



City of Rockville

MEMORANDUM

September 3, 2010

TO: Board of Appeals

FROM: Cas Chasten, Planner III

SUBJECT: Variance Application VAR2010-00012
Saint Elizabeth Catholic Church & School
917 & 919 Montrose Road, Rockville, Maryland 20852

The above-referenced variance application is a continued item from the May 8, 2010 meeting of the Board of Appeals (May 8, 2010 staff report is attached). The requested variance involves the modification of a condition of approval imposed by the Board of Appeals in its previous grant of Variance Application APP2006-00862 to allow the construction of a bell tower on the site.

On March 15, 2010 as directed by the Board of Appeals, the applicant officially filed its "application for modification, conditions of approval, existing variances" (Variance Application VAR2010-00012). The request was scheduled for Board of Appeals review and action on May 8, 2010. At the May 8, 2010 Board of Appeals meeting, there were only two (2) members of the Board in attendance, Peter Mork, Acting Chair and Dr. Steven Wilcox, Alternate member. It was at this meeting that Dr. Wilcox informed staff and the applicant that he would have to recuse himself from sitting in consideration of the matter, because he attends and/or has attended services at the church and felt it in the best interest of the public that there be no appearance of a conflict of interest with regard to the Board's hearing of this matter.

With the concurrence of the applicant, the Board voted unanimously to defer the public hearing of the matter to the September 11, 2010 meeting, since the applicant and his legal counsel informed the Board that they would be unable to attend either the June or July 2010 Board meetings. Public notification of the continued hearing has been made in accordance with Section 25.06.03.c. of the Zoning Ordinance.