

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

Stella B. Werner Council Office Building
100 Maryland Avenue, Room 217
Rockville, Maryland 20850
(240) 777-6600

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

AMENDED WORKSESSION MINUTES

Second Floor Davidson Memorial Hearing Room

Wednesday, February 17, 2016

ACTION ITEMS:

1. ***Minutes of February 3, 2016, Amended Worksession.***
(A) Amended item 2 to read as follows:
Action: Re-opened record to accept: (a) Ms. Vargas' report; (b) Barbara Sears, Esquire's letter dated January 20, 2016; (c) Board Member, Stanley Boyd's email dated February 2, 2016, (JHP/ESR, 4-0). Referred back to DPS for further review to finalize report;

(B) Action: Approved items 1 and 3-5, and item 2, as amended, (ESR/BG, 4-0).
2. **A-6479, Appeal of Robert J. Englehart, (Administrative Appeal).** Letter to the Board from the Appellant requesting reconsideration. [Hearing held on February 3, 2016; decision not issued as yet].

Action: Deferred, (consensus).
3. **S-727, Petition of Robert M. Muller, D.V.M. (Hospital).** Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, recommending revocation of the special exception based on abandonment. Also included is a confirmation letter from the current owner.

Action: Revoked the special exception as abandoned, (SBB/ESR, 4-0).
4. **S-1537, Petition of George E. and Catherine M. Messenger, (Accessory Apartment).** Memorandum to the Board from Andrew Jakab, Inspector, Department of Housing and Code Enforcement, recommending revocation of the special exception based on abandonment. Also included is a confirmation letter from the current owner.

Action: Revoked the special exception as abandoned, (ESR/SBB, 4-0).

5. **S-1578 [1578-A], Petition of Hampden Lane, LLC, (Non-Resident Professional Office).** Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, recommending revocation of the special exception based on abandonment. Also included is a confirmation letter from the current owner.

Action: Revoked the special exception as abandoned, (SBB/ESR, 4-0).

6. **S-1559, Petition of Leonard M. Karban (Accessory Apartment).** Memorandum to the Board from Jerri Burgess, Inspector, Department of Housing and Code Enforcement, recommending revocation of the special exception based on abandonment. Also included is a confirmation letter from the current owner.

Action: Revoked the special exception as abandoned, (SBB/BG, 4-0).

7. **S-1647, Petition of Michael A. Kane, (Non-Resident Professional Office).** Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, recommending revocation of the special exception based on abandonment. Also included is a confirmation letter from the current owner.

Action: Revoked the special exception as abandoned, (SBB/ESR, 4-0).

8. **S-2048, Petition of John Pflieger, Jr., (Home Occupation).** Memorandum to the Board from Stanley N. Garber, Investigator, Department of Permitting Services, recommending revocation of the special exception based on abandonment and confirmation from the current resident.

Action: Revoked the special exception as abandoned, (ESR/BG, 4-0).

9. **S-2749, Petition of Vincent E. Lufsey, (Outdoor Storage Facility).** Letter to the Board from William J. Chen, Jr., Esquire, requesting administrative modification. [W/S: 2/3/16]

Action: Granted administrative modification of the special exception, (SBB/ESR, 4-0).

PENDING ITEM:

10. **CBA-2047, Petition of Potomac Place Limited Partnership** (Off-street Parking). Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, in response to BOA Resolution of November 19, 2015. Item deferred for additional information, (consensus). [W/S 1/6/16].

Board Members

Carolyn J. Shawaker, Chair -**ABSENT**

John H. Pentecost, Vice Chair

Stanley B. Boyd

Edwin S. Rosado

Bruce Goldensohn

Staff

Barbara Jay, Executive Director

Kathryn Lloyd, Associate County Attorney

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**WORKSESSION MINUTES
ADDENDUM**

Second Floor Davidson Memorial Hearing Room

Wednesday, February 17, 2016

ACTION ITEM:

1. **A-6479, Appeal of Robert J. Englehart**, (Administrative Appeal).
Intervenor's Opposition to Appellant's Petition for Reconsideration.
[Hearing held on February 3, 2016; Request for Reconsideration filed
February 8, 2016; decision not yet issued].

Action: Deferred, (consensus).

Board Members

Carolyn J. Shawaker, Chair - **ABSENT**
John H. Pentecost, Vice Chair
Stanley B. Boyd
Edwin S. Rosado
Bruce Goldensohn

Staff

Barbara Jay, Executive Director
Kathryn Lloyd, Associate County Attorney