



Howard County Board of Appeals

George Howard Building
3430 Court House Drive
Ellicott City, Maryland 21043-4392

MINUTES January 11, 2024 BA 789D – Lubna Khan Hybrid Hearing (Banneker Room and Webex)

Board Members Present:

Gene Ryan, Chair
Felita Phillips, Vice Chair
Lynn Foehrkolb
Steve Hunt
Jean Xu

Staff:

Kel Berg
Kiasten Miller
Barry Sanders

Call to order at: 6:32 p.m.

Administrative Matters

Approval of Minutes – December 19, 2023
Motion – Lynn Foehrkolb, 2nd Felita Phillips
Unanimously approved. The motion passed.

Vote for Chair and Vice Chair of Board of Appeals for 2024

- Motion to nominate Gene Ryan as Chair by Felita Phillips, 2nd Lynn Foehrkolb
Unanimously approved. The motion passed.
- Motion to nominate Felita Phillips as Vice Chair by Lynn Foehrkolb, 2nd Gene Ryan
Unanimously approved. The motion passed.

BA 789D – Lubna Khan (continued from December 5, 2023 and December 19, 2023)

Administrative Appeal Petition appealing DPZ letter dated April 12, 2022 because SDP 99-125 cited in the letter is correct but location of the dumpster according to SDP 99-125 is on southwest side of building. (12345 S. Wake Forest Road, Clarksville, MD 21029)

Preliminary Matter: Motion to Correct Appellant Trial Exhibit List and Motion to Shorten Time to Respond to be Heard by Lubna Khan.

Deliberations

Board members Foehrkolb, Hunt, Phillips, Ryan and Xu deliberated the merits of the Motion to Correct Appellant Trial Exhibit List for BA 789D.

Motion and Vote

Move to deny the Motion to Correct Appellant Trial Exhibit List.

Motion – Lynn Foehrkolb, 2nd Felita Phillips

*Vote to deny: Unanimous. **The motion passed.***

Continuation of the case.

Presentation by Stephen Yaeger, Esquire, Respondent representing DPZ.

Witnesses for the Respondent:

Chad Edmondson

Direct examination of Chad Edmondson by Stephen Yaeger.

Respondent Exhibits:

Exhibit 1 – SDP 99-125 (large format)

Exhibit 2 – Redline History

Exhibit 3 – DPZ Speed Memo 3/28/2011

Cross-examination of Mr. Edmondson by Lubna Khan.

Appellant Exhibits:

Exhibit 63 – SDP for Gateway Commerce Center

Recess

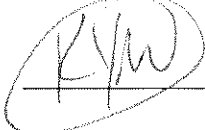
Continuation of cross-examination of Mr. Edmondson by Lubna Khan.

Board member questions for Mr. Edmondson.

The next hearing date to continue the case is January 25, 2024.

The Board adjourned 9:40 p.m.

MINUTES APPROVED

 1/24/2024