

FOREST CONSERVATION LAW DECISION TREE FOR RECORDED SINGLE LOTS

Does the law apply to you?

Answer "Yes" if one of the following situations applies:

- (1) Submitting a development plan
- (2) Lot size $\geq 40,000$ sq. ft. AND you need a sediment control permit
- (3) Your construction threatens a Champion Tree

YES, the law does apply to me

Does your single lot qualify for an exemption from submitting a Forest Conservation Plan?

Answer "Yes" if the application is for:
The construction of a dwelling house or accessory structure and:

- (1) does not require a special exception;
- (2) does not result in the cutting, clearing, or grading of:
 - more than a total of 40,000 square feet of forest,
 - any forest in a stream buffer,
 - any forest on property located in a special protection area which must submit a water quality plan,
 - any specimen or champion tree, or
 - any trees or forest that are subject to a previously approved forest conservation plan or tree save plan.

NO, I don't qualify for an exemption

Forest Conservation Plan Required

Requirements:

- **Natural Resource Inventory / Forest Stand Delineation**, characterizing the existing natural and manmade conditions on your property and the surrounding area.
- **Forest Conservation Plan** showing how construction on the recorded single lot will comply with the Montgomery County Forest Conservation law and regulation.

NO, the law does not apply to me

**Requirements:
NONE**

YES, I qualify for an exemption

Requirements:

- **Submit a declaration of intent** that you qualify for the exemption and will not clear more forest for 5 years.
- **Submit a Simplified Natural Resource Inventory** characterizing the existing natural and man made conditions on your property and the surrounding area.
- **Submit a Tree Save Plan** showing what trees you will/won't cut and how you will protect retained trees.
- **Possible replanting/mitigation required** for the removal of specimen trees.