

**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, March 27, 2019

ACTION ITEMS:

1. (a) Minutes of March 13, 2019, Worksession.

Action: Approved, (BG/KF, 4-1) (JWC-abstained).

- (b) Minutes of March 13, Worksession Addendum.

Action: Approved, (BG/KF, 4-1) (JWC-abstained).

2. **A-6612, Appeal of Shane Hickey** (Administrative Appeal). Letter to the Board from William J. Chen, Jr., Esquire, seeking consolidation of a newly-filed administrative appeal with the public hearing on the modification granted on April 28, 2018, in special exception Case No. S-2312. Also included is opposition to the request from Gregory Rapisarda, Esquire.

Action: Denied the request to consolidate the cases, (JHP/BG, 4-1) (SBB-opposed).

3. **CBA-1609 [CBA-1609-A], Petition of Hellenic American Academy, Inc.** (Private Educational Institution). Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, indicating that the special exception has been abandoned and asking that it be revoked. Also included is the confirmation from the property owner.

Action: Revoked as abandoned, (KF/SBB, 5-0).

4. **CBA-2643, Petition of Audubon Naturalist Society** (Eleemosynary and Philanthropic Institution, and a Scientific Society Headquarters). Letter to the Board from Jody S. Kline, Esquire, requesting an administrative modification.

Action: Granted the modification of this special exception, (SBB/KF, 5-0).

5. **S-274-C, Petition of Suburban Hospital** (Hospital). Letter to the Board from Leslie Ford Weber, Director, Campus, Government & Community Affairs, Montgomery County, Johns Hopkins, submitting the results of the noise testing conducted in February 2019.

Action: Re-opened the record to receive Ms. Weber's letter with attachments, (SBB/BG, 5-0).

6. **S-469, Petition of 1788/CAP 10 MD, LLC** (Off-street Parking in Connection with a Commercial Use). Letter to the Board from Eleanor Duckett, Acting Chair, Kensington View Civic Association Land Use and Zoning Committee, requesting a public hearing on the Board's March 6, 2019, transfer of this special exception.

Action: Granted the request for a public hearing and suspended the transfer granted on March 6, 2019, (KF/BG, 5-0).

7. **S-521 and A-336, Petition of Green Gardens, Inc.** (Horticultural Nursery and Commercial Greenhouse). Letter to the Board from Nancy P. Regelin, Esquire, requesting transfer of this special exception.

Action: Granted the transfer of this special exception, (JHP/KF, 5-0).

8. **S-2230, Petition of TSI Rockville** (Commercial Fitness Facility). Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, requesting revocation of this special exception as the use is now permitted by right. Also included is consent to the revocation from the holder of this special exception.

Action: Revoked this special exception as the use is now permitted by right, (KF/BG, 5-0).

9. **S-2855, Petition of G. Ethan Taylor and Michael D. Cavey** (Accessory Apartment). Letter to the Board from Emily K. Strunk and Jared A. Grauer requesting a transfer of this accessory apartment.

Action: Granted transfer of this accessory apartment, (SBB/JHP, 5-0).

Board Members

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Stanley B. Boyd, Vice Chair
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