



Howard County Board of Appeals

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

MINUTES

January 24, 2024

**BA 22-023C&V – Maryland International School, Inc.
Hybrid Hearing (Banneker Room and Webex)**

Board Members Present:

Gene Ryan, Chair
Felita Phillips, Vice Chair
Lynn Foehrkolb
Steve Hunt
Jean Xu (left at 8pm)

Staff:

Kel Berg
Amankaya Montero Carranza
Barry Sanders

Call to order at: 6:39 p.m.

Administrative Matters

Approval of Minutes – January 11, 2024
Motion – Lynn Foehrkolb, 2nd Felita Phillips
Unanimously approved. The motion passed.

Preliminary Matter

Discussion of Motion to Reconsider and the Response from Petitioner for BA 16-034C Glenelg Country School. After review, Chair Ryan commented that the initial motion was untimely.

The Board was polled – On the Motion for Reconsideration in the Decision and Order for BA 16-034C Glenelg Country School, the Board will vote to grant or deny.

*Grant: Board Members Foehrkolb and Hunt. Deny: Board Member Phillips, Ryan and Xu.
The Motion to Reconsider is denied.*

BA 22-023C&V – Maryland International School, Inc. (continued from November 7, 2023)

Appealing Hearing Examiner D&O dated June 23, 2023. Conditional Use & Residential Variance Petition request for Expansion of an existing conditional use (BA 00-15E; BA 15- 013C) to include building, three additional structures, and the relocation of a 5,000 sq. ft. playground. Variance request to increase the maximum height limitation for a principal structure by 11.09' to a maximum height of 51.24' (6135 Old Washington Road Elkridge, Maryland 21075)

Continuation of the case.

Witnesses for the Appellant:

Lawrence Green

Frederick Marc

Direct examination of Lawrence Green by G. Macy Nelson.

Appellant Exhibits:

Exhibit 1 – Lawrence Green Curriculum Vitae

Exhibit 2 – HCZR Section 131.0: Conditional Uses (excerpt)

Exhibit 3 – Aerial View of Old Washington Road and MD International School

Exhibit 4 – Aerial View of Old Washington Road (closer view)

Exhibit 5 – Photo of Traffic Activity (12/14/2023 at 5:01pm)

Exhibit 6 – Photo of Traffic Activity (12/14/2023 at 5:01pm)

Exhibit 7 – Photo of Old Washington Road

Exhibit 8 – David Marc Site Distance Measurements (marked for identification but not admitted)

Exhibit 9 – Speed Traffic Summary on Old Washington Road and Abel Street

Exhibit 10 – AASHTO Green Book – A Policy on Geometric Design of Highways and Streets (excerpt)

Exhibit 11 – SMARTstat Analysis Report – Northbound Old Washington Road

Exhibit 12 – SMARTstat Analysis Report – Southbound Old Washington Road

Exhibit 13 – Video - MD International School's Entrance Drive

Exhibit 14 – Comparison of Old Washington Road ADT & School Enrollment

Exhibit 15 – Howard County Design Manual Volume III (excerpt)

Exhibit 16 – Photo of Front/North End of MD International School from Frederick Marc's Front Porch

Exhibit 17 – Photo of Front/North End of MD International School from Frederick Marc's Side Porch

Exhibit 18 – Photo of Front/South End of MD International School from Larry Weatherholt's Front Yard

Exhibit 19 – Photo of South End of MD International School Entrance/Exit From Sidewalk

Exhibit 20 – Photo of Southeast Corner of MD International School

Exhibit 21 – Photo of Back of MD International School From Michael Marc's Rear Yard

Exhibit 22 – Photo of Slope of MD International School From Michael Marc's Driveway

Exhibit 23 – Photo of Embankment of Driveway for MD International School

Exhibit 24 – Photo of Back of MD International School from David Marc's Parking Pad

Exhibit 25 – Photo of West Side of MD International School and Fence from David Marc's Property

Exhibit 26 – Photo of Forested Area of MD International School from David Marc's Back Yard

Exhibit 27 – Photo of Forested Area of MD International School from David Marc's Property

Recess

Cross-examination of Mr. Green by Tom Coale.

Board member questions for Mr. Green.

Redirect examination from G. Macy Nelson.

Re-cross from Tom Coale.


Follow-up Board member questions for Mr. Green.

Direct examination of Fredrick Marc by G. Macy Nelson.

The next hearing date to continue the case is February 6, 2024.

The Board adjourned at 9:42 p.m.

MINUTES APPROVED

 1/25/2024