

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

**Stella B. Werner Council Office Building
100 Maryland Avenue
Rockville, Maryland 20850
(240) 777-6600**

WORKSESSION MINUTES

Second Floor Davidson Memorial Hearing Room

Wednesday, March 13, 2002, 9:30 A.M.

ACTION CALENDAR:

1. **Order Extending Time for the Board's Written Opinion** for 30-days is required in the following cases:

- (a) **A-5703, Petition of Patricia E. Levee** (one-story additions). Hearing held 1/30/02.
- (b) **A-5704, Petition of Robert B. and M. S. Shue** (a covered porch and an existing single-family dwelling). Hearing held 1/30/02.
- (c) **A-5705, Petition of Ronald L. McMichael** (a one-story addition). Hearing held 1/30/02.

Action: Granted Order Extending Time, (LLM/AMC, 5-0).

2. **A-5678, Appeal of Luxmanor Citizen's Association, Inc. and Jerry Black, Mark M. Spradley and Tim D. Andreadis** and, **A-5679, Appeal of Luxmanor Citizen's Association, Inc. and Jerry Black, Mark M. Spradley and Tim D. Andreadis** (Department of Permitting Services – Issuance of Building Permit No. 257394 and Ruling Letter dated 8/31/01). Letter to the Board from William J. Chen, Jr., Esquire, requesting the issuance of two subpoenas. Also included is a letter from Stanley D. Abrams, Esquire, in opposition to appellants' request to depose Steven J. Karr.

Action: (1) Granted request to issue subpoenas for Steven J. Karr contingent upon Mr. Chen's compensation of Mr. Karr's time; (2) denied request for a subpoena for Malcolm F. Spicer, Jr., Esquire, (AMC/LLM, 5-0).

3. **S-420-F, Petition of Holy Cross Hospital** (hospital). Letter to the Board from Robert G. Brewer, Jr., Esquire, requesting an expedited hearing.

Action: (1) Granted request for an expedited hearing; (2) expedited modification hearing will address items (i) modest expansion of the service building at the rear of the hospital's campus adjoining the beltway and (iv) the temporary relocation of the magnetic resonance imagining trailer, requested in Mr. Brewer's letter; (3) future modification hearing to address items (ii) and (iii) in Mr. Brewer's letter, (DLB/LLM, 5-0).

Board Members

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Allison Ishihara Fultz

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