



## 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

March 17, 2016

Robert A. DiCicco  
Emily N. DiCicco  
12231 Harford Road  
Glen Arm, Maryland 21057

R. Brady Locher, III, Assistant County Attorney  
Dept. of Permits, Approvals and Inspections  
Real Estate Compliance Section  
111 W. Chesapeake Avenue  
Towson, Maryland 21204

RE: *In the Matter of: Robert and Emily DiCicco – Legal Owner/Respondent*  
Case No: CBA-16-022

Dear Messrs. DiCicco and Locher:

Enclosed please find a copy of the Ruling on Motion for Reconsideration 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

KC/tam  
Enclosure  
Duplicate Original Cover Letter

c: Maria Cuisana-Guevara  
Lawrence M. Stahl, Managing Administrative Law Judge  
Kimberly Wood, Inspector/Code Enforcement  
Lionel Van Dommelen, Chief of Code Enforcement/PAI  
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

IN THE MATTER OF:  
ROBERT and EMILY DICICCO  
7110 HEATHFIELD ROAD  
BALTIMORE, MD 21212

\* BEFORE THE  
\* BOARD OF APPEALS  
\* OF  
\* BALTIMORE COUNTY  
\* Case No. CBA-16-022

RE: Citation No.: 1508051

\* \* \* \* \*

**RULING ON MOTION FOR RECONSIDERATION**

This matter comes before the Board on a Motion for Reconsideration filed by R. Brady Locher, III, Esquire, Assistant County Attorney, on behalf of Baltimore County, Maryland, of the Board's Opinion and Order issued January 27, 2016.

On January 12, 2016, the Board convened for a hearing to conduct an on the record review of the matter before the Administrative Law Judge. After the hearing Mr. Locher reviewed the file and found that the exhibits were not in the Board's file as transferred by Code Enforcement.

After a thorough review of the case, the Board issued their decision on January 27, 2016, pursuant to Baltimore County Code Section 3-6-301(b). The Board used a decision from another case as a template for their decision in this matter. The Board affirmed the Administrative Law Judge and upheld the fine imposed. Inadvertently, conditions from the other matter were left in the Order of this matter. The Board's decision is not changed by removing the conditions that do not apply to this matter.

On January 28, 2016, the Board received a letter from Mr. Locher enclosing the exhibits that were not transmitted to the Board. The Board chose to treat this letter as a Motion for Reconsideration. The Board has determined it is best to allow the exhibits in the record for the sake of clarity and completeness; however, after review of the exhibits, the Board finds that the

exhibits do not change the reasoning and decision set forth in the Board's January 27, 2016 Opinion and Order.

IT IS THEREFORE THIS 17<sup>th</sup> day of March, 2016, by the Board of Appeals for Baltimore County,

**ORDERED**, that the Motion for Reconsideration filed by Baltimore County, be and the same is hereby, **GRANTED** to allow the exhibits in the record for the sake of clarity and completeness; however, after review of the exhibits, the Board finds that the exhibits do not change the reasoning and decision set forth in the Board's January 27, 2016 Opinion & Order; and it is further

**ORDERED**, that the Order of the Board of Appeals is amended to read:

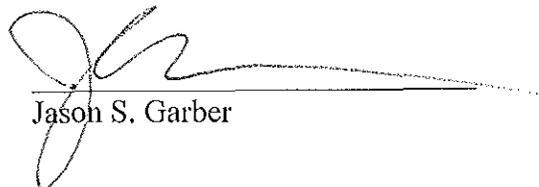
**ORDERED**, that the Final Order issued by the Administrative Law Judge dated October 14, 2015, wherein a civil penalty in the amount of \$2,000.00 (Two Thousand Dollars) was imposed, is hereby **AFFIRMED**.

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*.

**BOARD OF APPEALS  
OF BALTIMORE COUNTY**

  
Andrew M. Belt, Panel Chairman

  
Jane M. Hanley

  
Jason S. Garber