

IN THE MATTER OF	:	BEFORE THE
RONALD LOUZON	:	HOWARD COUNTY
Appellant	:	BOARD OF APPEALS
v.	:	HEARING EXAMINER
DEPARTMENT OF PLANNING & ZONING, HOWARD COUNTY, MD	:	BA Case No. 755-D
Appellee		

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DECISION AND ORDER

On February 8, 2019 the undersigned, serving as the Howard County Board of Appeals Hearing Examiner, and in accordance with the Hearing Examiner Rules of Procedure, convened a hearing on the appeal of Ronald Louzon (Appellant). Appellant is appealing a June 12, 2018 Department of Planning and Zoning (DPZ) letter closing out code enforcement case CE 18-109. Appellant was not represented by counsel. Melissa Goldmeier, Assistant County Solicitor, represented DPZ.

As a preliminary matter, the Hearing Examiner determined she had no jurisdiction to review the alleged violations contained in the initial zoning complaint and on appeal, DPZ’s closeout letter action, because the zoning complaint is an attempt to raise issues in a collateral attack upon the Zoning Board’s ZB 1105M decision and order granting the Petitioner's request for rezoning of the subject property to the CEF-M zoning district. Appellant was therefore obliged to challenge the Zoning Board’s decision only through direct appeal in accordance with Zoning Board Rule of Procedure 2.204.g: Appeal of Decision and Order – “any person authorized by law may appeal the Decision and Order to the Circuit Court for Howard County in accordance with the Maryland Rules of Procedure.”

It is therefore this **12th Day of February 2019**, by the Howard County Board of Appeals Hearing Examiner, **ORDERED**:

That the petition of Ronald Louzon appealing a Department of Planning and Zoning June 12, 2018 letter closing out code enforcement case CE 18-109, is hereby **DISMISSED**.

**HOWARD COUNTY BOARD OF APPEALS
HEARING EXAMINER**


Michele L. LeFavre

Notice: A person aggrieved by this decision may appeal it to the Howard County Board of Appeals within 30 days of the issuance of the decision. An appeal must be submitted to the Department of Planning and Zoning on a form provided by the Department. At the time the appeal petition is filed, the person filing the appeal must pay the appeal fees in accordance with the current schedule of fees. The appeal will be heard *de novo* by the Board. The person filing the appeal will bear the expense of providing notice and advertising the hearing.

In accordance with C.B. 51-2016, § 1 (HCC Sec. 22.902 - Computation of time), if the deadline to appeal is a Saturday, Sunday, or holiday, or if the County offices are not open, the deadline shall be extended to the end of the next open County office business day.