



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

February 8, 2016

Howard L. Alderman, Jr., Esquire
Levin & Gann, PA
Nottingham Centre, 8th Floor
502 Washington Avenue
Towson, Maryland 21204

Edward J. Gilliss, Esquire
James L. Shea, Jr., Esquire
Royston, Mueller, McLean & Reid, LLP
102 W. Pennsylvania Avenue, Suite 600
Towson, Maryland 21204

RE: In the Matter of: *Recovermat Mid-Atlantic, LLC – Legal Owner*
North Point Recycling, LLC – Aggrieved
Case No.: 14-278-SPH

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 cursive script that reads "Sunny Cannington Han".

Krysundra "Sunny" Cannington
Administrator

KLC/tam
Enclosure
Duplicate Original Cover Letter

c: See Distribution List attached

c: Recovermat Mid-Atlantic, LLC
North Point Recycling, LLC
Robert D. Capalongo, RLA/CNA Engineers
Paul Tharp
Katie Heam
Dale Fields, Business Licensing/Motor Vehicle Administration
Phil Dacey, Esquire/Motor Vehicle Administration
Office of People's Counsel
Arnold Jablon, Deputy Administrative Officer, Director/PAI
Lawrence M. Stahl, Managing Administrative Law Judge
Andrea Van Arsdale, Director/Department of Planning
Nancy C. West, Assistant County Attorney/Office of Law
Michael E. Field, County Attorney/Office of Law

**BEFORE THE COUNTY BOARD OF APPEALS
FOR BALTIMORE COUNTY**

IN RE: **PETITION FOR SPECIAL HEARING
BY NORTH POINT RECYCLING, LLC**
FOR THE PROPERTY LOCATED ON THE
W/S HALETHORPE FARMS RD, 395' S OF
C/L TRIDENT COURT
(2202 Halethorpe Farms Road)
13th Election District
1st Councilmanic District

Case No.: 2014-0278-SPH

Recovermat Mid-Atlantic, LLC,
Legal Owner/Appellant

North Point Recycling, LLC,
Petitioner/Appellee

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 Recovermat Mid-Atlantic, LLC, Legal Owner/Respondent/Appellant from a decision of the Administrative Law Judge dated October 1, 2014 in which the requested Petition for Special Hearing was granted with conditions.

WHEREAS, in open public hearing before the Board held on January 7, 2016, Counsel for Petitioner/Appellee, North Point Recycling, LLC, voluntarily and on the record withdrew the Petition for Special Hearing; and

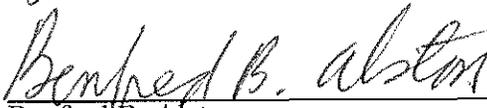
WHEREAS, in accordance with Rule 3.b.2. of the *Rules of Practice and Procedure* of this Board of Appeals, any withdrawal of a Petition that is withdrawn less than ten (10) days before the scheduled hearing date shall be dismissed with prejudice; and

IT IS THEREFORE ORDERED this 8th day of February, 2016,
by the Board of Appeals of Baltimore County that the Petition for Special Hearing in Case No. 14-

278-SPH be and the same is hereby **DISMISSED with prejudice**; thereby rendering the October 1, 2014 Order of the Administrative Law judge as **null and void**.

BOARD OF APPEALS OF
BALTIMORE COUNTY


Jane M. Hanley, Panel Chairman


Benfred B. Alston


James H. West

Copies to Counsel:

Howard L. Alderman, Jr., Esquire
Levin & Gann, PA
502 Washington Avenue, 8th Floor
Towson, Maryland 21204
Attorneys for Legal Owner/Appellant

Edward J. Gilliss, Esquire
James L. Shea, Jr., Esquire
RMMR, LLP
102 W. Pennsylvania Avenue, STE 600
Towson, Maryland 21204
Attorneys for Petitioner/Appellee

Peter Max Zimmerman, Esquire
Carole S. Demilio, Esquire
The Jefferson Building, Suite 204
105 West Chesapeake Avenue
Towson, Maryland 21204
People's Counsel for Baltimore County