



**MONTGOMERY COUNTY PLANNING BOARD**  
THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

**APPROVED**  
**MINUTES**

The Montgomery County Planning Board met on Monday, March 15, 2010, at 7:03 p.m. in the Montgomery Regional Office in Silver Spring, Maryland, and adjourned at 10:55 p.m.

Present were Chairman Royce Hanson, Vice Chair Marye Wells-Harley, and Commissioners Norman Dreyfuss and Amy Presley. Commissioner Joe Alfandre was necessarily absent.

Items 1 is reported on the attached agenda.

There being no further business, the meeting was adjourned at 10:55 p.m. The next regular meeting of the Planning Board will be held Thursday, March 18, 2010, in the Montgomery Regional Office in Silver Spring, Maryland.

Ellyn Dye  
Technical Writer

**Montgomery County Planning Board Meeting**  
**Monday, March 15, 2010, 7:00 P.M.**  
8787 Georgia Avenue  
Silver Spring, MD 20910-3760

**1. Enforcement Hearing - Forest Conservation Plan 119960710, Fairhill, 21533  
Ripplemead Drive Gaithersburg, MD**

Violation of forest conservation plan and conservation easements

**BOARD ACTION**

**Motion:**

**Vote:**

**Yea:**

**Nay:**

**Other:**

**Action: Due to the lateness of the hour, the Board continued the hearing.**

Chairman Hanson noted for the record that a motion to dismiss had been filed by the respondent's attorney for this and another case, and that motion has been denied by the Planning Board.

Following opening statements by the two participating attorneys and swearing-in of witnesses, Mr. Jared McCarthy, Legal Counsel representing the Planning Department, the plaintiff, presented the three alleged violations by Mr. Earnest Sahady, as stated in the December 4, 2009, Notice of Hearing, and submitted supporting evidence into the record. Mr. Joshua Kaye, staff of the Development Review Division, and Mr. Mark Pfefferle, staff of the Environmental Planning Division, were called as witnesses and presented testimony for the plaintiff.

Mr. Alexander Crow, attorney representing the respondent, presented the defense, submitting evidence into the record. Mr. Earnest Sahady, the respondent, presented defense testimony.