



County Executive John R. Leopold

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Jonathan A. Hodgson
County Attorney

November 17, 2009

Horacio Tablada
Land Management Administration
Maryland Department of the Environment
1800 Washington Boulevard
Baltimore MD 21230

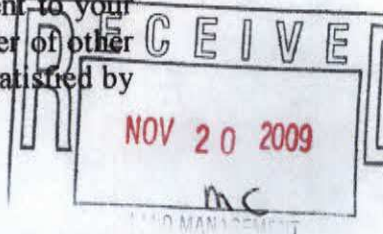
Re: Chesapeake Terrace Landfill
Application for State Operating Permit

Dear Mr. Tablada:

I write to you regarding the referenced matter which is before the MDE for permit approval. Two matters are relevant from a County zoning perspective:

1. The County special exception approval is currently dependent on an application for a variance to extend the time period during which the special exception remains valid. Without this variance, the special exception will lapse. A variance hearing was scheduled for June, 2009, but was continued until the fall of 2010. As you are probably aware, SB 958, passed during the 2009 legislative session, tolled local government approvals that would expire between January 1, 2008 and June 30, 2010. Because of the impact of this legislation on the special exception, the Board of Appeals hearing was rescheduled for the fall of 2010. Until the Board of Appeals rules on the time extension variance, the special exception remains in effect. If the Board denies the variance, the approval will lapse and a new special exception hearing will be required.

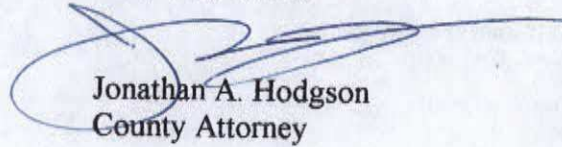
2. The more serious concern is site access. The attached letter sent to your Department on July 27, 2005 summarizes this issue and raises a number of other important points. To our knowledge none of these concerns have been satisfied by the Applicant.



Mr. Horacio Tablada
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Please make this letter, and the letter of July 27, 2005, a part of your department's file on this permit application. Thank you.

Very truly yours,



Jonathan A. Hodgson
County Attorney

cc: JOHN R. LEOPOLD, County Executive
Larry Tom, Planning & Zoning Director