



**MONTGOMERY COUNTY PLANNING DEPARTMENT**  
 THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION  
 2425 Reedie Drive, 14<sup>th</sup> Floor, Wheaton, MD 20902  
 Intake and Regulatory Coordination Division 301.495.4550  
[www.MontgomeryPlanning.Org](http://www.MontgomeryPlanning.Org)

**NOTICE OF VIOLATION**

NOV No. **0072**

FOR MONTGOMERY COUNTY, MARYLAND, the undersigned issuer, being duly authorized, states pursuant to Montgomery County Forest Conservation Law Chapter 22A the violation is being issued:

On, March 29<sup>th</sup>, 2023 the recipient of this NOTICE, Joseph Cacace  
Date Recipient's Name  
 who represents the property owner, ~~3721 Flintridge~~ Joseph & Cindy Cacace  
Property Owner's Name

is notified that a violation of the Montgomery County Forest Conservation Law exists at the following location:

3721 Flintridge Ct Brookeville, MD 20833

Plan No. <u>SC2005001</u>	Explanation: <u>Mowing within a Category I conservation easement</u>
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VIOLATION:	
<input type="checkbox"/>	Failure to hold a required pre-construction meeting.
<input type="checkbox"/>	Failure to have tree protection measures inspected prior to starting work.
<input type="checkbox"/>	Failure to install or maintain tree protection measures per the approved Forest Conservation or Tree Save plan.
<input type="checkbox"/>	Failure to comply with terms, conditions and/or specifications of an approved Forest Conservation plan or Tree Save plan, or as directed by Forest Conservation Inspector.
<input type="checkbox"/>	Failure to obtain an approved Forest Conservation plan or Tree Save plan prior to cutting, clearing, or grading 5,000 square feet on a property of 40,000 square feet or greater.
<input type="checkbox"/>	Failure to comply with reforestation or afforestation requirements of a Forest Conservation Plan.
<input checked="" type="checkbox"/>	Other: <u>Mowing and removal of understory within a Category I easement</u>

Failure to comply with this NOV by November 1st, 2023 may result in i) issuance of a citation, ii) issuance of a Stop Work Order, and/or iii) issuance of a Notice of Hearing to appear before the Planning Board for appropriate Administrative Action. If you elect to contest this notice, you must notify the M-NCPPC Office of the General Counsel, in writing, at 2425 Reedie Drive, 14<sup>th</sup> Floor, Wheaton, MD 20902 within 15 days of the citation.

Recipient is to call the inspector at 240-772-6453 when the corrective action is complete. The following corrective action(s) must be performed as directed and within any timeframes specified below:

<input type="checkbox"/>	Stake out limits of disturbance (LOD) and contact Forest Conservation Inspector for a pre-construction meeting:
<input type="checkbox"/>	Install tree protection measures and/or tree care as directed by Forest Conservation Inspector.
<input type="checkbox"/>	Cease all cutting, clearing, or grading and/or land disturbing activity. Approval from Forest Conservation Inspector is required to resume work.
<input checked="" type="checkbox"/>	Schedule a pre-planting meeting with the Forest Conservation Inspector prior to the reforestation of afforestation planting.
<input type="checkbox"/>	Schedule and attend a meeting with staff to determine appropriate corrective action to be performed by a date certain. Failure to complete the corrective action by the date assigned may result in i) issuance of a citation, ii) issuance of a Stop Work Order, and/or iii) issuance of a Notice of Hearing to appear before the Planning Board for appropriate Administrative Action.
<input checked="" type="checkbox"/>	Other: <u>Plant 45 1.5" caliper native trees with deer protection within cleared area OR</u>
<input type="checkbox"/>	<u>Amend forest conservation plan, install 3 permanent conservation signs</u>

M-NCPPC Inspector Kara Farthing *[Signature]* 240-772-6453 3/29/2023  
Printed Name Signature Phone Number Date

RECEIVED BY: Refused to Sign