

Moses, Leonard D.

From: Matthew C. Tedesco <mtesesco@mhlawyers.com>
Sent: Thursday, April 8, 2021 3:39 PM
To: Hawkins, Calvin S.; Clerk of the Council
Cc: Harrison, Sydney J.; Brown, Donna J.; attorney@StanBrown.law; Lawrence N. Taub; Kumar, Rajesh A.
Subject: RE: Withdrawal of Special Exception S.E. 4816 & ROW for Royal Farms #220 (Accokeek)
Attachments: Withdraw Letter - SE-4816 and ROW Matters (fully executed).pdf .pdf

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Chairman Hawkins and Madam Clerk:

Although counsel for the property owners and the applicant, respectively, were authorized to sign and file the withdrawal of Special Exception No. 4816 and the Application for Authorization of a Permit to Construct within a Proposed Right-of-Way in connection with that special exception, in order to ensure that there is no debate over any conformity issues with Section 27-299 (related to the special exception application), we are submitting the attached letter counter-signed by all property owners and the applicant.

Moreover, we would like to note that pursuant to Section 27-299(a) of the Zoning Ordinance, “Any application may be withdrawn” Subsection (e) of that Section states that any such withdrawal received after the date of public release of the Technical Staff Report “*shall* be administratively granted” Since the applicant and the owners are afforded an absolute right to withdraw these applications, and the District Council is required to administratively grant the withdrawal, if requested, there is nothing further to discuss or argue in either matter. For this reason, and with the utmost respect to the District Council, Counsel for the applicant and the owners, respectively, do not plan to attend the previously-scheduled oral argument on Monday, April 12.

Thank you for your kind attention to this matter.



Matthew C. Tedesco

*Principal**

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