

RESOLUTION

WHEREAS, the Prince George's County Planning Board is charged with approval of Specific Design Plans pursuant to Part 8, Division 4 of the Zoning Ordinance of the Prince George's County Code; and

WHEREAS, in consideration of evidence presented at a public hearing on September 27, 2001, regarding Specific Design Plan SDP-0106 for Bowie New Town Center Mall, Lot 5, Longhorn Steak House, the Planning Board finds:

1. Specific Design Plan SDP-0106 is for the development of a Longhorn Steak House restaurant on Lot 5 of the Bowie New Town Center Mall. The site is located on the south side of MD 197, east of the main entrance to the mall.

Site Development Data:

Zone: M-A-C

Gross Site Area 1.57 acres

Proposed Use..... Restaurant

Proposed Building Area 5,374 sq. ft.

Building Height 23.67 ft.

Building Setbacks

Required 50 ft from MD 197

Provided..... 93 ft. ∇ from MD 197

Parking Spaces Required** 64 spaces
(1 space per 3 seats @ 192 seats)

Parking Spaces Provided..... 91 spaces

Standard (9.0' x 19.0')** 87 spaces

Handicapped (8.0' x 19.0')** 4 spaces

Loading Spaces Required..... 1 space

Loading Spaces Provided..... 1 space

** DPLS approved by the City of Bowie for the reduction in the size requirements for standard and handicap parking spaces.

Conformance with Basic Plan

2. The proposed Specific Design Plan is in conformance with the approved Basic Plan, A-8589-C, in regard to land use types, quantities and conditions of approval.

Conformance with Comprehensive Design Plan

3. The Specific Design Plan will be in conformance with the approved Comprehensive Design Plan, CDP-8504/01, and applicable conditions of approval when the conditions of the Recommendation section below have been met.

Conformance with Preliminary Plat of Subdivision

4. The Specific Design Plan is in general conformance with Preliminary Plat of Subdivision 4-00029 and applicable conditions of approval.

Two preliminary plat conditions apply directly to the review of this SDP. Condition 1 prohibits direct access from Lot 3 to MD 197. The SDP respects this condition. Condition 8 requires ■Landscape and Sign Easements on Lots 3 and 5.● The site plan and landscape plans should be revised to identify the Landscape and Sign Easement on Lot 5.

Conformance with Zoning Ordinance and *Landscape Manual*

5. The Specific Design Plan is in conformance with all applicable regulations governing development in the M-A-C Zone, and with applicable standards of the *Landscape Manual*.

Two building-mounted signs are proposed for the restaurant. A third sign is proposed to be located on the restaurant-only monument sign located at the main entrance to the mall. In accordance with Section 27-613.(g.) of the Zoning Ordinance, the proposed signs are appropriate in size, type, and design, given the proposed location and the use to be served, and are in keeping with the remainder of the development.

Required Findings of Section 27-528 of the Zoning Ordinance (in addition to Finding 3 above)

6. By memorandum dated September 17, 2001 (Masog to Wagner), the Transportation Planning Section made the following comments:
The Transportation Planning Section has reviewed the Specific Design Plan (SDP) application referenced above. The subject property consists of approximately 1.57 acres of

land in the M-A-C Zone. The property is on the south side of MD 197 at the main entrance to the overall Bowie Town Center project within the City of Bowie. The applicant proposes a 5,374-square-foot, sit-down restaurant with 192 seats.

The transportation staff has reviewed issues regarding the development of the area including the subject site extensively as a part of the review of CDP-8504/01 and SDP-9711. This referral will review those issues point by point, continue with a discussion of outstanding conditions, and conclude with the required findings. The points discussed during staff's review of the recent CDP include:

- A Specific Design Plan requires a finding that the development will be adequately served within a reasonable period of time . . . by the needed transportation facilities. The transportation staff has noted that the site was subjected to a test of transportation adequacy in 1986, and since that time the transportation improvements that were needed to serve the entire Bowie New Town Center, including the subject parcel, were fully constructed. The entire town center parcel (which includes the subject property) has a cap of 1,125,000 square feet of retail space and 100,000 square feet of office space, and this is consistent with the level of development that was considered in 1986. Combining the current proposal with development approved under SDP-9711 and SDP-0008, SDP-0101, and SDP-0105, the town center parcel would contain approximately 734,000 square feet of space, well below the cap.
- The subject site does not front on Evergreen Parkway; therefore, no discussion of that facility is required at this time.
- The CDP included some discussion of traffic-calming strategies within the town center parcel. The subject plan includes sidewalks and crosswalks connecting the site to the larger town center. However, the plan presented is very limited in scope, making it difficult to fully grasp potential pedestrian (and vehicular) circulation between the site and the surrounding area. The limited information appears to be acceptable.
- Issues regarding the PT-1 alignment, as recommended in the *Bowie, Collington, Mitchellville and Vicinity Master Plan*, were fully discussed during the staff's review of CDP-8504/01, and the submitted SDP is consistent with those discussions.

There are a number of transportation-related conditions on earlier development review stages that may require review at the time of SDP. However, none of these conditions affect the development status of the subject site with regard to transportation. Therefore, the proposal appears to conform to prior approvals from the standpoint of transportation.

Vehicular and pedestrian access within the site is acceptable. Adequate right-of-way in accordance with the Master Plan exists along MD 197 and Evergreen Parkway.

As noted previously, the subject property is part of a larger project which has largely completed roadway improvements in the area pursuant to a finding of adequate public facilities made in 1986 for Preliminary Plat of Subdivision 4-86049. Insofar as the basis for that finding is still valid, and in consideration of the materials discussed earlier in this memorandum, the transportation staff finds that the subject property will be adequately served within a reasonable period of time with transportation facilities which are existing, programmed, or which will be provided as a part of the development if the development is approved. Furthermore, the submitted plans are in conformance with past approved plans, including the approved Comprehensive Design Plan.

7. In a memorandum dated September 12, 2001 (Williams to Wagner), the Growth Policy and Public Facilities Planning Section has determined that the staging of the development will not be an unreasonable burden on the available public facilities per Section 27-520(a)(8) of the Zoning Ordinance. The Growth Policy and Public Facilities Planning Section concludes:

The existing fire engine service at Bowie Fire Station, Company 43, located at 16400 Pointer Ridge Drive, has a service response time of 4.81 minutes, which is beyond the 3.25-minute response time guideline.

The existing ambulance service at Bowie Fire Station, Company 43, located at 16400 Pointer Ridge Drive, has a service response time of 4.81 minutes, which is beyond the 4.25-minute response time guideline.

The existing paramedic service at Bowie Fire Station, Company 43, located at 16400 Pointer Ridge Drive, has a service response time of 4.81 minutes, which is within the 7.25-minute response time guideline.

The existing ladder truck service at Bowie Fire Station, Company 39, located at 15454 Annapolis Road, has a service response time of 5.66 minutes, which is beyond the 4.25-minute response time guideline.

These findings are in conformance with the *Adopted and Approved Public Safety Master Plan 1990* and the *Guidelines For The Analysis Of Development Impact On Fire and Rescue Facilities*.

In order to alleviate the negative impact on fire and rescue services due to the inadequate service discussed, the Fire Department recommends that all commercial structures be fully sprinklered in accordance with National Fire Protection Association Standard 13 and all applicable Prince George's County laws.

The Approved and Adopted Bowie-Collington-Mitchellville and Vicinity Master Plan proposes a new fire station be located in the vicinity of the Bowie Town Center. This proposed station is programmed in the Approved FY 2001-2006 Capital Improvement

Program and is scheduled for completion in June of that year. The construction of this station would provide adequate response time for fire engine and ambulance services.

Police Services

The proposed development is within the service area of District II-Bowie. The staff of the Growth Policy and Public Facilities Section has concluded that the existing police facilities will be adequate to serve the sit-down restaurant.

8. According to the staff at the City of Bowie, the site has an approved stormwater management concept plan approved by the city's Public Works Department; therefore, adequate provision has been made for draining surface water so that there are no adverse effects on either the subject property or adjacent properties.
9. By memorandum dated August 21, 2001, the Environmental Planning Section offers the following comments:

Background

This site was previously evaluated by the Environmental Planning Section in conjunction with the review and approvals of Comprehensive Design Plan CDP-8504/01, Preliminary Plan of Subdivision 4-00019, Specific Design Plan SDP-9711, TCPI/38/99 and TCPII/77/99.

Site Description

The site is located at the southeast quadrant of MD 197 and Northview Drive. This parcel, which totals 1.57 acres, is part of the larger 99.15-acre site reviewed with the above-referenced plans. Although a review of the available information indicates that streams, wetlands, 100-year floodplain, severe slopes and steep slopes with highly erodible soils were previously found to occur on the original 99.15-acre parcel, those features were not found to occur within the boundaries of the subject parcel. The soils found to occur on this property according to the Prince George's County Soil Survey include Collington fine sandy loam and Shrewsbury fine sandy loam. Although the Shrewsbury soils have limitations with respect to high water tables and impeded drainage, those areas have been previously graded and filled in accordance with SDP-9711. There are no rare, threatened or endangered species located in the vicinity of this property based on information provided by the Maryland Department of Natural Resources' Natural Heritage Program. There are no scenic or historic roads adjacent to this property. The sewer and water service categories are S-3 and W-3, respectively.

Environmental Review

- a. A Forest Stand Delineation (FSD) was reviewed and accepted as complete in conjunction with the review and approval of Comprehensive Design Plan CDP-8504/01 and Preliminary Plan of Subdivision, 4-00029.
- b. This property is not exempt from the Prince George's County Woodland Conservation Ordinance because there are previously approved TCPs. This application is consistent with approved TCPI/38/91 and TCPII/77/99. The limits of disturbance as reflected on the Specific Design Plan do not impact woodland conservation areas. The requirements for the overall site include on-site preservation, on-site reforestation and off-site mitigation in the form of reforestation on the Belt Property. All off-site mitigation will be done as afforestation in accordance with a plan prepared by the Maryland Forest Service. No revisions to TCPII/77/99 will be required.
- c. No other significant environmental constraints have been identified for this parcel.

Additional Referral Responses

- 10. The State Highway Administration, by referral dated September 3, 2001 (Bailey to Wagner), indicates that SHA has no objections to the site plan as submitted.
- 11. By letter dated August 3, 2001, the City of Bowie recommended approval of SDP-0106 with four conditions. Those conditions have been incorporated into the Recommendation section below.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Subtitle 27 of the Prince George's County Code, the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission adopted the findings contained herein and APPROVED the Specific Design Plan for the above-described land, subject to the following conditions:

- 1. Prior to certificate approval, the following revisions shall be made to the Specific Design Plan or information provided:
 - a. The site plan and landscape plans shall be revised to identify the Landscape and Sign Easement on Lot 5.
 - b. The four parking spaces located behind the restaurant shall be straightened out to be in line with the other spaces in that row and shall have a driveway of at least 22 feet wide. Adequate back-up space shall be provided for the last parking space in the row.

3. A van space for the physically handicapped shall be provided on the site plan at 16 feet wide by 19 feet in length, and labeled as such.
 - d. The architectural elevations shall be revised to show that ornamental building-mounted lights shall be down lit and of a low wattage to reduce the potential for light dispersion and off-site glare.
 5. A solid wooden fence, a minimum of eight feet in height, shall be provided to close off the trash area. This fence shall be painted/stained to match the color of the adjacent hardplank wall.
2. All commercial structures be fully sprinklered in accordance with National Fire Protection Association Standard 13 and all applicable Prince George's County laws.
 3. All HVAC equipment shall be roof-mounted and concealed from the street-level view and adjacent parking areas by a parapet.
 4. No flags or banners shall be mounted, suspended or otherwise displayed from the building or be permitted on the site, except one standard-size American flag.

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

* * * * *

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 Brown, seconded by Commissioner Lowe, with Commissioners Brown, Lowe, Eley, Scott, and Hewlett voting in favor of the motion, at its regular meeting held on Thursday, September 27, 2001, in Upper Marlboro, Maryland.

Adopted by the Prince George's County Planning Board this 27th day of September 2001.

Trudye Morgan Johnson
Executive Director

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By Frances J. Guertin
Planning Board Administrator

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