

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

**Stella B. Werner Council Office Building
100 Maryland Avenue, Room 217
Rockville, Maryland 20850
(240) 777-6600**

<http://www.montgomerycountymd.gov/boa/index.html>

WORKSESSION MINUTES

Second Floor Davidson Memorial Hearing Room

Wednesday, March 27, 2013

ACTION ITEMS:

1. Minutes, March 13, 2013 Worksession.

Action: Approved, (SBB/JHP, 5-0).

2. **CBA-1212, Petitions of Chesapeake & Potomac Telephone Company of Maryland** (Telecommunications Facility). Letter to the Board from Larry Gordon, Esquire, requesting extension of time to have the existing pole repainted.

Action: Granted extension of time , (DKP/JHP, 5-0).

3. **CBA-1357, Petition of North Bethesda Community Pool Ass'n., Inc.** (Community Swimming Pool). Letter to the Board from Colette Thibodeau, President, Seven Locks Swim and Tennis Club requesting an administrative modification.

Action: Granted administrative modification, (CJS/SBB, 5-0).

4. **CBA-2197-B, Petition of The Heights School** (Private Educational Institution). Letter to the Board from Alvaro J. de Vicente, Headmaster, submitting the annual report outline and the progress made towards completion of the improvements authorized by the 2000 amendment and the 1996 School Master Plan during the period 2012-13.

Action: Re-opened the record to include Mr. De Vicente's letter, (SBB/DKP, 5-0).

5. **CBA-2521-K, Petition of Montgomery General Hospital, Inc.** (Hospital). Letter to the Board from Soo Lee-Cho, Esquire, requesting an administrative modification. [Exhibits: overall site plan – oncology addition; detailed site plan – oncology addition; landscape plan; exterior elevations; oncology center expansion and renovation].

Action: Granted administrative modification, (JHP/DKP, 5-0).

6. **S-285-E, Petition of Norwood School** (Private Educational Institution). Letter to the Board from Todd D. Brown, Esquire, requesting an administrative modification.

Action: Granted administrative modification, (JHP/CJS, 5-0).

7. **S-289-B, Petition of Little Falls Swim Club** (Community Swimming Pool). Memorandum to the Board from Michael A. Makuch and Erica M. Wileman, submitting the minutes of the annual Community Liaison Council.

Action: Re-opened the record to include Mr. Makuch and Ms. Wileman's letter, (DKP/JHP, 5-0).

8. **S-908, Petition of Sandwich Chef Restaurant, Inc.** (Retail Establishment in an Office Building). Memorandum from Heather Gottke, Inspector, DPS, notifying the Board that the special exception is now a permitted use in the zone and requesting that it be revoked. Also included is a letter of confirmation from the petitioner.

Action: Revoked the special exception as use is now permitted in the zone, (SBB/CJS, 5-0).

9. **S-2535, Petition of Sprint PCS/APC Realty and Equipment Company, LLC and Melvin G. and C.M. Paisley** (Public Utility Building, Public Utility Structure and Telecommunication Facility). Email to the Board from Gregory Rapisarda responding to the Board's questions. [WS: 2/27/13].

Action: Granted administrative modification, (DKP/SBB, 5-0).

10. **S-2668, Petition of Taiwan Culture Center** (service organization). Letter to the Board from Tai Huang, President, informing the Board that the Community Liaison Meeting has been scheduled.

Action: Re-opened the record to include Mr. Huang's letter, (CJS/CGT, 5-0).

11. **S-2865, Petition of Krishna and Jyothirmai Guduru** (Accessory Apartment). Letter to the Board from the Petitioner, withdrawing the case.

Action: (1) Dismissed the Petition for an accessory apartment; (2) granted refund of the fees, (DKP/SBB, 5-0).

12. **S-2869, Petition of Bonnie Jones** (Accessory Apartment). Letter to the Board from the Petitioner, withdrawing the case.

Action: (1) Dismissed the Petition for an accessory apartment; (2) granted refund of the fees, (SBB/DKP, 5-0).

PENDING ITEMS:

13. **S-763 [S-763-A], Petition of Silver Spring Temple and Library Association** (Service Organization). Letter to the Board from Sean Hughes, Esquire, requesting an administrative modification. [Large exhibits: title sheet, site survey, roof and equipment location plan, building elevations, equipment details). Deferred administrative modification request until a special exception application has been approved for the telecommunications facility. [W/S 3/10/2010].
14. **S-2145, Petition of Southwestern Bell Mobile Systems, Inc.** (Telecommunications Facility). Letter to the Board from Karmen Rajamani, Zoning Manager, requesting a transfer of the special exception. Item deferred for confirmation of the transfer from Southwestern Bell Mobil Systems, Inc. [W/S 4/30/2008].
15. **S-2759, Petition of Darnestown Development, LLC t/a Goddard School** (Child Day Care Facility). Letter to the Board from Stephen Kaufman, Esquire and Debra Borden, Esquire, requesting a transfer of the special exception and an administrative modification. [Large exhibits: cover sheet, special exception site plan, special exception landscape plan/2 sheets, preliminary subdivision plan]. (1) Granted the transfer of the special exception; (2) deferred the administrative modification request until M-NCPPC's approval of the pending request for revisions to the preliminary plan. [W/S 9/14/2011]. (1) Re-opened the record to include Ms. Martin's letter; (2) Ms. Martin's request will be deferred until the administrative modification request is taken up by BOA. [W/S 12/7/2011].
16. **S-1043, Petition of David C. Keener** (Accessory Apartment). Letter to the Board from Amir Pilch requesting a transfer of the special exception. Item deferred for additional information, (consensus). [W/S 11/28/12].

Board Members

Catherine G. Titus, Chair
David K. Perdue, Vice Chair
Carolyn J. Shawaker
Stanley B. Boyd
John H. Pentecost

Staff

Barbara Jay, Associate County Attorney
Katherine Freeman, Executive Director

