

From: [Soo Lee-Cho](#)
To: [Robeson Hannan, Lynn](#); mariah.clayborne@montgomeryplanning.org; [Mencarini, Katherine](#); [William Rogers Johnson, Nana](#); [Guisao-Ospina, Jony](#)
Subject: RE: [EXTERNAL]CU 17-12-A, Korean Cultural Center/Bike locker
Date: Wednesday, February 11, 2026 8:25:42 AM
Attachments: [image003.png](#)
[image004.png](#)

[EXTERNAL EMAIL]

Ms. Robeson Hannan,

In addition to our previous comments on this issue, the Applicant concurs that the foundational basis that permits approval of alternative methods of compliance under Section 6.8.1 is mirrored in Section 7.3.1.E.1.b, which in fact goes beyond Section 6.8.1 to cover the entirety of Article 59-6, inclusive of Section 6.2.6 Bicycle Parking Design Standards. Under Section 7.3.1.E.1.b, compliance with the **intent** of the general requirements of Article 59-6 is required **to the extent the Hearing Examiner finds necessary to ensure compatibility.**

Here, as previously stated, the one (1) long-term bicycle parking space currently provided on site in the form of a bicycle locker was installed at a time (2017) when the use of a locker to comply with long-term bicycle storage requirements was allowed by Article 59-6.

The picture below shows that the bicycle locker is located in an area that is blocked from University Boulevard by the existing structure. The bicycle locker is also painted the same color as the trim, which helps prevent it from standing out in a way that would adversely impact the neighborhood. In addition, a more robust landscape screen will be provided along the property's Buckingham Drive frontage in conjunction with the parking lot expansion proposed by the current application that will serve to also effectively screen the existing bicycle locker from view, furthering its compatibility with the neighborhood in its current form and location as it has existed on the site for the last 9 years.

Exhibit 37
OZAH Case No: CU 17-12A

existing bicycle locker, the compatibility of which has been ensured based on all the above.

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From: Soo Lee-Cho

Sent: Tuesday, February 10, 2026 6:25 PM

To: Robeson Hannan, Lynn <Lynn.RobesonHannan@montgomerycountymd.gov>;
mariah.clayborne@montgomeryplanning.org; Mencarini, Katherine
<katherine.mencarini@montgomeryplanning.org>; William Rogers <wrogers@bregmanlaw.com>

Cc: Johnson, Nana <Nana.Johnson@montgomerycountymd.gov>; Guisao-Ospina, Jony
<Jony.Guisao@montgomerycountymd.gov>

Subject: RE: [EXTERNAL]CU 17-12-A, Korean Cultural Center/Bike locker

Ms. Robeson Hannan:

It is the Applicant's position that the existing bike locker is a legal nonconformity that is not impacted by ZTA 19-08 because the present amendment application does not necessitate any additional long-term space requirements.

As you noted in your email, the bicycle locker was provided in 2017 following the original application, which at the time was a legal method for meeting the long-term bicycle parking requirements under the Zoning Ordinance. We would agree that had the present amendment application triggered a need for a second long-term bicycle parking space, then KCSC would have needed to provide a long-term space that complies with ZTA 19-08 (i.e., not another bicycle locker). However, as no new bicycle parking was triggered by this application, there is no basis to modify the existing long-term bicycle parking provided on site which was legal when it was installed. Notably, ZTA 19-08 did not

include a retroactive applicability provision, i.e., it does not require that bicycle lockers existing prior to the effective date of the law change be retroactively removed.

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From: Robeson Hannan, Lynn <Lynn.RobesonHannan@montgomerycountymd.gov>

Sent: Tuesday, February 10, 2026 5:03 PM

To: mariah.clayborne@montgomeryplanning.org; Mencarini, Katherine <katherine.mencarini@montgomeryplanning.org>; Soo Lee-Cho <sleecho@bregmanlaw.com>; William Rogers <wrogers@bregmanlaw.com>

Cc: Johnson, Nana <Nana.Johnson@montgomerycountymd.gov>; Guisao-Ospina, Jony <Jony.Guisao@montgomerycountymd.gov>

Subject: [EXTERNAL]CU 17-12-A, Korean Cultural Center/Bike locker

Good afternoon, all. I am working on the decision in the above and encountered a question.

Under the most recent conditional use site plan (Exhibit 30(b)), the Applicant proposes to retain an existing bike locker to meet the requirement for the long-term bicycle storage space. It was installed as part of the original conditional use was approved (in 2017), but is now prohibited when the Zoning Ordinance was changed in 2020.

I would like the Applicant's and Staff's opinion as to whether the existing locker could be approved as "alternative compliance" under 6.8.1.

I hesitate to use a "grandfathering" theory posited by Mr. LaVay at the public hearing because Section 59.7.7.1.A of the Zoning Ordinance grandfathers structures that existed *prior to 2014*. Nor could I find any grandfathering for this type of structure in other

sections of 7.7.1. Section 7.7.2 permits a non-conforming “use” if registered with DPS, but a bike locker is not a “use” but a structure.

My thought was that it may fit under Section 6.8.1 because of the small amount of floor area available for the non-profit use without expanding the existing structure. Retention of the existing structure is desirable because it still presents as a single family home. Of course, it would still serve the intent of the ZO by providing bicycle storage.

Best,

Lynn Robeson Hannan
Hearing Examiner

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