IN RE: PETITIONS FOR SPECIAL
EXCEPTION AND VARIANCE
(9730 Conmar Road)
15th Election District
6th Councilmanic District
Patricia Buck Miller, Legal Owner
Megan Miller, Lessee
Petitioners

BEFORE THE

OFFICE OF

ADMINISTRATIVE HEARINGS

* FOR BALTIMORE COUNTY

Case No. 2014-0136-XA

OPINION AND ORDER

This matter comes before the Office of Administrative Hearings (OAH) as Petitions for Special Exception and Variance filed for property located at 9730 Conmar Road. The Petitions were filed by Deborah C. Dopkin, Esq., on behalf of the legal owner, Patricia Buck Miller and contract purchaser, Megan Miller ("Petitioners"). The Special Exception Petition seeks relief per Baltimore County Zoning Regulations (B.C.Z.R.) to permit a professional office pursuant to B.C.Z.R. § 1B01.1.C.12. The Petition for Variance seeks relief under B.C.Z.R. § 400.1: (1) to permit an existing swimming pool in the side yard in lieu of the required rear yard; and (2) to permit an existing shed with a 0 ft. setback in lieu of the required 2.5 ft. The subject property and requested relief are more fully described on the site plan which was marked and accepted into evidence as Petitioners' Exhibit 1.

Appearing at the hearing in support of the Petitions were Patricia and Megan Miller, Louise Nelson and Bernadette Moskunas of Site Rite Surveying, Inc., the firm that prepared the site plan. Deborah C. Dopkin, Esq. represented the Petitioners. There were no Protestants in attendance at the hearing. The Petition was advertised and posted as required by the B.C.Z.R.

No adverse Zoning Advisory Committee (ZAC) comments were received from any of the county reviewing agencies.

Date 2/20/14

By _____

Testimony and evidence offered at the hearing revealed that the subject property is approximately 5,368 square feet, and is zoned DR 10.5. The property is improved with an end of group townhouse, constructed in 1959. The Petitioners propose to use a portion of the basement (accessible by a separate stairway) for the practice of clinical social work, which requires a special exception. The only "employee" of the practice would be Megan Miller--daughter of the legal owner--who is a Licensed Certified Social Worker-Clinical (LCSW-C) (Ex. No. 4), with a Master's degree in Social Work from the University of Maryland School of Social Work. Ex. No. 5. Ms. Miller's primary residence is the subject premises.

SPECIAL EXCEPTION

Under Maryland law, a special exception use enjoys a presumption that it is in the interest of the general welfare, and therefore, valid. Schultz v. Pritts, 291 Md. 1 (1981). The Schultz standard was revisited in People's Counsel v. Loyola College, 406 Md. 54 (2008), where the court emphasized that a special exception is properly denied when there are facts and circumstances showing that the adverse impacts of the use at the particular location in question would be above and beyond those inherently associated with the special exception use.

In this case, there was no evidence presented that would rebut the presumption. In fact, the adjoining neighbors submitted letters (included in the case file) expressing support for the petition. Finally, Ms. Moskunas testified, via proffer, that the Petitioners satisfied the factors set forth in B.C.Z.R. §502.1.

Ms. Dopkin indicated she was contacted by the Office of People's Counsel, which expressed concern regarding whether the petitioner qualified as a "professional" as that term is used in B.C.Z.R. §1B01.1.C.12. That regulation permits, by special exception, "offices or studios of physicians, dentists, lawyers, architects, engineers, artists, musicians or other professional

ORDER RECEIVED FOR FILING

Date 2 10 14

persons." (Emphasis added). The B.C.Z.R. sheds no further light on what constitutes "other professional persons," although the Zoning Commissioner Policy Manual (ZCPM) provides some guidance. The ZCPM indicates that, for example, a "real estate agent" is a "professional person," while a "pastoral counsel[or]" is not. Perhaps the distinction is that a real estate agent is licensed by the State of Maryland, while a pastoral counselor is not. Indeed, pastoral counseling has been defined as a "form of one-on-one counseling or training which is a central" to the teachings of a religious organization. Miller v. IRS, 829 F.2d 500, 501 (4th Cir. 1987).

Here, the Petitioner is licensed by the Maryland Department of Health and Mental Hygiene, and has passed a rigorous licensure examination. See Ex. Nos. 4 & 5. In addition, Maryland law provides that "the profession of social work profoundly affects the lives, health, safety and welfare of the people of this State." Md. Health-Occ. Prof. Code Ann §19-102 (emphasis added). In these circumstances, I find that the petitioner qualifies as a "professional person."

VARIANCE

To obtain variance relief requires a showing that:

- (1) The property is unique; and
- (2) If variance relief is denied, Petitioner will experience a practical difficulty or hardship.

Trinity Assembly of God v. People's Counsel, 407 Md. 53, 80 (2008).

Petitioners have met this test. The property is pie-shaped, and is therefore unique.

If the B.C.Z.R. were strictly interpreted Petitioners would suffer a practical difficulty, in that they would need to dismantle or move these accessory structures that have been in place for many years without complaint. Finally, I find that the variance can be granted in harmony with the spirit and intent of the B.C.Z.R., and in such manner as to grant relief without injury to the ORDER RECEIVED FOR FILING

2120111

Date____

By______

public health, safety, and general welfare. This is demonstrated by the lack of County and/or community opposition.

Pursuant to the advertisement, posting of the property, and public hearing on these petitions, and after considering the testimony and evidence offered, I find that Petitioners' Special Exception and Variance requests should be granted.

THEREFORE, IT IS ORDERED by the Administrative Law Judge for Baltimore County, this 20th day of February, 2014, that Petitioners' request for Special Exception under the B.C.Z.R. to permit a professional office pursuant to B.C.Z.R. § 1B01.1.C.12, be and is hereby GRANTED; and

IT IS FURTHER ORDERED that Petitioners' request for Variance relief from B.C.Z.R. § 400.1: (1) to permit an existing swimming pool in the side yard in lieu of the required rear yard; and (2) to permit an existing shed with a 0 ft. setback in lieu of the required 2.5 ft., be and is hereby GRANTED.

The relief granted herein shall be subject to and conditioned upon the following:

- 1. Petitioners may apply for appropriate permits and/or licenses 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.
- There shall be no signs on the premises.

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

JOHN H. BEVERUNGEN Administrative Law Judge for Baltimore County

ORDER RECEIVED FOR FILING

Date_

1_/2

JEB/sln

KEVIN KAMENETZ County Executive



LAWRENCE M. STAHL
Managing Administrative Law Judge
JOHN E. BEVERUNGEN
Administrative Law Judge

February 20, 2014

Deborah Dopkin, Esquire P.O. Box 323 Brooklandville, Maryland 21022

RE:

Petitions for Special Exception and Variance

Property: 9730 Conmar Road Case No.: 2014-0136-XA

Dear Counsel:

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 Baltimore County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Baltimore County Office of Administrative Hearings at 410-887-3868.

Sincerely,

JOHN E. BEVERUNGEN Administrative Law Judge for Baltimore County

JEB:sln Enclosure



PETITION FOR ZONING HEARING(S)

| | rtment of Permits, Approvals and Inspections aw of Baltimore County for the property located at: |
|---|--|
| Address 9730 Conmar Road | which is presently zoned D.R. 10.5 |
| Deed References: 22138/404 | 10 Digit Tax Account # 1502852340 |
| Property Owner(s) Printed Name(s) Patrici | la Buck Miller |
| (SELECT THE HEARING(S) BY MARKING \underline{X} AT THE APP | PROPRIATE SELECTION AND PRINT OR TYPE THE PETITION REQUEST) |
| | ate in Baltimore County and which is described in the description d made a part hereof, hereby petition for: |
| a Special Hearing under Section 500.7 of the 2 r not the Zoning Commissioner should approve | Zoning Regulations of Baltimore County, to determine whether |
| X a Special Exception under the Zoning Regular | itions of Baltimore County to use the herein described property fo |
| X a Variance from Section(s) SE | EE ATTACHED |
| ndicate below your hardship or practical difficu- ou need additional space, you may add an attact perty is to be posted and advertised as prescribed by the zoning we, agree to pay expenses of above petition(s), advertising, por restrictions of Baltimore County adopted pursuant to the zoning at Owner(s) Affirmation: I / we do so solemnly declare and affir | regulations, sting, etc. and further agree to and are to be bounded by the zoning regulations |
| th is the subject of this / these Petition(s). ntract Purchaser/Lessee: | Legal Owners (Petitioners): |
| | |
| Megan Miller The Type or Print | Patricia Buck Miller Name #1 - Type or Print Name #2 - Type or Print Name #2 - Type or Print |
| The work | Latricia Buck Miller |
| ature | Signature #1 Signature # 2 |
| 30 Conmar Road Baltimore MD | 9730 Conmar Road Baltimore MD |
| ng Address City State | |
| 220 / 410-340-5145 / | 21220 / / Fmail Address |
| Code Telephone # Email Address | Zip Code Telephone # Email Address |
| orney for Petitioner: | Representative to be contacted: |
| borah C. Dopkin | Bernadette Moskunas |
| ne- Type or Print | Name - Type or Print |
| Sitoral Worken | |
| nature | Signature |
| O. Box 323 Brooklandville MD | 200 E. Joppa Road Ste.101 Towson MD |
| ling Address City State | e Mailing Address City State |
| 1022 / 410-821-0200 / ddopkin@dopkinle | aw.com 21286 / 410-828-9060 / |
| | Zip Code Telephone # Email Address |
| 21022 / 410-821-0200 / ddopkin@dopkin@p Code Telephone # Email Address ASE NUMBER 20/4-0/36-X A Filing Date 12/1 | aw.com |

SPECIAL EXCEPTION – for a professional office pursuant to BCZR section 1B01.1.C.12

VARIANCE – BCZR section 400.1 – to permit an existing swimming pool in the side yard in lieu of the required rear yard, and to permit an existing shed with a 0-foot setback in lieu of the required 2½ feet

Item #0136

ZONING PROPERTY DESCRIPTION FOR #9730 CONMAR ROAD

BEGINNING at a point on the north side of Conmar Road which is 60 feet wide at the distance of 376 feet north of the centerline of Lannerton Road which is 60 feet wide.

Being Lot No. 16, Block J in the subdivision of "Maple Crest" as recorded in Baltimore County Plat Book No. 25, folio No. 65, containing 5,368 S.F. Located in the 15th Election District and 6th Councilmanic District.

MULL NO. 21175 SIR

Michael V. Moskunas Professional Land Surveyor Reg. No. 21175

Site Rite Surveying, Inc. 200 E. Joppa Road Suite 101 Towson MD 21286 (410) 828-9060

FILE: 9730 CONMAR ROAD.DOC\2013 ZONING

Item #0136

DEPARTMENT OF PERMITS, APPROVALS AND INSPECTIONS ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (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.

| or Newspaper Advertising: |
|---|
| em Number or Case Number:, 2014-0136-XA |
| etitioner: Patwan and Migan Milw |
| ddress or Location: 9730 Comman Rond |
| |
| LEASE FORWARD ADVERTISING BILL TO: |
| lame: Megan Miller |
| ddress: 9730 Conmar Poad |
| Baltimore, MD 21220 |
| |
| elephone Number: 410 - 340 - 5145 |

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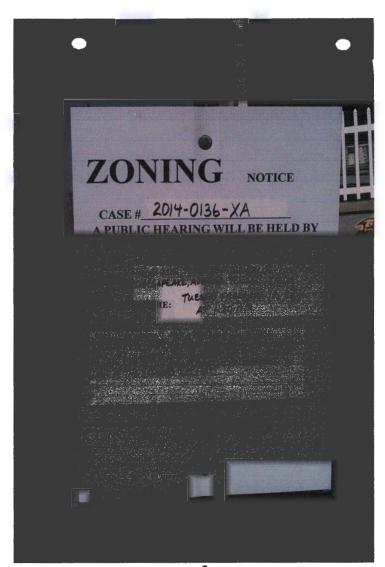
the state of the s

TIFICATE OF POSTING

| | RE: CASE NO: 2014-0136-XA |
|--|---|
| | PETITIONER/DEVELOPER |
| | SITE RITE SURVEYING INC |
| | DATE OF HEARING/CLOSING: |
| | 2/18/14 |
| BALTIMORE COUNTY DEPARTMENT OF PERMITS AND DEVELOPMENT MANAGEMENT COUNTY OFFICE BUILDING, ROOM 111 111 WEST CHESAPEAKE AVENUE | |
| ATTENTION: | |
| LADIES AND GENTLEMEN: | |
| THIS LETTER IS TO CERITFY UNDER THE NECESSARY SIGN(S) REQUIRED BY LAW WE PROPERTY AT | |
| 9730 | COMMAR ROAD |
| | |
| THIS SIGN(S) WERE POSTED ON | um 29. 2014 |
| THIS SIGN(S) WERE POSTED ON (MO | NTH, DAY, YEAR) |
| | SINCERELY, Mahalla 1/24/14 SIGNATURE OF SIGN POSTER AND DATE: |
| | MARTIN OGLE |
| | (SIGN POSTER) |
| | 60 CHELMSFORD COURT |
| | BALTIMORE, MD 21220 |

(ADDRESS)

PHONE NUMBER: 443-629-3411



malenOgh 1/29/14



Baltimore, Maryland 21278-0001

January 30, 2014

THIS IS TO CERTIFY, that the annexed advertisement was published in the following newspaper published in Baltimore County, Maryland, ONE TIME, said publication appearing on January 28, 2014

The Jeffersonian

THE BALTIMORE SUN MEDIA GROUP

By: Susan Wilkinson

Sugar Wilkings

NOTICE OF ZONING HEARING

The Administrative Law Judges of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing in Towson, Maryland on the property identified herein as follows:

County Will hold a public teaching of the property identified herein as follows:

Case: #2014-0136-XA
9730 Conmar Road
N/s Conmar Road, 376 feet n/of centerline
of Lannerton Road
15th Election District - 4th Councilmanic District
Legal Owner(s): Patricia Buck Miller
Contract Purchaser/Lessee: Megan Miller
Special Exception: for a professional office. Variance: to
permit an existing swimming pool in the side yard in lieu of
the required rear yard, and to permit an existing shed with a
0 foot setback in lieu of the required 2 1/2 feet.
Hearing: Tuesday, February 18, 2014 at 1:30 p.m. in
Room 205, Jefferson Building, 105 West Chesapeake
Avenue, Towson 21204.

ARNOLD JABLON, DIRECTOR OF PERMITS, APPROVALS AND INSPECTIONS FOR BALTIMORE COUNTY

INSPECTIONS FOR BALTIMORE COUNTY
NOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Contact the Administrative Hearings Office at (410) 887-3868.

(2) For information concerning the File and/or Hearing, Contact the Zoning Review Office at (410) 887-3391.

JT 1/823 Jan. 28

966655



KEVIN KAMENETZ County Executive

January 14, 2014

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

NOTICE OF ZONING HEARING

The Administrative Law Judges of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 2014-0136-XA

9730 Conmar Road

N/s Conmar Road, 376 feet n/of centerline of Lannerton Road

15th Election District – 6th Councilmanic District

Legal Owners: Patricia Buck Miller

Contract Purchaser/Lessee: Megan Miller

<u>Special Exception</u> for a professional office. <u>Variance</u> to permit an existing swimming pool in the side yard in lieu of the required rear yard, and to permit an existing shed with a 0 foot setback in lieu of the required 2 ½ feet.

Hearing: Tuesday, February 18, 2014 at 1:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Vallen

Director

AJ:kl

C: Deborah Dopkin, P.O. Box 323, Brooklandville 21022 Megan Miller, 9730 Conmar Road, Baltimore 21220 Bernadette Moskunas, 200 E. Joppa Road, Ste. 101, Towson 21286

NOTES: (1) THE PETITIONER MUST HAVE THE ZONING NOTICE SIGN POSTED BY AN APPROVED POSTER ON THE PROPERTY BY WED., JANUARY 29, 2014.

- (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL THE ADMINISTRATIVE HEARINGS OFFICE AT 410-887-3868.
- (3) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

TO: PATUXENT PUBLISHING COMPANY

Tuesday, January 28, 2014 Issue - Jeffersonian

Please forward billing to:

Megan Miller 9730 Conmar Road Baltimore, MD 21220 410-340-5145

NOTICE OF ZONING HEARING

The Administrative Law Judge of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing in Towson, Maryland on the property identified herein as follows:

CASE NUMBER: 2014-0136-XA

9730 Conmar Road

N/s Conmar Road, 376 feet n/of centerline of Lannerton Road

15th Election District – 6th Councilmanic District

Legal Owners: Patricia Buck Miller

Contract Purchaser/Lessee: Megan Miller

<u>Special Exception</u> for a professional office. <u>Variance</u> to permit an existing swimming pool in the side yard in lieu of the required rear yard, and to permit an existing shed with a 0 foot setback in lieu of the required 2 ½ feet.

Hearing: Tuesday, February 18, 2014 at 1:30 p.m. in Room 205, Jefferson Building, 105 West Chesapeake Avenue, Towson 21204

Arnold Jablon

Director of Permits, Approvals and Inspections for Baltimore County

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMODATIONS, PLEASE CONTACT THE ADMINISTRATIVE HEARINGS OFFICE AT 410-887-3868.

(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, CONTACT THE ZONING REVIEW OFFICE AT 410-887-3391.

MEMORANDUM

DATE:

March 25, 2014

TO:

Zoning Review Office

FROM:

Office of Administrative Hearings

RE:

Case No. 2014-0136-XA - Appeal Period Expired

The appeal period for the above-referenced case expired on March 24, 2014. 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

RE: PETITION FOR SPECIAL EXCEPTION AND VARIANCE

9730 Conmar Road; N/S Conmar Road, 376'

175' N of c/line Burke Road

15th Election & 6th Councilmanic Districts

Legal Owner(s): Patricia Miller

Contract Purchaser(s): Megan Miller Petitioner(s) BEFORE THE OFFICE

OF ADMINSTRATIVE

HEARINGS FOR

BALTIMORE COUNTY

* 2014-136-XA

ENTRY OF APPEARANCE

Pursuant to Baltimore County Charter § 524.1, please enter the appearance of People's Counsel for Baltimore County as an interested party in the above-captioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and the passage of any preliminary or final Order. All parties should copy People's Counsel on all correspondence sent and all documentation filed in the case.

RECEIVED

DEC 1 n 2013

Peta Max Zumerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

CAROLE S. DEMILIO

Deputy People's Counsel
Jefferson Building, Room 204
105 West Chesapeake Avenue
Towson, MD 21204
(410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 19th day of December, 2013, a copy of the foregoing Entry of Appearance was mailed to Bernadette Moskunas, Site Rite Surveying, 200 East Joppa Road, Towson, MD 21286 and Deborah Dopkin, Esquire, P.O. Box 323, Brooklandville, MD 21022, Attorney for Petitioner(s).

Peta Max Zimmerman

PETER MAX ZIMMERMAN
People's Counsel for Baltimore County

CHECKLIST

| Comment Received | Departme | <u>nt</u> | | C | upport/Oppose/ onditions/ omments/ o Comment | |
|---------------------|--|------------|---------|-------|---|----|
| 19/90 | DEVELOPMENT PLA (if not received, date e- | | | _ | NC | |
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| SIGN POSTING | Da | ate: | 196/14 | by | Oble | - |
| PEOPLE'S COUNS | EL APPEARANCE EL COMMENT LETTER | Yes Yes | No No | | | |
| Comments, if any: _ | | | | | | |
| | | | | | | |

Steps that are required to became a Licensed Certified Social Worker-Clinical (LCSW-C)

1. Education

- a. Received an undergraduate degree in social work (BSW Bachelors of Social Work) from Hawaii Pacific University in 2007. This required two years of internships, two years of supervision from a qualified register and Board approved supervisor who is licensed at the LGSW and/or LCSW-C level, on top of classes.
- b. Received a graduate degree in social work (MSW Master of Social Work) from University of Maryland in 2011. My degree had a concentration in Clinical Social Work and specialization in Clinical Addiction. Therefore, I received a MSW with a Clinical concentration and specialization in Clinical Addition. This required one-year of a clinical internship, one year of supervision from a qualified register and Board approved supervisor who is licensed at the LCSW-C level, on top of classes.
- I am currently in a one year post-graduate Clinical Psychotherapy
 Program at the Baltimore Washington Institute for
 Psychoanalysis. Expected graduation date May 2014.
- d. Will start a four year post-graduate Clinical Psychoanalysis

 Program at the Baltimore Washington Institute for

 Psychoanalysis. Once I complete the program I will be licensed certified trained analyst from the accredited Council for Psychoanalytic Education.

2. Licensing

a. Received my LGSW license (Licensed Graduate Social Worker) in 2011. To apply to sit for the ASWB (Association of Social Work Board) national exam at the LGSW level I filed my application with the BSWE (Maryland Board of Social Work Examiners).

- i. To be eligible to sit for the exam I had to obtain a MSW degree from an Undergraduate Social Work program that is accredited by the Council on Social Work Education and provide professional references. I passed the ASWB national exam and the scores were sent to BSWE and then the board issued by LGSW license. The LGSW license is active for two years and to continue to have an active LGSW you are required to obtain 33 CEU every two years to continue to renew your LGSW license.
- ii. ASWB national exam at the LGSW level is a four hour exam that contains four sections:
 - Human Development, Diversity, and Behavior in the Environment
 - 2. Assessment and Intervention Planning
 - 3. Direct and Indirect Practice
 - 4. Professional Relationships, Values, and Ethics
- b. Received my LCSW-C license (Licensed Certified Social Worker-Clinical) in 2013. To apply to sit for the ASWB (Association of Social Work Board) national exam at the LCSW-C level I filed my application with the BSWE (Maryland Board of Social Work Examiners). To be eligible to sit for the exam I had to:
 - i. Obtain a MSW degree with a concentration in Clinical Social
 Work from an Graduate Social Work Program that is accredited
 by the Council on Social Work Education
 - ii. Passed the AWSB national exam at the LGSW level
 - iii. Hold an active LGSW license
 - iv. Documentation of 12 academic credit hours of clinical courses
 - v. Two years which consist of not less than 104 weeks of at least 3000 hours of supervised clinical social work experience in direct service to clients, half of the required hours had to consist of face-to-face client contact

vi. 144 hours of periodic direct face-to-face supervision while obtaining clinical social work experience which is obtained under a written contract for supervision vii. Clinical social worker supervision has to be provided by a qualified registered and Board approved supervisor who is licensed at the LCSW-C level viii. I passed the ASWB national exam and the scores were sent to BSWE and then the board issued by LCSW-C license. The LCSW-C is active for two years and to continue to have an active LCSW-C you are required to obtain 40 CEU every two years to continue to renew your LCSW-C license. ix. AWSB national exam at the LCSW-C level is a four hour exam that consist of four sections: 1. Human Development, Diversity, and Behavior in the Environment 2. Assessment, Diagnosis, and Treatment Planning 3. Psychotherapy, Clinical Interventions, and Case Management 4. Profession Ethics and Values 3. CEU a. To continue to have an active LCSW-C license you have to renew your LCSW-C license every two years. To renew your license you have to complete and obtain 40 CEU (Continuing Educations Units). The 40 credit hours have to be in programs and categories that are approved by the Board 4. LCSW-C a. A individual who holds an active LCSW-C license can work independently in the state of Maryland and provide multiple services independently including: i. Assessments ii. Diagnosing

- iii. Treatment Planning
- iv. Psychotherapy
- v. Clinical Interventions
- vi. Case Management

5. Me

a. I have been active and in this field since 2004.

6. Psychotherapy Sessions

- a. Psychotherapy sessions are 45 minutes sessions
- b. Clients are scheduled every 70 minutes

7. Associations

a. NASW (National Association of Social Workers)



KEVIN KAMENETZ County Executive ARNOLD JABLON
Deputy Administrative Officer
Director, Department of Permits,
Approvals & Inspections

February 12, 2014

Patricia Buck Miller 9730 Conmar Road Baltimore MD 21220

RE: Case Number: 2014-0136 XA, Address: 9730 Conmar Road

Dear Ms. Miller:

The above referenced petition was accepted for processing **ONLY** by the Bureau of Zoning Review, Department of Permits, Approvals, and Inspection (PAI) on December 13, 2013. 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,

U. Cal Richal D

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: jaf

Enclosures

People's Counsel
 Megan Miller, 9730 Conmar Road, Baltimore MD 21220
 Deborah C Dopkin, P O Box 323, Brooklandville MD 21022
 Bernadette Moskunas, 200 E Joppa Road, Suite 101, Towson MD 21286

Maryland Department of Transportation

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

James T. Smith, Jr., Secretary Melinda B. Peters, Administrator

Date: 12/19/13

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

RE: **Baltimore County** Special Exception Varionce Patricia Buck Miller

9730 Comman Road

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. 2014-0136-XA

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/ Development Manager

Access Management Division

SDF/raz

RECEIVED

January 21, 2014

JAN 2 3 2014

John E. Beverungen Administrative Law Judge 105 W. Chesapeake Avenue Suite 103 Towson, MD 21204 OFFICE OF ADMINISTRATIVE HEARINGS

RE:

Case No. 2014-0136-XA – Petition for Special Exception and Variances

9730 Conmar Road

Middle River, Maryland 21220

Dear Judge Beverungen:

I am writing to you in support of the request of my neighbor Megan Miller and her mother Patricia B. Miller, in the petition before you to allow Megan, a licensed certified clinical social worker, to see individuals in her home office from time to time.

Ms. Miller has spoken to me, and it is my understanding that she will only see one person at a time for no more than 50 minutes, so as to limit any traffic coming to the property. There is private parking behind the house, alley access, and people coming to see Ms. Miller will use the rear entrance to her basement office. This use should cause no disruption or change in the residential nature of our community. We have known the Milless for many years as our neighbors, and have confidence that they will show respect for the other owners like us.

We have also been assured that there will be no additions to the house or the yard, and that the requested variances are a formality to address the fact that there are existing accessory uses in the yard that will remain.

We hope you will grant the requested petitions.

Thank you.

Sincerely

RECEIVED

January 2, 2014

JAN 2 3 2014

OFFICE OF ADMINISTRATIVE HEARINGS

John E. Beverungen Administrative Law Judge 105 W. Chesapeake Avenue Suite 103 Towson, MD 21204

RE:

Case No. 2014-0136-XA – Petition for Special Exception and Variances

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We have also been assured that there will be no additions to the house or the yard, and that the requested variances are a formality to address the fact that there are existing accessory uses in the yard that will remain.

We hope you will grant the requested petitions.

Thank you.

Believ m. Nevel Sincerely,

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

DATE: December 20, 2013

TO:

Arnold Jablon, Director

Department of Permits, Approvals

And Inspections

FROM:

Dennis A. Kennedy, Supervisor

Bureau of Development Plans

Review

SUBJECT:

Zoning Advisory Committee Meeting

For December, 23 2013

Item No. 2014- 0135 and 0136

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\ZAC12232013 -.doc

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon

DATE: January 27, 2014

Deputy Administrative Officer and

Director of Permits, Approvals and Inspections

FROM:

Andrea Van Arsdale

Director, Department of Planning

SUBJECT:

9730 Conmar Road

RECEIVED

INFORMATION:

730 Commar Road

JAN 28 2014

Item Number:

14-136

OFFICE OF ADMINISTRATIVE HEARINGS

Petitioner:

Patricia Buck Miller

Zoning:

DR 10.5

Requested Action:

Special Exception and Variance

SUMMARY OF RECOMMENDATIONS:

The Department of Planning has reviewed the petitioner's request and accompanying site plan. The petitioner requests a special exception to permit a professional office in a residence and variances to permit a swimming pool in the side yard in lieu of the rear yard and to permit an existing shed with a 0 foot setback in lieu of the required 2.5'.

The Department of Planning does not oppose the petitioner's requests. A professional office is a use permitted by special exception in a DR zone, per section 1B01.1.C.12, and this request complies with the provisions therein. Furthermore, the request for special exception does not appear to be detrimental to the health, safety, or general welfare of the surrounding community.

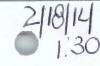
The petitioner is a social worker and desires to work out of her home as a sole practitioner. The swimming pool and shed exist but are in the side yard. Due to the unique shape of the subject lot this is the only place accessory structures can be located. There is a large privacy fence separating the subject property from adjacent properties and there is no visual impact from the street. 9730 Conmar Road is on a small street (that is more like an alley) with very little through traffic.

For further information concerning the matters stated here in, please contact Matt Diana at 410-887-3480.

Prepared By

Division Chief:

AVA/LL:cjm



Real Property Data Search (w1)

Search Result for BALTIMORE COUNTY

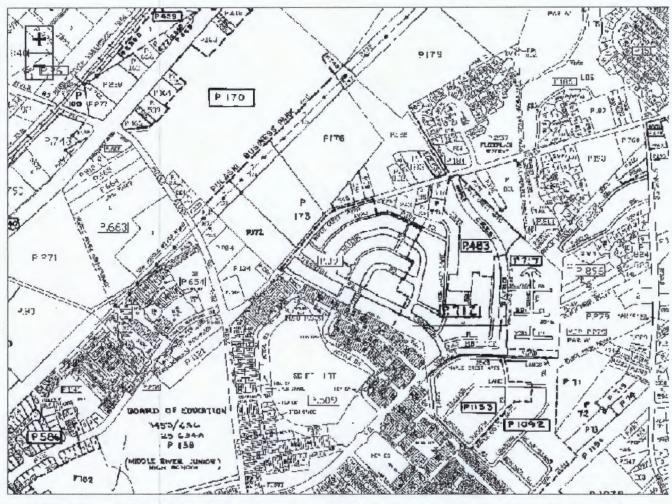
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Baltimore County

New Search (http://sdat.resiusa.org/RealProperty)

District: 15 Account Number: 1502852340



The information shown on this map has been compiled from deed descriptions and plats and is not a property survey. The map should not be used for legal descriptions. Users noting errors are urged to notify the Maryland Department of Planning Mapping, 301 W. Preston Street, Baltimore MD 21201.

If a plat for a property is needed, contact the local Land Records office where the property is located. Plats are also available online through the Maryland State Archives at www.plats.net (http://www.plats.net).

Property maps provided courtesy of the Maryland Department of Planning @2011.

For more information on electronic mapping applications, visit the Maryland Department of Planning web site at www.mdp.state.md.us/OurProducts/OurProducts.shtml (http://www.mdp.state.md.us/OurProducts/OurProducts.shtml)



(http://imsweb05.mdp.state.md.us/website/mosp/)

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PLEASE PRINT CLEARLY

CASE NAME 9730 Commar . Road CASE NUMBER 2014-0136-XA DATE 2/18/2014

PETITIONER'S SIGN-IN SHEET

| NAME | ADDRESS | CITY, STATE, ZIP | E- MAIL |
|--|--|---|---|
| Magan Miller | 9730. Conmar Bd | Baltimore MD 21220 | iskind of life and well ress egmail can |
| Mrs. Patricia Buck Milker | 9730 Conmar Road | Battimore MD 21220 | Rubby 71655@ aol com |
| Mr Robert Donace Much Louise Nelson Deborah Dopkin | 9730 Ponmar Rd- 9733 MATZON Rd POBM. 323 | BAJTIMORO MA 21220. Dattimore MD 21220 Brooklandville 21022 | BROZ CUELS @ ao com Inclande Battemound, Gov Adapkin Odophialaw. Em |
| Bernadite Moskunas | 200 E. Joppa. Ed. Rm 101 | Towson, MD 21122 | stéviteine @ aol. com |
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| Case No.: 2017 - 0136 - XA | Case No.: | 2014-0 | 136 - | XA | |
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Exhibit Sheet

Petitioner/Developer

33514

Protestants

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| | 2- | 20- | 14 |

| No. 1 | Plan | |
|--------|-------------------------|--|
| No. 2 | color photos | |
| No. 3 | Aerial Zoning map | |
| No. 4 | LCSW-C State License | |
| No. 5 | Resume | |
| No. 6 | | |
| No. 7 | | |
| No. 8 | | |
| No. 9 | | |
| No. 10 | | |
| No. 11 | | |
| No. 12 | | |





Petitioners No. 2





















Permit Review Map

Petitioners No. 3.

Created By Baltimore County My Neighborhood



This data is only for general information purposes only. This data may be inaccurate or contain errors or omissions. Baltimore County, Maryland does not warrant the accuracy or reliability of the data and disclaims all warranties with regard to the data, including but not limited to, all warranties, express or implied, of merchantability and fitness for any particular purpose. Baltimore County, Maryland disclaims all obligation and liability for damages, including but not limited to, actual, special, indirect, and consequential damages, attorneys' and experts' fees, and court costs incurred as a result of, arising from or in connection with the use of or reliance upon this data.

LICENSE, REGISTRATION, OR CERTIFICATION RENEWAL

SAVE THIS PORTION OF CARD AND USE REVERSE SIDE FOR NAME AND/OR ADDRESS CHANGES, BOARD MUST BE NOTIFIED OF THESE CHANGES IMMEDIATELY

Board of SOCIAL WORK EXAMINERS 4201 PATTERSON AVE. BALTIMORE, MARYLAND 21215

MEGAN PATRICIA MILLER, 9730 CONMAR ROAD BALTIMORE, MD. 21220 STATE OF MARYLAND
DEPARTMENT OF HEALTH AND MENTAL HYGIENE
LICENSE, REGISTRATION, OR CERTIFICATION RENEWAL

THE MARYLAND STATE BOARD OF SOCIAL WORK EXAMINERS

CERTIFIES THAT

MEGAN PATRICIA MILLER

IS AN AUTHORIZED

LICENSED CERTIFIED SOCIAL WORKER - CLINICAL

in accordance with the Health Occupations Article of the Annotated Code of Maryland

LIC. REG. CERT. NO.

EXPIRATION DATE

ORIGINAL LIC. DATE

17348

10/31/2015

10/08/2013

SIGNATURE OF BEARE



DEPARTMENT OF HEALTH AND MENTAL HYGIENE

LICENSE, REGISTRATION, OR CERTIFICATION RENEWAL

THE MARYLAND STATE BOARD OF SOCIAL WORK EXAMINERS

CERTIFIES THAT MEGAN PATRICIA MILLER

IS AN AUTHORIZED LICENSED CERTIFIED SOCIAL WORKER - CLINICAL

IN ACCORDANCE WITH THE HEALTH OCCUPATIONS ARTICLE OF THE ANNOTATED CODE OF MARYLAND

LIC. REG. CERT. NO.

EXPIRATION DATE

ORIGINAL LIC. DATE

17348

10/31/2015

10/08/2013

WHERE REQUIRED BY LAW THIS MUST BE CONSPICUOUSLY DISPLAYED IN OFFICE TO WHICH IT APPLIES.

No.4

IGNATURE OF BEARER

Megan Patricia Miller

9730 Conmar Road Baltimore, MD 21220 Cell (410) 340-5145 meganpatriciantller@gmail.com

Objective: To be approved in home office zoning

Work Experience.

Owner/Psychotherapist/Consultant, Island of Life & Wellness Counseling, INC. 9730 Conmar Road, Baltimore, MD 21220 10/13– currently

Roles Performed: - Provide consulting services that include: program development, trainings, workshops, and supervision. Developed structure, and implement marketing materials for the outpatient mental health clinic. Manage, organize, and implement meetings with other organizations to

present marketing materials in regards to the clinic.

-Provide individual, group, and family psychotherapy for the co-occurring and mental health population. Conduct comprehensive psychological interviews and individual biopsychosocial assessments. Conduct assessment screens for mental health problems utilizing psychosocial instruments such as a comprehensive clinical interview and the Symptom Screening Form. Conduct mental status exams and determine if suicidal or violent ideation is present. Administer other psychometric assessments when appropriate to provide the care providers with specific differentiating information regarding co-occurring disorders, such as Beck's Depression Inventory and other inventories. Provide Individual Psychotherapy to include family and couple counseling for a caseload of patients with dual diagnosis. Provide and practice professional knowledge of concepts, principles, and procedures through a holistic, patient-centered, strength based, solution-oriented, and harm reduction approach for the treatment of co-occurring disorders. Provide various educational and therapeutic interventions, including art therapy, workshops, meditation and Eastern-based activities, PMR, guided imagery, sexual health and safer-sex education, writing assignments, film viewings, role-playing, and acupuncture. Provide and practice general evidence-based practices including, Motivational Interviewing, Trauma-Focused Cognitive Behavioral Therapy, Incentive Programs, and the utilization of scholarly, peer-reviewed. Develop and implement treatment plans to serve the individualized needs of patients and their co-occurring disorder. Develop treatment that is consistent with the patient's cultural expectations and comfort levels. Provide case management services, including; referrals, linking, monitoring, treatment planning and advocating. Maintain case records in accordance with program, city, state, federal, and accrediting body standards. Conduct ongoing patient reviews of patient progress in treatment.

Consultant/Program Developer, Kings Health System, INC, 3502 W. Rogers Ave Suite 1, Baltimore, MD 21215 04/2012– currently

Roles Performed: - Research and facilitate the process of program development for substance abuse treatment. Developed structure, and implement marketing materials for the outpatient mental health clinic. Manage, organize, and implement meetings with other organizations to present

marketing materials in regards to the clinic.

-Provide individual, group, and family psychotherapy for the co-occurring and mental health population. Conduct comprehensive psychological interviews and individual biopsychosocial assessments. Conduct assessment screens for mental health problems utilizing psychosocial instruments such as a comprehensive clinical interview and the Symptom Screening Form. Conduct mental status exams and determine if suicidal or violent ideation is present. Administer other psychometric assessments when appropriate to provide the care providers with specific differentiating information regarding co-occurring disorders, such as Beck's Depression Inventory and other inventories. Provide Individual Psychotherapy to include family and couple counseling for a caseload of patients with dual diagnosis. Provide and practice professional knowledge of concepts, principles, and procedures through a holistic, patient-centered, strength based, solution-oriented, and harm reduction approach for the treatment of co-occurring disorders. Provide various educational and therapeutic interventions, including art therapy, workshops, meditation and Eastern-based activities, PMR, guided imagery, sexual health and safer-sex education, writing assignments, film viewings, role-playing, and acupuncture. Provide and practice general evidence-based practices including, Motivational Interviewing, Trauma-Focused Cognitive Behavioral Therapy, Incentive Programs, and the utilization of scholarly, peer-reviewed. Develop and implement treatment plans to serve the individualized needs of patients and their co-occurring disorder. Develop treatment that is consistent with the patient's cultural expectations and comfort levels. Provide case management services, including; referrals, linking, monitoring, treatment planning and advocating. Maintain case records in accordance with program, city, state, federal, and accrediting body standards. Conduct ongoing patient reviews of patient progress in treatment. Attend meetings and serve on continuous quality improvement co

IOP Clinical Coordinator/Psychotherapist, Man Alive/Lane Treatment Center, 2117 Maryland Ave Baltimore, MD 21218 7/2009 – 10/2012

Roles Performed: - Manage and facilitate the intensive outpatient program (IOP) for substance abuse and mental health. Oversee daily operations of the IOP program. Developed new structure, guidelines, and incentive program to support patient engagement and retention in IOP. Created graduation-from-treatment program for patients and organized and directed graduation events. Developed and implemented new protocol for billing and insurance authorization tracking that reduced missed revenue and errors. Chair and attend meetings regarding strategic planning, budgeting, and marketing for the agency. Contribute to continuous quality improvement through revision and updating of policies and procedures. Manage and supervise three staff members.

Megan Patricia Miller

Research Interviewer/Research Assistant, American Institutes of Research, Baltimore, MD 4/2008-9/2008

Roles Performed: I worked within the project of the Whole Day First Grade Program. Prepare data collection materials for data entry, maintain and updated database of students, organize and manage physical space, hard files and electronic files, and assessment of office materials, and edit data collection materials. Interview third grade students measuring math and reading skills (Woodcock Johnson Test of Achievement) and psychological well being via The Baltimore How I Feel (BHIF), self-report, and observation methods. I also had crisis response training and have handles crisis response within the schools. Conduct fieldwork, phone calls, and internet searches to find missing student who are involved in the program within the state of Maryland and other states.

EA/ A+ Leader, Keolu Elementary School, 1416 Keolu Drive, Kailua, Hawaii, 96734 2/1/2004 - 12/1/2007

Roles Performed: Working in a classroom along with the Special Ed teacher. Working with SED children, making lesson plans, teaching the students math, reading, PE, and everyday activities. Planning art activities, watching the children, and helping them with their homework. Also attend workshops and many staff meetings.

Social Worker Intern, Ko'olau Clubhouse, 46-016 Alaloa St, Kaneohe, HI, 96744 1/1/2006 - 5/1/2007

Roles Performed: Ko'olau Clubhouse is a unique member-driven psychosocial rehabilitation program for adults living with the challenges of mental illness and co-occurring disorders. Within a supportive environment, program participants (members) are offered a multitude of services to promote self-growth, enhance self-esteem, increase self-confidence, and develop and sustain meaningful relationships as well as improve the quality of life. I started the educational program where members can finish and receive their GED I help them study the materials for the test. I also was involved with the Transitional Employment program (TE). This is where members work part-time and are paid the prevailing wage for that position. Members are also encouraged to engage in volunteer placement. This provides a chance to assess their work capabilities, build work stamina and improve their skills and self-confidence. I was in charged of researching about the program and how other clubhouse started their TE programs. I was involved in finding employers to be involved in the program and to find members to start the program. I helped members with their benefits, writing skills, speech skills, and communication skills. I conducted monthly progress notes on clients; I conducted intakes, assessment, worked on members contract plans, on their goals, on their treatment plans and, planning their interventions and evaluated them. I also was in charged of morning meetings for the maintenance unit and I help build the garden at Hawaii State Hospital for the members to work in. I also worked on job interview skills and taught the skills to members and staff, and showed new members around for orientation, I conducted research about SSI, SSDI, and food stamps for the members.

Social Worker Intern, Pohai Nani Nursing Home, 45 2 Namoku St, Kaneohe, HI, 96744 9/1/2006 - 12/1/2006

Roles Performed: Learned how to write in resident's medical file. Attended daily and weekly staff meetings. Talked to residents and family when they had a problem and helped them with their benefits. I conducted intakes and assessment of new and residing residents. I conducted in giving them their mental health exam and well being exam. I conducted in planning their treatment plans and goals. I also conducted intakes, assessments, and evaluations. I also help plan activities and conducted researched and taught about Alzheimer's disease.

Education.

- Psychotherapy Clinical Program, Baltimore Washington Institute of Psychoanalysis, expected 2014
- Master of Social Work, MSW, Concentration: Clinical Social Work, Specialization: Substance Abuse and Mental Health, University of Maryland, 7/2011
- Bachelor of Social Work, BSW, Hawaii Pacific University, 5/16/2007

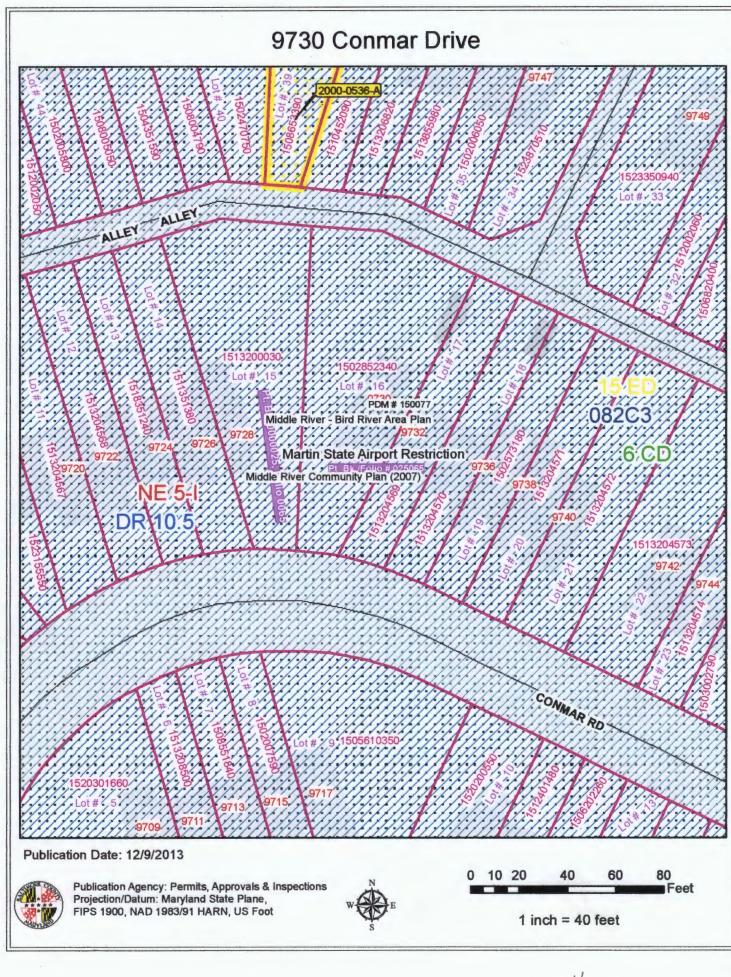
Professional Licenses/Certification.

- License Certified Social Worker Clinical (LCSW-C), 10/08/2013 10/13/2015, Maryland
- Certified AniCare Child and Adult Therapist 10/28/2011
- SOAR Certified 11/20011

Megan Patricia Miller

Additional Qualifications and Experience.

- Graduated Summa Cum Laude from the School of Social Work at the University of Maryland in 2011 and from Hawaii Pacific University in 2007
- I have received the President's Award from Hawaii Pacific University and I am also on three honor societies.
- I formerly served on the board and am a current member of the NASW, a highly competitive committee offering only one BSW representative and was on the board as the BSW student representative
- I was the VP of the Social Work Club



Ttem # 0136

