FINDINGS AND RECOMMENDATION OFFICE OF PLANNING AND ZONING ANNE ARUNDEL COUNTY, MARYLAND

APPLICANT: Kenneth Huang ASSESSMENT DISTRICT: 2nd

CASE NUMBER: 2025-0163-V COUNCILMANIC DISTRICT: 6th

HEARING DATE: October 23, 2025 PREPARED BY: Donnie Dyott Jr.

Planner

REQUEST

The applicant is requesting a variance to allow a dwelling with less setbacks than required and that does not comply with the designated location of a principal structure on a waterfront lot on property located at 738 Honeysuckle Trail in Crownsville.

LOCATION AND DESCRIPTION OF SITE

The subject site consists of approximately 9,677 square feet of land and is identified as Lots 18, 19 & Part of 17 of Parcel 390 in Block 23 on Tax Map 31 in the Herald Harbor subdivision. The property is zoned R5 - Residential District and is improved with a single family detached dwelling and associated facilities. This is a waterfront property on Valentine Creek which lies within the Chesapeake Bay Critical Area and is designated IDA - Intensely Developed Area. The site is mapped within the BMA - Buffer Modification Area.

APPLICANT'S PROPOSAL

The applicant proposes to demolish the existing single family dwelling and to construct a new single family detached dwelling on the same footprint. The new dwelling would be three stories with a height of 32 feet. The new dwelling measures 40' X 34'6" and would include a 20' X 20' garage within that footprint. The existing wood deck on the waterside of the dwelling is labeled to remain.

REQUESTED VARIANCES

§ 18-4-701 of the Anne Arundel County Zoning Code stipulates that principal structures in an R5 - Residential District shall be set back a minimum of 20 feet from a corner side lot line¹. The proposed dwelling will be located as close as 2.3 feet from the corner side lot line, necessitating a variance of 18 feet.

§ 18-2-402(1) of the Code designates the location of a principal structure on a waterfront lot based on an approximate average of the location of principal structures on abutting lots intended to keep structures relatively in line with one another. The location of the new dwelling requires a variance to this provision.

¹ Effective July 1, 2025, Bill 72-24 reduced the corner side lot line setback in the R5 District to 15 feet. However, the permit appears to have been applied for before July 1, 2025 so the applicable setback in this case is 20 feet.

AGENCY COMMENTS

The **Health Department** commented that the proposed request adversely affects the on-site sewage disposal system and recommends denial of the request. They further commented that the proposed living space and bedrooms exceeds the existing homes living space and bedrooms under the holding tank system being proposed.

The **Department of Inspections and Permits (Engineering Division)** comments were not available at the time this report was drafted.

The **Development Division (Critical Area Team)** commented that they have no objection to the approval of the request. The new dwelling will be no closer to the shoreline than the existing dwelling and based on the location and orientation of the neighboring dwellings coupled with the dense vegetation on-site, will not impact the air, light and view of the adjacent waterfront properties.

The **Cultural Resources Division** commented that the property includes an unrecorded historic resource and their Office will need to conduct a review for the demolition of the existing structure once the permit application is submitted. A site visit with photo documentation may be required prior to demolition approval.

FINDINGS

The proposed lot coverage after development will be 3,085 square feet, which is a reduction of 161 square feet from the existing lot coverage of 3,246 square feet. Exact lot coverage calculations will be determined at the time of permit.

The applicant describes that the location of the existing structure in combination with being a corner lot creates a situation where it is impossible to replace the dwelling without variance relief. The existing dwelling does not meet the corner side setback requirement and being within the 100 foot buffer leaves no room to relocate the dwelling without variance relief. The applicant argues that the dwelling is being replaced on the same footprint which is modest in size and comes no closer to the shoreline or property lines than the current structure.

It is the opinion of this Office that the combination of the location of the existing dwelling on a corner lot along with the location of the 100 foot buffer creates a situation where redevelopment of the lot with a new dwelling would be difficult to impossible without variance relief. As such, some relief is warranted to allow the applicant to redevelop the lot and avoid practical difficulties and unwarranted hardship.

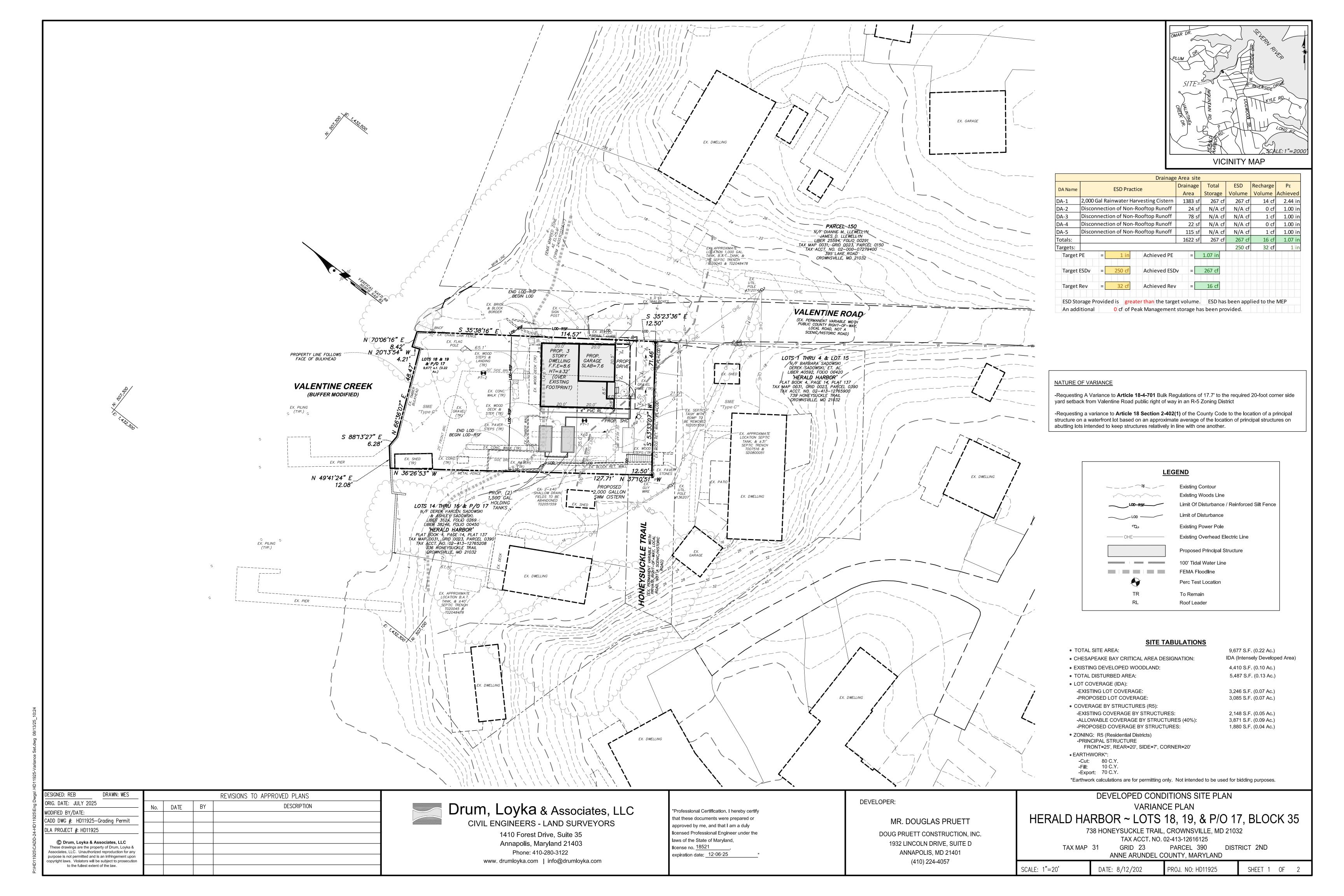
While this Office notes the objections of the Health Department, the proposed variance relief can be considered the minimum necessary to afford relief in this case. The applicant is proposing a dwelling in the exact same footprint as the dwelling to be demolished and will come no closer to the shoreline or property lines than the current configuration. While it is not an in-kind replacement due to the increase in height, the proposed height of 32 feet is within the allowable limit and does not require variance relief.

There is no evidence that the proposed variances will alter the essential character of the neighborhood or reduce forest cover in the LDA or RCA. Provided the applicant can satisfy the requirements of the Health Department, the proposal will not be detrimental to the public welfare or impair the use or development of adjacent property. The Critical Area team has indicated that in their opinion the proposal will not affect the air, light and view of the adjacent waterfront properties and they offered no objection to the request.

RECOMMENDATION

Based upon the standards set forth in § 18-16-305 under which a variance may be granted, this Office recommends *conditional approval* of variances to construct the dwelling as shown on the site plan. Any approval should be conditioned on the applicant being able to satisfy the requirements of the Health Department.

DISCLAIMER: This recommendation does not constitute a building permit. In order for the applicant(s) to construct the structure(s) as proposed, the applicant(s) shall apply for and obtain the necessary building permits and obtain any other approvals required to perform the work described herein. This includes but is not limited to verifying the legal status of the lot, resolving adequacy of public facilities, and demonstrating compliance with environmental site design criteria.



ENVIRONMENTAL CONSERVATION NOTES:

PRIMARY ENVIRONMENTAL FEATURES:

i) Streams: There is no stream located on the subject property.

ii) Stream Buffers: There are no stream buffers located on the subject property.

iii) Wetlands and Wetland Buffers: There are no tidal nor non-tidal wetlands on the subject property. There are no associated wetland buffers on the property.

iv) Floodplains: The subject property is affected by a floodplain as established by the Federal Emergency Management Agency (FEMA) Elevation 5.0 (FEMA Map 24003C0162F).

SECONDARY ENVIRONMENTAL FEATURES:

i) Critical Areas Boundary: The subject property is within the IDA designation of the Chesapeake Bay Critical

ii) Soils Types: The subject property is entirely comprised of Sassafras and Croom Soils (SME) Type 'C'.

[per US Department of Agriculture's Natural Resource Conservation Service (NRCS)].

iii) Forest: There is Developed Woodlands on the property.

iv) Steep Slopes: There are no steep slopes nor their associated buffer on the subject property.

v) Cultural Resources: There are no cultural resources associated with the subject property.

RESOURCE MAPPING NOTES:

• The site lies within R5 Residential zoning.

• Entire site lies within the Existing Public Service area of the Herald Harbor Water Service Area (W-5)

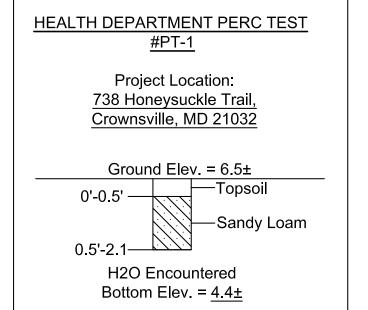
• Entire site lies within the No Public Service area of the Rural Sewer Area (S-5) Site has Type "C" soils

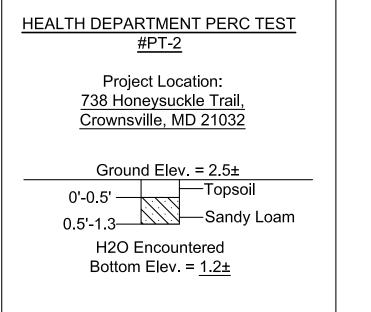
• Information shown on the Resource map has been field verified by Drum, Loyka & Associates, LLC survey dated 27 June 2025.

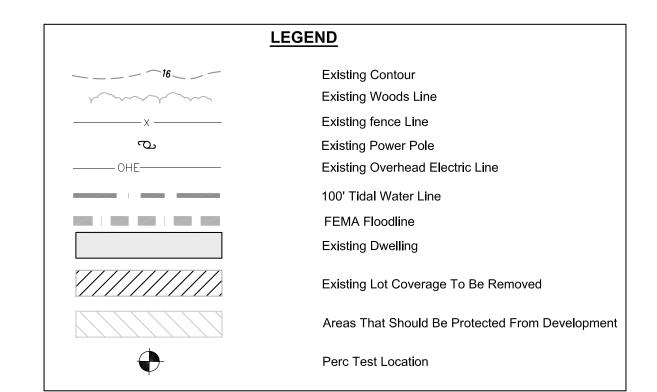
• Deed: Liber 37723, Folio 00311.

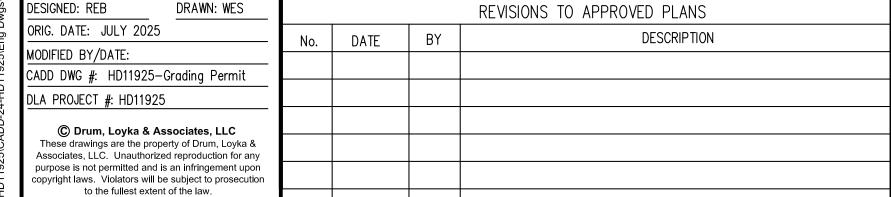
• Subject Property is not within any Bog Drainage or Impact Areas

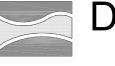
Subject Property is within the Severn River Watershed











Drum, Loyka & Associates, LLC

PROPERTY LINE FOLLOWS FACE OF BULKHEAD

EX. PILING C (TYP.)

© EX. PILING (TYP.)

VALENTINE CREEK

(BUFFER MODIFIED)

EX. PIER

CIVIL ENGINEERS - LAND SURVEYORS 1410 Forest Drive, Suite 35 Annapolis, Maryland 21403 Phone: 410-280-3122 www. drumloyka.com | info@drumloyka.com

hereby certify that the features shown on the map have been field verified DEVELOPER: and combined with the best available information. Professional Certification. I hereby certify that these documents were prepared or approved by me, and that I am a duly licensed Professional Engineer under the laws of the State of Maryland,

LOTS 18 & 19 & P/O 17 9,677 s.f. (0.22

LOTS 14/THRU 16/& P/O 17 N/F DEREK HARLEN SADOWSKI & ASHLEY SADOWSKI LIBER 3624, FOLIO 0269 LIBER 38246, FOLIO 00450

| 'HERALD HARBOR' | PLAT BOOK 4, PAGE 114, PLAT 137 | TAX MAP 0031, GRID 0023, PARCEL 0390 | TAX ACCT. NO. 02-413-12765208

736 MONEYSUCKLE TRAIL CROWNSVILLE, MD 21032

LOCATION B.A.T.
TANK, & ±40'
SEPTIC TRENCH
TO20045 &

STEP (TR)

EX. PAVER-

EX. DWELLING

MR. DOUGLAS PRUETT

EX. 1.5 STORY
VINYL SIDING
HOUSE
F.F.E.=7.74'

(TO BE REMOVED)-

DOUG PRUETT CONSTRUCTION, INC. 1932 LINCOLN DRIVE, SUITE D ANNAPOLIS, MD 21401 (410) 224-4057

EXISTING CONDITIONS AND RESOURCE MAPPING PLAN VARIANCE PLAN

EX. DWELLING

PARCEL 150

VALENTINE ROAD

(EX. PERMANENT VARIABLE WIDTH PUBLIC COUNTY RIGHT-OF-WAY, LOCAL ROAD, NOT A SCENIC/HISTORIC ROAD)

LOTS 1 THRU 4 & LOT 15

N/F BARBARA SADOWSKI

DEREK SADOWSKI, ET. AL.

LIBER /40592, FOLIO 00420

"HÉRALD HARBÓR" /

PLAT BOOK 4, PAGE 14, PLAT 137 TAX MAP 0031, GRID 0023, PARCEL 0390 TAX ACGT. NO. 02-413-12765900

739 HONEYSUCKLE TRAIL CROWNSVILLE, MD 21032

HERALD HARBOR ~ LOTS 18, 19, & P/O 17, BLOCK 35 738 HONEYSUCKLE TRAIL, CROWNSVILLE, MD 21032

> TAX ACCT. NO. 02-413-12616125 PARCEL 390 TAX MAP 31 GRID 23 ANNE ARUNDEL COUNTY, MARYLAND

DATE: 8/12/202 PROJ. NO: HD11925 SHEET 2 OF

license no. 18521 expiration date: 12·06·25

SCALE: 1"=20'

EX. DWELLING

"Type C"

EX. DWELLING

TANK WITH DE REMOVED TO 2051\$59

EX. GARAGE

EX. DWELLING



August 13, 2025

Ms. Joan Jenkins Office of Planning and Zoning 2664 Riva Road, 3rd Floor Annapolis, MD 21401

RE: Herald Harbor LotS 18, 19 & p/o Lot 17

Variance submittal
738 Honeysuckle Trail
Crownsville, MD. 21032
Tax Map 31, Grid 23, Parcel 390
Pre-File #2024-0047-P

Dear Ms. Jenkins:

This is a formal **Variance Application** submittal for the proposal to demolish the existing single-family home down to the existing slab and build a new home within the existing footprint for the above referenced project. Two variance requests would be necessary including a variance to **Article 18-4-701 Bulk Regulations** of 17.7-feet to the 20-foot corner side yard setback in an R-5 zoning district and to **Article 18-2-402(1)** of the County Code to the location of a principal structure on a waterfront lot based on an approximate average of the location of principal structures on abutting lots intended to keep structures relatively in line with one another.

The property is an existing legal building site fronting Valentine Creek, is located in the (IDA) Intense Development Area Designation of the Critical Area and is within the Buffer Modification Area mapping. The property is 9,677 sq. ft. or 0.22 acres, is zoned R-5 Residential, is connected to public water and has an existing failed septic system to be replaced with (2) Holding Tanks. The existing principal structure is located only 2.3-feet away from Valentine Road's right of way and 13.1-feet away from the rear line or private right of way line of Honeysuckle Trail. The site does not have 15% steep slopes within the boundary but is encompassed by several retaining walls.

A pre-file review #2024-0047-P was completed by the Office of Planning and Zoning including comments from the Critical Area Team and were issued on June 4th, 2024. A complete topographic and location survey has been conducted to produce an accurate depiction of the sites' conditions, slopes, buffers and woodland canopy.

Code Article 18-16-305:

(a) Requirements for zoning variances. The Administrative Hearing Officer may vary or modify the provisions of this article when it is alleged that practical difficulties or unnecessary hardships prevent conformance with the strict letter of this article, provided the spirit of law is observed, public safety secured, and substantial justice done. A variance may be granted only if the Administrative Hearing Officer makes the following affirmative findings:

- (1) Because of certain unique physical conditions, such as irregularity, narrowness or shallowness of lot size and shape or exceptional topographical conditions peculiar to and inherent in the particular lot, there is no reasonable possibility of developing the lot in strict conformance with this article; or
- (2) Because of exceptional circumstances other than financial considerations, the granting of a variance is necessary to avoid practical difficulties or unnecessary hardship and to enable the applicant to develop the lot.

(b) Requirements for Critical Area Variances.

- (1) Unwarranted Hardship and Practical Difficulty- There are several hardships and practical difficulties related to the re-development of the site. **First,** the modest existing footprint of the home is located only 2.3-feet from the right of way line, 13.1-feet from the rear property line and is low in elevation. **Second,** the 100-foot buffer covers 8,345 sq. ft. or 87% of the total lot area in addition to the FEMA 100-Year Flood Elevation covering 5,268 sq. ft. of lot area. **Third,** the site is abutting not only the shoreline, but is considered a corner lot, with an increased corner side setback of 20-feet verses a standard side setback of 7-feet.
- (2) Deprive the applicant of rights commonly enjoyed by other properties- the proposed improvements are in character with other dwellings in the neighborhood and surrounding properties. In fact, numerous existing homes in the immediate neighborhood have larger footprints than the proposed footprint of the new home.
- (3) Will not confer special privilege granting this variance would not confer a special privilege to the applicants. The replacement of the existing home is in character with the neighborhood as mentioned above.
- (4) Actions by Applicants and Neighbors- The variance is not based on conditions or circumstances that are the result of actions by the applicants or conditions or use on neighboring properties- conditions and circumstances are based on the unique physical characteristics of the lot.
- (5) Water Quality, Intent of the Critical Area Program. The requested variances will not adversely affect water quality, impact fish, and wildlife or plant habitat and be in harmony with the critical area program. Currently, the existing improvements have no means of storm water management. Environmental Site Design to the Maximum Extent Practicable will be addressed via multiple applications. The required ESD volume to be addressed with non-structural practices is 250 cu. ft. Disconnection of Non-Rooftop Runoff is being implemented to assist with addressing ESD volume and 10% Phosphorus Load Removal. There will be (1) Rain Harvesting Tank to address the roof of the principal structure. The total volume provided is 267 cf. ft. All storm water management applications are outside the 100-foot buffer. Perc Test results showed a highwater table and unfavorable soil conditions for infiltration. Lastly, the proposed home is slightly smaller than the existing footprint to meet the rear setback requirement of 20-feet.
- (6) Presumption Sec 8-1808(d)(2)(ii) The applicants have overcome the presumption that the use for which the variances were requested were not in conformity with the purpose and intent of the Critical Area Program.

(c) Requirements for all variances.

- 1. Minimum necessary to afford relief The proposed variances allow for modest uses that not only meets the "significant and reasonable standard" but also are the minimal necessary development to afford relief. Location of the new structure with the same setback as the existing footprint is the minimum necessary to construct the proposed improvements and to reduce the impervious surface area within the property's boundary.
- 2. The granting of the variance will not:
 - i. alter the essential character of the neighborhood, and all proposed development will be harmonious with the architectural styles and scale of the surrounding area.
 - ii. substantially impair the appropriate use or development of adjacent properties.
 - iii. reduce forest cover in the (IDA). Vegetative clearing or under these circumstances canopy impacts are reduced to the minimum necessary to construct the proposed improvements.
 - iv. be contrary to acceptable clearing or replanting practices required for development of the Critical Area. Canopy impacts are only for what is necessary for construction and access, and the property is located within the less restrictive (IDA) designation and not located within a Bog Protection Area.
 - v. be detrimental to the public welfare as constructing a single-family dwelling and associated improvements on a residentially zoned property will not impose harm to adjacent property owners or the public.

Denial of the requested variances and a strict implementation of the County's zoning and Critical Area Program would constitute unwarranted hardship and practical difficulty on the applicant and deprive them of the same rights and privileges others enjoy in the immediate neighborhood along the waterfront side of Valentine Creek.

Sincerely,

DRUM, LOYKA AND ASSOCIATES, LLC

Robert Baxter

Project Manager

Cc: Doug Pruett
Grant Mays

Kenneth T. Huang

12

Charter Title, LLC File No. CT-105982MD Tax ID #: 02-413-12616125 Anne Arundel Cty Cir Crt
IMP FD SURE \$40.00
RECORDING FEE \$20.00
TR TAX STATE \$1,500.00
TOTAL \$1,560.00
SAP KJ
Oct 18, 2021 08:33 am

This Deed made this 15th day of October, 2021, by and between Barbara A. Quinn, Trustee of the Barbara A. Quinn Revocable Living Trust dated May 6, 2020, GRANTOR, and Kenneth Tim Huang, GRANTEE.

— Witnesseth —

That in consideration of the sum of Six Hundred Thousand Dollars and No Cents (\$600,000.00), which includes the amount of any outstanding Mortgage or Deed of Trust, if any, the receipt of which is hereby acknowledged, the said Grantor does hereby grant and convey to the said Grantee, as sole owner in fee simple, all those lots of ground situate in the County of Anne Arundel, State of Maryland and described as follows, that is to say:

Parcel [I]

Being known and designated as Lots numbered 17, 18 and 19, Block 35 in the subdivision known as Herald Harbor on the Severn as shown on Section E of a plat thereof entitled "Herald Harbor on the Severn, amended map of Section E" recorded among the Plat Records of Anne Arundel County in Plat Book 4, page 14;

Saving and excepting beginning for the same at a pipe fond on the Northwest side of Honeysuckle Trail and at the corner of Lots 16 and 17, Block 35 as shown on Section E of Herald Harbor recorded among the Plat records of Anne Arundel County in Plat Book 4, Page 14, Thence running from said beginning point so fixed and leaving Honeysuckle Trail and running with the division line between Lots 16, 17, Block 35, as shown as Section E of Herald Harbor recorded among he Plat Records of Anne Arundel County in Plat [book] 4, page 14; thence running from said point of beginning so fixed and leaving Honeysuckle Trail and running with the division line between Lots 16 and 17 North 29 degrees 36' 30" West, 100 feet to a pipe found in the corner of said Lots 16 and 17; THENCE running with part of the north line of Lot 17 North 58 degrees, 19' 10" East, 5 feet to a pipe set; THENCE running for a new line at the division through Lot 17 South 31 degrees 24' 48" East, 99.99 feet to a pipe set on the Northwest side of Honeysuckle Trail: THENCE running with the Northwest side of said trial South 58 degrees 19' 10" West, 8.15 feet to the place of beginning. Containing 657 square feet surveyed J.R. McCrone, Jr., Inc., Registered Professional Engineers and Land Surveyors; BEING part of Lot 17 Block 25, Section E of Herald Harbor, and recorded among the Plat Records of Anne Arundel County in Plat Book 4, Page 14, and including also all extensions and accretions to the said portion of Lot 17 whether by fill, accretion, reliction, alluviation, or otherwise

AND

Parcel [II]

Beginning for the same at a pipe found where the Northwest side of Honeysuckle Trail intersects the Southwest side of Valentine Road and at the easternmost corner of Lot 19, Block 35 as shown on Section E of Herald Harbor, recorded among the plat records of Anne Arundel County in Plat Book 4, page 14; Thence running from said beginning point so fixed and running across part of the easternmost end of Honeysuckle Trail and along the Southwest side of Valentine Road South 29 Degrees 36' 30" East 12.5 Feet to a pipe set; THENCE leaving Valentine Road and running for a new line of division along the center line of Honeysuckle Trail South 59 degrees 19' 10" West, 71.46 feet to a pipe set; THENCE still with new lines of division across Honeysuckle Train North 31 degrees 24' 48" West, 12.50 feet to a pipe set on the Northwest side of Honeysuckle Trail and in the Southeast line of Lot 17 as shown on the above mentioned plat of Herald Harbor; THENCE running with the Northwest side of Honeysuckle Trail and running with the Southeast line of Lot 18, 19 and part of 17 as shown on said plat North 59 degrees 19' 10" East, 71.85 feet to place of beginning; CONTAINING 895 square feet as surveyed by J.R. McCrone Jr., Inc. Registered Professional Engineers and Land Surveyors. BEING a part of honeysuckle Trail lying adjacent to lots 18, 19 and part of 17, Block 35, Section E, of Herald Harbor, recorded among the Plat Records of Anne Arundel County, Maryland in Plat Book 4, page 14 and being that conveyance for Eric Robert Young unto

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Edward E, Wissman and Mattie B. Wissman by deed dated April 8, 1983 and recorded among the Land Records of Anne Arundel County in Liber 3627 Page 797.

Together with all right, title, interest and riparian rights to that land lying between the northern boundary of Parcel [1] described above and the waters of Valentine Creek and any improvement erected thereon which extend[s] into the waters of Valentine Creek including but not limited to bulkheads, piers, pilings, boat sheds, etc.

For informational purposes only:

The improvements thereon being known as 738 Honeysuckle Trail, Crownsville Maryland 21032.

Being the same property granted and conveyed from Barbara A. Quinn, known also of record as Barbara Quinn to Barbara A. Quinn, Trustee of the Barbara A. Quinn Revocable Living Trust, created by Trust Instrument dated May 6, 2020 by a Deed dated June 10, 2020 and recorded on June 29, 2020 in Book 34820, Page 258.

Together with the buildings and improvements thereon erected, made or being; and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages thereto belonging, or in anywise appertaining.

To Have and To Hold the said tract of ground and premises above described and mentioned, and hereby intended to be conveyed, together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said Kenneth Tim Huang, as sole owner, in fee simple.

And the Grantor hereby covenants that she has not done or suffered to be done any act, matter or thing whatsoever, to encumber the property hereby conveyed; that she will warrant specially the property hereby granted; and that she will execute such further assurances of the same as may be requisite.

appropriate by the Council in order to effectuate the provisions of this Section 6.1 or to exercise any of the rights and powers granted to the Council under this Section 6.1; and

- (f) grant to the Declarant, for the benefit of any adjacent property, an easement in, over and through the Common Elements for the construction, installation, use, operation, maintenance, repair and replacement of any improvement.
- 6.1.4. Any instrument executed by the Council pursuant to the aforesaid power of attorney shall contain a certification that such instrument, or the transactions contemplated thereby have been approved by Unit Owners having the requisite number of Votes to approve such instrument or transaction, if such instrument or transaction requires such approval.

6.2. <u>Rasements Benefiting Units</u>.

- 6.2.1. Each Unit shall have the benefit of a perpetual easement for the lateral and vertical support of the improvements included within such Unit, which easement shall burden the Common Elements and each other Unit.
- 6.2.2. Each Unit shall have the benefit of a perpetual, non-exclusive easement for the use of:
- (a) each main, duct, exhaust system, stack, raceway, wire, conduit, line, drain, pipe, sprinkler pipe, or other device located within the Common Elements or another Unit and used in providing any utility or service to the first such Unit; and
- (b) each sidewalk, parking lot, corridor, stairway or entranceway which from time to time is part of the General Common Blements for unrestricted ingress and egress to and from his Unit.
- 6.2.3. Each Unit shall have the benefit of a non-exclusive easement for the use of the General Common Elements; provided that:
- (a) such use is in accordance with applicable law and the provisions of this Declaration, the Bylaws and the Rules and Regulations;
- (b) no person other than the Council may construct, reconstruct, alter or maintain any structure or make or create any excavation or fill upon, or remove any tree, shrub or other vegetation from, or otherwise damage, the General Common Elements; and
- (c) no person shall without first obtaining the Council's consent do anything within the General Common Elements which will cause an increase in any premium paid by the Council for liability

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THIS IS TO CERTIFY that the within Deed was prepared by, or under the supervision of the undersigned, an Attorney duly admitted to practice before the Court of Appeals of Maryland.

The Law Office of Joe E. Hill, Jr.

AFTER RECORDING, PLEASE RETURN TO: Charter Title, LLC 231 Najoles Road, Suite 100-C Millersville, MD 21108 CT-105982MD

3b.

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MARYLAND FORM

Certification of Exemption from Withholding Upon Disposition of Maryland Real Estate Affidavit of Residence or Principal Residence

2021

WH-AR

Based on the certification below, Transferor claims exemption from the tax withholding requirements of §10-912 of the Tax-General Article, Annotated Code of Maryland. Section 10-912 provides that certain tax payments must be withheld and

paid when a deed or other instrument that effects a change

in ownership of real property is presented for recordation. The requirements of §10-912 do not apply when a transferor provides a certification of Maryland residence or certification that the transferred property is the transferor's principal residence.

						
1,	Transferor Informati	ion				
	Name of Transferor	The Barbara A. Quinn Revoca	able Living Trust dated May 6, 2020			
2.	Description of Property (Street address. If no address is available, include county, district, subdistrict and lot numbers). 738 Honeysuckle Trail, Crownsville, MD 21032					
3.	Reasons for Exempti	ion				
	Resident Status	As of the date this form i	is signed, I, Transferor, am a resident of the State of Maryland.			
		Transferor is a resident e (COMAR)03.04.12.02B(1 document on Transferor	entity as defined in Code of Maryland Regulations 11), I am an agent of Transferor, and I have authority to sign this r's behalf.			
	Principal Residence	Although I am no longer a resident of the State of Maryland, the Property is my principal residence as defined in IRC 121 (principal residence for 2 (two) of the last 5 (five) years) an currently recorded as such with the State Department of Assessments and Taxation.				
	Under penalty of per knowledge, it is true ity Transferors . Individual Transferor	e, correct, and complete.	The Barbara A. Quinn Revocable Living Trust dated			
	Witness		May 6, 2020 Name			
	Witness/Attest		Name of Entity			
			Ву			
			Name **Date			
			Title			

Note: Form is only valid if it was executed on the date the Property was transferred and is properly recorded with the Clerk of the Court.

To the Clerk of the Court: Only an un-altered Form WH-AR should be considered a valid certification for purposes of Section 10-912.

^{**} Form must be dated to be valid.

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AFFIDAVIT OF GRANTEES AS FIRST-TIME MARYLAND HOME BUYERS

The undersigned each state under oath and penalties of perjury that the following is true to the best of the knowledge, information, and belief of each individual:

- 1. The undersigned is/are the Grantee(s) of residentially improved real property located at 738 Honeysuckle Trail, Crownsville, MD 21032, and being more particularly described as Tax ID Number 02-413-12616125, Anne Arundel County of Anne Arundel, MD.
- 2. Each of the undersigned is a first-time Maryland home buyer (defined as an individual who has never owned in the state residential real property that has been the individual's principal place of residence) who will occupy the property as Grantee's principal residence.

Kenneth Tim Huang

The undersigned each state under oath and penalties of perjury that the following is true to the best of the knowledge, information, and belief of each individual:

- 1. Each of the undersigned is a Grantee of residentially improved real property located at 738 Honeysuckle Trail, Crownsville, MD 21032, and being more particularly described as Tax ID Number 02-413-12616125, Anne Arundel County of Anne Arundel, MD.
- 2. Each of the undersigned is a co-maker or guarantor of the purchase money mortgage or purchase money deed of trust as defined in §12-108(i) of the Tax Property Article on the property who will not occupy the property as Grantee's principal residence.

Guarantor/co-maker

The above oath or affirmation was given under the penalties of perjury before me, a Notary Public in and for the State of Maryland, County of ANNE ANDE, this ______ day of ______, 20 21 .

NOTARL ON STATE OF ST

Notary Public
My Commission Expires:

File No. CT-105982MD

OWNER OCCUPANCY AFFIDAVIT

Kenneth Tim Huang, as sole owner, the Grantee(s) in the within Deed hereby certify under the penalties of perjury, as evidenced by the joinder herein, that the land conveyed in this Deed is residentially improved owner-occupied real property and that the residence will be occupied by me/us.

Kenneth Tim Huang

WITNESS:

STATE OF MARYLAND,

As to All

STATE OF MARYLAND,

I HEREBY CERTIFY, that on this / day of OCT , 20 / before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Kenneth Tim Huang, the parties herein, known to me (or satisfactorily proven) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged the foregoing to be his/her/their act, and in my presence signed and sealed the same.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Te Sp. 821

My Commission Expires:

□ B		🗆 Coun	ity: Ar	ne Arundel			lídalion		
Inforn	nation provided is for th Assessments and Tax	ation, and	County Fig	nance Office Only	<i>7</i> .	est.	rding Val		
1 Type(s)	(Type or Print in Blace) (Check Box if add				ble)		rk Reco		
of Instruments	X Deed Deed of Trust		rtgage	Other		Other	space Reserved for Circuit Court Clerk Recording Validation		
2 Conveyance Type Check Box	X Improved Sale Arms-Length [1]	Unimp	proved Sale -Length [2]	Multiple Acc Arms-Length		Not an A: Length S	rms- 5		
3 Tax Exemptions	Recordation	First Time	e Home Bu	yer			eservec		
(if applicable) Cite or Explain Authority	State Transfer						Sace R		
	County Transfer								***
4	Purchase Price/Consider		ation Amou	nt 6600,000.00		Tra		office Use Only lation Tax Consid	leration
	Any New Mortgage	atton		5480,000.00		Transfer Tax	Consideration	\$	
Consideration and Tax	Balance of Existing Mor	rtgage	\$			X () % =		= \$	
Calculations	Other:		\$		_	Less Exemption Total Transfer		- \$ = \$	
A. A	Other:		\$			Recordation T	ax Consideration	\$	
	Full Cash Value:		\$	***************************************		X (TOTAL DUE		= \$ \$	
5	Amount of Fe	es		Doc. 1)	Doc. 2	Agent:	
	Recording Charge		\$	20.00		\$	20.00		
CZ	Surcharge		\$	40,00		\$	40.00	Tax Bill:	
Fees	State Recordation Tax		S			\$ \$		0700	
700	State Transfer Tax County Transfer Tax		\$	\$0.00			\$0.00	C.B. Credit:	
	Other		\$	\$6,000.00		S	\$0.00	Ag. Tax/Othe	pr:
Fees	Other		\$			\$			
_	District Proper	ty Tax ID N	No. (1)	Grantor Liber/F	Folio	M	ар	Parcel No.	Var. LOG
Property	***************************************	2-413-1261		Book 34820, Pag Lot (3		Block (3b)	Sect/AR (3c)	Plat Ref.	SqFt/Acreage (4)
SDAT requires		rald Harbo		Doi (c	<i>54)</i>	DIOCE (SS)	Security (SC)	1 Mile Atoli	odrassanda (.)
Description of Property SDAT requires submission of all applicable information.	Location/Address of Property Being Conveyed (2)								
A maximum of 40	738 Honeysuckle Trail, Crownsville, MD 21032 Other Property Identifiers (if applicable) Water Meter Account No.								
characters will be indexed in accordance	Other Property Identifiers (if applicable) water Meter Account No.								
indexed in accordance with the priority cited in	Residential X or Non-Residential Fee Simple X or Ground Rent Amount:								
Real Property Article	Partial Conveyance?	Yes N	o Descri	Description/Amt. of SqFt/Acreage Transferred:					
. OCCION O-TOTIONONI.	If Partial Conveyance, I	.ist Improvements Conveyed:							
7	Doc. 1 - Grantor(s) Name(s) Doc. 2 - Grantor(s) Name(s)								
	The Barbara A. Quinn Revocable Living Trust dated May 6, 2020				2020	Kenneth Tin	n Huang		
Transferred From	Doc. 1 – Owner(s) of Record	d, if Differe	Different from Grantor(s) Doc. 2 – Owner(s) of Rec			Owner(s) of Reco	rd, if Different fr	om Grantor(s)
8		oc. 1 – Gra	ntee(s) Nam	ie(s)		D. II. O		antee(s) Name(s)	
Transferred	Kenneth Tim Huang					Ruth Green	, trustee		
To				New Owner's (G	Frantee)	Mailing Adda	ling Address		
	738 Honeysuckle Tra					D 2	Additional Nov	oo to be Indexed	(Ontional)
0ther Names	Doc. 1 – Addit	ional Name	es to be Inde	to be Indexed (Optional) Doc. 2 - Additional Names to be Indexed (Op Primary Residential Mortgage, Inc.					(Optional)
to Be Indexed	Prima				, milety INCS	_			
10 Contact/Mail	N	Instrument Submitted By or Contact Person						Return to Co	ntact Person
Information	Name: Rainah Wo							☐ Hold for Pic	kup
0)	Address: 231 Najole		uite 100-C						-
Millersville, MD 21108 Phone: () (410) 946-0200 ☐ Return Addre									
<u> </u>	11 IMPORTA	XNT: BOTA		GINAL DEED AND Will the property being					SPER
	Assessment			win die property bei Does transfer include	_	-		ardonec :	
	Information								
Yes X No Was property surveyed? If yes, attach copy of survey (if recorded, no copy required). Assessment Use Only - Do Not Write Below This Line Terminal Verification Agricultural Verification Whole Part Tran. Process Verification					ired).				
					cess Verification				
Reserved for County Validation	Transfer Number		Date Rece	ived:		eed Referenc	ce:	Assigned Proper	ty No.:
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Chesapeake Bay Critical Area Report

Herald Harbor ~ Lots 18, 19 & P/O 17

Tax Map 31, Grid 23, Parcel 390 Tax Account No. 02-413-12616125

Property Address: 738 Honeysuckle Drive

Crownsville, Maryland 21032

Property Owner & Variance Applicant: Kenneth T. Huang

Critical Area Designation: IDA Zoning: R-5 Lot Area: 0.22 Ac.

Site Description

The subject property is located off Honeysuckle Trail in the Herald Harbor Subdivision. The property is irregular in shape, legal building parcel consisting of approximately 0.22 acres in area and is currently improved with a single-family dwelling which is proposed to be razed and removed down to the existing slab and a new single family dwelling reconstructed within the footprint of the existing home. The property has a zoning designation of R-5. The site is located entirely within the Chesapeake Bay Critical Area with an IDA designation. The existing dwelling Is 65.1' from the shoreline. The site is currently served by a public water and private septic. There are several hardships and practical difficulties regarding the redevelopment of the subject property. A large portion of the site is within the 100-ft buffer to tidal waters which encumber 8,345 sq. ft. or 87.16% of the total lot area. Additionally, the FEMA floodline encumbers 5,268 sq. ft. or 54.43% of the total lot area. Lastly the location of the existing dwelling being sited 2.3' from the side BRL makes the utilization of the existing footprint impossible without granting relief to code. The unimproved portion of the site is vegetated with hardwood & evergreens trees, understory growth & lawn in good condition. The site is Located on Valentine Creek in a Buffer Modified area.

Description and Purpose of Variance Request

The homeowners propose to construct a new single-family dwelling, drive & associated improvements. The proposed improvements do not encroach any further to the shoreline than the existing dwelling. The site will be served by public water & private septic. One 2,000 Gallon Rainwater Harvesting cistern is being proposed to provide the required ESDv. The cistern will capture rooftop runoff from the entire roof area of the proposed dwelling. The proposed improvements are within the size and character of other dwellings in the neighborhood. Due to extent the 100-ft tidal waters buffer on the property, development isn't possible without disturbing the buffer. However, disturbance within the FEMA flood elevation is proposed strictly for the removal of existing lot coverage and installation of the proposed septic system. While the existing structure is nonconforming, by sitting the proposed dwelling on top of the existing footprint we greatly reduce our impact to the environment, particularly canopy disturbance. Therefore, the proposed improvements require variances to Article 18 Section 2-402(1) of the County Code to the location of a principal structure on a waterfront lot based on an approximate average of the location of principal structures on abutting lots intended to keep structures relatively in line with one another & requesting a variance to Article 18 Section 4-701 of the Bulk Regulations of 17.7-feet to the 20- corner side setback in an R-5 zoning district.

A pre-filing review was conducted by the Office of Planning and Zoning and comments were issued on June 04 2024 by Ms. Joan Jenkins, Ms. Kelly Krinetz & Mr. Habtamu Zeleke of Planning and Zoning, the Critical Area team & Inspection & Permits had several comments. The comments were considered, and the site plan was revised accordingly. A copy of the pre-file comments is included with this submittal.

Vegetative Coverage and Clearing

This property is vegetatively stabilized with developed woodland, including a variety of mature hardwood trees ornamental plantings, lawn in good condition & a creeping ivy groundcover common to the community of Herald Harbor. The existing on-site wooded area totals roughly 4,410 s.f. (0.10 Ac.). Removal of vegetation has been minimized to only that is necessary to construct the proposed improvements. By utilizing the existing footprint with a vertical expansion, there are no trees slated to be removed as part of this redevelopment, however canopy disturbance for the proposed redevelopment is approximately 1,983 s.f. (0.04 Ac.). Reforestation requirements for this property will be addressed during the grading permit phase of this project in accordance with code requirements.

Lot Coverage

The site currently has 3,246 s.f. (0.07 Ac.) of impervious coverage. The proposed impervious area for this property is 3,085 s.f. (0.07 Ac.), which is a decrease of 161 s.f. from the existing impervious and well below the allowable s.f. of lot coverage for this site.

100-ft Tidal Buffer

Approximately 8,345 s.f of the subject property falls within the 100-ft tidal waters line, over three quarters of the property is within the buffer. There is proposed disturbance within the 100-ft buffer as part of this redevelopment, the proposed improvements have been sited overtop of the existing dwelling to minimize the disturbance to the buffer to construct the proposed dwelling, septic system, stormwater management & associated improvements. While disturbance to the 100-ft tidal waters line is unavoidable, a reduction of 161 s.f. of lot coverage within the 100-ft tidal waters line is being proposed as part of this redevelopment.

Predominant Soils

The predominant soil type is Sassafras & Croom soils complex, 15 to 25 percent slopes (SME). This soil has a type "C" hydrologic classification and is not a hydric soil based on its land formation (soils characteristic of wetlands).

Drainage and Rainwater Control

Runoff from the site sheetflows across the lawn and ultimately drains to Valentine Creek. The proposed redevelopment addresses stormwater management environmental site design to the maximum extent practicable via (1) "2,000 gallon rainwater harvesting cistern, to treat the entire roof area of the dwelling to address our ESDv.

Stormwater management and sediment and erosion control will be further addressed during the permitting phase of the project in order to meet Anne Arundel County design criteria.

Conclusions – Variance Standards

The applicant proposes to construct additions to the existing single-family dwelling, parking pad, walk and associated improvements. The need for the requested Critical Area Variances arises from the existing unique nature and constraints of this property, specifically the siting of the existing structure, proximity to the 100-ft tidal waters line and encumbrance of the FEMA flood line. It is not possible to complete this project without disturbance to the 100-ft buffer to tidal waters. The proposed improvements are consistent in size and nature with other homes along the waterfront of Valentine Creek and therefore will not alter the essential character of the neighborhood, impair development of adjacent properties, or be detrimental to public welfare. To deny the requested variance would deprive the applicant of rights commonly enjoyed by other properties in the immediate area. With the implementation of mitigation, and sediment and erosion control practices, to be addressed during permitting, the proposed development will not cause adverse impacts to fish, wildlife, or water quality in the Critical Area.

Reference:

ADC: The Map People, 2002 Anne Arundel County, Maryland, Street Map Book

Anne Arundel County Office of Planning & Zoning, 2007 Critical Area Map

Anne Arundel County Office of Planning & Zoning, 2007 Buffer Exemption Map

Anne Arundel County, Maryland; Chesapeake Bay Critical Area Mapping Program, 2007, Critical Area Map

Federal Emergency Management Agency, 2016. Flood Insurance Rate Map

First American Real Estate Solutions, 2002, Realty Atlas: Anne Arundel County Maryland

Drum, Loyka and Associates LLC, 2025 Variance Plan

U.S. Department of Agriculture, Natural Resource Conservation Service –2016 Soil Survey of Anne Arundel County Maryland.

State Highway Administration of Maryland, 1989. Generalized Comprehensive Zoning Map: Third Assessment District

CRITICAL AREA COMMISSION FOR THE CHESAPEAKE AND ATLANTIC COASTAL BAYS 1804 WEST STREET, SUITE 100 ANNAPOLIS, MD 21401

PROJECT NOTIFICATION APPLICATION

GENERAL PROJECT INFORMATION

Jurisdiction: Anne A	rundel County		Date August 12, 2025
Tax Map # Parcel # 31 390 Tax ID 2-413-1261	23	Lot # Section 18, 19 Block p/o 17 35	FOR RESUBMITTAL ONLY Corrections Redesign No Change Non-Critical Area * Complete only Page 1 General Project Information
Project Name (site name) Project location/Address		name, or other) Herald	Harbor
City Crown Local case number	sville, MD.		Zip 21032
Applicant: Last na Company		ett Construction, Inc.	First name Doug
Application Type (che	ck all that appl	y):	
Building Permit Buffer Management Pla Conditional Use Consistency Report Disturbance > 5,000 sq Grading Permit		Variance Rezoning Site Plan Special Exception Subdivision Other	
Local Jurisdiction Cor	ntact Informati		
Last name:		_ First name	
Phone #		_ ^	sion Required By
Fax #		Hearing date	

SPECIFIC PROJECT INFORMATION

Describe Proposed use of project site:

Demolition of an existing structure and cons	truction of (1) s	ingle-family h	ome on top of	f existing slap w/deck
Remaining; (3) story structure				

	Yes		Yes
Intra-Family Transfer		Growth Allocation	(S4,531.73 15,535.83 15,535.83
Grandfathered Lot		Buffer Exemption Area	X

Project Type (check all that apply)

rioject rjpe (eneck i	in that apply)		
Commercial		Recreational	
Consistency Report		Redevelopment	
Industrial		Residential	X
Institutional		Shore Erosion Control	
Mixed Use		Water-Dependent Facility	
Other		•	

SITE INVENTORY (Enter acres or square feet)

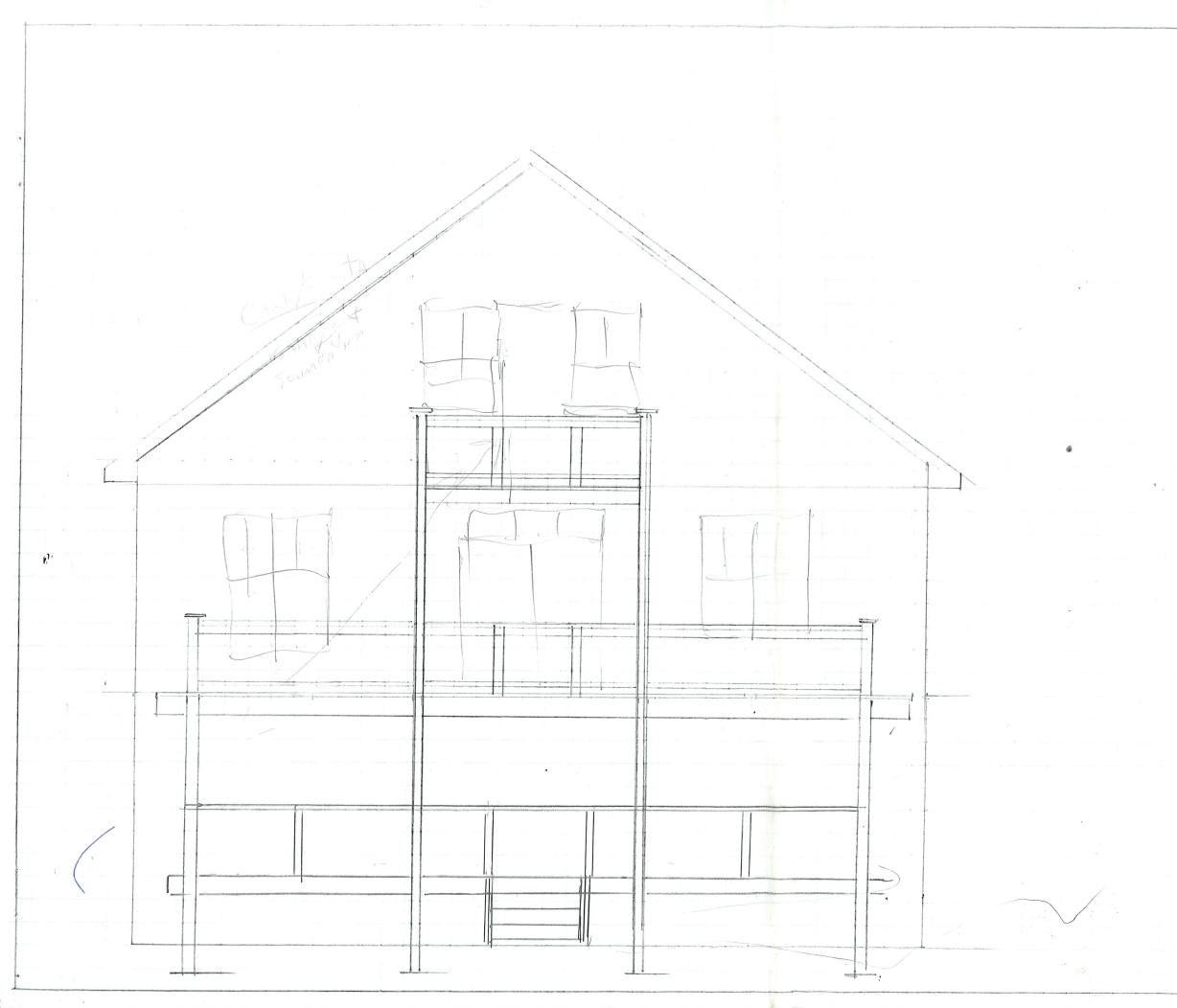
				Acres Sq Ft
	Acres	Sq Ft	Total Disturbed Area	0.13 5,487
IDA Area	0.22	9,677		
LDA Area	0	0	# of Lots Created	1
RCA Area	0	0		
Total Disturbed Area	0	0		

	Acres	Sq Ft		Acres	Sq Ft
Existing Forest/Woodland/Trees	0.10	4,410	Existing Impervious Surface	0.07	3,246
Created Forest/Woodland/Trees	0	0	New Impervious Surface	0	0
Removed Forest/Woodland/Trees	0.04	1,983	Removed Impervious Surface	0.00	161
			Total Impervious Surface	0.07	3,085

VARIANCE INFORMATION (Check all that apply)

	Acres	Sq Ft		Acres	Sq Ft
Buffer Disturbance	0.05	4,450	Buffer Forest Clearing	0	
Non-Buffer Disturbance	0.02	1.037	Mitigation	0	

Variance Type		Structure	
Buffer		Acc. Structure Addition	
Forest Clearing		Barn	
HPA Impact		Deck	
Impervious Surface		Dwelling	X
Expanded Buffer		Dwelling Addition	
Nontidal Wetlands		Garage	
Setback	X	Gazebo	
Steep Slopes		Patio	
Other	X Relatively in-line	Pool	
		Shed	
		Other	



Suxan Franky 301-332-3269

> 738 Haney Suckle TRAIL CROWNSVILLE MD

Lors 18819

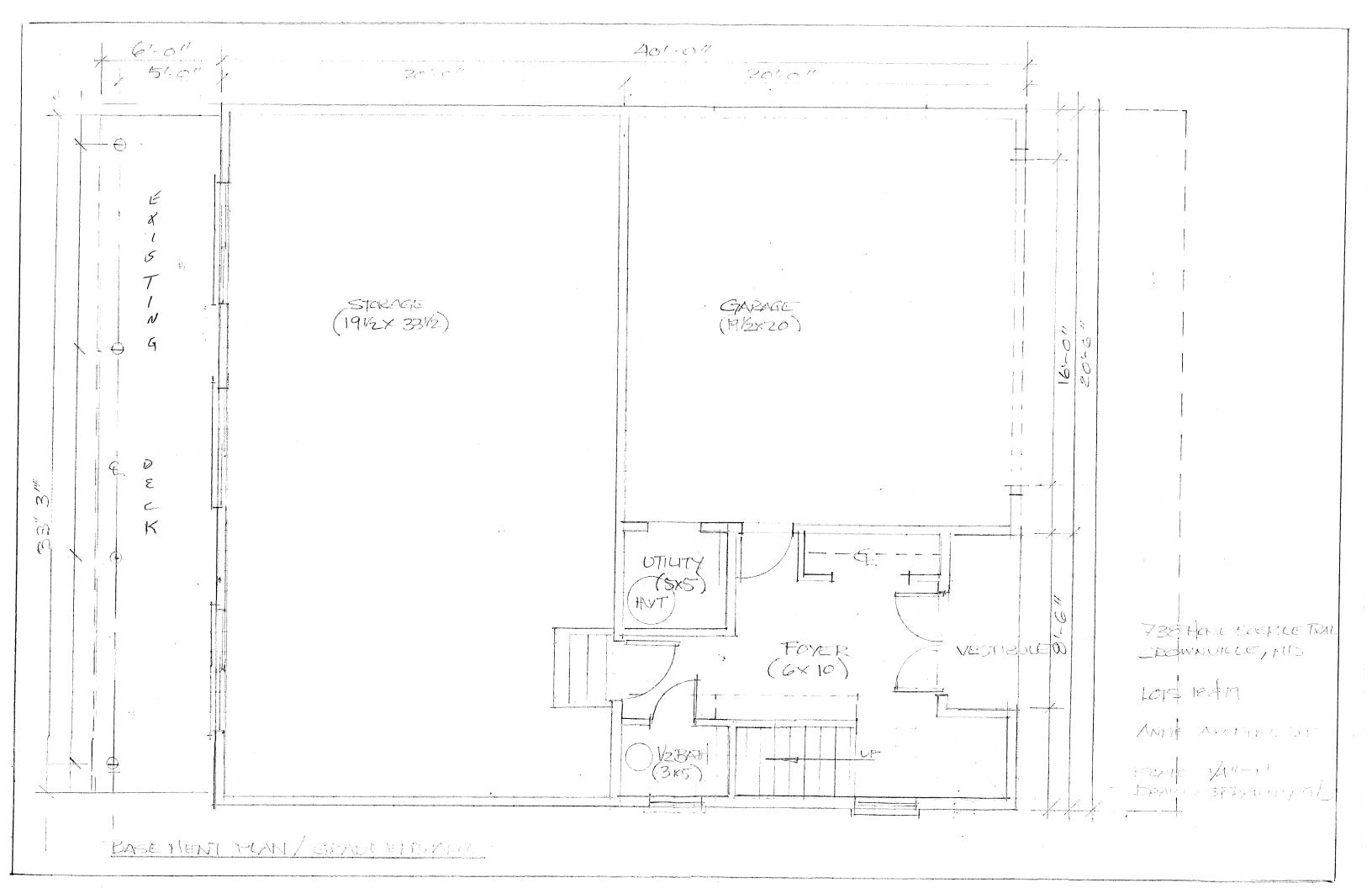
ANNE ARONDEC COUNTY

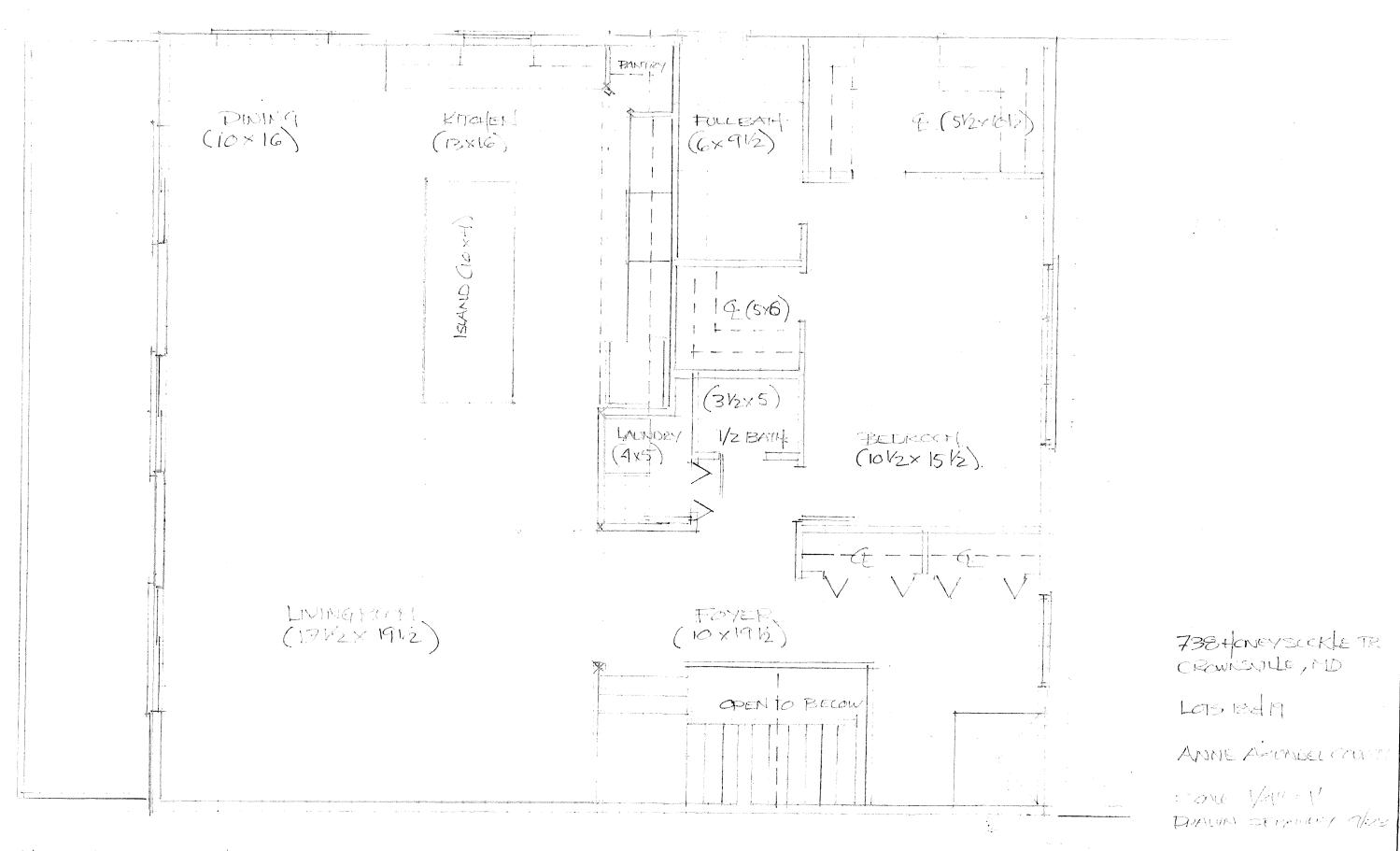
SCALE VALLEY 9/23

TESTONE TRANSPORT

1484 Style 3771 1 1 / 1/20

SECOND FLOOR PLAN





MAIN FLOOR PLANT



738 HONEYSUCKLE TAME.

CROWNSYILLE, MD

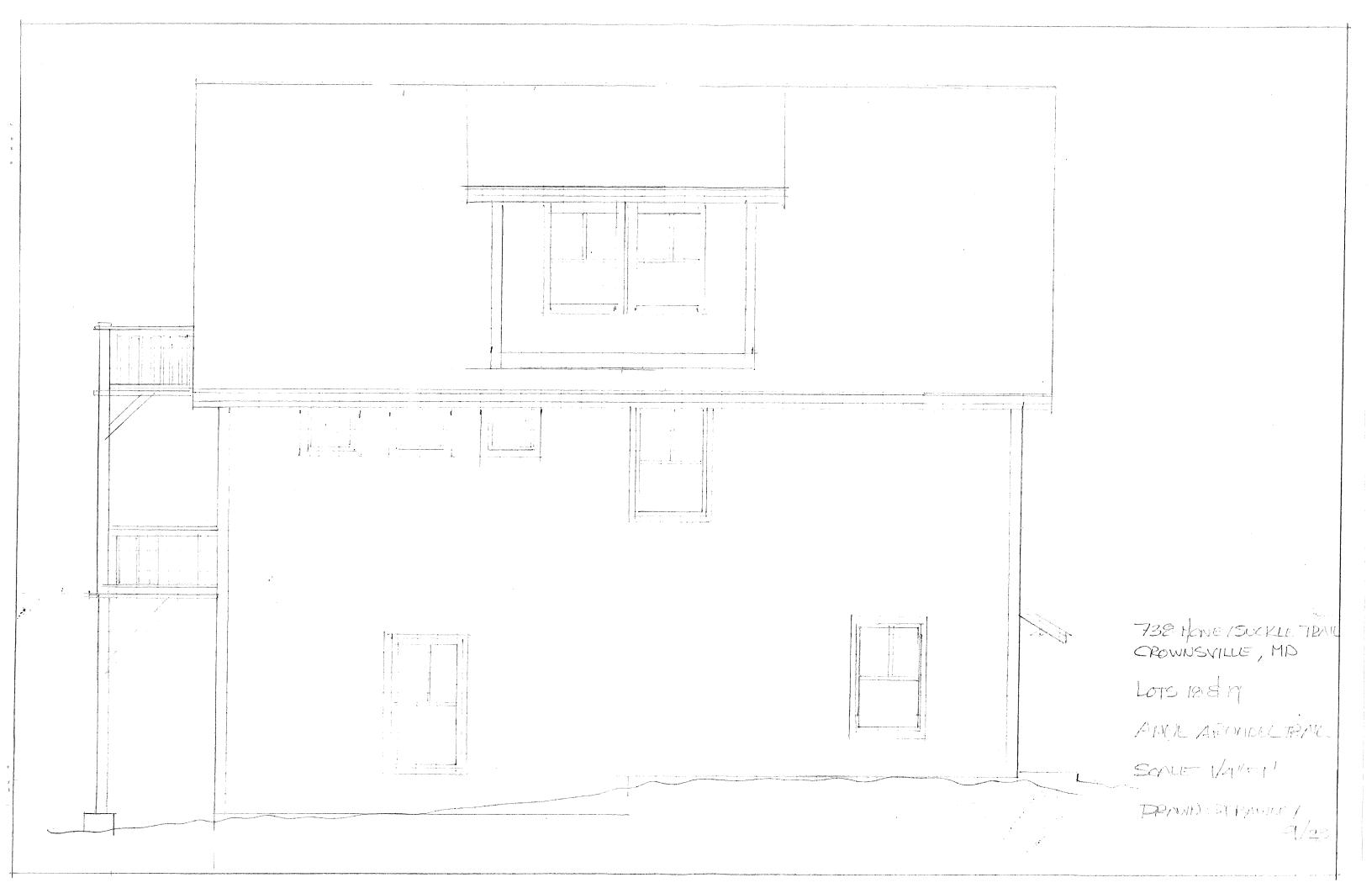
LOTS 18 \$ 19

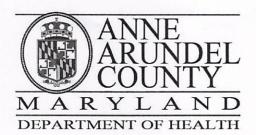
ANNE MAUNEL COUNTY

SCALE VA" = 1'

FRANK STRAWLEY 9/23







J. Howard Beard Health Services Building 3 Harry S. Truman Parkway Annapolis, Maryland 21401 Phone: 410-222-7095 Fax: 410-222-7294 Maryland Relay (TTY): 711 www.aahealth.org

Tonii Gedin, RN, DNP Health Officer

MEMORANDUM

TO: Sadé Medina, Zoning Applications

Planning and Zoning Department, MS-6301

FROM: Brian Chew, Program Manager

Bureau of Environmental Health

DATE: August 20, 2025

RE: Tim Kenneth Huang

738 Honeysuckle Trail Crownsville, MD 21032

NUMBER: 2025-0163-V

SUBJECT: Variance/Special Exception/Rezoning

The Health Department has reviewed the above referenced variance to allow a dwelling with less setbacks than required and that does not comply with the designated location of a principal structure on a waterfront.

The Health Department has reviewed the on-site sewage disposal system for the above referenced property. The Health Department has determined that the proposed request adversely affects the on-site sewage disposal system. The Health Department recommends denial of the above referenced request. The proposed house total living space and bedrooms exceeds the existing home's living space and bedrooms under the holding tank system being proposed.

If you have further questions or comments, please contact Brian Chew at 410-222-7413.

cc: Sterling Seay

2025-0163-V

Menu Cancel Help

Task Details OPZ Critical Area Team		
Assigned Date		Due Date
08/14/2025		09/04/2025
Assigned to		Assigned to Department
Kelly Krinetz		OPZ Critical Area
Current Status		Status Date
Complete w/ Comments		08/26/2025
Action By		Overtime
Kelly Krinetz		No
Comments		Start Time
I have no objection to the approval of this		
closer to the shoreline than the existing dv		
orientation of the neighboring dwellings co		
site, will not impact the air, light and view of	of the adjacent waterfront properties.	Harris Orient
End Time		Hours Spent
Billable		Action by Department
No		OPZ Critical Area
Time Tracking Start Date		Est. Completion Date
In Possession Time (hrs)		
,		Display E-mail Address in ACA
Estimated Hours 0.0		✓ Display Comment in ACA
Comment Display in ACA		
_ ' '		
All ACA Users		
Record Creator		
Licensed Professional		
Contact		
Owner		
Task Specific Information		
Expiration Date	Review Notes	Reviewer Name

Reviewer Email

Reviewer Phone Number

2025-0163-V

Menu Cancel Help

ask Details OPZ Cultural Resources	
Assigned Date	Due Date
08/14/2025	09/04/2025
Assigned to	Assigned to Department
Stacy Poulos	OPZ Cultural Resources
Current Status	Status Date
Complete w/ Comments	09/05/2025 Overtime
Action By Stacy Poulos	No.
Comments	Start Time
This property includes an unrecorded historic resource. Our office will need to conduct our review for the demolition of the existing structure once the permit application is submitted. A site visit with photo-documentation may be required orior to demolition approval. Please contact the Historic Sites Planner, Darian Severungen, pzbeve19@aacounty.org with any questions.	Start time
End Time	Hours Spent
Sillable Io Time Tracking Start Date n Possession Time (hrs)	0.0 Action by Department OPZ Cultural Resources Est. Completion Date Display E-mail Address in ACA
Estimated Hours	Display Comment in ACA
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All ACA Users	
Record Creator	
Licensed Professional	
Contact	
Owner	
ask Specific Information	

Review Notes

Reviewer Email

Reviewer Name

Expiration Date

Reviewer Phone Number

Map Title

DO NOT USE FOR NAVIGATION.

