

IN THE MATTER OF

* BEFORE THE

JAMES K. POWELL, JR – LEGAL OWNER
PETITION FOR SPECIAL HEARING ON
THE PROPERTY LOCATED ON S/S BOTTOM
ROAD, 1,700 FT E/ OF C/L OF ECK ROAD
(13663 BOTTOM ROAD)
11th ELECTION DISTRICT
3rd COUNCILMANIC DISTRICT

* BOARD OF APPEALS
* OF
* BALTIMORE COUNTY
* CASE NO.: 14-265-SPH

* * * * *

ORDER OF DISMISSAL

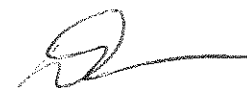
This matter comes to the Board of Appeals by way of an appeal filed by Peter Max Zimmerman, People's Counsel for Baltimore County, from a decision of the Administrative Law Judge dated August 6, 2014 in which the requested Petition for Special Hearing was granted with conditions.

WHEREAS, the Board is in receipt of a voluntary letter of withdrawal of the Petition for Special Hearing, filed November 24, 2014 and signed by Timothy M. Kotroco, Esquire, Counsel for James K. Powell, Jr., Legal Owner/Petitioner, (a copy of which is attached hereto and made a part hereof); and

WHEREAS, said Counsel for Petitioner requests that the Petition for Special Hearing taken in this matter be withdrawn as of November 24, 2014;

IT IS THEREFORE ORDERED this 16th day of December, 2014 by the Board of Appeals of Baltimore County that the Petition for Special Hearing taken in Case No. 14-265-SPH be and the same is hereby **DISMISSED without prejudice**, thereby rendering the August 6, 2014 Order of the Administrative Law Judge as **null and void** in this matter.

**BOARD OF APPEALS
OF BALTIMORE COUNTY**



David L. Thurston, Chairman

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TIMOTHY M. KOTROCO
DIRECT LINE (410) 832-2004
DIRECT FAX (410) 339-4050
TKotroco@wtplaw.com

November 24, 2014

Via Hand Delivery

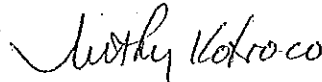
Mr. Arnold Jablon, Director
Permits, Approvals and Inspections
111 W. Chesapeake Avenue, Room 111
Towson, Maryland 21204

Re: **CASE NUMBER: 2014-0265-SPH**
13633 Bottom Road
11th Election District-3rd Councilmanic District
Legal Owner: James Kenneth Powell, Jr.

Dear Mr. Jablon:

My client, James Kenneth Powell, Jr. wishes to withdraw his Petition for Special Hearing that was filed in the above referenced case. All issues which were the subject of the Special Hearing petition were resolved with Baltimore County and the requested relief is no longer necessary. Please withdraw the Petition for Special Hearing.

Very truly yours,



Timothy M. Kotroco

TMK:tk

cc: Peter Max Zimmerman, Peoples Counsel
James Kenneth Powell, Jr.

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NOV 24 2014

BALTIMORE COUNTY
BOARD OF APPEALS



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

December 16, 2014

Timothy M. Kotroco, Esquire
Whiteford, Taylor & Preston, LLP
One West Pennsylvania Avenue
Suite 300
Towson, Maryland 21204

RE: *In the Matter of: James K. Powell, Jr.*
Case No: 14-265-SPH

Dear Mr. Kotroco:

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 Han".

Krysundra "Sunny" Cannington
Administrator

KLC/tam
Enclosure

c: James K. Powell, Jr.
Bob Wilson
Joyce Colimore
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