

CODE ENFORCEMENT LITIGATION REPORT
January 2008

NAME OF MATTER: Martin, A. Ray

Location: 1561 Matthews Town Road, Hanover, MD 21076

Violation: Construction of a home addition without a permit and in violation of setback requirements.

DISPOSITION: Defendant fined \$1,000.00. Defendant must get a permit and demolish his illegal home addition within 90 days and can rebuild a home addition consistent with the Board of Appeals restriction of a 10 foot variance to the front setback, only if rebuilt within 270 days. If the defendant fails to demolish and/or rebuild as required, the County may enter the property and demolish the illegal addition at the defendant's expense.

Judge: Wachs

NAME OF MATTER: Bowie, Linda M. et al.

Location: 205 Bolivar Avenue, Baltimore, MD 21225

Violation: Unsafe structure.

DISPOSITION: Motion to Vacate Judgment from August 2, 2007 denied. Judgment requires defendants to repair or remove the unsafe structure on the premises. If defendants fail to act, the County can remove the unsafe structure at the defendants' expense.

Judge: McKenna

NAME OF MATTER: Cook, Gladys

Location: 1624 Clay Hill Road, Annapolis, MD 21409

Violation: Unregistered vehicles, junk and debris.

DISPOSITION: Consent Judgment entered. Defendant agreed to remove unregistered vehicles within 30 days of date of Judgment. All other violations abated prior to trial.

Judge: McKenna

NAME OF MATTER: Wiebking, Jeffrey

Location: 3900 Patuxent River Road, Davidsonville, MD 21035

Violation: Building without a permit, failure to obtain required inspections, unregistered/partially dismantled or inoperable vehicles, junk and solid waste, mobile homes, portable storage containers, use not allowed (recreational vehicles), oversized vehicles.

DISPOSITION: Defendant agreed to abate building code violations by April 1, 2008 by pursuing all required permits for all illegal buildings. Defendant agreed to remove all unregistered vehicles and junk and solid waste by July 5, 2008 and to remove all mobile homes, portable storage containers, recreational vehicles, and oversized vehicles by Jan. 3, 2009. Defendant subject to a fine of \$100.00 per day if he fails to bring the buildings into compliance by April 1, 2008. County

authorized to remove illegal building if defendant fails to bring into compliance. Defendant fined \$250.00 by the court for all violations.

Judge: McKenna

NAME OF MATTER: Keimel, Arthur C. & Robert W.

Location: 1360 Kinloch Circle, Arnold, MD 21012

Violation: Unsafe structure.

DISPOSITION: Judgment entered requiring defendants to repair the unsafe structure on the property or remove it within 30 days of the Court's order. If the defendants fail to act, then the County can remove the unsafe structure at the Defendants' expense.

Judge: McKenna

NAME OF MATTER: Parr, William

Location: 7997 Pauls Drive, Glen Burnie, MD 21060

Violation: Unregistered vehicles, junk and solid waste.

DISPOSITION: Judgment entered. Defendant ordered to remove all unregistered vehicles and junk and solid waste within 14 days of date of Judgment. Defendant fined \$1000.00.

Judge: McKenna

NAME OF MATTER: Sanford, Theodore, Jr.

Location: 8245 Parkway Drive, Baltimore, MD 21226

Violation: Construction of a boat barn/garage without a permit; construction of pilings without a permit, in the **Chesapeake Bay critical area**.

DISPOSITION: Defendant fined \$500.00 and agreed to diligently pursue permits and approval for illegally constructed pilings and boat barn.

Judge: Legum

NAME OF MATTER: Rivera, Daniel De Jesus

Location: 362 Phirne Road, Glen Burnie, MD 21061

Violation: Enclosing carport without permit.

DISPOSITION: Defendant fined \$100.00. Violation abated prior to trial.

Judge: Legum

NAME OF MATTER: Gaither, Owen

Location: 680 Queenstown Road, Severn, MD 21144

Violation: Parking oversized vehicles on residential property.

DISPOSITION: Consent Judgment entered . Defendant agreed to pay a fine of \$125.00 and to either remove oversized vehicle or apply for nonconforming use recognition within 30 days. If defendant does not receive nonconforming use recognition, oversized vehicle must be removed within 30 days of any such decision.

Judge: Boone

NAME OF MATTER: Klejnot, Gerald

Location: 1529 Phine Whiff Ave, Edgewater, MD 21037

Violation: Failure to keep doorways in a weathertight condition and in good repair; failure to keep windows in a weathertight condition and in good repair; failure to keep roof in good repair, in the **Chesapeake Bay critical area**.

DISPOSITION: Defendant fined \$375. Defendant ordered to repair or replace all broken windows within 30 days and to repair or replace all missing exterior doors on the subject property. Roof was repaired prior to trial.

Judge: Legum

NAME OF MATTER: American Antibiotics

Location: 6110 Robinwood Road, Baltimore, MD 21225

Violation: Failure to apply for County wastewater discharge permit.

DISPOSITION: Defendant appeared through counsel and agreed to apply for wastewater discharge permit within 45 days. Fined \$200.00.

Judge: Legum

NAME OF MATTER: Rich, James & DeVincent, Victoria

Location: 709 205th Street, Pasadena, MD 21122

Violation: Construction of a structure (shed/garage) without a permit.

DISPOSITION: Defendants received probation before judgment. Defendants fined \$200.00.

Judge: Legum

NAME OF MATTER: Schriefer, William & Benit

Location: 8129 Ventnor Road, Pasadena, MD 21122

Violation: Replacement of pier decking, stringers, and riprap without permits, in the **Chesapeake Bay critical area**.

DISPOSITION: Defendants received probation before judgment. Defendants fined \$400.00. Defendants ordered to comply with all comment letters issued to date by Anne Arundel County Permit Application Center for building permit number B02242000, and to diligently pursue issuance and completion of the permit. If defendants fail to do so, illegal rip rap must be removed. Defendants obtained permit for pier decking and stringers prior to trial.

Judge: Legum.

NAME OF MATTER: Money, Daniel & Kimberly

Location: 1457 Nieman Road, Shady Side, MD 20764
Violation: Construction without a permit.

DISPOSITION: Defendants received probation before judgment. Defendants fined \$200.00.
Violation abated prior to hearing.

Judge: Legum

NAME OF MATTER: Flourmill Investors, LLC, James Dean, Resident Agent

Location: Open Space, property identified as tax account number 2258-9021-7738
Crownsville, MD 21032
Violation: Not maintaining the accessory structure in good repair.

DISPOSITION: Defendant ordered to remove accessory structure by March 1, 2008. Defendant fined \$200.00.

Judge: Legum

NAME OF MATTER: Brown, Thomas O.

Location: 929 Druid Hill Avenue, Pasadena, MD 21122
Violation: Junk and debris and untagged vehicles.

DISPOSITION: Probation before judgment. Defendant fined \$200.00. Violation abated prior to court. Ordered to keep the property clear of junk and debris and unregistered vehicles.

Judge: Legum

NAME OF MATTER: Szuba, Michael E. & Sandra W. (Trustees)

Location: 1 Seaborne Drive, Pasadena, MD 21122
Violation: Construction without a permit, in the **Chesapeake Bay critical area**.

DISPOSITION: Defendants received probation before judgment. Defendants fined \$200.00.
Violation abated prior to hearing.

Judge: Legum

NAME OF MATTER: Smallwood, Allen D.

Location: 811 Selby Boulevard, Edgewater, MD 21037
Violation: Storing unregistered vehicles, in the **Chesapeake Bay critical area**.

DISPOSITION: Probation before judgment. Defendant fined \$200.00. Violation abated prior to court. Ordered to keep unregistered vehicles off of the property.

Judge: Legum

NAME OF MATTER: Cary, Joseph

Location: 8453 Main Avenue, Pasadena, MD 21122
Violation: Storing unregistered vehicles.

DISPOSITION: Defendant given 30 days to remove the vehicles. If defendant fails to remove the vehicles within the 30 days, defendant will be fined \$50.00 a day for every day the violation continues. Pursuant to previous order, if the defendant fails to act, the County may remove the unregistered vehicles from the property and bill the expense to the defendant.

Judge: Legum

NAME OF MATTER: Riley, Charles; Dizebba & Sons, Inc.

Location: 3222 Wayman Avenue, Annapolis, MD 21403
Violation: Grading without permit in the **Chesapeake Bay critical area** and construction of retaining wall without permit.

DISPOSITION: Probation before judgment; \$100.00 fine imposed against contractor.

Judge: Legum

NAME OF MATTER: Middleton, Rhonda

Location: 105 Disney Avenue, Pasadena, MD 21122
Violation: Untagged vehicle; junk & debris.

DISPOSITION: Consent judgment. Defendant ordered to continue abatement of violation.

Judge: Legum

NAME OF MATTER: Shilling, Sr., Calvin F.

Location: 1679 Grandview Road, Pasadena, MD 21122
Violation: Building pilings for a boat-lift without a permit, in the **Chesapeake Bay critical area**.

DISPOSITION. Defendant applied for and received the appropriate permits prior to trial. Defendant fined \$200.00.

Judge: Legum

NAME OF MATTER: Wenger, Larry

Location: 8268 Waterford Road, Pasadena, MD 21122
Violation: Building an addition to an existing garage without a permit, in the **Chesapeake Bay critical area**.

DISPOSITION: Defendant fined \$100.00. Defendant applied for a received a retroactive permit prior to trial. Defendant was ordered to complete the permit.

Judge: Legum