

**BOARD OF APPEALS  
for  
MONTGOMERY COUNTY**

**Stella B. Werner Council Office Building  
100 Maryland Avenue  
Rockville, Maryland 20850  
(240) 777-6600**

**SECOND WORKSESSION ADDENDUM MINUTES**

**Second Floor Davidson Memorial Hearing Room**

**Wednesday, February 27, 2002, 1:30 P.M.**

**ACTION CALENDAR:**

1. Records to be referred to the Office of the Hearing Examiner:
  - (a) **S-2476, Petition of Safeway, Inc.** (automobile filling station).
  - (b) **S-2506, Petition of East Coast Landscape, Inc.** (landscape contractor).
  - (c) **S-2511, Petition of Douglas A. Harbit and Robert F. Patenaude** (bed and breakfast).

Action: Records referred to the Office of the Hearing Examiner, (LLM/DLB, 5-0).

2. **A-5719, Appeal of Patricia A. Jones** (Department of Permitting Services – Notice of Violation). Letter to the Board from the appellant withdrawing the appeal and requesting a refund of the filing fee.

Action: Dismissed the appeal as withdrawn; (2) granted 50% (\$79.00) refund of the filing fee, (DLB/LLM, 5-0).

**Board Members**

Donald H. Spence, Jr., Chairman  
Donna L. Barron, Vice Chairman  
Louise L. Mayer  
Angelo M. Caputo  
Allison Ishihara Fultz

**Staff**

Sherry Glazer, Assistant County Attorney  
Katherine Freeman, Executive Secretary to the Board - ABSENT  
Hermene Jones, Administrative Specialist

Please be advised that the Board of Appeals now has it's own web site in which you can review the Monthly Calendar, Hearing Agenda, Worksession Agenda, Worksession Minutes, Notices, Opinions, and Applications. To enter the web site go to [www.co.mo.md.us](http://www.co.mo.md.us), click on County Council, Click on Legislative Branch Offices, then click on Board of Appeals. If you have any problems, please give us a call and we can try to help you through it.

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**Wednesday, February 27, 2002, 9:30 A.M.**

**ACTION CALENDAR:**

1. **A-5720, Appeal of Robert O. and Sophia Blake & J. Gary O. and Lynne L. Van Dyke** (Issuance of Permit No. 264003 – Department of Permitting Services). Letters to the Board from Gary VanDyke requesting a continuance.

Action: Granted continuance request for the next available hearing date, (AIF/LLM, 5-0).

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**Wednesday, February 27, 2002, 9:30 A.M.**

**ACTION CALENDAR:**

1. **S-1887, Petition of Poindexter Joint Venture, d.b.a. Old Georgetown Medical Building, LLC** (medical and dental clinic). Letter to the Board from William J. Chen, Jr., Esquire, requesting the Board: (1) stay the time for taking an appeal to the Circuit Court; (2) reconsider its transfer of the special exception; (3) conduct a public hearing on the transfer of the special exception; and (4) combine or consolidate the requested public hearing with the hearings for administrative appeals A-5678 and A-5679.

Action: (1) Granted request to suspend the Board's transfer of the special exception and conduct a public hearing; (2) granted the request to consolidate the transfer of the special exception hearing and the administrative appeals hearings, (3) granted request for subpoena, (AIF/LLM, 5-0).

**DECISION:**

2. **A-5575, Petition of Mark Coletta** (accessory structure/pole barn). Hearing held 5/9/01.

Action: Denied variance request, (LLM/AIF, 5-0).

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