



## Board of Appeals of Baltimore County

JEFFERSON BUILDING  
SECOND FLOOR, SUITE 203  
105 WEST CHESAPEAKE AVENUE  
TOWSON, MARYLAND, 21204  
410-887-3180  
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September 11, 2015

Howard L. Alderman, Jr., Esquire  
Levin & Gann, P.A.  
502 Washington Avenue, Suite 800  
Towson, Maryland 21204

Michael Pierce  
8448 Bradshaw Road  
Kingsville, Maryland 21087

RE: In the Matter of: Williamsburg Restaurant and Motel, LLC  
Case No.: 14-048-A

Dear Messrs. Alderman and Mr. Pierce:

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: Williamsburg Restaurant and Motel, LLC  
Mitchell Kellman/DMW, Inc.  
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/Office of Law  
Michael Field, County Attorney/Office of Law

Kathy McCourry  
Sheree Opdyke  
Barbara Pollitt

IN THE MATTER OF	*	BEFORE THE
<u>WILLIAMSBURG RESTAURANT AND</u>		
<u>MOTEL, LLC – LEGAL OWNERS/PETITIONERS</u>	*	BOARD OF APPEALS
PETITION FOR VARIANCE ON THE PROPERTY		
LOCATED ON THE S/E SIDE PULASKI	*	OF
HIGHWAY, 705' SW OF C/L OF STEVENS RD.		
(11131 PULASKI HIGHWAY)	*	BALTIMORE COUNTY
11 <sup>TH</sup> ELECTION DISTRICT		
6 <sup>TH</sup> COUNCILMANIC DISTRICT	*	CASE NO.: 14-048-A

\* \* \* \* \*

**ORDER OF DISMISSAL**

This matter comes to the Board of Appeals by way of an appeal filed by Howard L. Alderman, Jr., Esquire on behalf of Williamsburg Restaurant and Motel, LLC, Petitioner, from a decision of the Administrative Law Judge dated December 17, 2013 in which the requested Petition for Variance was granted in part and denied in part. Petitioner filed a Motion for Reconsideration and on January 29, 2014 the Administrative Law Judge issued a Ruling denying the Motion for Reconsideration. Protestant, Michael Pierce, was involved in this matter *pro se*.

**WHEREAS**, the Rules of Practice and Procedure of the Board of Appeals, Rule 3.b.1. states: “An appeal may be withdrawn or dismissed at any time prior to the conclusion of the hearing on said appeal;”

**WHEREAS**, said Counsel for Petitioners filed a Motion to Dismiss on June 10, 2015;

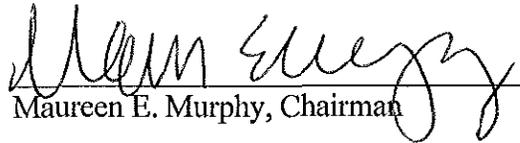
**WHEREAS**, said Protestant filed a Response to Petitioner’s Motion to Dismiss on June 15, 2015;

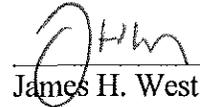
**WHEREAS**, the Board convened for argument on the Motion to Dismiss and Response;

**IT IS THEREFORE ORDERED** this 11<sup>th</sup> day of September, 2015 by the Board of Appeals of Baltimore County that the Petitioner’s Motion to Dismiss filed in Case No. 14-048-A be and the same is hereby **GRANTED** in accordance with Rule 3.b.1. of the Rules of

Practice and Procedure of the Board of Appeals of Baltimore County; the Petition for Variance in this matter is hereby **DISMISSED without prejudice**, thereby rendering the December 17, 2013 and January 29, 2014 Orders of the Administrative Law Judge as **null and void** in this matter.

**BOARD OF APPEALS  
OF BALTIMORE COUNTY**

  
Maureen E. Murphy, Chairman

  
James H. West