



1996-07
BERT L. RICE
Councilman
Fourth District

COUNTY COUNCIL

ANNE ARUNDEL CO.
RECEIVED

JUN 6 1996

June 3, 1996

PLANNING & CODE ENFORCEMENT

Mr. C. Edmon Larrimore, Chief
Minerals, Oil and Gas Division
Water Resources Administration
Department of the Environment
Tawes State Office Building - E-4
Annapolis, Maryland 21401

RE: Surface Mining Permit No. 96-SP-0500
Chesapeake Terrace, Inc. and The Halle Companies

Dear Mr. Larrimore:

Recently you received a letter from Thomas C. Andrews, the Anne Arundel County Land Use and Environment Officer, expressing concerns with the haul road proposed by The Halle Corporation for their proposed surface mine in Woodwardville. I share those concerns, as stated below, and ask that you take no action that will permit the Halle Corporation to deviate from the County's special exception.

"The plans on file with your department indicate the haul road would access the site near the western terminus of Conway Road. However, the site plan approved as part of the County's special exception showed the haul road accessing Conway Road just east of Bragers Road, approximately one and one-half miles east of the access point on your plans.

The access shown on the surface mining permit plan is inconsistent with the special exception site plan. Under the Anne Arundel County Zoning Regulations, a deviation from the approved site plan rescinds the special exception approval. Further, while we have not fully reviewed the permit application submitted to your office, please be advised that any discrepancy from the approved site plan, not limited to the access road, may be grounds for rescission. Of course, the applicant is free at any time to amend the special exception to reflect the changed access road by seeking a new special exception approval. As issuance of this permit, at the present time, would directly contravene the zoning approval, the County requests that you refrain from issuing the permit until this matter can be resolved."

C. Edmon Larrimore
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I am available to meet with you or your representative at anytime on this matter. It will be best, however, if I am included in any meetings you may have with members of the County Administration. I can be reached at 410-222-1401. If I am not available, please feel free to speak with my Legislative Assistant, Jim Golden.

Sincerely,



Bert L. Rice

BLR:jg

c: Tom Andrews, Land Use and Environment
Lynn Robeson, Esquire, Law Office
Kevin Dooley, Planner, PACE