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Debra Wiley

From: Jeffrey N Perlow
Sent: Friday, April 8, 2022 12:23 PM
To: Carole Demilio
Cc: Peter Max Zimmerman; Peoples Counsel; Administrative Hearings; PAI Zoning Advisory Committee; Peter Gutwald; Sally Nash; Paul Mayhew; Maureen E Murphy
Subject: Fw: Daniel & Jennifer Salak - 21618 Orwig Road - Case No.: 2022-077-A
Attachments: Ltr to Mayhew on Salak Daniel & Jennifer - Case No 2022-077-A.pdf

Dear Deputy People's Counsel Demilio,
Just for the record, the Zoning Review Office agrees wholeheartedly with the positions you take in the attached letter to Judge Mayhew. The Zoning Review Office believes that these Special Hearing petition requests from the public are, in fact, "use variances" as well, and that these Special Hearing petitions are circumventing the intent of Section 307 of the Zoning Regulations, as relates to permitted variances. Our only concern is that if the Zoning Review Office refuses to accept the filing of these Special Hearing petitions (as inappropriate as they may be relative to the Section 307 variance regulations), that it could be argued that the County is taking away their "due process" rights to file a petition. I'm not an attorney, but it seems to me that if we refuse to accept these "use variance" Special Hearing petitions from the public, we may be creating other legal issues for the County that we did not anticipate. Perhaps the positions you take in the attached letter should be reviewed by the County Law Office to ascertain whether the refusal to accept the filing of these type of petitions would or would not constitute a violation of their "due process" rights. I cc'd a copy of this email to the PAI Director and Deputy Director to see if this is a matter that should be forwarded to the County Law Ofice for review. In the meantime, the Zoning Review Office will continue to accept the filing of these petitions (as inappropriate as they may be) until such time as we are directed otherwise. Thanks for bringing this matter to our attention!
Jeff Perlow

Jeffrey N Perlow
Zoning Supervisor
Baltimore County Zoning Review Office
Department of Permits, Approvals & Inspections
Phone: 410-887-3391

From: Peoples Counsel
Sent: Friday, April 8, 2022 11:14 AM
To: Administrative Hearings
Cc: Jeffrey N Perlow; PAI Zoning Advisory Committee; DanielJSalak@msn.com
Subject: Daniel & Jennifer Salak - 21618 Orwig Road - Case No.: 2022-077-A

Good Morning,

Attached for filing, please find a letter from our office relating to the above-mentioned cases.

Rebecca M. Wheatley, Legal Secretary
People's Counsel for Baltimore County
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