

Commercial Logging and Timber Harvest
Declaration of Intent Affirming Exemption from Article II
of the Montgomery County Forest Conservation Law

I (we), _____ (“Owner”) of real property located at _____ and as described as _____ hereby declare my (our) intention to conduct a commercial logging and timber harvesting operation on the above property, in accordance with the provisions of Section 22A-5(d) of the Montgomery County Forest Conservation Law. The requirements of this subsection apply to commercial logging and timber harvesting operations on agricultural land.

This declaration affirms that this property meets the requirements to be exempt from Article II of the Montgomery County Forest Conservation Law, in that:

- (a) is completed before July 1, 1991, or is completed on or after July 1, 1991, and the property on which the cutting or clearing is conducted is not the subject of an application for development within 5 years after the sediment control permit has been issued;
- (b) The commercial logging and timber harvesting operation has received approval from the County Arborist that the logging or timber harvesting plan is not inconsistent with County forest management objectives and is otherwise appropriate, and
- (c) The commercial logging and timber harvesting operation has received a sediment control permit from the Montgomery County Department of Permitting Services and posted the required financial security under Chapter 19.

If the land does not remain in agricultural use, the Owner must notify the Montgomery County Planning Department, a part of the Maryland-National Capital Park and Planning Commission. If the Owner makes application for an activity regulated under the Montgomery County Forest Conservation Law, on all or part of the parcel within the five (5) year period, the Planning Department may require the Owner to meet the forest conservation threshold established in the county law, and may also assess a noncompliance fee for forested areas cut as part of the commercial logging and timber harvesting operation.

I (we) declare, under the penalties of law, that this declaration, including any accompanying forms or statements, has been examined by me (us) and the information contained herein, to the best of my (our) knowledge, information, and belief, is true, correct and complete.

Signature of owner: _____

Printed name of owner: _____

Date: _____

NOTARY STATEMENT

State of _____

County of _____

On this ____ day of _____, 20____, before me, the undersigned individual, personally appeared _____, who acknowledged to be the _____ and that as such being authorized to do so, executed the foregoing instrument for the purposes therein contained.

SEAL

Signature of notary public

My commission expires _____