

IN THE MATTER OF	*	BEFORE THE
THE APPLICATION OF	*	BOARD OF APPEALS
<u>FRIENDS OF LUBAVITCH</u>	*	
<u>LEGAL OWNERS/PETITIONERS</u>	*	OF
FOR SPECIAL HEARING ON THE PROPERTY	*	BALTIMORE COUNTY
LOCATED AT 14 AIGBURTH AVENUE	*	
9 <sup>TH</sup> ELECTION DISTRICT	*	CASE NO. 16-170-SPH
5 <sup>TH</sup> COUNCILMANIC DISTRICT	*	

\* \* \* \* \*

**ORDER OF DISMISSAL**

This matter comes to the Board of Appeals by way of an appeal filed by The Aigburth Manor Association of Towson, Inc., Paul Hartman as Vice President and individually, David Zoll, and Robin Taylor Zoll, authorized as Trustee of the Madge S. Taylor and James F. Taylor Trust, Protestants/Appellants, from a decision of the Administrative Law Judge dated April 6, 2016, in which the requested zoning relief was granted and the Ruling on the Motion for Reconsideration dated May 25, 2016, wherein the Motion was denied.

**WHEREAS**, the Board is in receipt of a Request to Withdraw Petition filed by Timothy M. Kotroco, Esquire on behalf of Friends of Lubavitch, Inc., Petitioner (a copy of which is attached hereto and made a part hereof); and

**WHEREAS**, said Petitioner requests that the Petition for Special Hearing that is the subject matter of this appeal be withdrawn and dismissed,

**IT IS THEREFORE ORDERED** this 17<sup>th</sup> day of January, 2017 by the Board of Appeals of Baltimore County that pursuant to the Board's Rules of Practice and

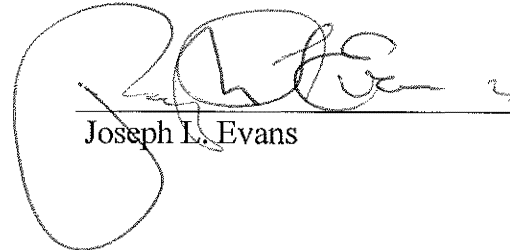
In the matter of Friends of Lubavitch, Inc. Case no. 16-170-SPH

Procedure, Rule 3.b.2., the Petition for Special Hearing filed in Case No. 16-170-SPH, be and the same is hereby **WITHDRAWN AND DISMISSED** with prejudice.

**BOARD OF APPEALS  
OF BALTIMORE COUNTY**

  
James H. West, Panel Chairman

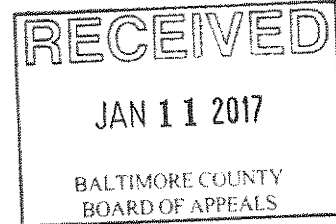
  
Meryl W. Rosen

  
Joseph L. Evans

# TIMOTHY M. KOTROCO

Attorney at Law  
305 Washington Avenue, Suite 502  
Towson, Maryland 21204  
410-299-2943  
[Tkotroco@gmail.com](mailto:Tkotroco@gmail.com)

January 11, 2017



## **HAND DELIVERED**

The Honorable James H. West, Panel Chairman  
Board of Appeals for Baltimore County  
Jefferson Building, Second Floor, Suite 203  
105 West Chesapeake Avenue  
Towson, Maryland 21204  
Attention: Krysundra "Sunny" Cannington, Administrator

Re: In the Matter of: Friends of Lubavitch, Inc., Case No. 16-170-SPH  
**Request for Withdrawal of Petition for Special Hearing**

Dear Judge West,

The Petitioner herein, pursuant to Rule 3.b.1 & 2 of Appendix H, Rules of Practice and Procedure of the Baltimore County Board of Appeals hereby withdraws and dismisses its Petition for Special Hearing in the above referenced case.

Very truly yours,

A handwritten signature in cursive script that reads "Timothy M. Kotroco".

Timothy M. Kotroco

TMK/eak

Copy to: Judge Meryl W. Rosen  
Judge Joseph L. Evans  
Brian J. Murphy, Esquire Attorney for Appellants  
Aigburth Manor Association, Inc., c/o Paul Hartman  
David Zoll, Robert Taylor Zoll., Trustees  
People's Counsel for Baltimore County



## 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 17, 2017

Friends of Lubavitch, Inc.  
c/o Rabbi Menachem Rivkin  
14 Aigburth Road  
Towson, MD 21286

Brian J. Murphy, Esquire  
1206 St. Paul Street  
Baltimore, MD 21202

RE: *In the Matter of: Friends of Lubavitch, Inc. – Legal Owner*  
Case Nos.: 16-170-SPH

Dear Messer's Rivkin and Murphy:

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/  
Enclosure  
Duplicate Original Cover Letter

c: J. Scott Dallas/J.S. Dallas, Inc.  
Aigburth Manor Association, Inc. c/o Paul Hartman, Vice President  
Paul Hartman  
David Zoll  
Robin Taylor Zoll, Trustee of the Madge S. Taylor and James F. Taylor Trust  
Office of People's Counsel  
Lawrence M. Stahl, Managing Administrative Law Judge  
Andrea Van Arsdale, Director/Department of Planning  
Arnold Jablon, Deputy Administrative Officer, and Director/PAI  
Nancy C. West, Assistant County Attorney/Office of Law  
Michael E. Field, County Attorney/Office of Law