

**OFFICE OF ZONING AND ADMINISTRATIVE HEARINGS
for
MONTGOMERY COUNTY**

**Stella B. Werner Council Office Building
100 Maryland Avenue, Room 200
Rockville, Maryland 20850
<http://www.montgomerycountymd.gov/ozah/index.html>
Phone: (240) 777-6660; Fax (240) 777-6665**

CASE NO. CU 19-09

APPLICATION OF HERITAGE GARDENS LAND, LLC.

ORDER POSTPONING PUBLIC HEARING INDEFINITELY

The above-captioned application (CU 19-09) is for Conditional Use, pursuant to Section 59.3.3.3.2.c of the Zoning Ordinance, to permit an *Independent Living Facility*. 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 September 10, 2019, the Office of Zoning and Administrative Hearings (OZAH) issued notice of a public hearing in this case to be held on October 7, 2019. Exhibit 64. Subsequently, the Applicant requested that the hearing be postponed indefinitely in order to address issues raised by Staff of the Montgomery County Planning Department. Exhibit 70. Mr. Richard Maggin, an abutting property owner, and Ms. Susanne Lee, President of the West Montgomery Citizens Association, also submitted a letter supporting a postponement in this case. Exhibit 66.

Based on these requests, the Hearing Examiner hereby **postpones the public hearing on this case indefinitely**. Additional notice will be sent of any new hearing date. The entire file may be reviewed in the Office of Zoning and Administrative Hearings, Monday through Friday, between the hours of 9:00 a.m. and 4:00 p.m., prior to the date of the hearing.

OZAH's office has temporarily relocated to the Broome School, 751 Twinbrook Parkway, Rockville, Maryland 20851, along with the Montgomery County Board of Appeals, Ethics Commission, and Merit System Protection Board. These offices are located on the northern side of the school building across from Meadow Hall Elementary School. Parking is in the rear of the building, and handicapped spaces are in the front. If you wish to review a file, there is a phone located immediately inside the glass doors at the public entrance with OZAH's extension. Please call OZAH's extension and OZAH staff will escort you OZAH's offices. Appointments to review files are suggested.

SO ORDERED, this 20th day of September, 2019.



Lynn Robeson Hannan
Hearing Examiner

COPIES TO:

Patricia Harris, Esquire, Applicant's Attorney
Rick Maggin
Susanne Lee, West Montgomery Citizens Assn.
Charles Frederick, Esquire, Associate County Attorney
Hadi Mansouri, Acting Director, Department of Permitting Services
Greg Nichols, Manager, SPES at DPS
Elsabett Tesfaye, Planning Department
Washington Suburban Sanitary Commission
Abutting and Confronting Property Owners
(or a condominium's council of unit owners, if applicable)
Civic, Renters' and Homeowners' Associations within a half mile of the site
Any Municipality within a half mile of the site