

IN THE MATTER OF	*	BEFORE THE
<u>MARY PRIETZ – LEGAL OWNER/APPELLANT</u>	*	BOARD OF APPEALS
3543 BAY DRIVE		
BALTIMORE, MD 21220	*	OF
RE: Department of Environmental Protection and	*	BALTIMORE COUNTY
Sustainability Code Violation – owner must		
Remove waterfront patio from the 25 ft buffer*		
And reduce lot coverage by 1,294 square feet		
To comply with the Chesapeake Bay Critical	*	CASE NO.: CBA-13-020
Area regulations		

\* \* \* \* \*

**ORDER OF DISMISSAL**

This matter comes to the Board of Appeals by way of an appeal filed by Alan J. Booth, Esquire as counsel for the Appellant, Mary Prietz, from a final decision of the Administrative Law Judge dated December 17, 2012, in which the Code Violation was upheld and a civil penalty was assessed in the amount of \$30,000.00 with all but \$2,000.00 suspended.

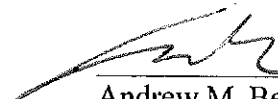
**WHEREAS**, the Board is in receipt of a letter of voluntary withdrawal of appeal filed on April 29, 2013, by Alan Booth, Esquire, as Counsel for the Appellant, Mary Prietz, said Appellant (a copy of which is attached hereto and made a part hereof); and

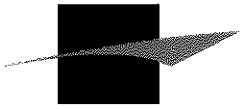
**WHEREAS**, said Appellant requests that the appeal taken in this matter be withdrawn and dismissed as of April 29, 2013,

**IT IS ORDERED** this 14<sup>th</sup> day of May, 2013 by the Board of Appeals of Baltimore County that the appeal taken in Case No. CBA-13-020 be and the same is hereby **DISMISSED with prejudice**; and it is further

**ORDERED** that Appellant has thirty (30) days from the date of this Order to bring the property into compliance with the Administrative Law Judge’s Order dated December 17, 2012.

**BOARD OF APPEALS  
OF BALTIMORE COUNTY**

  
\_\_\_\_\_  
Andrew M. Belt, Chairman



**SCHULTE BOOTH**  
ATTORNEYS AT LAW

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Alan J. Booth  
albooth@schultebooth.com

April 29, 2013

Sent via First Class Mail and Facsimile

RECEIVED  
APR 30 2013

BALTIMORE COUNTY  
BOARD OF APPEALS

Board of Appeals of Baltimore County  
Jefferson Building  
Second Floor, Suite 203  
105 West Chesapeake Avenue  
Towson, Maryland 21204

Re: In the Matter of: Mary Prietz – Legal Owner  
3543 Bay Drive, Baltimore, MD 21220  
Case No: CBA-13-020

Dear Ms. Shelton:

Please be advised that our client, Mary Prietz, has decided after much deliberation, to Withdraw her Appeal of the decision of the Administrative Law Judge in the above captioned matter. Please remove this matter from the docket, currently scheduled for hearing on Thursday, May 2, 2013 at 10:00 a.m. I have left messages for Mr. Akcin of the County Attorney's Office and Mr. Krispin of the County Department of Environmental Protection advising them of this withdrawal of appeal.

Thank you for the assistance and courtesy you have extended during this process. If there are any questions, do not hesitate to contact me.

Sincerely,

Alan J. Booth

cc: Ms. Mary Prietz  
Jonny Akcin, Esq.  
Thomas Krispin



## Board of Appeals of Baltimore County

JEFFERSON BUILDING  
SECOND FLOOR, SUITE 203  
105 WEST CHESAPEAKE AVENUE  
TOWSON, MARYLAND, 21204  
410-887-3180  
FAX: 410-887-3182

May 14, 2013

Alan J. Booth, Esquire  
Schulte Booth, P.C.  
3001 Elliott Street  
Baltimore, MD 21224

Johnny Akchin, Assistant County Attorney  
Dept of Permits, Approvals and Inspections  
Real Estate Compliance Section  
111 W. Chesapeake Avenue  
Towson, MD 21204

RE: *In the Matter of: Mary Prietz – Legal Owner/Appellant*  
Case No.: CBA-13-020

Dear Counsel:

Enclosed please find a copy of the Order of Dismissal issued this date by the Board of Appeals of Baltimore County in the above subject matter.

Any petition for judicial review from this decision must be made in accordance with Rule 7-201 through Rule 7-210 of the *Maryland Rules*, **WITH A PHOTOCOPY PROVIDED TO THIS OFFICE CONCURRENT WITH FILING IN CIRCUIT COURT.** Please note that all **Petitions for Judicial Review filed from this decision should be noted under the same civil action number.** If no such petition is filed within 30 days from the date of the enclosed Order, the subject file will be closed.

Very truly yours,

A handwritten signature in black ink that reads "Theresa Shelton/kc".

Theresa R. Shelton  
Administrator

TRS/klc  
Enclosure  
Duplicate Original Cover Letter

c: Mary Prietz  
Brian Lindley, Supervisor, Environmental Compliance, EPS  
Thomas Krispin, Natural Resource Specialist II, Environmental Impact Review, EPS  
Lawrence M. Stahl, Managing Administrative Law Judge  
Nancy West, Assistant County Attorney  
Vincent J. Gardina, Director/EPS  
Michael Field, County Attorney