

IN RE: PETITION FOR ADMIN. VARIANCE

N side of Flintridge Court; 200 feet N
of the c/l of Pinedale Road
11th Election District
5th Council District
(10 Flintridge Court)

Ernest F. and Kelly E. Lehr
Petitioners

BEFORE THE

OFFICE OF ADMINISTRATIVE

HEARINGS FOR

BALTIMORE COUNTY

CASE NO. 2012-0294-A

* * * * *

ORDER AND OPINION

This matter comes before the Administrative Law Judge as a Petition for Administrative Variance filed by the legal owners of the property, Ernest F. and Kelly E. Lehr. The Petitioners are requesting Variance relief from Section 1B02.3.B (Sections 1B02.3 and 504 of the 1970 zoning regulations and Section V.B.6.b of the 1970 Comprehensive Manual of Development Policies) of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a proposed dwelling addition with a window to property line setback of 2 feet in lieu of the minimum required 15 feet, and to amend the latest Final Development Plan for Pinedale Woods, Lot 28, Block D, Section 1 only. The subject property and requested relief is more fully depicted on the site plan that was marked and accepted into evidence as Petitioners' Exhibit 1.

The Zoning Advisory Committee (ZAC) comments were received and are made part of the record of this case. The comments indicate no opposition or other recommendations concerning the requested relief.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted on May 27, 2012, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

ORDER RECEIVED FOR FILING

Date 6-18-12

By [Signature]

The Petitioners have filed the supporting affidavits as required by Section 32-3-303 of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Administrative Law Judge, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED, this 18th day of June, 2012 by the Administrative Law Judge for Baltimore County, that the Petition for Variance from Section 1B02.3.B (Sections 1B02.3 and 504 of the 1970 zoning regulations and Section V.B.6.b of the 1970 Comprehensive Manual of Development Policies) of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a proposed dwelling addition with a window to property line setback of 2 feet in lieu of the minimum required 15 feet, and to amend the latest Final Development Plan for Pinedale Woods, Lot 28, Block D, Section 1 only, be and is hereby GRANTED.

The relief granted herein shall be subject to the following:

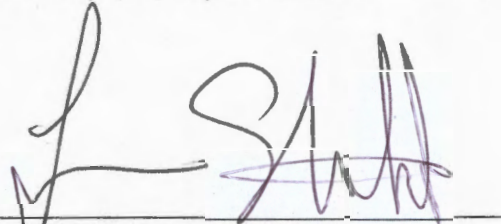
1. Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, Petitioners would be required to return, and be responsible for returning, said property to its original condition.

ORDER RECEIVED FOR FILING

Date 6-18-12 2

By [signature]

Any appeal of this decision must be made within thirty (30) days of the date of this Order.



LAWRENCE M. STAHL
Managing Administrative Law Judge for
Baltimore County

LMS:pz

ORDER RECEIVED FOR FILING

Date 6-18-18 3

By [signature]



KEVIN KAMENETZ
County Executive

LAWRENCE M. STAHL
Managing Administrative Law Judge
JOHN E. BEVERUNGEN
TIMOTHY M. KOTROCO
Administrative Law Judges

June 18, 2012

ERNEST F. AND KELLY E. LEHR
10 FLINTRIDGE COURT
NOTTINGHAM MD 21236

RE: Petition For Administrative Variance
Case No. 2012-0294-A
Property: 10 Flintridge Court

Dear Mr. and Mrs. Lehr:

Enclosed please find a copy of the decision rendered in the above-captioned matter.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Office of Administrative Hearings at 410-887-3868.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Stahl", is written over the word "Sincerely,".

LAWRENCE M. STAHL
Managing Administrative Law Judge
for Baltimore County

LMS:pz

Enclosure



ADMINISTRATIVE ZONING PETITION

FOR ADMINISTRATIVE VARIANCE - OR - ADMINISTRATIVE SPECIAL HEARING

To be filed with the Department of Permits, Approvals and Inspections

To the Office of Administrative Law of Baltimore County for the property located at:

Address 10 Flintridge Ct which is presently zoned DR 3.5

Deed Reference C391/420 10 Digit Tax Account # 1700010068

Property Owner(s) Printed Name(s) Ernie / Kelly Lehr

(SELECT THE HEARING(S) BY MARKING X AT THE APPROPRIATE SELECTION(S) AND ADDING THE PETITION REQUEST)

Administrative Variances require that the Affidavit on the reverse of this Petition Form be completed / notarized.

The undersigned legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a

1. X **ADMINISTRATIVE VARIANCE** from section(s) 1B02.3.B, BC2R (Section 1B02.3 & 504 of the 1970 Zoning Regulations and Sections V.B.6.b of the 1970 C.M.D.P.) to permit a proposed dwelling addition with a window to property line setback of 2 feet in lieu of the minimum required 15 feet, and to amend the latest Final Development Plan for Pinedale Woods, Lot 28, Block D, Section 1 only. of the zoning regulations of Baltimore County, to the zoning law of Baltimore County.

2. **ADMINISTRATIVE SPECIAL HEARING** to approve a waiver pursuant to Sections 32-4-107(b), 32-4-223.(8), and Section 32-4-416(a)(2): (indicate type of work in this space to raze, alter or construct addition to building)

of the zoning regulations of Baltimore County, to the zoning law of Baltimore County.

Property is to be posted and advertised as prescribed by the zoning regulations.

I, or we, agree to pay expenses of above petition(s), advertising, posting, etc. and further agree to and are to be bounded by the zoning regulations and restrictions of Baltimore County adopted pursuant to the zoning law for Baltimore County.

Legal Owner(s) Affirmation: I / we do so solemnly declare and affirm, under the penalties of perjury, that I / We are the legal owner(s) of the property which is the subject of this / these Petition(s).

Contract Purchaser/Lessee:

Name- Type or Print

Signature

Mailing Address

City

State

Zip Code

Telephone #

Email Address

Attorney for Petitioner:

Name- Type or Print

Signature

Mailing Address

City

State

Zip Code

BY Telephone #

Email Address

Legal Owners:

Name #1 - Type or Print

Name #2 - Type or Print

Signature #1

Signature #2

Mailing Address

City

State

Zip Code

Telephone #

Email Address

Representative to be contacted:

Name - Type or Print

Signature

Mailing Address

City

State

Zip Code

Telephone #

Email Address

A PUBLIC HEARING having formally demanded and/or found to be required, it is ordered by the Office of Administrative Law, of Baltimore County, this 6 day of June, 2012 that the subject matter of this petition be set for a public hearing, advertised, as required by the zoning regulations of Baltimore County and that the property be reposted.

Administrative Law Judge of Baltimore County

CASE NUMBER 2012-0294-A

Filing Date 5/16/12

Estimated Posting Date 5/23/12

Reviewer JS/JM

Rev 10/12/11

Affidavit in Support of Administrative Variance

(THIS AFFIDAVIT IS NOT REQUIRED FOR AN HISTORIC ADMINISTRATIVE SPECIAL HEARING)

The undersigned hereby affirms under the penalties of perjury to the Administrative Law Judge of Baltimore County, the following: That the information herein given is within the personal knowledge of the Affiant(s) and that the Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the property is not under an active zoning violation citation and Affiant(s) is/are the resident home owner(s) of this residential lot, or is/are the contract purchaser(s) of this residential lot, who will, upon purchase, reside at the existing dwelling on said property located at:

Address: 10 Flintridge Court Nottingham MD 21236
Print or Type Address of property City State Zip Code

Based upon personal knowledge, the following are the facts which I/we base the request for an Administrative Variance at the above address. (Clearly state practical difficulty or hardship here)

Father is going in nursing home.
Mother has to move in with us.
We haven't any room. The proposed addition would require a door and window facing east towards Lot 27 as to allow egress for fire and emergency.
Mother uses a walker to assist moving around.
The side door would allow her to have easier access to the driveway.

(If additional space for the petition request or the above statement is needed, label and attach it to this Form)

x Kelly E Lehr
Signature of Affiant

x Ernest F Lehr III
Signature of Affiant

x Kelly E Lehr
Name- Print or Type

ERNEST F LEHR III
Name- Print or Type

The following information is to be completed by a Notary Public of the State of Maryland

STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:

I HEREBY CERTIFY, this 10 day of May, 2012, before me a Notary of Maryland, in and for the County aforesaid, personally appeared

Ernest F Lehr III
the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s) (Print name(s) here)

AS WITNESS my hand and Notaries Seal



Ralph Bock
Notary Public
2/19/12
My Commission Expires

Barbara A. Sembauf
2/2/2014

Zoning property description for 10 Flintridge Ct Perry Hall Md
21236

Beginning at a point on the north side of Flintridge Ct which is 50
wide at the distance of 200ft north of the centerline of the nearest
improved intersecting street (Pinedale Rd) with is 50 ft wide

Being lot #28 Block D section #1 in the subdivision of Pinedale
woods as recorded in Baltimore County Plat Book #40 Folio# 12
Containing 8,760 sq ft. Located in the 11th election district and 5
Council District

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case Number 2012- 0294 -A Address 10 FLINTRIDGE CT, 21236
Contact Person: JASON SEIDELMAN / JOE MURRAY Phone Number: 410-887-3391
Planner, Please Print Your Name
Filing Date: 5/16/12 Posting Date: 5/27/12 Closing Date: 6/11/12

Any contact made with this office regarding the status of the administrative variance should be through the contact person (planner) using the case number.

1. **POSTING/COST:** The petitioner must use one of the sign posters on the approved list (on the reverse side of this form) and the petitioner is responsible for all printing/posting costs. Any reposting must be done only by one of the sign posters on the approved list and the petitioner is again responsible for all associated costs. The zoning notice sign must be visible on the property on or before the posting date noted above. It should remain there through the closing date.
2. **DEADLINE:** The closing date is the deadline for an occupant or owner within 1,000 feet to file a formal request for a public hearing. Please understand that even if there is no formal request for a public hearing, the process is not complete on the closing date.
3. **ORDER:** After the closing date, the file will be reviewed by the zoning or deputy zoning commissioner. He may: (a) grant the requested relief; (b) deny the requested relief; or (c) order that the matter be set in for a public hearing. You will receive written notification, usually within 10 days of the closing date if all County agencies' comments are received, as to whether the petition has been granted, denied, or will go to public hearing. The order will be mailed to you by First Class mail.
4. **POSSIBLE PUBLIC HEARING AND REPOSTING:** In cases that must go to a public hearing (whether due to a neighbor's formal request or by order of the zoning or deputy zoning commissioner), notification will be forwarded to you. The sign on the property must be changed giving notice of the hearing date, time and location. As when the sign was originally posted, certification of this change and a photograph of the altered sign must be forwarded to this office.

(Detach Along Dotted Line)

Petitioner: This Part of the Form is for the Sign Poster Only

USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT

Case Number 2012- 0294 -A Address 10 FLINTRIDGE CT, 21236
Petitioner's Name ~~WILLIAM~~ ERNIE + KELLY LEHR Telephone 410-529-1599
Posting Date: 5/27/12 Closing Date: 6/11/12
Wording for Sign: To Permit A SIDE YARD ADDITION WITH A WINDOW TO PROPERTY LINE
SETBACK OF 2 FEET IN LIEU OF THE REQUIRED 15 FEET, AND TO AMEND THE
LATEST FINAL DEVELOPMENT PLAN FOR PINESALE WOODS LOT 28 BLOCK D SECTION 1.

Revised 7/06/11

DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS
ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The Baltimore County Zoning Regulations (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

Zoning Review will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

For Newspaper Advertising:

Item Number or Case Number: _____

2012-0294-A

Petitioner: Ernest Lehr.

Address or Location: 10 Plutridge Ct. Balt. MD 21236

PLEASE FORWARD ADVERTISING BILL TO:

Name: _____

Address: _____

SAME

Telephone Number: 410-370-9233

Revised 2/17/11 DT

BALTIMORE COUNTY, MARYLAND
OFFICE OF BUDGET AND FINANCE
MISCELLANEOUS CASH RECEIPT

No. **83469**

Date: **5/16/12**

Fund	Dept	Unit	Sub Unit	Rev	Sub	Obj	Sub Obj	Dept Obj	BS Acct	Amount
				Source/	Rev/					
000	506	0000		6150						\$ 75.00

Total: **\$ 75.00**

Rec
From: **LEMR**

For: **2012-0294-A, 10 FLINT ROCK CT.**

DISTRIBUTION

WHITE - CASHIER PINK - AGENCY YELLOW - CUSTOMER GOLD - ACCOUNTING
PLEASE PRESS HARD!!!!

PAID RECEIPT

BUSINESS ACTUAL TIME IRM
5/17/2012 5/16/2012 09:30:20 5
RDU W003 WALKIN RDOS LRB
> RECEIPT # 589271 5/16/2012 OFLN
Dept 5 506 ZONING VERIFICATION
CR NO. 083469

Recpt Tot \$75.00
\$1.00 CK \$100.00 CA
\$25.00- CD

Baltimore County, Maryland

**CASHIER'S
VALIDATION**

Certificate of Posting

Department of Permits, Approval, and Inspections
Baltimore County
111 W. Chesapeake Avenue
Room 111
Towson, MD 21204

Date: May 27, 2012

Attention: Zoning Office, Attn. Ms. Kristen Lewis

Re: Case Number: 2012 - 0294 - A

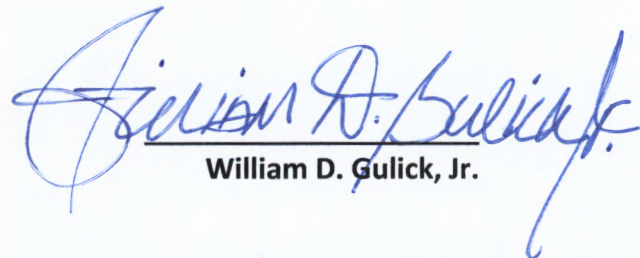
Petitioner/Developer: Ernest & Kelly Lehr

Date of Hearing/Closing: June 11, 2012

This is to certify under the penalties of perjury that the necessary sign(s) required by law were posted conspicuously on the property located at: 10 Flintridge Court

The sign(s) were posted on:

May 27, 2012



William D. Gulick, Jr.

2944 Edgewood Avenue
Baltimore, MD 21234
(410) 530-6293

ZONING NOTICE

ADMINISTRATIVE VARIANCE

CASE # 2012-0294-A
TO PERMIT A SIDE YARD ADDITION WITH A
WINDOW TO PROPERTY LINE SETBACK OF 2 FEET IN
LIEU OF THE REQUIRED 15 FEET, AND TO AMEND
THE FINAL DEVELOPMENT PLAN FOR PINEDALE
WOODS LOT 28 BLOCK D SECTION 1.

PUBLIC HEARING ?

PURSUANT TO SECTION 26-127(b)(1), BALTIMORE COUNTY CODE
AN ELIGIBLE INDIVIDUAL OR GROUP MAY
REQUEST A PUBLIC HEARING CONCERNING
THE PROPOSED VARIANCE, PROVIDED IT
IS DONE IN THE ZONING OFFICE BEFORE
4:30 p.m. ON JUNE 11, 2012.

ADDITIONAL INFORMATION IS AVAILABLE AT
ZONING ADMINISTRATION AND DEVELOPMENT MANAGEMENT
111 W. CHESAPEAKE AVE.
TOWSON, MD 21204 TEL. 887-3391 (410)

WE ARE OPEN MONDAY THROUGH FRIDAY 9:00 AM TO 5:00 PM. WE ARE CLOSED ON SATURDAY AND SUNDAY.
MEETING IS HANDICAP ACCESSIBLE

FLINTRIDGE COURT



KEVIN KAMENETZ
County Executive

ARNOLD JABLON
*Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections*

June 5, 2012

Ernest and Kelly Lehr
10 Flintridge Court
Nottingham MD 21236

RE: Case Number: 2012-0294-A, Address: 10 Flintridge Court, 21236

Dear Mr. & Mr. Lehr:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on May 16, 2012. This letter is not an approval, but only a **NOTIFICATION**.

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. All comments submitted thus far from the members of the ZAC are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to ensure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. All comments will be placed in the permanent case file.

If you need further information or have any questions, please do not hesitate to contact the commenting agency.

Very truly yours,

A handwritten signature in black ink, reading "W. Carl Richards, Jr.", is written over a circular embossed seal.

W. Carl Richards, Jr.
Supervisor, Zoning Review

WCR: jaf

Enclosures

c: People's Counsel

Martin O'Malley, Governor
Anthony G. Brown, Lt. Governor



Beverley K. Swaim-Staley, Secretary
Melinda B. Peters, Administrator

Date: 5-21-12

Ms. Kristen Lewis
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County
Item No 2012-0294-A
Administrative Review
Ernie & Kelly Lehr
10 Flintridge Court

Dear Ms. Lewis:

Thank you for the opportunity to review your referral request on the subject of the above captioned. We have determined that the subject property does not access a State roadway and is not affected by any State Highway Administration projects. Therefore, based upon available information this office has no objection to Baltimore County Zoning Advisory Committee approval of Item No. 2012-0294-A.

Should you have any questions regarding this matter, please contact Richard Zeller at 410-545-5598 or 1-800-876-4742 extension 5598. Also, you may E-mail him at (rzeller@sha.state.md.us).

Sincerely,

Steven D. Foster, Chief
Access Management Division

SDF/raz

My telephone number/toll-free number is _____

Maryland Relay Service for Impaired Hearing or Speech 1.800.735.2258 Statewide Toll Free

Street Address: 707 North Calvert Street • Baltimore, Maryland 21202 • Phone 410.545.0300 • www.roads.maryland.gov

BALTIMORE COUNTY, MARYLAND
INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director
Department of Permits, Approvals
And Inspections

DATE: May 30, 2012

FROM: Dennis A. ^{DAK}Kennedy, Supervisor
Bureau of Development Plans
Review

SUBJECT: Zoning Advisory Committee Meeting
For June 4, 2012
Item Nos. 2012-0284, 0289, 0290, 0291, 0292, 0293
And 0294.

The Bureau of Development Plans Review has reviewed the subject-zoning items, and we have no comments.

DAK:CEN

cc: File

G:\DevPlanRev\ZAC -No Comments\ZAC-06042012-NO COMMENTS.doc

M E M O R A N D U M

DATE: July 19, 2012
TO: Zoning Review Office
FROM: Office of Administrative Hearings
RE: Case No. 2012-0294-A - Appeal Period Expired

The appeal period for the above-referenced case expired on July 18, 2012. There being no appeal filed, the subject file is ready for return to the Zoning Review Office and is placed in the 'pick up box.'

c: Case File
Office of Administrative Hearings

Maryland Department of Assessments and Taxation
Real Property Data Search (vw6.2A)
BALTIMORE COUNTY

[Go Back](#)
[View Map](#)
[New Search](#)
[GroundRent Redemption](#)
[GroundRent Registration](#)

Account Identifier: District - 11 Account Number - 1700010068

Owner Information

Owner Name: LEHR ERNEST F **Use:** RESIDENTIAL
LEHR KELLY E **Principal Residence:** YES
Mailing Address: 10 FLINTRIDGE CT **Deed Reference:** 1) /12547/ 00500
BALTIMORE MD 21236-1615 2)

Location & Structure Information

Premises Address **Legal Description**
10 FLINTRIDGE CT 10 FLINTRIDGE CT
0-0000 PINEDALE WOODS

Map	Grid	Parcel	Sub District	Subdivision	Section	Block	Lot	Assessment Area	Plat No:	1
0072	0001	0564		0000	I	D	28	3	Plat Ref:	0040/ 0012

Town NONE

Special Tax Areas **Ad Valorem**
Tax Class

Primary Structure Built	Enclosed Area	Property Land Area	County Use
1978	1,804 SF	8,760 SF	04

Stories	Basement	Type	Exterior
2.000000	NO	SPLIT LEVEL	SIDING

Value Information

	Base Value	Value	Phase-in Assessments	
		As Of	As Of	As Of
		01/01/2012	07/01/2011	07/01/2012
Land	106,700	106,700		
Improvements:	175,600	131,200		
Total:	282,300	237,900	282,400	237,900
Preferential Land:	0			0

Transfer Information

Seller:	Date:	Price:
ABRAHAM MEENAMCHALILE G	12/11/1997	\$132,500
Type: ARMS LENGTH IMPROVED	Deed1: /12547/ 00500	Deed2:
Seller: CHALKLEY WALTER JENKINS, JR	Date: 11/02/1981	Price: \$80,000
Type: ARMS LENGTH IMPROVED	Deed1: /06341/ 00420	Deed2:
Seller:	Date:	Price:
Type:	Deed1:	Deed2:

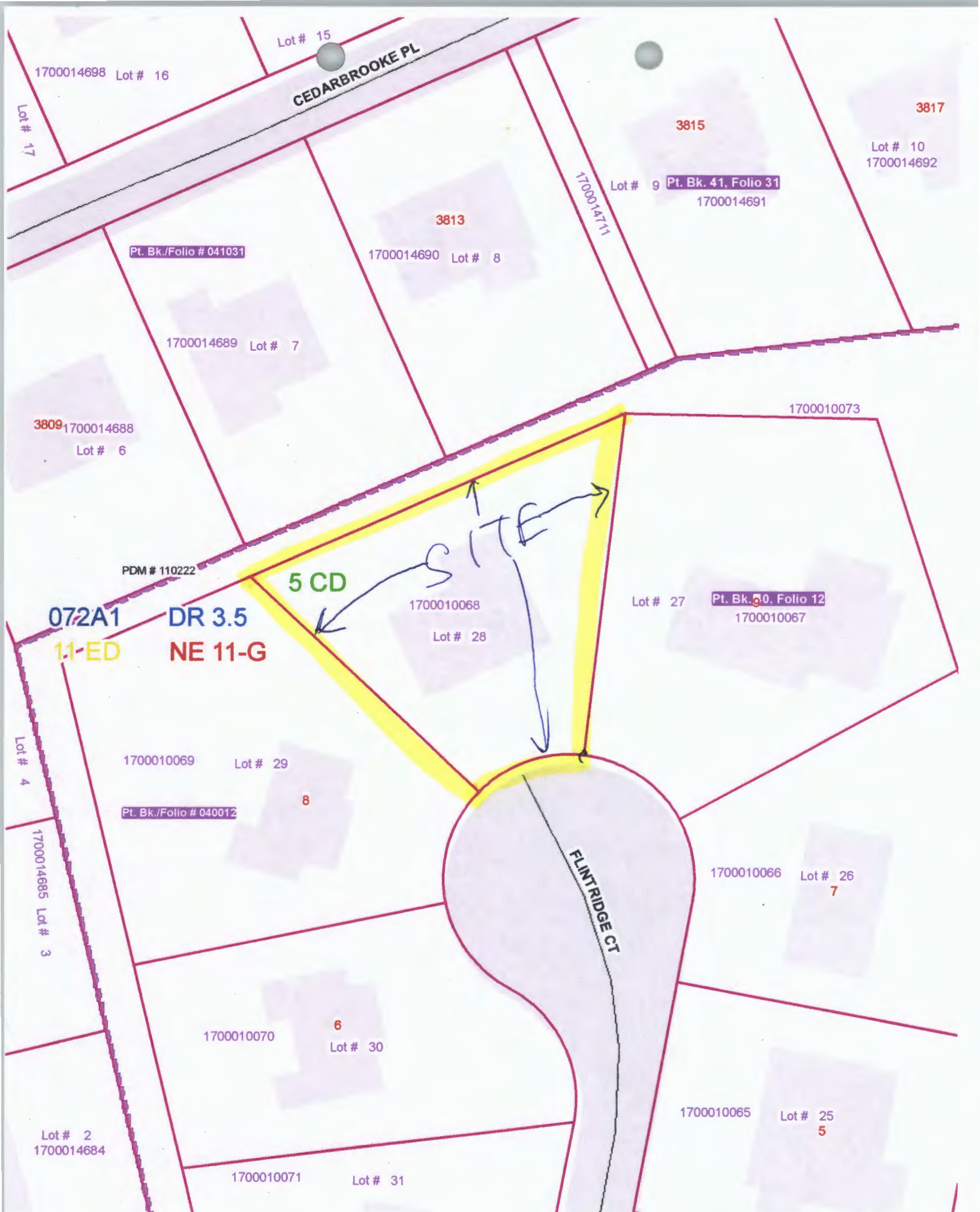
Exemption Information

Partial Exempt Assessments	Class	07/01/2011	07/01/2012
County	000	0.00	
State	000	0.00	
Municipal	000	0.00	0.00

Tax Exempt: **Special Tax Recapture:**
Exempt Class: NONE

Homestead Application Information

Homestead Application Status: Approved 03/09/2010













Google earth



Case No.: 2012-0294-A

Exhibit Sheet

6/18/12
PS

DW 7/19/12

Petitioner/Developer

Protestants

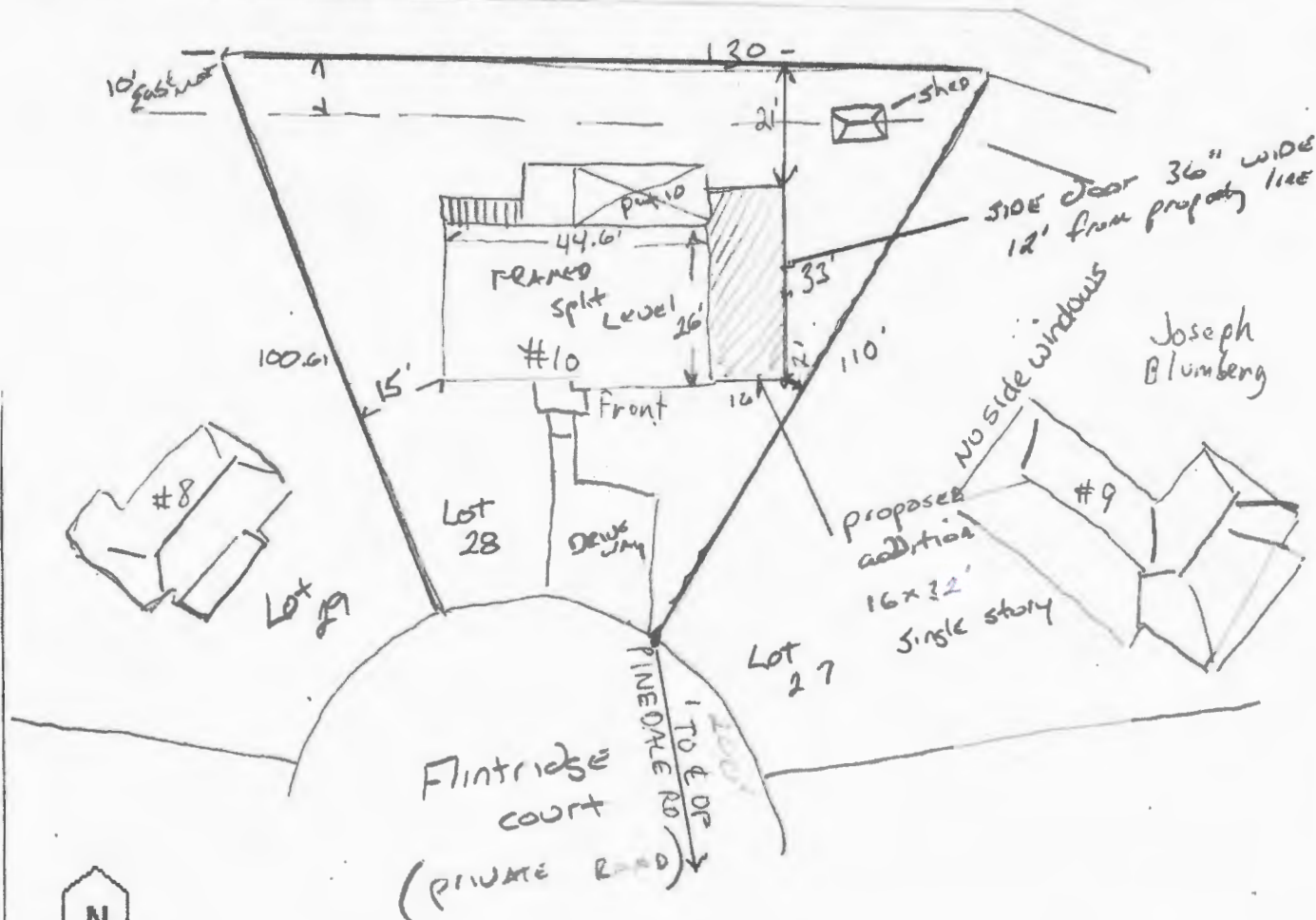
No. 1	site plan	
No. 2		
No. 3		
No. 4		
No. 5		
No. 6		
No. 7		
No. 8		
No. 9		
No. 10		
No. 11		
No. 12		

ZONING HEARING PLAN FOR VARIANCE X FOR SPECIAL HEARING _____ (MARK TYPE REQUESTED WITH X)

ADDRESS 10 Flintridge Ct 21236 OWNER(S) NAME(S) Ernest / Kelly Lehr

SUBDIVISION NAME Pinedale Woods LOT # 28 BLOCK # D SECTION # 1

PLAT BOOK # 40 FOLIO # 12 10 DIGIT TAX # 1700010068 DEED REF. # 63411420



PLAN DRAWN BY Brian Kulisevich DATE 1, March 2013 SCALE: 1 INCH = 30 FEET

SITE VICINITY MAP



MAP IS NOT TO SCALE 072111
ZONING MAP# NE 11-G
SITE ZONED OR 3.5
ELECTION DISTRICT 11
COUNCIL DISTRICT 5 CD
LOT AREA ACREAGE _____
OR SQUARE FEET 8,760 SF
HISTORIC? NO
IN CBCA? NO
IN FLOOD PLAIN? NO
UTILITIES? MARK WITH X
WATER IS:
PUBLIC X PRIVATE ~~X~~
SEWER IS:
PUBLIC X PRIVATE _____
PRIOR HEARING? NO
IF SO GIVE CASE NUMBER
AND ORDER RESULT BELOW

VIOLATION CASE INFO:

NO

Exhibit 1