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| IN THE MATTER OF<br>DAVID LEE AND FRANCES BREWER<br>LEGAL OWNERS AND PETITIONERS FOR<br>SPECIAL HEARING ON THE PROPERTY<br>LOCATED AT 1542 JORDAN SAWMILL ROAD<br>7TH ELECTION DISTRICT<br>3RD COUNCIL DISTRICT | *<br>*<br>*<br>*<br>* | BEFORE THE<br>BOARD OF APPEALS<br>OF<br>BALTIMORE COUNTY<br>CASE NO.: 21-315-SPH |

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**ORDER OF DISMISSAL**

This case comes to the Board of Appeals for Baltimore County on appeal from the February 14, 2022 Opinion and Order of the Administrative Law Judge wherein the Petition for Special Hearing pursuant to Baltimore County Zoning Regulation Section 500.7 to permit the outside storage of a commercial vehicle (tractor trailer without trailer) exceeding 10,000 gross vehicle weight/gross combination weight and to permit the commercial vehicle to be parked in the front yard in lieu of the required side or rear yard was DENIED.

On March 1, 2022, David Lee Brewer filed a Notice of Appeal from the decision of the Administrative Law Judge. A hearing was scheduled to be held before this Board on July 19, 2022 at 10:00 a.m., for which proper notice was given. At the time of the hearing, David Lee and Frances Brewer, Legal Owner and Petitioner, did not appear, nor did anyone on their behalf.

The Board convened on the record and in open hearing at 10:17 a.m. Upon consideration of the fact that the Notice had the correct address and was not returned; and that David Lee and Frances Brewer continued to be unrepresented by Counsel, since the filing of this appeal in March 2022, the Board dismissed this matter for failure to appear and will so order.

**IT IS THEREFORE ORDERED** this 30th day of November, 2022 by the Board of Appeals of Baltimore County that the appeal filed in Case No. 21-315-SPH be and the same is hereby **DISMISSED WITH PREJUDICE** for Failure to Appear. The decision of the Administrative Law Judge dated February 14, 2022 remains the Final Order in this 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*.

**BOARD OF APPEALS**
**OF BALTIMORE COUNTY**

Deborah C. Dopkin, Chair

Sharonne R. Bonardi

Andrew M. Belt

# 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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November 30, 2022

David Lee and Frances Brewer
1542 Jordan Sawmill Road
Parkton, Maryland 21120

Re: In the matter of: *David Lee and Frances Brewer*
Case No.: 21-315-SPH

Dear Mr. and Mrs. Brewer:

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
Enclosure

c: Mark Aitken
Bruce Honkofsky
Office of People's Counsel
Paul M. Mayhew, Managing Administrative Law Judge
Stephen Lafferty, Director/Department of Planning
Adam Whitlock, Chief of Code Enforcement/PAI
C. Pete Gutwald, Director/PAI
James R. Benjamin, Jr., County Attorney/Office of Law