

From: Criss, Jeremy

Sent: Thursday, June 05, 2014 2:56 PM

To: 'Grace Leatherman'; Laura Ruhlman; thelecksfarm@aol.com; cgeck13@gmail.com; lonnie.luther@gmail.com; ecspates@yahoo.com; Paula @ Seneca Ayr Farms; Sjoybutler; ortisevans@aol.com; John Fendrick; robin@sunnyridgefarm.net; croppcattle@yahoo.com; Thomas Hartsock; david@comusmd.com; JoAnne Leatherman; philip.perdue@med.navy.mil; Ryan Schultze; Tyler Butler; dwt@umd.edu; cfs@umd.edu; jay@rhinelandscaping.com; Billy Willard Jr; Scott Graham; senecaayrtom@aol.com; TIM MCGRATH; Todd Greenstone

Cc: 'Hendry, William '; Osias, Tedi; 'David Weitzer'; 'BCISSEL@aol.com'; Zawitoski, John

Subject: Request from William W. Hendry to forward the attached document and request assistance from the agricultural community

Hello Everyone,

Today I spoke with William Hendry who owns the farm directly across the street from the Agricultural History Farm Park that totals 216 acres, is agriculturally assessed and located in the residential zones.

Mr. Hendry requested that I forward the attached document to the agricultural community to request your assistance to address the demands of the Maryland Transit Administration-MTA.

The MTA plans to conduct forest mitigation on a portion of the Hendry farm due to the construction and removal of forest along the proposed Purple Line.

The MCFB may want to raise the following question to the MTA:

Are there public owned properties that forest mitigation should be considered by MTA before they consider private property that is actively being farmed?

When the ICC was constructed the State fulfilled forest mitigation requirements by planting trees on property owned by WSSC along the Patuxent River water shed.

Mr. Hendry asked to attend the July MCFB meeting to discuss this request and answer any questions you may have.

If you want to know more about these requests please contact Mr. Hendry who is copied on this message.

Thanks J

Jeremy V. Criss

Agricultural Services Manager

Department of Economic Development

Agricultural Services Division

18410 Muncaster Road

Derwood, Maryland 20855

301-590-2830

301-590-2839 (Fax)

jeremy.criss@montgomerycountymd.gov

<http://www.montgomerycountymd.gov/agsservices>



MARYLAND TRANSIT ADMINISTRATION
MARYLAND DEPARTMENT OF TRANSPORTATION
Martin O'Malley, Governor • Anthony G. Brown, Lt. Governor
James T. Smith, Jr., Secretary • Robert L. Smith, Administrator

May 29, 2014

DCN: 2014.05.02.0306

Via Certified Mail - Return Receipt Requested

Nancy M. & Jonathan Triandafilou
18601 Muncaster Road
Derwood, MD 20855

RE: Property Entry Upon: 18601 Muncaster Rd, Derwood, MD 20855

Property Account No(s): 03255657

Project: The Purple Line from Bethesda to New Carrollton

Dear Mr. and Ms. Jonathan Triandafilou

The Maryland Transit Administration (MTA) is performing the design and engineering for the proposed Purple Line, a 16.2 mile light rail transit line between Bethesda and New Carrollton, Maryland. The Purple Line will connect WMATA's Red Line (Bethesda and Silver Spring stations), Green Line (College Park station), and Orange Line (New Carrollton station), as well as the MARC Brunswick, Camden, and Penn Lines, and Amtrak. Because federal and state environmental agencies require compensation for project impacts to wetlands, streams, and forests, MTA is performing a search of potential sites to mitigate for these potential impacts.

Your property, referenced above, was identified as potentially suitable for mitigation. MTA would like to move forward to the next level of investigation for this site to determine its ultimate feasibility. Accordingly, MTA personnel and representatives need to enter temporarily upon your property at 18601 Muncaster Rd, Derwood, MD 20855, to inspect it to ascertain the suitability of acquiring the property for forest mitigation. If, based on this investigation, MTA determines that the property is suitable for mitigation activities, MTA might consider entering into an agreement with you that could include compensation in exchange for the right to construct needed environmental features.

In order to fully evaluate the feasibility of your property for forest mitigation, continued field investigations will be performed, including but not limited to:

- Soil Borings
 - o Using two inch diameter Dutch augers
- Wetland delineations
- Site visits by staff

If these analyses indicate that the site is viable, additional engineering studies would need to be conducted that would include:

- Topographic survey of the site
- Hazardous materials investigations
- Archaeological and historical resources assessments which involve using a shovel to dig several test pits
- Forest stand delineations

MTA appreciates your cooperation and is committed to reducing the inconvenience that may occur as a result of these activities. The following information should address many of the questions that you may have concerning this project and the need for access.

- Since the purpose of the studies or activities is to gather data, our field personnel gathering information are not usually aware of all the project details. Consequently, they may not be able to answer some of your questions concerning the specific details of the design of the Purple Line project. They are not being evasive, but they may not be able to answer your questions because project details and design elements often cannot be determined until after all the data have been collected and analyzed. MTA representatives in the Community Outreach office (number and email listed below) are the best persons to contact for answers to questions and status information.
- All personnel have been instructed to take every possible precaution to assure that your property is not permanently damaged in any way while conducting these studies. If damage does occur, MTA will make proper restitution.
- To assist MTA personnel further, it would be helpful for you to point out to field personnel any conditions on your property such as freshly planted crops or foliage, or other features that might not be readily apparent.

Overall, the work required to collect the data is expected to have minimal disruption. The included map illustrates the portion of the property MTA will inspect and evaluate. The majority of the fieldwork will be performed on weekdays between 9 AM and 3 PM. In rare instances, work may continue to 5 PM. Representatives of the project team will be glad to meet with you to review the proposed locations and answer your questions prior to commencing work.

MTA's right to perform invasive activities on private property is governed by Md. Real Prop. Code Ann. § 12-111 (g), which provides that MTA may enter upon private property to conduct environmental and engineering studies, including soil boring and excavation, necessary to determine the suitability of the property for use by the administration entering the property. The law further requires that MTA make an effort to obtain prior consent of the property owner by submitting notice to the property owner via certified mail or posting notice on the property not less than 30 days in advance of entering the property. If we do not hear from you within 30 days of your receipt of this letter, we will deem your non-response to be your consent to our entry on your property for the purposes set forth in this letter, and thereafter will commence these activities no sooner than 30 days after posting. If your property is a rental property, please notify your tenant(s) of MTA's need to access the property.

If you have any questions concerning this project in general please contact us at the phone number or email below.

Community Outreach 443-451-3706
Email: outreach@purplelinemd.com

If you have any questions concerning the field studies, please contact:

Adam Tatone
Purple Line GEC
410-956-9000
Email: adamt@coastal-resources.net.

Nancy M. & Jonathan Triandafilou
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We thank you in advance for your cooperation concerning these project activities.

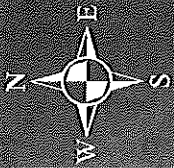
Sincerely,

A handwritten signature in cursive script, appearing to read "William A. Parks". The signature is written in black ink and is positioned above the printed name.

William A. Parks
Purple Line Project Director

Encl.

cc: Judy Freedman Breckon
George E. Fabula, Jr.
Valerie L. Green
Joy Hamilton
Brian D. Horn
Leslie Leath
Justin Reel
Leslie Roche



Portions of Properties
to Inspect and Evaluate

bing™

Potential Mitigation Sites
Purple Line Project

Scale
1 inch equals 500 feet

*Purple
Line*