

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

100 Maryland Avenue, Room 217
Rockville, MD 20850
(240)-777-6600

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

WORKSESSION MINUTES

Wednesday, October 12, 2022

ACTION ITEMS:

1. Minutes of September 21, 2022, Worksession.

Action: Corrected the minutes: Richard Melnick, Vice Chair, had technical difficulties and could not connect to portions of this virtual meeting. Approved, (RM/CH, 4-0).

2. **A-6769, Petition of Dirk Broer**, (Administrative Appeal). Email to the Board from Michele Rosenfeld, Esquire, withdrawing this appeal and requesting a refund of the filing fee.

Located at 15 Awkard Lane, Silver Spring, Maryland.

Action: Granted withdrawal of the administrative appeal and refund of the filing fee, (JHP/RM, 4-0).

3. **A-6775 (Variance); A-6776 (Administrative Appeal). Petition of Kevin and Carol O'Neill**. Letter to the Board from Sean Hughes, Esquire, submitting an administrative appeal and variance application, and requesting that the cases be consolidated and that his clients be required to pay only the higher of the applicable fees, in accordance with Board Rule 1.6a. Also included is the County's Opposition to Request to Consolidate and Motion to Dismiss or for Summary Disposition.

Located at 21529 Davis Mill Road, Germantown, Maryland.

Action: Dismissed administrative appeal Case No. A-6776 and denied the request to consolidate the cases, (JHP/RP, 4-0).

- 4. CBA-502-A, Petition of Merrimack Park Recreation Association,** (Community Swimming Pool). Letter to the Board from Robert Dohner, President, Merrimack Park Recreation Association, seeking an administrative modification of the special exception.

Located at 6512 Pyle Road, Bethesda, Maryland.

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

- 5. CU 22-07, Petition of Chapingo, LLC,** (Landscape Contractor). Letter to the Board from Sean Hughes, Esquire, requesting oral argument regarding the Hearing Examiner's September 8, 2022, Report and Decision in this Conditional Use.

Located at 12120 Prices Distillery Road, Damascus Maryland.

Action: Granted the request for Oral Argument, (JHP/CH, 4-0).

- 6. S-856-B [S-452-D], Petition of Friends House, Inc,** (Nursing Home or Domiciliary Care Home). Letter to the Board from Derek Baumgartner, Esquire, on behalf of the Petitioner, requesting an administrative modification of this special exception.

Located at 17340 Quaker Lane, Sandy Spring, Maryland.

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

Board Members

John H. Pentecost, Chair
Richard Melnick, Vice Chair
Caryn Hines
Roberto Pinero

Staff

Barbara Jay, Executive Director
Kathryn Lloyd, Associate County Attorney