

**OZAH NO. CU 24-10**

**APPLICATION OF AMERICAN LAWN AND LANDSCAPING, INC.**

FOR A "LANDSCAPE CONTRACTOR"

6412 Damascus Rd

Gaithersburg , MD 20852

1. Conditional Use Application
2. MNCPPC Checklist
3. Application Justification
4. Certified Zoning Map
5. Traffic Statement
6. Notice List
7. Existing Conditions Plan
8. Forest Conservation Law Exemption
9. Vicinity Plan
10. Deed
11. Record Plat
12. Zoning Map Exhibit
13. 11/3/2023- Applicants Acceptance for the Requirements of the Posting of Signs
14. 1/24/2024- Notice of Hearing
15. 2/21/2024- Cover Letter with Exhibits Enclosed (16-20)
16. Petitioner's Pre-Hearing Statement
17. Updated Conditional Use Existing Conditions Plan
18. Corrected Conditional Use Statement of Justification and Supplement
19. Montgomery County Dep't of Permitting Services Variance Confirmation Letter
20. Expert Resumes
  - a. James W. Winter
  - b. Nick Driban
21. Board's Resolution (dated 2/15/2024)
22. 2/23/2024- Order Consolidating Conditional Use and Variance Applications
23. 2/28/2024- Email from Oscar Lyles; Re: Opposing Conditional Use Application with dropbox link of video evidence.
24. 2/28/2024- Letter from Kelley Schools (The Schools/Chase Family) dated 2/27/2024.
25. 2/29/2024- Email from Oscar Lyles; Re: Detailing reasons he opposes Conditional Use Application
26. Staff Report with Attachments Complete on 2/16/2024.
27. Planning Board Letter Unanimously Approving Conditional Use (5-0)
28. Correspondence from Oscar Lyles sent to Planning Board received after 2/16/2024 Staff Report
29. Entry of Appearance from Elizabeth J. McInturff, Esq on behalf of Oscar Lyles received after hours 3/12/2024.

30. Letters of Support
  - a. Nelson Nunez (dated 2/9/2024)
  - b. Cliff Johnson
  - c. Kristin Middleton
31. 3/13/2024- Motion to Oppose Appearance of Counsel or in the alternative Continuance of the Hearing submitted by Applicant's Counsel.
32. 3/13/2024- Email from Kathleen Byrne to parties ; Re: Granting Continuance of Hearing, offering parties alternative hearing dates in May.
33. 3/14/2024- Email Exchange between Applicant's Attorney and Kathleen Byrne; Re: May 2<sup>nd</sup>, 2024 confirmed as new hearing date
34. 4/2/2024- Letter to Hearing Examiner from Applicant's Attorney ; Re: Enclosed Additional Documents.
  - a. Road Drainage Analysis
  - b. SWM Plan
35. 4/12/2024-Pre-Hearing Statement in Opposition submitted by Elizabeth McInturff
36. 4/24/2024-Compilation of Reference Slides
37. 4/26/2024- Email from Katy Byrne to parties ; Re: Questions to be answered during May 2<sup>nd</sup> hearing.
38. Letters of Opposition
  - a. Rosanna Campanile
  - b. The Chase Family
39. 4/30/2024- Email from Christopher Ruhlen ; Re: Response to Email in Exhibit 37.
40. 4/30/2024- Submitted by Applicant's Attorney: Surrounding Neighborhood Exhibits
41. 4/30/2024- Submitted by Applicant's Attorney: Supplemental Exhibits
42. Notice of Rescheduled Public Hearing sent on the 19<sup>th</sup> of March