

**Code Enforcement Litigation Report
December 2016**

NAME OF MATTER: Adams, James L.

Location: 109 Queen Anne Road, Glen Burnie, MD 21060

Violation: Outside storage of unregistered vehicles

DISPOSITION: This citation was entered *nolle prosequi* because the violation was abated prior to court.

JUDGE: Legum

NAME OF MATTER: Bibb, Paula J.

Location: 228 Sunset Drive, Glen Burnie, MD 21060

Violation: Outside storage of unregistered vehicles

DISPOSITION: The Defendant failed to appear. A default Judgment was entered whereby the Defendant was ordered to pay a \$125.00 fine and \$45.00 in service costs (for a total of \$170.00). The Defendant was ordered to abate the violation within thirty (30) days.

JUDGE: Legum

NAME OF MATTER: Brady, Susan

Location: 3440 Riva Road, Davidsonville, MD 21035

Violation: Operating a landscaping business on property zoned RA

DISPOSITION: This case was entered *nolle prosequi*, as there is no longer evidence of a violation.

JUDGE: Legum

NAME OF MATTER: Bennett, Brian

Location: 7757 Lawrence Avenue, Pasadena, MD 21122

Violation: Outside storage of unregistered vehicles

DISPOSITION: Defendant entered into a Consent Judgment with the County wherein he is ordered to abate the violation within sixty (60) days. A fine of \$500.00 is suspended pending compliance with the Judgment, but Defendant is ordered to pay \$45.00 to the County in service of process costs.

JUDGE: Legum

NAME OF MATTER: Benson, Cyril Richard Edgar

Location: 257 Hammarlee Road, Glen Burnie, MD 21060

Violations: Contempt – Unauthorized grading in the **Chesapeake Bay Critical Area** without a permit; Unauthorized construction and renovations to existing single family dwelling without building or trade permits

DISPOSITION: Defendant was ordered to purge the contempt in each case. Any necessary permits must be completed within one (1) year of their issuance. No fines were ordered and service costs were not applicable in this case.

JUDGE: Legum

NAME OF MATTER: Bishop, Hubert G.

Location: 1737 Saint Margarets Road, Annapolis, MD 21409

Violations: Contempt – Unauthorized grading in the **Chesapeake Bay Critical Area**; Unauthorized construction without permits

DISPOSITION: This case was set for a review hearing and the Defendant was present. All parties agreed to postpone the review hearing until after Defendant has exhausted his appeal.

JUDGE: McKenna

NAME OF MATTER: Callaway, Todd D. and Leslie H.

Location: 134 Island View Drive, Annapolis, MD 21401

Violation: Grading without a permit in the **Chesapeake Bay Critical Area**

DISPOSITION: Each Defendant paid the \$1,000.00 fine prior to court (for a total of \$2,000.00). The case against Bay Tree Services in this matter went to trial. The court found Bay Tree Services not guilty of grading without a permit.

JUDGE: Legum

NAME OF MATTER: Day, Mary Jane

Location: 304 Forest Beach Road, Annapolis, MD 21409

Violation: Outside storage of unregistered vehicles

DISPOSITION: There was a co-Defendant in this case – William Carl Owens III. Defendant Owens entered into a Consent Judgment with the County wherein he agreed to abate the

violation within ninety (90) days. The \$1,000.00 fine is suspended pending Defendant Owens' compliance with the Judgment. The case against Mary Jane Day was dismissed with prejudice.

JUDGE: McKenna

NAME OF MATTER: Frazier, Connie (Brewis, Robert)

Location: 8270 Edwin Raynor Boulevard, Pasadena, MD 21122

Violation: Contempt – Storage of unregistered/untagged vehicles, commercial equipment, junk and debris, and portable storage containers

DISPOSITION: Defendant is making progress towards abatement. The next review hearing will occur on January 5, 2017.

JUDGE: McKenna

NAME OF MATTER: Goodspeed, John D.

Location: 1724 Westmoreland Trail, Annapolis, MD 21401

Violation: Outside storage of unregistered vehicles

DISPOSITION: Defendant failed to appear. A Default Judgment was entered ordering the Defendant to abate the violation within fourteen (14) days. The Judgment also imposed a \$500.00 fine and \$50.00 in costs (for a total of \$550.00).

JUDGE: McKenna

NAME OF MATTER: Guisbert, Gonzalo, et al.

Location: 149 Southdown Road, Edgewater, MD 21037

Violation: Outside storage of unregistered vehicles

DISPOSITION: Defendant Guisbert entered into a Consent Order wherein he will abate the violation within thirty (30) days. Defendant is also ordered to pay the County \$45.00 for service of process costs.

JUDGE: Legum

NAME OF MATTER: Heiserman, Bruce

Location: 5816 Ritchie Highway, Baltimore, MD 21225

Violation: Outside storage of junk

DISPOSITION: The Defendant failed to appear and a Judgment was entered in the amount of \$1,056.00. The Defendant has fourteen (14) days to abate to violation.

JUDGE: McKenna

NAME OF MATTER: Holliday, Bertha G.

Location: 1602 Depriest Drive, Shady Side, MD 20764

Violation: Unauthorized construction of masonry walkway(s), patio(s) and a wooden pergola, both in and out of the **Chesapeake Bay Critical Area** buffer modification area – without a building permit nor final zoning/variance authorization

DISPOSITION: The Defendant signed a Consent Order whereby she agreed to apply for and diligently pursue the variance and permits necessary to abate the violation. A \$20,625.00 fine was ordered but suspended pending compliance with the Order. Costs of \$70.00 were ordered to be paid within thirty (30) days.

JUDGE: McKenna

NAME OF MATTER: Hyman, Theodore, Jr. and Pamela

Location: 209 Ash Lane, Annapolis, MD 21409

Violation: Outside storage of unregistered vehicles

DISPOSITION: Each Defendant is ordered to abate the zoning violations within thirty (30) days of the date of the Judgment, and to pay the County a fine of \$125 along with service costs of \$30 (for a total \$310.00) within three (3) days of the date of the Judgment.

JUDGE: Legum

NAME OF MATTER: Khan, Hamayun A.

Location: 7177 Baltimore Annapolis Boulevard, Glen Burnie, MD 21061

Violation: Contempt – Outside storage of vehicles, tires and equipment

DISPOSITION: This case was continued at Defendant's request until January 5, 2017 for trial preparation.

JUDGE: McKenna

NAME OF MATTER: Labata, Antonio and Apostol, Brenda

Location: 308 Ferndale Road, Glen Burnie, MD 21061

Violation: Outside storage of unregistered vehicles and junk

DISPOSITION: Each Defendant is ordered to pay fines of \$250.00 plus \$30.00 in service costs to the County (for a total of \$560.00); and each Defendant is ordered to abate the zoning violations on the property within thirty (30) days.

JUDGE: Legum

NAME OF MATTER: Le, Bob M. and Dien, Linh M.

Location: 6212 Flamingo Drive, Glen Burnie, MD 21060

Violation: Residential Addition with and expired building permit (B02294532)

DISPOSITION: Each Defendant is ordered to pursue the completion of all permits, including trade permits, by June 1, 2017. A \$500.00 fine is suspended pending compliance with the Judgment.

JUDGE: Legum

NAME OF MATTER: Lott, Lucille and Arnold, Genevieve

Location: 18 Austin Drive, Edgewater, MD 21037

Violation: Outside storage of unregistered vehicles

DISPOSITION: Defendant Arnold entered into a Consent Judgment to abate the zoning violations within thirty (30) days. A \$125.00 fine is suspended pending compliance with the Judgment, but Defendant Arnold is ordered to pay \$60.00 in service costs to the County.

JUDGE: Legum

NAME OF MATTER: MBM Investments, LLC

Location: 7918 Solley Road, Glen Burnie, MD 21060

Violation: Contempt – Unauthorized construction of an approximate 50' x 80' accessory structure with four (4) bay doors without building or trade permit(s); unauthorized construction of an approximate 25' x 25' residential addition without building or trade permit; unauthorized construction of a shed greater than 8' x 8' without a building permit; unauthorized grading resulting in approximately 30,000 square feet of disturbance, inclusive of asphalt and gravel parking/storage areas; and stockpiled materials without a grading permit or Stormwater Management Plan authorizations

DISPOSITION: This case was postponed to March 2, 2017 so Defendant can complete the required permits.

JUDGE: McKenna

NAME OF MATTER: Miller, Gary and Shawn

Location: 7744 Outing Avenue, Pasadena, MD 21122
Violation: Outside storage of unregistered vehicles

DISPOSITION: These cases were entered *nolle prosequi* because the Defendants abated the violations prior to court.

JUDGE: Legum

NAME OF MATTER: Moore, David

Location: 380 Washington Avenue, Glen Burnie, MD 21060
Violation: Outside storage of unregistered vehicles

DISPOSITION: Defendant was ordered to pay a fine of \$125.00 plus \$45.00 in service costs (for a total of \$170.00), and ordered to abate the zoning violation within thirty (30) days.

JUDGE: Legum

NAME OF MATTER: Neal, Roderick D. and Latanya M. (Tolson)

Location: 1307 Spruce Street, Shady Side, MD 20764
Violation: Outside storage of unregistered vehicles; junk and debris

DISPOSITION: Consent Judgments were entered. Defendants agreed to remove all junk and solid waste and all unregistered vehicles within forty-five (45) days. Fines of \$500.00 for each Defendant on a total of four (4) citations is suspended pending Defendants' compliance.

JUDGE: Legum

NAME OF MATTER: Powell, William and Lavone

Location: 248 Severn Road, Millersville, MD 21108
Violation: Outside storage of unregistered vehicles

DISPOSITION: This citation against Lavone Powell was entered *nolle prosequi* because the violation was abated prior to court. The citation against William Powell had previously been entered *nolle prosequi*, as he no longer resides there.

JUDGE: N/A

NAME OF MATTER: Rousselle, Reid A. - Building/Grading

Location: 7460 E. Furnace Branch Road, Glen Burnie, MD 21060

Violations: Contempt – Unauthorized historical construction without permits; unauthorized grading without permits

DISPOSITION: This case was postponed to April 6, 2017. The Defendant is working on getting the permits.

JUDGE: Mosley

NAME OF MATTER: Schummer Properties, LLC (Rooming House Injunction)

Location: 7420 Zachary Lane, Glen Burnie, MD 21061

Violation: Using W2-zoned property for residential use and rooming house; outside storage of unregistered/untagged vehicles

DISPOSITION: Trial held before Judge McKenna; matter held under advisement. Ruling to be made in open court on January 5, 2017.

JUDGE: McKenna

NAME OF MATTER: Schummer Properties, LLC (Injunction)

Location: 1875 Jackson Grove Rd., Odenton, MD 21113

Violation: Grading/clearing more than 5,000 s.f. of land and development without a grading permit or approved stormwater management plan

DISPOSITION: This matter was postponed to January 5, 2017.

JUDGE: McKenna

NAME OF MATTER: Smith, David and Marlisa

Location: 1902 Cannon Ball Court, Odenton, MD 21113

Violation: Construction of a shed greater than 64 s.f. without the required permit

DISPOSITION: This matter was postponed to February 23, 2017.

JUDGE: N/A

NAME OF MATTER: Taylor, Janet E.

Location: 7915 Sea Breeze Drive, Baltimore, MD 21226

Violation: Noncompliance of building permit No. B02260759 in the **Chesapeake Bay Critical Area**

DISPOSITION: In November, the County filed a motion to postpone the December 1, 2016 hearing in order to allow the Defendant more time to renew her permit and obtain the necessary final inspection. A new hearing date has not yet been scheduled.

JUDGE: N/A

NAME OF MATTER: Williams, Delvin

Location: 1414 Cambium Court, Hanover, MD 21076

Violation: Outside storage of unregistered vehicles

DISPOSITION: This case was continued until January 5, 2017 to allow Defendant more time to abate the violation. The Defendant showed up to court with the necessary registrations for two vehicles, and he indicated that the violation would be abated immediately after Court. The inspector will do one final check of the property to make sure it is brought up to Code.

JUDGE: McKenna