

**APPLICATION:
RESOURCE PROTECTION AREA (RPA)
ENCROACHMENT EXCEPTION
#XXXX-WRPA-XXX-X
&
WATER QUALITY IMPACT ASSESSMENT #XXX-
WQ-XXX-X
[APPLICANT ADDRESS]**

APPLICANT: [NAME]

DRAFT

DRAFT MOTION – ERC RESOLUTION:

I move that the Committee [**Approve with Conditions / Deny / Defer**] [**APPLICANT’S NAME**] exception request to the criteria and requirements of the Chesapeake Bay Preservation Ordinance (CBPO) under Section **XXX**, to [**ONE LINE PROJECT DESCRIPTION**] in the Resource Protection Area (RPA).

WHEREAS, the application has been properly filed and notice given in accordance with the requirements of all applicable State and County codes; and

WHEREAS, the Committee has made the findings that:

- a) The requested exception, as conditioned, [**is / is not**] the minimum necessary to afford relief;
 - *[State reasons why]*
- b) Granting the exception [**will not / will**] confer upon the applicant any special privileges that are denied to other property owners who are similarly situated;
 - *[State reasons why]*
- c) The exception, [**as conditioned, is / is not**] in harmony with the purpose and intent of the CBPO and is not of substantial detriment to water quality;
 - *[State reasons why]*
- d) The exception request [**is not / is**] based upon conditions or circumstances that are self-created or self-imposed; and
 - *[State reasons why]*
- e) Reasonable and appropriate conditions will be imposed that will prevent the allowed activity from causing a degradation of water quality,
 - **See appended Attachment: Exception Conditions**

Therefore, the Exception Review Committee... *[SELECT ONE OF THE FOLLOWING THREE OPTIONS]*

1. **APPROVES** both Water Quality Impact Assessment #**XXXX-WQ-XXX-X** and Exception Request #**XXXX-WRPA-XXX-X** under Section **XXX** of the CBPO to permit the encroachment into the RPA, subject to the aforementioned conditions.
2. **DEFERS** exception Exception Request #**XXXX-WRPA-XXX-X** until [**DATE CERTAIN**], to allow the applicant time to resolve [**DESCRIBE REQUESTED RESOLUTION**] and to work with Staff accordingly.
3. **DENIES** Exception Request #**XXXX-WRPA-XXX-X** under Section **XXX** of the CBPO.