,742 Acres

The magnitude of changes to the Priority Preservation Area and Rural Legacy Area generates some concern. These are areas targeted for conservation and preservation, and the proposed up-zoning, land use reclassification and growth area designation is inconsistent with these conservation strategies. Further, when reviewing the proposed impacts on the county's larger agricultural and resource conservation areas, future conservation funding efforts may appear unfavorable based upon this precedent to negatively impact rural landscapes.

In addition, the overall impacts on the county's Agricultural and Resource Conservation zoned lands are very significant. These areas are not currently planned or programmed for water/sewer infrastructure and are being re-zoned/reclassified for low density residential development. This sprawl-style development on well and septic is inconsistent with Smart Growth principles.

Of particular significance is the designation of 705 Acres of Community Growth Area within the Walkersville Priority Preservation Area. The adopted county PPA includes a significant greenbelt

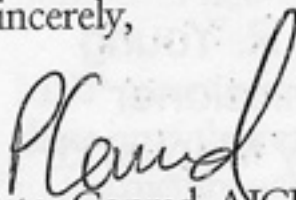
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