

Board of Appeals (Thursday, December 19, 2019)

Drafted by Sherrie Young, Recording Secretary on Tuesday, December 24, 2019

1. CALL TO ORDER: Meeting called to order at 6:32 PM

2. ROLL CALL: Attendance of Members, Presenters and Staff Support

Board of Appeals Members to be in Attendance

George Allan Hayden, Chairman
John E. Brown, Vice Chair
Wayne Miedzinski, Member
Rich Richardson, Member
Lynn Delahay, Member
Dan Ichniowski, Alternate Member

Supporting County Staff to be in Attendance

Bill Hunt, Director, AICP
Harry Knight, Acting Deputy Director
Sherrie Young, Recording Secretary
Stacy Clements, Environmental Planner III
David Weiskopf, County Attorney
Neil Murphy, Deputy County Attorney
James Tanavage, Assistant County Attorney
Amy Carter, Video/ Media Producer

3. AGENDA: December 19, 2019 Board of Appeals

4. PUBLIC HEARING: VAAP 18-1958 CHESSER; Variance from the Comprehensive Zoning Ordinance Section 71.8.3.a.(1), for land disturbance in the Expanded Critical Area Buffer to construct a porch with stairs and add stairs to an existing porch.

“In the matter of VAAP 18-1958, Chesser Property, having made a finding that the standards for granting a variance in the Critical Area Buffer and the objectives of Section 24.4 of the St. Mary’s County Comprehensive Zoning Ordinance have been met, I move to approve the variance for land disturbance in the Expanded Critical Area Buffer to construct a porch with stairs and add stairs to an existing porch.”

Motion: Lynn Delahay

Second: John Brown

Final Resolution: Motion Carried 5-0

5. PUBLIC HEARING: VAAP 15-132-00015 PENROD AUTOMOTIVE; Variance from schedule 63.3.b of the St. Mary's County Comprehensive Zoning Ordinance to waive the required 65-foot Type B front and rear buffer yard and to reduce the planting requirements for the 30-foot Type c side buffer yards.

Additional Exhibit Attachments submitted:

EXHIBIT: 2, ATTACHMENT: 8 - Thompson Family Corporation September 16, 2016 Letter

EXHIBIT: 2, ATTACHMENT: 9 - Thompson Family Corporation May 28, 2018 Letter

EXHIBIT: 2, ATTACHMENT: 10 – Iva Micheau April 2, 2019 Letter

EXHIBIT: 2, ATTACHMENT: 11 – Nathaniel Lawrence, Sr. November 13, 2018 Letter

“I move that VAAP #15-132-015, Penrod Automotive Repair case be continued until the February 13, 2020 Board of Appeals Hearing.

Condition's: Applicant to provide the following at the February 13th hearing:

- Updated Notarized documentation from all three (3) contiguous land owners
- Current Photos of the entire site specifically;
 - Where the “C” Buffers are located
 - “B” Buffer to be staked and photos showing location adjacent to the canopy trees
- Documentation of the failed percs to the North (Lawrence and Haywood properties) of the site

Motion: John Brown

Second: Lynn Delahay

Final Resolution: Motion Carried 5-0

6. REVIEW AND APPROVAL OF MINUTES:

“I move to accept the minutes of the December 12, 2019 Board of Appeals meeting.”

Motion: Rich Richardson

Second by: Lynn Delahay

Final Resolution: Motion Carried 5-0

7. ADJOURN: Meeting adjourned at 7:56 PM

"I move to adjourn the December 19, 2019, Board of Appeals meeting. "

Motion: Wayne Miedzinski

Second by: Lynn Delahay

Final Resolution: Motion Carried 5-0