Amended Resolution No. R-28-2010

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF KENSINGTON RECOMMENDING CHANGES IN THE SUGGESTED ZONING CATEGORIES WITH REGARD TO PARCELS WITH THE KENSINGTON SECTOR PLAN

Whereas the Mayor and Town Council have received further comments and recommendations from its residents with regard to several parcels in the Kensington Sector Plan; and

Whereas, the Mayor and Council wish to go on record recommending that parcels located at 4000 Knowles Avenue and 10408 Detrick Avenue remain in their current zoning classifications and not be rezoned to CR; and

Whereas, the Mayor and Council have had the opportunity to review in greater detail height recommendations for three parcels located at 3906, 3910 and 3930 Knowles Avenue which are located on the south side of Knowles Avenue between Detrick Avenue and Connecticut Avenue and have determined that they should be rezoned CR but with a lower height limitation of 50 feet for 3906 Knowles Avenue and 45 feet for 3910 and 3930 Knowles Avenue rather than the current proposed height limit of 75 feet; and

Whereas, the Mayor and Council feel that the property located 10400 Connecticut Avenue should be rezoned CR category at height limit of 75 feet, however, it is recommended that the southern portion of the property which contains the parking garage have a height limit of 45 feet.

Now Therefore Be It Resolved by the Mayor and Town Council, in public meeting assembled, do hereby urge the Montgomery County Council to officially modify the earlier recommendations made by the Maryland National Capital Park and Planning Commission prior to final adoption of Kensington Sector Plan to include the following:

1. Allow 4000 Knowles Avenue and 10408 Detrick Avenue to remain in their current zoning classifications.
2. Rezone the property located 3906 Knowles Avenue to CR but with a lower height limitation of 50 feet rather than the proposed height limit of 75 feet.
3. Rezone the properties located 3910 and 3930 Knowles Avenue to CR but with a lower height limitation of 45 feet rather than the proposed height limit of 75 feet.
4. Rezone 10400 Connecticut to CR with a height limit of 75 feet, but limit the height of the southern portion of the property that contains the parking garage to 45 feet.
5. Maintain the open space designation of the southern portion of the property located at 10401 Connecticut Avenue as green space and limit the height of any building that could be built in this designated area to 45 feet.

Amended by the Mayor and Town Council this **29th** day of **November, 2010.**

Peter C. Fosselman, Mayor

This is to certify that the foregoing Resolution was amended by the Town Council in public meeting assembled on the 29th day of November, 2010.

Susan Engels

Susan Engels, Clerk- Treasurer