

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

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www.montgomerycountymd.gov/content/council/boa/board.asp

Case No. A-6198

PETITION OF JBG/TWINBROOK METRO LIMITED PARTNERSHIP

RESOLUTION TO DISMISS VARIANCE AS NOT REQUIRED

(Resolution March 28, 2007)

(Effective Date of Resolution: May 25, 2007)

The Board of Appeals has received a memorandum dated March 27, 2007, from Susan Scala-Demby of the Department of Permitting Services. Ms. Scala-Demby advises the Board that because the subject property is located in the I-4 Zone, no variance is required for the fence which was the subject of the variance case. The Board of Appeals had convened a hearing on the application on March 21, 2007, but continued the proceeding to seek advice from the Department on this issue.

The subject property is Lot P1, Block D, Spring Lake Park Subdivision, located at 12501 Washington Avenue, Rockville, Maryland, 20852, in the I-4 Zone.

The Board of Appeals considered Ms. Scala-Demby's memorandum at a Worksession on March 28, 2007. Based upon the advice given, the Board finds that no variance is required. Therefore, on a motion by Caryn L. Hines, seconded by Wendell M. Holloway, with Donna L. Barron, Vice-Chair, Catherine G. Titus and Allison Ishihara Fultz, Chair in agreement:

BE IT RESOLVED by the Board of Appeals for Montgomery County, Maryland that the record in Case No. A-6198 is re-opened to receive Susan Scala-Demby's memorandum dated March 27, 2007; and

BE IT FURTHER RESOLVED by the Board of Appeals for Montgomery County, Maryland that Case No. A-6198, Petition of JGB/Twinbrook Metro Limited Partnership is **dismissed**, because a variance is not needed.

Allison Ishihara Fultz
Chair, Montgomery County Board of Appeals

Entered in the Opinion Book
of the Board of Appeals for
Montgomery County, Maryland
this 25th day of May, 2007.

Katherine Freeman
Executive Director

NOTE:

Any request for rehearing or reconsideration must be filed within fifteen (15) days after the date the Opinion is mailed and entered in the Opinion Book (See Section 59-A-4.63 of the County Code). Please see the Board's Rules of Procedure for specific instructions for requesting reconsideration.

Any decision by the County Board of Appeals may, within thirty (30) days after the decision is rendered, be appealed by any person aggrieved by the decision of the Board and a party to the proceeding before it, to the Circuit Court for Montgomery County, in accordance with the Maryland Rules of Procedure.