

HOWARD COUNTY BOARD OF APPEALS

MARYLAND INTERNATIONAL
SCHOOL, INC.

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BA Case No. 22-023C&V

Petitioner

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JOINT REQUEST FOR CLARIFICATION

Protestants, by and through their attorneys G. Macy Nelson and Alex Votaw, together with Petitioner (also referred to as “Applicant”), by and through its attorney Thomas G. Coale, file this joint request for clarification from the Board about the scope of the remand hearing currently scheduled for November 13, 2025, and the procedure between now and then.

The parties submit this clarification request to allow all parties to adequately prepare for the Board’s hearing and to ensure that the remand hearing proceeds efficiently.

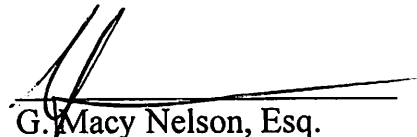
The Circuit Court’s Memorandum and Opinion describes three distinct legal issues—(1) whether the Applicant is eligible for its requested variance, (2) whether the Board adequately articulated its findings related to the setback requirements, and (3) whether the conditional use satisfied the general conditional use criteria under Section 131.0.B of the Howard County Zoning Regulations (“HCZR”).

As it relates to issue one, the Circuit Court determined that the Applicant is not eligible for its requested variance. *See e.g.*, Circuit Court Memorandum Opinion, page 6 (“the Court has determined the Respondent is not entitled to a variance for the reasons stated above”). As it relates to issue two, the Circuit Court determined that “the Board did

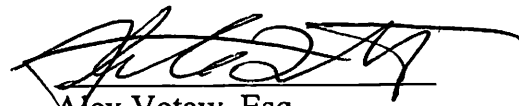
not articulate in its Decision and Order its reasoning regarding Petitioner's argument" regarding the setback issues. *See e.g.*, Circuit Court Memorandum Opinion, page 6. The Circuit Court remanded the issue back to the Board to more fully articulate why the Board determined that the Applicant satisfied the setback requirements. As it relates to the third issue, the Circuit Court determined that the Board's decision that the Conditional Use application satisfies HCZR Sections 131.0.B.1 and 131.0.B.3.f was supported by substantial evidence in the record.

The parties respectfully request clarification about how the Board intends to handle each of these issues on remand.

Respectfully Submitted,



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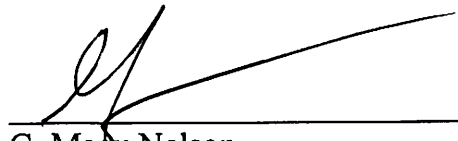
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, pursuant to Board of Appeals Rules of Procedure Section 2.207(e), on this 1st day of October, 2025, a copy of the foregoing Request for Clarification was sent to all persons known to have an interest in the case, including the Applicant, Protestants, and adjoining property owners.

Any person interested in responding to this request shall file a written response with the Board within fifteen days of the date this motion was filed.



G. Macy Nelson