

Citation No. #1

Administrative Citation
Forest Conservation
The Maryland-National Capital Park and Planning Commission

vs.

Name: Chris Pirtle
First Middle Last
Company/Position: HOMEOWNER
Address: 1020 HEARTFIELDS DR. SILVER SPRING, MD 20904
Phone Number: 202-413-9919 Fax Number: Email:

Location and Description of Violation:

Address/location of site: 1020 HEARTFIELDS DR

Pursuant of the M-NCPPC's authority under Chapter 22A of the Montgomery County Code, it is formally charged that the above named defendant on 5-26-10 (date) at the stated site location did commit the following:

- 1 Removal of woodchip in cat E easement
2 Grass cutting in cat E easement
3 Swingset & timber edging installed in cat E easement

In violation of:

- Montgomery County Code, Chapter 22A
Approval of FCP Plan No. 119780960
Other:

Civil Fine and Compliance:

- 1. (a) You shall pay a fine of \$ 500 by 6/25/10 (date) and complete the remedial action listed below
(b) You shall pay a daily fine of \$ 25 if the original fine has not been paid by 6/25/10 (date). The daily fine shall accrue (until the original fine is paid).
2. You shall pay a daily fine of \$ until the remedial action listed below is completed. This fine shall be paid within 15 days of completion of all remedial action.

Checks should be made payable to M-NCPPC and shall be paid during normal business hours at the information Counter of M-NCPPC's Montgomery Regional Office located at 8787 Georgia Avenue, 2nd Floor, Silver Spring, MD 20910, 301-495-4610. Failure to comply with this citation may result in further enforcement proceedings and/or issuance of additional citations including additional fines. You may also request a hearing before the Planning Board or the Board's designee. If you elect to request a hearing, you must notify the M-NCPPC Office of the General Counsel, in writing, at 8787 Georgia Avenue, Suite 205, Silver Spring, MD 20910 within 15 days of the citation.

Att: Tami Anderson

Remedial Action:

- 1. Remove grass & install wood mulch
2. Remove swingset & timber border
3. Install (3) 2" native shade trees, install (10) native shrubs

by: 6/25/10 (date)
If remedial action is not completed by 6/25/10 (date), you shall pay a daily fine of \$ 25 a day until work is completed.

2. You have violated Chapter 22A of the Montgomery County Code, and may be subject to an Administrative Civil Penalty and additional corrective measures.

Acknowledgment:

I sign my name as a receipt of a copy of this Citation and not as an admission of guilt. I will comply with the requirements set forth in this Citation. I have a right to request a hearing for the offense(s) charged. If I do not exercise my right to a hearing, I agree to entry by the court judgment on affidavit for the amount of the fine.

VIA CERTIFIED MAIL

Defendant's Signature Date

Affirmation:

I solemnly affirm under the penalties of perjury, and upon personal knowledge or based on the affidavit, that the contents of this citation are true to the best of my knowledge, information and belief and that I am competent to testify on these matters.

Inspector's Signature Date

Print Name: Josh Kayer Phone Number: 202-495-4650