

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

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

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

WORKSESSION MINUTES

Second Floor Davidson Memorial Hearing Room

Wednesday, June 19, 2019

ACTION ITEMS:

1. (a) Minutes of June 5, 2019, Worksession.

Action: Approved, (KF/JWC, 3-0) (BG-abstained).

- (b) Minutes of June 5, 2019, Worksession Addendum.

Action: Approved, (KF/JWC, 3-0) (BG-abstained).

2. **CBA-2521-J, Petition of Medstar Montgomery Medical Center** (Hospital). Letter to the Board from Soo Lee-Cho, Esquire, submitting the minutes from the Community Liaison Council meetings held on June 11, 2018, and December 10, 2018, in compliance with Condition No. 17 of the Board's January 29, 2010, Opinion.

Action: Re-opened the record to receive Ms. Lee-Cho's letter with attachments, (SBB/BG, 4-0).

3. **S-783, Petition of McDonald's Corporation** (Drive-in Restaurant). Letter to the Board from Elizabeth C. Rogers, Esquire, and Christopher M. Ruhlen, Esquire, requesting an administrative modification. [Large Exhibit: Revised site plans, existing conditions/demolition plan, site plan/details, and exterior elevations].

Action: Granted the administrative modification of this special exception, (BG/KF, 4-0).

4. **S-1491- A, Petition of KFC of America** (Drive-in Restaurant). Letter to the Board from Jessica Murray, ETI, with Kimley-Horn and Associates, requesting an administrative modification and transfer of this special exception. [Large Exhibits: Site plans, demolition plan, existing and proposed elevations; floor plans; structural, electrical, mechanical and plumbing details].

Action: Granted the administrative modification and transfer of this special exception, (KF/JWC, 4-0).

5. **S-2682, Petition of Michael Replogle and Linda Baker** (Accessory Apartment). Letter to the Board from Juiching Chang and Sharon Yang, requesting the transfer of this special exception.

Action: Granted the transfer of this special exception, (KF/BG, 4-0).

PENDING ITEMS:

6. **S-1632-B and S-2273, Petition of River Road Development, Inc. d/b/a Gymkhana Club International and AT&T Wireless Services** (Telecommunications Facility). Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, setting forth the results of her inspection undertaken pursuant to a complaint filed by William Chen, Esquire, on behalf of abutting property owners David Hilbert and Jan Casadei. Ms. Cox concludes that the special exception holder is in violation of Condition #4 of the Board's September 19, 1997 Opinion, and attaches a Notice of Violation with a compliance date of June 17, 2019. Item deferred (consensus) [WS: 5/8/19].

Board Members

John H. Pentecost, Chair - **ABSENT**
Stanley B. Boyd, Vice Chair
Bruce Goldensohn
Katherine Freeman
Jon W. Cook

Staff

Barbara Jay, Executive Director
Kathryn Lloyd, Associate County Attorney