

Office of Administrative Hearings for Baltimore County
105 West Chesapeake Avenue Suite 103
Towson, Maryland 21204

In the Matter of

Civil Citation No. 120360

Christopher E. Baker

1349 Halstead Road

Respondents

FINDINGS OF FACT AND CONCLUSIONS OF LAW
FINAL ORDER OF THE ADMINISTRATIVE LAW JUDGE

This matter came before the Administrative Law Judge on November 28, 2012 for a Hearing on a citation for violations under the Baltimore County Code (BCC) section 13-4-201(d); 13-7-310, 312: Failure to store trash in cans with lids; Failure to remove all junk, trash and debris from residential property.

On November 7, 2012, pursuant to § 3-6-205, Baltimore County Code, Inspector Jeff Radcliffe issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1st class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$500.00 (Five hundred dollars).

The following persons appeared for the Hearing and testified: Christopher Baker, Respondent and, Jeff Radcliffe, Baltimore County Code Enforcement Officer.

Testimony was presented that upon a citizen complaint, an inspection of the abovenoted property was carried out on 11/7/12, revealing the presence and use of garbage cans without tight fitting lids as well as scattered miscellaneous garbage and debris on the ground. This property had been the subject of the same violations

Having heard the testimony and evidence presented at the Hearing:

IT IS ORDERED by the Administrative Law Judge that a civil penalty be imposed in the amount of \$500.00 (Five hundred dollars).

IT IS ORDERED by the Administrative Law Judge that a civil penalty be imposed in the amount of \$500.00 (five hundred dollars) from the present matter and \$200.00 (two hundred dollars) of the civil penalty suspended pursuant to my previous Order in case No.99838, for a total civil penalty of \$700.00 (Seven hundred dollars).

IT IS FURTHER ORDERED that \$200.00 of the \$700.00 civil penalty be suspended, with an immediate \$500 fine imposed at this time.

IT IS FURTHER ORDERED that the remaining \$200.00 civil penalty will be imposed if the subject property is not brought into compliance pursuant to this Order.

IT IS FURTHER ORDERED that if the subject property is brought into compliance pursuant to this Order, the remaining \$200.00 civil penalty will be imposed if there is a subsequent finding against the Respondent for the same violation.

IT IS FURTHER ORDERED that if not paid within thirty days of billing, the civil penalty AND any expenses incurred by Baltimore County, as authorized above, shall be imposed and placed as a lien upon the property.

IT IS FURTHER ORDERED that the County inspect the property to determine whether the violations have been corrected.

ORDERED this ___3___ day of December 2012

Signed: _____
Lawrence M. Stahl
Managing Administrative Law Judge

NOTICE: Pursuant to §3-6-301(a) of the Baltimore County Code, the Respondent or Baltimore County may appeal this order to the Baltimore County Board of Appeals within fifteen (15) days from the date of this order; any such appeal requires the filing of a petition setting forth the grounds for appeal, payment of a filing fee of \$225.00 and the posting of security in the amount of the penalty assessed.