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IN THE MATTER OF:	*	BOARD OF ZONING APPEALS
Applicants: Mid-Atlantic Lubes, LLC and ABBEC Property LLC	*	CITY OF WESTMINSTER, MD
	*	
Property: 334 Gorsuch Road Westminster, MD 21157	*	Case No. 20-02
Application for Special Exception	*	

\* \* \* \* \*

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 ORDER SUSPENDING THE JUNE 23, 2020 ORDER OF THE BOARD OF ZONING APPEALS  
 OF WESTMINSTER AND GRANTING A REHEARING IN THE CASE, LIMITED TO THE  
 QUESTION OF THE APPLICABILITY OF SECTION 164-140 OF THE ZONING ORDINANCE TO  
 APPLICANTS SPECIAL EXCEPTION REQUEST AND IF SECTION 164-140 IS DEEMED  
 APPLICABLE, THE EFFECT ON APPLICANTS' PROPOSED USE.

WHEREAS, the Board of Appeals issued a Resolution, Order and Findings dated June 23, 2020 in Case 20-02, granting a special exception to the Applicants. By an email request from Applicant's counsel dated June 26, 2020, Applicants seek clerical and non-clerical changes to the text of said Resolution, Order and Findings;

WHEREAS, the Board has deemed the first three requests related to clerical errors and the Board is willing to amend those findings administratively;

WHEREAS, Applicants' fourth request is to remove the findings in Paragraph 40 and 41 with respect to the potential applicability of §164-140 to the Applicants' special exception request and proposed use and the Board finds that a rehearing on that issue is required; and

WHEREAS, the Board finds that the Applicant's request for modification of the June 23, 2020 order was timely and with respect to the fourth request described above, shall be resolved pursuant to Section 18(d) of the Rules of Order and Procedure for the board of Zoning Appeals of Westminster.

NOW, THEREFORE, BE IT RESOLVED and ORDERED by the Board of Zoning Appeals of Westminster, Maryland that the Resolution, Order and Findings of June 23, 2020 are hereby suspended pending disposition of Applicant's request for modification and the Case shall be set in for a rehearing, limited to the issue of the applicability of §164-140 to the Applicants' request for a special exception and if the Board determines during said hearing that §164-140 is applicable to the special exception request in the case, to take further testimony from all interested parties on the Applicants' ability to meet the requirements of §164-140.

IT IS SO ORDERED.

AS CERTIFIED by the Chairman's signature below, the Board of Zoning Appeals has adopted this Order this 16<sup>th</sup> day of July, 2020.

Board of Zoning Appeals,  
City of Westminster, Maryland

  
Ed Cramer, Chairman