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October 1, 2025

Via email: kberg@howardcountymd.gov

Kel Berg, Administrator
Howard County Hearing Examiner
3430 Court House Drive
Ellicott City, Maryland 21043

RE: BA 825-D/BA 826-D Request to Place Cases on Inactive Docket

Ms. Berg,

On September 11, 2025, Petitioners appealed the Howard County Department of Planning and Zoning's ("DPZ") approval of a request for a Design Manual Waiver as well as DPZ's approval of a request for Necessary Disturbance by the Maryland International School ("Applicant") in association with DPZ's review of SDP-24-024. The appeal of the Design Manual Waiver was assigned Case No. BA 825-D and the appeal of the Necessary Disturbance request was assigned Case No. BA 826-D. Neither appeal has been assigned a hearing date yet.

On September 2, 2025, the Circuit Court for Howard County vacated the Board of Appeals' approval of a variance for the Maryland International School in BA Case No. 22-023C&V. The Circuit Court also vacated the Board's determination that the proposed development satisfies the setback requirements under the Howard County Zoning Regulations ("HCZR"). The Circuit Court remanded the case back to the Board of Appeals for further proceedings.

The decision of the Board of Appeals on remand may impact DPZ's review of SDP-24-024 and may void DPZ's approval of the Design Manual Waiver and the Necessary Disturbance Request. The parties in these cases cannot determine how the Circuit Court's remand order will impact SDP-24-024 or the associated waivers/requests until after the Board of Appeals issues its decision on remand. Additionally, the Applicant has requested a 6-month extension for resubmitting documents related to SDP-24-024 in order to provide time for the Board of Appeals to issue its decision on remand before review continues. The

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Hearing Examiner also approved our previous request to place the related case, BA 823-D, on the inactive docket.

Accordingly, Petitioners request that BA 825-D and BA 826-D be placed on the inactive docket pursuant to HCZR Section 100.0(I)(1)(b) to provide time for the Board of Appeals to issue its decision on remand.

Respectfully Submitted,

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G. Macy Nelson, esq.

A handwritten signature in blue ink, appearing to be 'Alex Votaw', with a long horizontal stroke extending to the right.

Alex Votaw, esq.

cc: Thomas G. Coale, Esq.