

Resolution No.: 20-1072  
Introduced: March 17, 2026  
Adopted: March 24, 2026

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND**

---

Lead Sponsor: Council President at the Request of the County Executive

---

**SUBJECT:** Department of Transportation - Docket No. AB 782 - Abandonment - Portion of a Public Alley Behind Bayard Boulevard

**Background**

1. By letter dated April 10, 2022, Mr. Benjamin Oshman and Mrs. Michele Oshman (collectively the “Applicant”) petitioned for the abandonment of approximately 301 square feet of a public right-of-way dedicated to public use as a 15-foot-wide public alley located behind the Applicants’ property at 4803 Bayard Boulevard, Bethesda, MD 20816 (“Abandonment Area”). The Abandonment Area serves as a public alley running behind the properties fronting Bayard Boulevard between Berkley Drive and Earlston Street in the Crestview neighborhood of Bethesda.
2. A Public Hearing to consider the abandonment proposal was held on September 21, 2022, by the designee of the County Executive.
3. The County Executive forwarded to the County Council the application for abandonment, a report based on the record of the proceedings, together with exhibits relied upon and a transcription of the hearing, recommending the approval of the proposed abandonment request subject to conditions contained in the Executive’s Report.

**Action**

The County Council for Montgomery County, Maryland approves the following resolution:

The County Council for Montgomery County, Maryland, finds that the Abandonment Area is no longer necessary for public use, pursuant to Section 49-63 of the Montgomery County Code, and approves the abandonment subject to the following conditions, which must be satisfied at Applicant’s sole cost and expense prior to the abandonment becoming effective:

1. Applicant must prepare and record a new subdivision plat that incorporates the Abandonment Area into the adjacent property in accordance with County Code Section 49-65.
2. The Applicant must grant, prepare, and record any necessary easements for County storm drains and public utility facilities, including but not limited to gas lines, electric facilities, and water and sewer facilities to the satisfaction of the County or the public utility, as applicable, allowing such facilities to remain at their current location or relocated locations, and providing perpetual right of ingress and egress from the easement areas at any time (which rights must not be subordinate to other interests).

The County Attorney must record, among the Land Records of Montgomery County, Maryland, a copy of this Resolution approving the abandonment of the subject area.

Any person aggrieved by the action of the Council for the abandonments may appeal to the Circuit Court within 30 days after the date such action is taken by Council.

This is a correct copy of Council action.



---

Sara R. Tenenbaum  
Clerk of the Council