

OFFICE OF ZONING AND ADMINISTRATIVE HEARINGS
Stella B. Werner Council Office Building
Rockville, Maryland 20850
(240) 777-6660

IN THE MATTER OF:

HERITAGE GARDENS LAND, LLC, et. al.

Applicant

*
*
*
*
*

OZAH Case No. CU 19-09

* * * * *

Lynn Robeson Hannan, Hearing Examiner

NOTICE OF PUBLIC HEARING ON MOTION
TO DISMISS APPLICATION

The above application requests approval of a conditional use for an *Independent Living Facility* under Section 59.3.3.3.2.c of the Zoning Ordinance. The subject property includes Parcels B, P950, and P896, Block B, Glen Vista Subdivision, located at 10701 South Glen Road, Potomac, Maryland 20854, in the RE-2 Zone (Tax Account Numbers 10-00848311, 10-03256218, 10-00860313).

On November 18, 2019, the West Montgomery County Citizens Association (WMCCA) filed a Motion to Dismiss the application, which the Applicant has opposed. Exhibit 104, 113, 114. WMCCA requested a hearing on the Motion to Dismiss in advance of the public hearing on the merits of the entire application. Exhibit 104.

Please take notice that Office of Zoning and Administrative Hearings for Montgomery County, Maryland (OZAH), will hold a public hearing **solely** addressing whether the WMCCA's **Motion to Dismiss** the application should be granted. The public hearing will be held in the First Floor Hearing Room at the Broome School located at 751 Twinbrook Parkway, Rockville, Maryland 20851, on **Monday, January 13, 2019, at 9:30 a.m.**, or as soon thereafter as this matter can be heard. Testimony will be limited to matters raised in the Motion to Dismiss, and the Applicant's response. A map depicting the entrance and parking for the Broome School with included in this notice.

The complete file may be reviewed between 9:00 a.m. and 4:30 p.m. on days that the County is open for business. Files are located at OZAH's temporary location at the Broome School, noted above.

If you need services to participate in a public hearing, please contact this Office no later than seven (7) days in advance of the public hearing, by calling 240-777-6660 (TTY 240-77707914) or emailing us at ozah@montgomerycountymd.gov. OZAH cannot guarantee that an interpreter can be made available in alternative format such as large print upon request, via the same phone numbers and email address.

Notices forwarded this 11th day of December 2019 to:

Heritage Gardens Land, LLC, Applicant
Patricia Harris, Esquire, Applicant's Attorney
David Brown, Esquire, WMCCA's Attorney
Rick Maggin
Charles Frederick, Esquire, Associate County Attorney
Hadi Mansouri, Acting Director, Department of Permitting Services
Greg Nichols, Manager, SPES at DPS
Joshua Penn, Planning Department
Michael Coveyou, Acting Director, Finance Department
Washington Suburban Sanitary Commission
Montgomery County Public Schools
Abutting and Confronting Property Owners
(or a condominium's council of unit owners or renters, if applicable)
Civic, Renters' and Homeowners' Associations within a half mile of the site
Any Municipality within a half mile of the site

So Ordered, this 11th day of December, 2019.



Lynn Robeson Hannan
Hearing Examiner