

**BOARD OF APPEALS  
for  
MONTGOMERY COUNTY**

**Stella B. Werner Council Office Building  
100 Maryland Avenue, Room 217  
Rockville, Maryland 20850  
(240) 777-6600**

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

**WORKSESSION MINUTES**

**Second Floor Davidson Memorial Hearing Room**

**Wednesday, September 30, 2015**

**ACTION ITEMS:**

1. Minutes of September 16, 2015 Worksession.

Action: Approved, (SBB/JHP, 5-0).

2. **CBA-1174-D, Petition of The Holton Arms School, Inc.** (Private Educational Institution). Letter from Susanna A. Jones, Head of School, submitting the school's annual report.

Action: Re-opened the record to receive Ms. Jones' letter with attachments, (CJS/ESR, 5-0).

3. **CBA-2047, Petition of Samuel E. and Rose M. Bogley** (Off-street parking in connection with a commercial use). Letter from Timothy Dugan, Esquire, submitting information for admission into the record. [Large Exhibits: Photometric Plan and Approved Modified Parking Layout].

Action: Re-opened the record to receive Mr. Dugan's letter with attachments, (ESR/JHP, 5-0).

4. **S-420-H, Petition of Holy Cross Hospital** (Hospital). Letter from Lauren Ireland requesting administrative modification of the special exception. [Large Exhibits: Site Plan, Sidewalk Detail, Ramp Details].

Action: Granted the administrative modification, (CJS/JHP, 5-0).

5. **S-762, Petition of Manor Healthcare Corporation** (Housing for the elderly). Letter from Stacy P. Silber, Esquire and Elizabeth C. Rogers, Esquire, requesting transfer and administrative modification of the special exception.

Action: Granted the transfer and also the administrative modification, (SBB/JHP, 5-0).

6. **S-1063, Petition of Manor Healthcare Corporation** (Housing for the elderly). Letter from Stacy P. Silber, Esquire and Elizabeth C. Rogers, Esquire, requesting transfer and administrative modification of the special exception.

Action: Granted the administrative modification, (JHP/SBB, 5-0).

7. **S-1191, Petition of Allen M. and Olivia S. Bissell** (Accessory Apartment). Letter from Cynthia Grissom, current property owner, requesting transfer of the special exception.

Action: Granted the transfer of the special exception, (CJS/JHP

8. **S-2120, Petition of Landy Lane Management Corporation** (Meeting center). Letter from Stacy P. Silber, Esquire and Christopher M. Ruhlen, Esquire, requesting revocation of the special exception, as the use is now permitted in the zone.

Action: Revoked as permitted in the zone, (SBB/ESR, 5-0).

9. **S-2350, Petition of McDonald's Corporation** (Drive-through restaurant). Letter from Christopher M. Ruhlen, Esquire, requesting administrative modification of the special exception.

Action: Granted the administrative modification, (ESR/SBB, 5-0).

### **DECISION ITEM**

10. **CU 15-05, Artis Senior Living** (Residential care facility). Hearing Examiner's Report and Decision. Also included are letters from Carl S. Koenig, Anne E. Carlson, Catherine G. Titus, and Jaime L. Manzano requesting oral argument, a letter from Erin E. Girard, Esquire, opposing the requests for oral argument, and requesting in the alternative to participate in oral argument, if the Board grants the requests, a letter from Carl Koenig dated September 23, 2015 responding to Ms. Girard's letter, and a letter from Ms. Girard, dated September 25, 2015, objecting to Mr. Koenig's September 23, 2015 letter.

Action: Granted all Oral Argument requests, (CJS/SBB, 5-0).

**Board Members**

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Carolyn J. Shawaker, Vice-Chair  
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