

OFFICE OF ZONING AND ADMINISTRATIVE HEARINGS
for

MONTGOMERY COUNTY
Stella B. Werner Council Office Building
100 Maryland Avenue, Room 200
Rockville, Maryland 20850

<https://www.montgomerycountymd.gov/ozah/index.html>

Phone: (240) 777-6660; Fax (240) 777-6665

CASE NO. CU 21-09

APPLICATION OF CREATIVE ARTS & LANGUAGE, INC.

**ORDER GRANTING REQUEST TO RESCHEDULE THE
PUBLIC HEARING**

The application requests to use the premises located at 6607 Greentree Road Bethesda, Maryland 20817 as a conditional use group daycare for over 30 persons under 59-3.4.4. F of the Zoning Ordinance. The subject property is located in the R-200 Zone (Tax Account 07- 00421617).

This matter was tentatively scheduled for a public hearing on August 23, 2021.

On June 24, 2021, the Office of Zoning and Administrative Hearings (OZAH) received a request from the Applicant to postpone the public hearing in this case pending the submission of revised plans. The matter was removed from OZAH's hearing calendar at that time and tentatively rescheduled for October 15, 2021.

On August 23, 2021, OZAH received correspondence from the Applicant that revised materials were submitted and requesting the matter be rescheduled for a public hearing.

The Hearing Examiner hereby **GRANTS** the request to reschedule the public hearing. This matter will be rescheduled by subsequent Notice.

Due to the COVID-19 pandemic, this hearing will be held remotely via Microsoft Teams. You do not need to sign up in advance to testify or view the hearing. You do not need a subscription to Microsoft Teams to join the hearing. Instructions to access the public hearing may be found on OZAH's website (above) under the link "Public Hearing Remote Access and Exhibits".

All exhibits filed in the case will be available to view via the same link on OZAH's website at least two days before the public hearing. Exhibits are removed the day after the public hearing so that staff can prepare for the next hearing. If you wish to download any of the exhibits, you should do so no later than 5:00 p.m. of the day of the public hearing.

OZAH is now operating remotely to the extent possible. You may review the application online

at <https://montgomeryplanning.org/development> under the application number CU202109. If you wish to review the full file (all submission in the case) before it is published on the website or have other questions, please contact Nana Johnson at (240)777-6663 or nana.johnson@montgomerycountymd.gov. Those wishing to review the file in person *must* wear masks when entering OZAH's temporary office at 751 Twinbrook Parkway, Rockville, Maryland 20851.

Persons or associations that are (1) represented by counsel, (2) intending to appear in organized opposition, or (3) intending to introduce expert evidence or testimony must file a pre-hearing statement containing the information required by Rules 3.4 and 3.5 of OZAH's Rules of Procedure for Zoning, Conditional Use and Board of Appeals Referral Cases (OZAH Rules). These Rules may be found on OZAH's website listed above (*See* OZAH's Amended Land Use Rules of Procedure). Filings must include an electronic copy of the statement and all attachments. The Applicant must submit its pre-hearing statement at least 30 days before the public hearing. Persons in opposition that are required to file a pre-hearing statement must do so no less than 20 days before the public hearing.

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 240-777-7914) or emailing us at ozah@montgomerycountymd.gov. OZAH cannot guarantee that an interpreter can be made available if notified of the request less than seven (7) days in advance of the public hearing. This document is available in alternative format such as large print upon request, via the same phone numbers and email address.

So Ordered and forwarded this 21st day of September, 2021, to:

Marina Davis, Applicant
Michele Rosenfeld, Applicant's Attorney
Grace Bogdan, MNCPPC
Katherine Mencarini, MNCPPC
Charles Frederick, Esquire, Associate County Attorney
Department of Permitting Services Greg Nichols, Manager, SPES at DPS
James Babb, Division Chief, Treasury Division
Washington Suburban Sanitary Commission Montgomery County Public Schools

Office of Zoning and Administrative Hearings



Derek J. Baumgardner
Hearing Examiner