

**Interviews**

MEMORANDUM

January 10, 2013

TO: County Council  
FROM: Linda Lauer, Clerk   
SUBJECT: Board of Appeals - Interviews

The Council received six applications to the Board of Appeals from persons seeking to fill the unexpired term of Walter S. Booth (Democrat), who passed away shortly after being appointed to his second term on the board.

Current members of the board include Chair Catherine Titus (Republican), Stan Boyd (Democrat), David K. Perdue (declined to affiliate) and Carolyn Shawaker (Democrat). By law, no more than three members of the board shall be from the same political party. This position can be filled by a Democrat, a Republican, a voter who declines to affiliate with a party, or a voter who is a member of another party officially recognized by the Board of Elections.

The applicants being interviewed have submitted the required financial disclosure statements, which have been reviewed by Mr. Faden, Senior Legislative Attorney. The Council will interview the following applicants on **Monday, January 14, in the 6<sup>th</sup> floor front conference room beginning at 10:00 am:**

<u>This packet contains:</u>	<u>Circle #</u>
List of applicants	A
BOA Current Membership	B
News Release	C - D
Resumes	1 - 6

Time	Name	Affiliation	Circle
10:00 am	John Pentecost	Democrat	© 1
10:20 am	Paula Sumberg	Democrat	© 4
Withdrew	Roberto Piñero		

Attachments

**MONTGOMERY COUNTY BOARD OF APPEALS**  
**Applicant List 2013**

Raul (Roy) E. Chavera, Jr. (Independent)

Cecilia Chike (Republican)

Kendrick R. Lee, Jr. (Democrat)

John H. Pentecost (Democrat)

Roberto Piñero (Democrat) - withdrew

Paula Sumberg (Democrat)

## BOARD OF APPEALS

- Created:** Montgomery County Code, Sections 2-108 through Section 2-116.
- Term:** Four years.
- Purpose:** Exercise functions and powers of regional district as such functions and powers are prescribed in Maryland-Washington District Act to extent that such functions and powers are not vested in another administrative officer or agency. Hear and decide: all petitions for special exceptions, except as otherwise provided in County Code; all petitions for variances; and administrative appeals including all appeals taken under the Building Code; all appeals concerning licenses for hospitals, sanitariums, nursing homes and care homes; and all appeals concerning licenses for private educational institutions. Also hear and decide appeals concerning: orders directing the removal of garbage, ashes, rubbish and weeds, orders directing removal of diseased trees, orders directing removal of obstructions to vision along highways, orders concerning restaurant permits, construction of excreta disposal plants, orders regarding uninhabitable or dangerous buildings, licenses for riding schools and stables, licenses for child care homes, licenses for places of amusement and amusement enterprises, the hotel license law, the plumbers and gas fitters license law and the Plumbing and Gas Fitting Code, the electrical contractors license law, and all other appeals as the Board may be authorized to hear from time to time by law, ordinance, or resolution.
- Membership:** Five members, who must be residents of the County, are appointed by the County Council. No more than three members shall be from the same political party. The Chair is appointed by Council.
- Financial Disclosure:** Public financial disclosure statements must be filed.
- Compensation:** Chair - \$20,508; Member - \$14,510. Both receive annual cost-of-living adjustments each December to reflect 50% of the change in the Washington Area Consumer Price Index.
- Meetings:** Full day every Wednesday and additional days as necessary.
- Current Members:**
- Vacant (DEM),** Term expires 9/16
  - Stan Boyd (DEM),** Appointed 2/09; Term expires 9/15
  - David Perdue (Declined to Affiliate),** Appointed 9/07; Term expires 9/15
  - Carolyn Shawaker (DEM),** Appointed 10/08; Term expires 9/13
  - Catherine Titus (REP),** Appointed 10/06; Term expires 9/14



# Montgomery County Council

*For Immediate Release*

October 24, 2012

Contact: Linda Lauer 240-777-7979

## Montgomery Council Seeks Applicants for Position on County Board of Appeals

*Deadline to Submit Applications is  
Wednesday, December 5, at 5 p.m.*

ROCKVILLE, Md., October 24, 2012—The Montgomery County Council is seeking applicants for a partial term on the County Board of Appeals. The term to be filled was held by Walter S. Booth (Democrat), who passed away shortly after being appointed to his second term on the board.

Applications for the position must be received no later than 5 p.m. on Wednesday, Dec. 5.

By law, no more than three members of the board shall be from the same political party. This position can be filled by a Democrat, a Republican, a voter who declines to affiliate with a party or a voter who is a member of another party officially recognized by the Board of Elections.

Current members of the board include Chair Catherine Titus (Republican), Stan Boyd (Democrat), David K. Perdue (declined to affiliate) and Carolyn Shawaker (Democrat). Members of County boards, committees and commissions may not serve on more than one such group at a time.

Members of the board receive \$14,510 annually, with the chair receiving \$20,508. Salaries are adjusted annually each December to reflect 50 percent of the change in the Washington Area Consumer Price Index.

Duties of the Board of Appeals include making decisions on most applications for special exceptions as provided in the Zoning Ordinance; hearing and deciding requests for variances from development standards contained in the Zoning

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Ordinance; and hearing appeals from certain administrative decisions rendered by county government agencies.

The board normally holds weekly hearings all day Wednesday and worksessions every other week. If necessary to accommodate an extended caseload or continued hearings, the board schedules hearings on other weekdays. Members are expected to prepare for the hearings by reading the cases to be heard and to share the workload of drafting and editing opinions or to follow-up on investigations on specific cases. Members work approximately 15-25 hours a week.

The principal jurisdiction of the Board of Appeals (concerning special exceptions and variances under the Zoning Ordinance) does not include the municipalities of Barnesville, Brookeville, Gaithersburg, Laytonsville, Poolesville, Rockville and Washington Grove. The normal Council practice is not to appoint residents of those municipalities to the board.

Letters expressing interest, including a resume listing professional and civic experience, should be addressed to Council President Roger Berliner, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Applications can be submitted via e-mail to: [county.council@montgomerycountymd.gov](mailto:county.council@montgomerycountymd.gov). Applications must be received no later than 5 p.m. on Wednesday, Dec. 5. It is the Council's policy not to consider applications received after the deadline. After the deadline, Councilmembers will review the letters of application and select applicants for interviews.

Letters of application are made public as part of the appointment process. The names of all applicants are published and resumes are made available for public review. Interviews are open to the public. A financial statement of assets, debts, income and family property interests will be required of all applicants. Only the appointed candidates will be required to make the financial statement available to the public.

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