

MARC AND MELINDA JORDAN, et al	*	IN THE
Petitioners	*	CIRCUIT COURT
Vs.	*	FOR
HOWARD COUNTY BOARD OF APPEALS, et al	*	HOWARD COUNTY
Respondents	*	Case No. 13-C-07-68348
* * * * *	*	* * * * *

MEMORANDUM

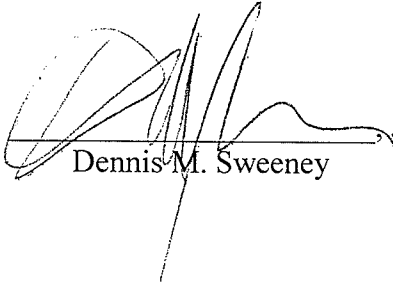
Before the Court is the Petition for Judicial Review seeking judicial review of the Decision and Order of the County Board of Appeals in Case # 05-046C. The parties have filed extensive memoranda dealing with the issues raised. A hearing was held on November 19, 2007 at which Counsel argued the issues which primarily dealt with whether the approval of a conditional use for age-restricted adult housing in an RR-DEO Zoning District complied with Howard County Zoning Regulations, Section 131.

After the review, the Court is persuaded by the arguments presented by the Respondents as set out in the Memorandum filed October 9, 2007 and at the hearing before the Court that the Decision and Order of the Howard County Board of Appeals should be affirmed.

The Board's decision is supported by competent, material and substantial evidence in the record as a whole and contains no errors of law. It was within the

Board's discretion after following the procedures it did to approve the conditional use sought. Therefore, it is the decision of this Court that the Board's decision is affirmed and the appeal is dismissed.

Nov. 26, 2007
Date


Dennis M. Sweeney Judge

Copies to: G. Randall Whittenburger, Esquire
Barry Sanders, Esquire
Howard Alderman, Esquire