

**BOARD OF APPEALS
for
MONTGOMERY COUNTY**

Stella B. Werner Council Office Building
100 Maryland Avenue
Rockville, Maryland 20850
www.montgomerycountymd.gov/boa/

(240) 777-6600

Case No. A-6914

PETITION OF TDS PROPERTIES LLC by TILMON SMITH

RESOLUTION TO DISMISS APPLICATION
AND GRANT PARTIAL REFUND
(Worksession Date: April 23, 2025)
(Effective Date of Resolution: May 7, 2025)

Case No. A-6914 is an application for a 0.91 foot variance from the established building line, needed for the construction of a new single-family dwelling. A hearing on the application was scheduled for April 23, 2025. The Board of Appeals mailed Notice of this hearing on March 21, 2025.

The subject property is Lot 26, Block 8, Pinecrest Subdivision, located at 6419 Eastern Avenue in Takoma Park, Maryland, 20912, in the R-60 Zone.

On April 11, 2025, the Board of Appeals received an email letter from the Petitioner withdrawing the Petition for a variance and requesting a 50% refund of the filing fee, in accordance with Rule 1.5(b) of the Board's Rules of Procedure.

The Board of Appeals considered this correspondence at its Worksession on April 23, 2025. Rule 1.5(b) of the Board of Appeals' Rules of Procedure gives the Board discretion to refund 50% of a variance filing fee if the application is withdrawn prior to the public hearing. The Board finds that this variance application was withdrawn prior to the scheduled public hearing, and that a 50% refund of the filing fee should be issued.

On a motion by Caryn L. Hines, Chair, seconded by Richard Melnick, Vice Chair, with Alan Sternstein, Amit Sharma, and Donald Silverstein in agreement:

BE IT RESOLVED by the Board of Appeals for Montgomery County, Maryland, that Case No. A-6914 is dismissed as withdrawn; and

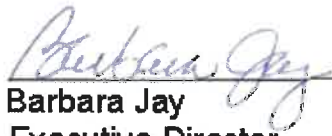
BE IT FURTHER RESOLVED by the Board of Appeals for Montgomery County, Maryland, that a refund of \$220, which is 50% of the variance filing fee, shall be issued.



Caryn L. Hines

Chair, Montgomery County Board of Appeals

Entered in the Opinion Book
of the Board of Appeals for
Montgomery County, Maryland
this 7th day of May, 2025.



Barbara Jay

Executive Director