



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

September 4, 2015

J. Carroll Holzer, Esquire
Holzer & Lee
508 Fairmount Avenue
Towson, Maryland 21286

Lawrence E. Schmidt, Esquire
Smith, Gildea & Schmidt, LLC
600 Washington Avenue, Suite 200
Towson, Maryland 21204

RE: In the Matter of: Roger Elliott – Legal Owner/Petitioner
Case No.: 15-196-XA

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".

Krysundra "Sunny" Cannington
Administrator

KLC/tam
Enclosure
Duplicate Original Cover Letter

c: Roger L. Elliott, Esquire
Sallie Waller
Bruce E. Doak
Julia Elliott
Meg Elliott
Sean Verzi
Randy Shaw
Lawrence M. Stahl, Managing Administrative Law Judge
Andrea Van Arsdale, Director/Department of Planning
Nancy West, Assistant County Attorney/Office of Law
Michael Field, County Attorney/Office of Law

Allison Stockbridge
Joyce Corcoran
Heather Wirth
William McInnes
Katherine McInnes
Stephen Edelen
Office of People's Counsel
Arnold Jablon, Director/PAI

IN THE MATTER OF
ROGER ELLIOTT – LEGAL OWNER/PETITIONER
FOR SPECIAL EXCEPTION AND VARIANCE ON
THE PROPERTY LOCATED AT 15815 FALLS ROAD

5TH ELECTION DISTRICT
3RD COUNCILMANIC DISTRICT

* BEFORE THE
* BOARD OF APPEALS
* OF
* BALTIMORE COUNTY
* CASE NO. 15-196-XA

* * * * *

ORDER OF DISMISSAL

This matter comes to the Board of Appeals by way of an appeal filed by J. Carroll Holzer, Esquire on behalf of Sallie Waller, Protestant and Appellant, from a final decision of the Administrative Law Judge dated June 17, 2015, in which the requested zoning relief was granted with conditions.

WHEREAS, the Board is in receipt of a letter of voluntary withdrawal of appeal filed on August 14, 2015, by J. Carroll Holzer, Esquire on behalf of Protestant/Appellant, Sallie Waller, (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 August 14, 2015,

THEREFORE, IT IS ORDERED this 4th day of September, 2015 by the Board of Appeals of Baltimore County that the appeal taken in Case No. 15-196-XA be and the same is hereby **DISMISSED**.

**BOARD OF APPEALS
OF BALTIMORE COUNTY**


Maureen E. Murphy, Chairman

IN RE: PETITION FOR SPECIAL
EXCEPTION AND VARIANCE

5th Election District
3rd Councilmanic District

Roger Elliott, Owner/Petitioner
15815 Falls Road

* BEFORE THE
* COUNTY
* BOARD OF APPEALS
* FOR
* BALTIMORE COUNTY
*
* PUD Case No.: 2015-0196-XA

* * * * *

NOTICE OF WITHDRAWAL OF APPEAL

Ms. Sallie Waller, 15813 Falls Road, Sparks, Maryland 21152, Appellant, by her attorney, *J. Carroll Holzer, Esquire*, Holzer & Lee, hereby withdraws her appeal from the Opinion & Order of the Administrative Law Judge dated June 17, 2015.

Appellant hereby withdraws her appeal with prejudice. The case is currently assigned for *Tuesday, September 22, 2015*.

Respectfully submitted,

RECEIVED
AUG 14 2015

BALTIMORE COUNTY
BOARD OF APPEALS


J. CARROLL HOLZER, Esquire
Holzer & Lee
508 Fairmount Avenue
Towson, Maryland 21286
410-825-6961
Attorney for Appellant,
Sallie Waller

LAW OFFICE
HOLZER AND LEE
THE 508 BUILDING
508 FAIRMOUNT AVENUE
TOWSON, MARYLAND
21286

(410) 825-6961
FAX: (410) 825-4923

CERTIFICATE OF SERVICE

I HEREBY CERTIFY on the 14th day of August, 2015 a copy of the foregoing

Notice of Withdrawal of Appeal was mailed first class, postage prepaid, to:

Lawrence E. Schmidt, Esquire
Smith, Gildea & Schmidt, LLC
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J. CARROLL HOLZER, Esquire