

IN THE MATTER OF  
DAVID AND DARLENE BAUGHER-LEGAL OWNERS  
AND PETITIONERS FOR VARIANCE ON THE  
PROPERTY LOCATED AT 617 ROCKAWAY  
BEACH AVENUE

15<sup>TH</sup> ELECTION DISTRICT  
6<sup>TH</sup> COUNCILMANIC DISTRICT

\* BEFORE THE  
\* BOARD OF APPEALS  
\* OF  
\* BALTIMORE COUNTY  
\* CASE NO. 14-290-A

\* \* \* \* \*

**ORDER OF DISMISSAL**


This matter comes to the Board of Appeals by way of an appeal filed by William and Anita Goodwin, Protestants and Appellants, from a final decision of the Administrative Law Judge dated September 4, 2014, in which the requested zoning relief was granted.

**WHEREAS**, the Board is in receipt of a letter of voluntary withdrawal of appeal filed on January 2, 2015, by William and Anita Goodwin, Protestants/Appellants explaining that a settlement agreement has been reached by the parties (a copy of which is attached hereto and made a part hereof); and

**WHEREAS**, said Petitioner /Appellant requests that the appeal taken in this matter be withdrawn and dismissed as of January 2, 2015,

**IT IS ORDERED** this 15<sup>th</sup> day of January, 2015 by the Board of Appeals of Baltimore County that the appeal taken in Case No. 14-290-A be and the same is hereby **DISMISSED**.

**BOARD OF APPEALS  
OF BALTIMORE COUNTY**

  
\_\_\_\_\_  
David L. Thurston, Chairman

William J. Goodwin, Jr.  
Anita L. Goodwin  
619 Rockaway Beach Ave. Essex Maryland, 21221

January 2, 2015

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

RECEIVED  
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BALTIMORE COUNTY  
BOARD OF APPEALS

In The Matter Of: **David W. and Darlene J. Baugher**  
**617 Rockaway Beach Avenue**  
**14-290-A**      **15<sup>th</sup> Election District; 6<sup>th</sup> Councilmanic District**

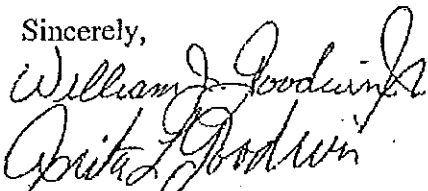
To Whom It May Concern:

Please be advised that William and Anita Goodwin wish to withdrawal their appeal of Petition for Variance from B.C.Z.R., 1B02.3.C.1 in the matter of 14-290-A granted on 9/14/14, for the property 617 Rockaway Beach Avenue. This hearing is scheduled for **Thursday, January 8, 2015 at 10:00 A.M.**

The rational and reasoning for the withdrawal is that the said parties have reached an agreement (attached) that should take care of the concerns expressed at the hearing and subsequent appeal.

Thank you to those involved in the County of Baltimore process and our neighbors David and Darlene Baugher for arriving at this amicable continuance.

Sincerely,



William J. Goodwin, Jr.  
Anita L. Goodwin

**CENTRAL DRAFTING AND DESIGN**  
**601 CHARWOOD COURT**  
**EDGEWOOD, MARYLAND 21040**  
**(410) 679-8719 FAX (410) 679-1298**

December 3, 2014

MEMO TO: David and Darlene Baugher  
William and Anita Goodwin

RE: 617 ROCKAWAY BEACH AVENUE

I am glad we could all get together today to review the proposed grading and drainage plan for the new dwelling to be constructed on the referenced property. As we discussed, and as shown on the plan I prepared, we are proposing to grade the lot in an attempt to alleviate, as much as possible, existing and any future drainage problems affecting the Goodwin's property.

The proposal is to construct a drainage swale along both sides of the proposed dwelling to reduce the area presently draining toward the Goodwin's residence. In addition to constructing the swales, we are also proposing the following:

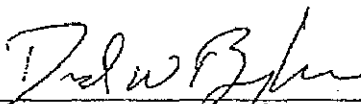
- (1) Install an underdrain system below the swale between the referenced property and the Goodwin residence. The downspouts of the proposed garage will be tied into the underdrain system.
- (2) The roof of the proposed dwelling and garage will slope away from the Goodwin residence.
- (3) During construction, a "super silt fence" will be constructed along the property line between the proposed dwelling and the Goodwin residence to reduce possible sediment and drainage problems to the extent possible.
- (4) The items mentioned above will be shown on the site and grading plan submitted to Baltimore County with the building permit application.

I believe this proposal, in addition to moving the proposed dwelling toward Rockaway Beach Avenue as shown on the plan, should take care of the concerns that Mr. and Mrs. Goodwin expressed at the hearing and subsequent appeal.

Assuming all parties are in agreement with the above, please sign below and I will proceed with preparing the Site Plan for the permit application and hopefully avoid the appeal process.

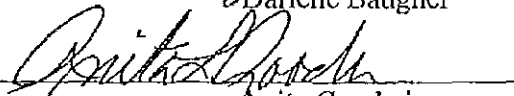
Thanks for your cooperation,

Dave Billingsley

  
 \_\_\_\_\_  
 David Baugher

  
 \_\_\_\_\_  
 Darlene Baugher

  
 \_\_\_\_\_  
 William Goodwin

  
 \_\_\_\_\_  
 Anita Goodwin



## 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

January 15, 2015

David W. and Darlene J. Baugher  
617 Rockaway Beach Avenue  
Baltimore, Maryland 21221

William J. and Anita L. Goodwin  
619 Rockaway Beach Avenue  
Baltimore, Maryland 21221

RE: In the Matter of: David and Darlene Baugher  
Case No: 14-290-A

Dear Mr. and Mrs. Baugher and Mr. and Mrs. Goodwin:

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 cursive script that reads "Sunny Cannington".

Krysundra "Sunny" Cannington  
Administrator

KLC/tam  
Enclosure  
Duplicate Original Cover Letter

c: David W. Billingsley  
Michael Koenig  
Michele Baugher  
Kim Goodwin  
Office of People's Counsel  
Lawrence M. Stahl, Managing Administrative Law Judge  
Arnold Jablon, Director/PAI  
Andrea Van Arsdale, Director/Department of Planning  
Nancy West, Assistant County Attorney  
Michael Field, County Attorney/Office of Law