

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

January 11, 2013

Edward McDonough  
8 Taney Court  
Taneytown, MD 21787

Re: Code Enforcement Case No. 121450, 923 Fairmount Avenue

Dear Sir/Madam:

Enclosed here within please find a Citation which has become a Final Order entered by Administrative Law Judge in the above captioned matter. Please note that under the Baltimore County Code (B.C.C.) §3-6-205(d), this is a non-appealable Final Order, given that you failed to appear at the **January 9, 2013** Hearing scheduled for the captioned violation case.

The Judge imposed a civil penalty in the amount of **\$800**. You are required to make payment by cash, check or money order within 30 days of the date of this letter to:

**Baltimore County Office of Budget and Finance  
400 Washington Avenue, Room 150  
Towson, MD 21204**

**Failure to make the payment as required by the enclosed Order will result in the imposition of a statutory lien against your property and/or the initiation of other collection efforts by Baltimore County. Please note that you have a continuing obligation to maintain your property in compliance with all laws. If you have any questions about this matter please contact your inspector at 410-887-3351.**

Please also note that the Administrative Law Judge's Final Order requires you to correct within 7 days the violation detailed in the citation. Should you fail to comply with the Order within that time frame, be advised that Baltimore County may, with County employees or through a private contractor, enter upon your property to correct the violation. The costs and expenses of the property clean up are the responsibility of the owner, and if not paid may become a tax lien on your property.

Sincerely,

Original Signed

ARNOLD JABLON,  
Deputy Administrative Officer and Director  
Permits, Approvals and Inspections

AJ/sma  
Enclosure

Department of Permits Approvals and Inspections  
111 West Chesapeake Avenue  
Towson, Maryland 21204  
Baltimore County, Maryland

In the Matter of

Civil Citation No. 121450

Edward McDonough  
8 Taney Court  
Taneytown, MD 21787

923 Fairmount Avenue

Respondent

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

This matter came before the Administrative Law Judge on January 9, 2013 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 junk, trash and Debris on residential property.

On December 12, 2012 pursuant to § 3-6-205, Baltimore County Code, Inspector Jeffrey Radcliffe issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1<sup>st</sup> class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$800.00 (eight hundred dollars).

The following persons appeared for the Hearing and testified: Jeffrey Radcliffe, Baltimore County Code Enforcement Officer.

The Respondent failed to request a Code Enforcement Hearing and/or failed to appear at the scheduled hearing. Under Baltimore County Code, § 3-6-205 (d) failure to appear at the scheduled hearing renders the Citation and any civil fine or other relief thereupon, a final non-appealable order.

Therefore:

IT IS ORDERED by the Administrative Law Judge that a civil penalty be imposed in the amount of \$800.00 (eight hundred dollars).

IT IS FURTHER ORDERED THAT Baltimore County shall be authorized to send a contractor to enter upon the subject property and correct the violation herein, by removing all trash, junk, and debris thereupon, the costs and expenses arising therefrom to be the responsibility of and be assessed against the Respondent.

IT IS FURTHER ORDERED that if not paid within thirty days of billing, the civil penalty lien 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 violation has been corrected.

ORDERED this 11 day of January 2013

Signed: Original Signed  
John E. Beverungen  
Administrative Law Judge

**NOTICE TO RESPONDENT:** The Respondent is advised that pursuant to §3-6-301(a) of the Baltimore County Code, the Respondent 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 and the posting of security in the amount of the penalty assessed.

JEB/sma