

**Code Enforcement Litigation Report
August 2017**

NAME OF MATTER: 151 Arundel Beach LLC (Injunction)

Location: 151 Arundel Beach Road, Severna Park, MD 21146

Violation: Unauthorized grading in excess of 5,000 s.f. within the **Chesapeake Bay Critical Area** without a permit or approved stormwater management plan

DISPOSITION: Motion to postpone was filed and granted prior to court. The case has been reset for November 2, 2017.

JUDGE: N/A

NAME OF MATTER: Adams, Kenneth and Paula

Location: 615 Hollywood Road, Severna Park, MD 21146

Violation: Outside storage of unregistered vehicles

DISPOSITION: The parties entered into a Consent Judgment Agreement whereby the Defendant is ordered to abate the violation within 90 days of the court's Judgment. A fine of \$125.00 was ordered but suspended pending Defendant's compliance. Costs of \$45.00 were also ordered (for a total of \$170.00).

JUDGE: Robinson

NAME OF MATTER: Castro, Isaias and Ortiz, Gustavo

Location: 2611 Evergreen Road, Odenton, MD 21113

Violation: Contempt – Unauthorized construction of four (4) accessory structures (horse barn w/ second story; an enclosed structure w/ open porch and bar area; a round pavilion, and a footbridge spanning a watercourse) – without any building or trade permit(s); and unauthorized grading affecting an area of approximately 50,000 square feet of land and placement of mechanical stabilization – also without a grading permit or approved stormwater management plan

DISPOSITION: A review hearing was held. The Defendant has made progress on obtaining the required permits since the last hearing date. No changes to the existing Order were made.

JUDGE: Wilcox

NAME OF MATTER: Decker, Anthony S. and Denise L.

Location: 1146 Severnview Drive, Crownsville, MD 21032

Violation: (1) Unauthorized retaining wall construction without building or grading permits; and (2) Unauthorized creation of new non-conforming lot coverage in the **Chesapeake Bay Critical Area** (L.D.A. Designation) without a grading permit or stormwater management plan approval

DISPOSITION: This case was postponed prior to the hearing date to give the Defendants more time to abate. As of August 31, 2017, the violations have been abated and the case has been dismissed.

JUDGE: N/A

NAME OF MATTER: Edmonds, Michael N. & Rene T. (Injunction)

Location: 1314 Salem Run, Crownsville, MD 21032

Violation: Operating a landscaping business on property zoned RA

DISPOSITION: This case was removed from the court's docket prior to the hearing date. After completing inspections, speaking to each witness involved in the case, and searching through State records, the County determined that there was not enough evidence to proceed at trial and that the reported activity did not amount to a violation of the Anne Arundel County Code at the subject property. Therefore, the injunction was dismissed.

JUDGE: N/A

NAME OF MATTER: Entzian Investments, LLC

Location: 362 Bayard Road, Lothian, MD 20711

Violation: Grading over 5,000 square feet without the required grading permit and approved stormwater management plan

DISPOSITION: The Complaint was dismissed by the County with prejudice because it was determined that the grading occurred on a farm and that it was an acceptable agricultural land management practice that fell within the grading permit exception.

JUDGE: Wilcox

NAME OF MATTER: Kelbie, Michael – EGC

Location: 548 Arundel Avenue, Glen Burnie, MD 21060

Violation: Contempt – Grading without a permit

DISPOSITION: A joint motion to postpone was filed by the Defendant prior to court. The case has been reset to October 26, 2017.

JUDGE: N/A

NAME OF MATTER: Locklear, Randy L. and Karen C.

Location: 1025 7th Street, Glen Burnie, MD 21060

Violation: Construction of an accessory structure without the required permit in the **Chesapeake Bay Critical Area**

DISPOSITION: This case was postponed prior to the scheduled hearing date at the Defendant's request. The new hearing date is October 3, 2017.

JUDGE: N/A

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 September 7, 2017 in order for Defendant to obtain permits.

JUDGE: Wilcox

NAME OF MATTER: Pangle, Jr., Dallas L. & Susan F.

Location: 7576 Brightwater Beach Road, Glen Burnie, MD 21060

Violation: Contempt – Outside storage of vehicles not properly tagged and maintenance of solid waste in the **Chesapeake Bay Critical Area**

DISPOSITION: Defendants were found in contempt of prior Orders. Defendants fined an additional \$1,000.00 and ordered to abate violations within thirty (30) days.

Review hearing set for September 7, 2017. The Order indicates that a jail sentence is recommended if Defendants fail to comply.

JUDGE: Wilcox

NAME OF MATTER: Popejoy, Larry C. and Cheryl F. (Injunction)

Location: 400 E. Bay Front Road, Deale, MD 20751

Violation: Unauthorized grading/clearing/disturbance of land in excess of 5,000 s.f. in the **Chesapeake Bay Critical Area** without a grading permit, approved sediment control plan or approved stormwater management plan

DISPOSITION: The parties entered into an agreement whereby the Court ordered the Defendants to diligently pursue and complete their grading permit to abate the violation on the property. A fine of \$1,000.00 was ordered but suspended pending compliance with the Judgment. Costs of \$75.00 were ordered to be paid joint and several by the Defendants.

JUDGE: Wilcox

NAME OF MATTER: Pyle, Cory and Renee

Location: 2041 Kurtz Avenue, Pasadena, MD 21122

Violation: Outside storage of unregistered vehicles and junk, scrapping in R2 zone

DISPOSITION: The Defendants were present in court and admitted to being in violation of the Anne Arundel County Code. The court entered a Judgment whereby each Defendant was ordered to pay a fine of \$500.00 (for a total of \$1,000.00). The Defendants are ordered to abate the violations within thirty (30) days. A review hearing is set for September 7, 2017.

JUDGE: Wilcox

NAME OF MATTER: Rafine, LLC (Injunction)

Location: 8005 Jumpers Hole Road, Pasadena, MD 21122

Violation: Outside storage of unregistered vehicles, junk, a construction trailer, use of property for disposal of junk, and operation of an illegal business (car wash) without a certificate of use

DISPOSITION: This case was dismissed in court because the Defendant has abated the violations on the property.

JUDGE: Wilcox

NAME OF MATTER: Spiegel, Theodore and Juliann

Location: 1493 River Road, Crownsville, MD 21032

Violation: Contempt – Noncompliance of building permit B02201112

DISPOSITION: This case was stayed at the request of the County because the Defendant has filed for bankruptcy.

JUDGE: Wilcox

NAME OF MATTER: Sutton, Norman L., Jr. (EBC)

Location: 1455 Ridgeway, Arnold, MD 21012

Violation: Contempt – Unsafe garage and deck/porch

DISPOSITION: Although Judge Robinson specifically requested to have this case set for August 24, 2017, the Clerk's Office failed to do so. It appears the Defendant sold the property in early August to Pride Homes LLC. The case has been reset for review on October 5, 2017.

JUDGE: N/A

NAME OF MATTER: Velvet Hammer Investments, LLC

Location: 362 Bayard Road, Lothian, MD 20711

Violation: Grading over 5,000 square feet without the required grading permit and approved stormwater management plan

DISPOSITION: The Complaint was dismissed by the County with prejudice because it was determined that the grading occurred on a farm and that it was an acceptable agricultural land management practice that fell within the grading permit exception.

JUDGE: Wilcox