IN THE MATTER OF CSG DEVELOPMENT, LLC – LEGAL OWNER CARROLL ISLAND REALTY, LLC – CONTRACT PURCHASER AND PETITIONER FOR SPECIAL HEARING ON THE PROPERTY LOCATED AT 105 CARROLL ISLAND ROAD	*	BEFORE THE
	*	BOARD OF APPEALS
	*	OF
	*	BALTIMORE COUNTY
15TH ELECTION DISTRICT 6TH COUNCILMANIC DISTRICT	*	Case No. 21-126-SPH

* * * * * * * * * * *

ORDER OF DISMISSAL

This matter comes to the Board of Appeals by way of an appeal filed by Michael B. Brown, Esquire on behalf of Bengies Marine Repair, Inc. and Carroll Island Associates Limited Partnership, from a decision of the Administrative Law Judge dated June 28, 2021, in which the requested zoning relief was granted.

WHEREAS, the Board is in receipt of a Withdrawal of Petition Without Prejudice filed by Timothy M. Kotroco, Esquire on behalf of Carroll Island Realty, LLC, Petitioner and Contract Purchaser (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WHEREAS, said Petitioner requests that the Petition for Special Hearing that is the subject matter of this appeal be withdrawn and dismissed,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 20th day of January, 2022 by the Board of Appeals of Baltimore County that, in accordance with Board of Appeals Rules of Practice and Procedure, Rule 3.b.2, the Petition for Special Hearing filed in Case No. 21-126-SPH be and the same is hereby **WITHDRAWN AND DISMISSED without prejudice.**

BOARD OF APPEALS
OF BALTIMORE COUNTY

Deborah C. Dopkin

Deborah C. Dopkin, Chair

IN RE: **PETITION FOR SPECIAL HEARING**	*	BEFORE THE
105 Carroll Island Road 15th Election District 6th Council District	*	BOARD OF APPEALS FOR
CSG Development, LLC *Legal Owners*	*	BALTIMORE COUNTY
Carroll Island Realty, LLC *Petitioners*	*	**Case No. 21-126-SPH**

* * * * * * * * * * * * *

WITHDRAWAL OF PETITION WITHOUT PREJUDICE

The Petitioner and Contract Purchaser, Carroll Island Realty, LLC has authorized their undersigned legal counsel, in accordance with Rule 3.b. of the *Rules of Practice and Procedure* promulgated by this Board, to withdraw without prejudice their Petition for Special Hearing in the above referenced case. This withdrawal is more than ten (10) days in advance of the Board's hearing on this matter. This case is currently set for a hearing before the Board on February 10th, 2022 at 10am (see attached hearing notice).

It is respectfully requested that this matter be withdrawn without prejudice.

Respectfully Submitted,

Timothy M. Kotroco, Esquire
305 Washington Avenue, Suite 502
Towson, Maryland 21204
410-299-2943
CPF: 8712010329

RECEIVED
JAN 14 2022
BALTIMORE COUNTY
BOARD OF APPEALS

CERTIFICATE OF SERVICE

I HEREBY CERTIFY, that on this 12th day January, 2022 a copy of the foregoing Request for Withdrawal of Petition Without Prejudice was sent electronically to Peter M. Zimmerman, People's Counsel for Baltimore County, The Jefferson Building, Suite 204, 105 W. Chesapeake Avenue, Towson, Maryland 21204 and sent electronically to Counsel for Protestants, Michael B. Brown, Esquire. 600 E Pratt St. STE 601 Baltimore, MD 21202.

Timothy Kotroco

Timothy M. Kotroco, Esquire
305 Washington Avenue, Suite 502
Towson, Maryland 21204
410-299-2943
CPF: 8712010329

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 20, 2022

Timothy M. Kotroco, Esquire
305 Washington Avenue
Suite 502
Towson, Maryland 21204

Michael B. Brown, Esquire
The Cordish Companies
601 E. Pratt Street, Suite 601
Baltimore, Maryland 21202

Re: In the matter of: *CSG Development, LLC – Legal Owners*
Carroll Island Realty, LLC – Petitioners
Case No.: 21-126-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,

Krysundra "Sunny" Cannington
Administrator

KLC/taz
Duplicate Original Cover Letter
Enclosure

c: Thomas Scherr/CSG Development, LLC
Nilkanth Patel/Carroll Island Realty, LLC
Bengies Marine Repair, Inc.
Michael B. Brown/Carroll Island Associates Limited Partnership
Office of People's Counsel
Paul M. Mayhew, Managing Administrative Law Judge
Stephen Lafferty, Director/Department of Planning
C. Pete Gutwald, Director/PAI
Nancy C. West, Assistant County Attorney/Office of Law
James R. Benjamin, Jr., County Attorney/Office of Law