



# Howard County Board of Appeals

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

## MINUTES

February 29, 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

### **Staff:**

Kel Berg  
Kiasten Miller  
Barry Sanders

Call to order at: 6:31 p.m.

### **Administrative Matters**

Approval of Minutes – February 8, 2024

Motion – Lynn Foehrkolb, 2<sup>nd</sup> Jean Xu

*Unanimously approved. The motion passed.*

### **BA 22-023C&V – Maryland International School, Inc. (continued from November 7, 2023, January 24, 2024 and February 6, 2024)**

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:**

David Marc  
Allan Kittleman  
Larry Weatherholt  
Michael Marc  
Frederick Marc

Continuation of direct examination of David Marc by G. Macy Nelson.

**Appellant Exhibits:**

Exhibit 53 – Aerial View of Ducketts Lane Elementary School by David Marc  
Exhibit 54 – Aerial View of Ducketts Lane Elementary School with Entrance Information by David Marc  
Exhibit 55 – Aerial View of Elkridge Elementary/Middle School by David Marc  
Exhibit 56 – Aerial View of Elkridge Elementary/Middle School Entrance (closer view) by David Marc  
Exhibit 57 – Comparison of MIS to Trinity School and Glenelg Country School by David Marc (*enrollment numbers in dispute, document accepted for size of land*)  
Exhibit 58 – HoCo by Design adopted 10/11/2023 – Excerpts from Chapter 7  
Exhibit 59 – HoCo by Design adopted 10/11/2023 – Excerpts from Chapter 8 (with commentary)  
Exhibit 60 – Key Map – Howard County Historical Site Maps  
Exhibit 61 – CB11-2001 (ZRA 30) Excerpt  
Exhibit 62 – Howard County Council Meeting Transcript Excerpt 3/27/2021  
Exhibit 63 – Howard County Council Work Session Transcript Excerpt 4/24/2021  
Exhibit 64 – Baltimore Sun Article – Norbel School 6/27/2011  
Exhibit 65 – Timeline Norbel Properties and MIS by David Marc  
*Exhibit 66 – MIS Sewer Plan Engineering Analysis by David and Frederick Marc (marked for identification but not admitted)*  
Exhibit 67 – Photo to South of MIS  
Exhibit 68 – Photo to North of MIS  
Exhibit 69 – Photo Depicting Artificial Fill  
Exhibit 70 – BA 16-034C Glenelg Country School Decision and Order 12/8/2023  
*Exhibit 71 – BA 796D Michelle and Bradley Kline, et al Decision and Order 8/4/2023 (marked for identification but not admitted)*  
Exhibit 72 – Video Timeline Log for MIS School Entrance (video presented on 1/24/2024)  
Exhibit 73 – Howard County Design Manual Appendix A (page 239)  
Exhibit 74 – BA 15-013C Maryland International School, Inc. Conditional Use Petition 4/13/2015  
Exhibit 75 – BA 00-15E Norbel Properties, Inc. Special Exception Petition – 3/23/2000  
Exhibit 76 – BA 00-15E Norbel Properties, Inc. Technical Staff Report 6/23/2000  
Exhibit 77 – BA 00-15E Norbel Properties, Inc. Decision and Order 9/7/2000  
Exhibit 78 – BA 15-013C Maryland International School, Inc. Technical Staff Report 6/10/2015  
Exhibit 79 – BA 15-013C Maryland International School, Inc. Decision and Order 8/21/2015  
Exhibit 80 – Horizontal and Vertical Garage Trespass Lighting by Frederick Marc

Cross-examination of Mr. Marc by Tom Coale.

Board member questions for Mr. Marc.

Redirect examination from G. Macy Nelson.

**Recess**

Direct examination of Allan Kittleman by G. Macy Nelson.

Cross-examination of Mr. Kittleman by Tom Coale.

Board member questions for Mr. Kittleman.

Direct examination of Larry Weatherholt by G. Macy Nelson.

Board member questions for Mr. Weatherholt.

Direct examination of Michael Marc by G. Macy Nelson.

Cross-examination of Mr. Marc by Tom Coale.

Board member questions for Mr. Marc.

Direct examination of Frederick Marc by G. Macy Nelson.

Cross-examination of Mr. Marc by Tom Coale.

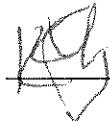
Board member questions for Mr. Marc.

End of Appellant's case.

The next hearing date to continue the case is April 2, 2024 at 6:30 p.m.

The Board adjourned at 10:35 p.m.

**MINUTES APPROVED**

 Mar. 5, 2024