



MONTGOMERY COUNTY PLANNING BOARD

THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

MCPB No. 15-43
Project Plan No. 920130020
8001 Newell Street
Date of Hearing: April 2, 2015

APR 8 2015

RESOLUTION

WHEREAS, on June 7, 2013, the Planning Board, by Resolution MCPB 13-74, conditionally approved Project Plan No. 920130020, 8001 Newell Street ("Project Plan"), for 3,100 square feet of retail and 156,815 square feet of residential development with a maximum of 187 dwelling units, including 12.5% MPDUs;

WHEREAS, by Order entered February 21, 2014, Judge Cheryl A. McCally of the Circuit Court for Montgomery County, Maryland vacated Resolution MCPB 13-74 and remanded the matter to the Planning Board for further proceedings consistent with the Judge's opinion, also entered February 21, 2014;

NOW THEREFORE, BE IT RESOLVED that the Planning Board, consistent with Judge McCally's February 21, 2014 Order, hereby revokes its approval of the Project Plan and acknowledges that Resolution MCPB 13-74 is vacated.

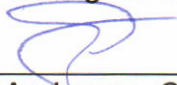
BE IT FURTHER RESOLVED, that this Resolution constitutes the written opinion of the Planning Board in this matter, and the date of this Resolution is APR 8 2015 (which is the date that this Resolution is mailed to all parties of record); and

BE IT FURTHER RESOLVED, that any party authorized by law to take an administrative appeal must initiate such an appeal within thirty days of the date of this Resolution, consistent with the procedural rules for the judicial review of administrative agency decisions in Circuit Court (Rule 7-203, Maryland Rules).

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CERTIFICATION

This is to certify that the foregoing is a true and correct copy of a resolution adopted by The Montgomery County Planning Board of The Maryland-National Capital Park and Planning Commission on motion of Vice Chair Wells-Harley, seconded by Commissioner Presley, with Chair Anderson, Vice Chair Wells-Harley, and Commissioners Presley and Fani-González voting in favor of the motion, and Commissioner Dreyfuss absent, at its regular meeting held on Thursday, April 2, 2015, in Silver Spring, Maryland.



Casey Anderson, Chair
Montgomery County Planning Board

Approved as to
Legal Sufficiency:  4/7/15
M-NCPPC Legal Department

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