

**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 22-04**

**APPLICATION OF 1910 UNIVERSITY, LLC**

**NOTICE OF MOTION TO AMEND**

The subject application seeks a conditional use to allow an Independent Living Facility for Seniors with 90 units under Section 59.3.3.2.C of the Zoning Ordinance. The subject properties located at 1840 and 1910 University Boulevard W., Silver Spring, Maryland 20902 in the RE-60 Zone and are further identified as Parcels 399 and 360, Tax Map JQ11 (Tax Account Numbers 13-00964683 and 13-2572012).

On September 14, 2022, the Applicant's Attorney, Jody S. Kline, Esquire, filed a request to amend the application (Exhibits 34-41):

1. Amended Statement of Justification
2. Conditional Use Site Plans
  - a. Cover Sheet (C0100)
  - b. Existing Conditions (C0200)
  - c. Conditional Use Site Plan(C0300)
  - d. Circulation Plan(C0400)
  - e. Open Space Plan (C0600)
  - f. Color Utility Plan (C0700)
3. Concept Water Management Plan
  - a. Concept Stormwater Plan (Sheet CSWM 1of 2)
  - b. Concept Stormwater Plan (Sheet CSWM 2of 2)
  - c. Forest Conservation Plan
  - d. Cover Sheet (FFCP 100)
  - e. Final Plan (FFCP 200)
  - f. Final Plan Notes & Details (FFCP 300)
4. Landscape and Lighting Plans
  - a. Layout and Grading Plan (Sheet L0100)

- b. Landscape Plan (Sheet L0200)
  - c. Plant Schedule and Notes (Sheet L0210)
  - d. Site Details (Sheet L0300)
  - e. Site Details (Sheet L 0310)
  - f. Photometric Plan (Sheet L0400)
  - g. Lighting Details (Sheet L0410)
  - h. Lighting Details (Sheet L0411)
5. Fire/Rescue Service Plans
- a. Fire Access Plan (Sheet FDA-1)
  - b. Fire Lane Establishment Order (Sheet 1 of 2)
  - c. Fire Lane Establishment Order (Sheet 2 of 2)
6. Parking Area Exhibit
7. Building Height Compatibility Exhibit
8. Architectural Elevations
- a. Cover Sheet (Sheet G0000)
  - b. Sheet List
  - c. Tabulations, Abbreviations and Symbols Sheet (Sheet G0002)
  - d. Architectural Site Plan (Sheet A0001)
  - e. Key Plan, Terrace Floor (Sheet A0101 A)
  - f. Key Plan, First Floor (Sheet A0101B)
  - g. Key Plans, Second and Third Floor (A0101C)
  - h. Key Plans, Fourth Floor and Roof (A0101D)
  - i. Exterior Building Elevations (Elevations A, B and C (A0301)
  - j. Exterior Building Elevations (Elevations D, E and F (A0302)
  - k. Exterior Building Elevations (Elevations G and H) (A0303)
  - l. Exterior Perspectives (Perspectives A and B )(A0304)
  - m. Exterior Perspectives (Perspectives C and D) (A0305)
  - n. Building Sections (Sheet A0310)
  - o. Monument Sign (Sheet A 0230)

A motion to amend an application requests permission only to revise portions of the application. Granting the motion merely allows the Applicant to make the requested changes to the application, but does not, in any way, approve the application itself. The Hearing Examiner will take the motion to amend the application under consideration for a period of ten days from the date of this notice, until **September 29, 2022**. Interested parties who object to the motion must do so, in writing, no later than **September 29, 2022**. If no objection is received by that time, the motion will be considered granted. Additional notification regarding the amendment will be provided only if an objection is received.

*OZAH is now operating remotely to the extent possible.* You may review the application and amendments online at <https://montgomeryplanning.org/development> under the application number CU202204.

In addition to all other requirements, any party submitting documentary evidence for the record must file electronic copies of their submissions. Electronic copies must also be submitted of any amended documents. Electronic copies must be sent by e-mail with hard copies mailed on the date they were e-mailed to OZAH.

Nothing in this notice is intended to limit the rights of individual members of the public to testify during the hearing or to submit pertinent materials at any time while the record remains open for that purpose. You may submit a signed letter to OZAH by e-mail, with a hard copy postmarked the same day, which will be considered by the Hearing Examiner as part of the record. Doing so will not automatically make you a party of record. Applicants and members of the public who testify at an OZAH hearing, whether for or against the application, are automatically considered parties of record. A person or organization that does not wish to appear at the OZAH hearing but wishes to be a party of record may request that status in a signed letter to OZAH. *See* OZAH Rule 3.1.

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](mailto: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.

Notices forwarded this 19<sup>th</sup> day of September 2022 to:

Jody S. Kline, Esquire

Attorney for the Applicant

Clifford Royalty, Esquire, Chief, Division of Zoning, Land Use & Economic Dev't

Greg Nichols, Manager SPES at DPS

Michael Coveyou, Director, Finance Department

Emily Tettelbaum, Planning Department.

Washington Suburban Sanitary Commission

Montgomery County Public Schools

Abutting and Confronting Property Owners

(or a condominium's council of unit owners or renters, if applicable) Civic, Renters' and Homeowners' Associations within a half mile of the site Any Municipality within a half mile of the site

Office of Zoning and Administrative Hearings

A handwritten signature in blue ink, appearing to read 'KB', with a long horizontal flourish extending to the right.

---

By: Kathleen Byrne  
Hearing Examiner