

R E S O L U T I O N

WHEREAS, Subdivision Plats entitled Fairview Plats 1 and 2, totaling 7.665 acres, said property being in the 20th Election District of Prince George's County, Maryland; and

WHEREAS, on February 11, 2008, D. D. Land Holding, LLC, filed an application for approval of Final Plats of Subdivision for 12 lots and 2 parcels; and

WHEREAS, the application for approval of the aforesaid Final Plats of Subdivision, also known as Final Plats 5-08027 and 5-08028 for Fairview, were presented to the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission by the staff of the Commission on April 10, 2008, for its review and action in accordance with Article 28, Section 7-116, Annotated Code of Maryland and the Regulations for the Subdivision of Land, Subtitle 24, Prince George's County Code; and

WHEREAS, the staff of The Maryland-National Capital Park and Planning Commission recommended DISAPPROVAL of the application; and

WHEREAS, on April 10, 2008, the Prince George's County Planning Board reviewed the aforesaid application for conformance with the preliminary plan.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of Subtitle 24, Prince George's County Code, the Prince George's County Planning Board DISAPPROVED Final Plats of Subdivision 5-08027 and 5-08028, Fairview, Plats 1 and 2.

BE IT FURTHER RESOLVED, that the findings and reasons for the decision of the Prince George's County Planning Board are as follows:

1. The subdivision, as modified, does not meet the legal requirements of Sections 24-119 (e) and 27-286 of the Prince George's County Code and of Article 28, Section 7-116, Annotated Code of Maryland.
2. The Final Plats of Subdivision were not in conformance with Condition No. 4 of PGCPB 05-16, Preliminary Plan 4-04135 which requires the approval of a limited detailed site plan prior to final plat approval. While DSP-05108 was accepted on July 10, 2007, the applicant was unable to obtain approval of the limited DSP prior to the required action on the final plat.

BE IT FURTHER RESOLVED, that an appeal of the Planning Board's action must be filed with District Council, Prince George's County, Maryland within thirty (30) days following the final notice of the Planning Board's action.

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This is to certify that the foregoing is a true and correct copy of the action taken by the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission on the motion of Commissioner Vaughns, seconded by Commissioner Cavitt, with Commissioners Vaughns, Cavitt and Parker voting in favor of the motion, and with Commissioners Squire and Clark absent at its regular meeting held on Thursday, April 10, 2008, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 8th day of May 2008.

Oscar S. Rodriguez
Executive Director

By Frances J. Guertin
Planning Board Administrator

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