

**BOARD OF APPEALS  
for  
MONTGOMERY COUNTY**

Stella B. Werner Council Office Building  
100 Maryland Avenue  
Rockville, Maryland 20850  
240-777-6600  
<http://www.montgomerycountymd.gov/boa/>

**Case No. A-6640**

**APPEAL OF JOAN MARSH**

OPINION OF THE BOARD

(Worksession held November 20, 2019)  
(Effective Date of Opinion: November 26, 2019)

Case No. A-6640 is an administrative appeal in which Appellant Joan Marsh charges administrative error on the part of the Montgomery County Historic Preservation Commission in its September 19, 2019, Decision and Order, denying parts of Historic Area Work Permit application number 791089.

The subject property is Lot 12, Block 21, BFG Subdivision, located at 7110 Sycamore Avenue, Takoma Park, Maryland, 20912, in the R-60 Zone.


Prior to the pre-hearing conference in this matter, the Board of Appeals received a Joint Motion to Dismiss from the County and the Appellant, as well as a request for a refund of the filing fee. The Joint Motion indicates that the Historic Preservation Commission has annulled the Decision and Order underlying this appeal, rendering it moot.

The Board considered the Joint Motion to Dismiss at its Worksession on November 20, 2019. The Board finds that the appeal should be dismissed as moot, and the full filing fee should be refunded to the Appellant in accordance with Board Rule 2.3(c). Therefore, on a motion by Katherine Freeman, seconded by Bruce Goldensohn, Vice Chair, with John H. Pentecost, Chair, Jon W. Cook, and Mary Gonzales in agreement:

**BE IT RESOLVED** by the Board of Appeals for Montgomery County, Maryland, that the Joint Motion to Dismiss is **GRANTED**; and

**BE IT FURTHER RESOLVED** by the Board of Appeals for Montgomery County, Maryland, that the appeal in Case No. A-6640 is **DISMISSED**; and

**BE IT FURTHER RESOLVED** by the Board of Appeals for Montgomery County, Maryland, that Appellant's filing fee of \$220 shall be fully refunded.

  
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John H. Pentecost  
Chair, Montgomery County Board of Appeals

Entered in the Opinion Book  
of the Board of Appeals for  
Montgomery County, Maryland  
this 26th day of November, 2019.

  
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Barbara Jay  
Executive Director

**NOTE:**

Any request for rehearing or reconsideration must be filed within ten (10) days after the date the Opinion is mailed and entered in the Opinion Book (see Section 2A-10(f) of the County Code).

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 (see Section 2-114 of the County Code).