

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

In the Matter of
Chris Steck
Respondent

Civil Citation No. 114506
8265 Kavanagh Road

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

This matter came before the Administrative Law Judge on January 16, 2013, for a Hearing on a citation for violations under the Baltimore County Code (BCC) section 13-4-201: failure to store all garbage in cans with tight fitting lids on residential property.

On December 12, 2012, pursuant to BCC § 3-6-205, Inspector Daniel O'Neill 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 \$3,000.00 (Three thousand dollars).

The following persons appeared for the Hearing and testified: Alayna Hummel (a tenant at the premises), Respondent, and Daniel O'Neill, Baltimore County Code Enforcement Officer.

Mr. O'Neill testified that the subject property has had repeated violations concerning the proper storage of garbage. He indicated that he has written several correction notices for the property, and that the Respondent has simply failed to observe the County Code requirements pertaining to the storage and disposal of household garbage. The Inspector submitted photos which depicted the presence of trash in bags in the rear of the home.

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 \$3,000.00 (Three thousand dollars).

IT IS FURTHER ORDERED that \$2,000.00 of the \$3,000.00 civil penalty be suspended, with an immediate \$1,000.00 fine imposed at this time.

IT IS FURTHER ORDERED that the remaining \$2,000.00 civil penalty will be imposed if there is a subsequent finding against the Respondent for the same violation within one year of the date of this Order.

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.

ORDERED this ___22___ day of January, 2013

Signed: Original Signed
John E. Beverungen
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.

JEB/sma