

**MINUTES OF THE ST. MARY'S COUNTY BOARD OF APPEALS MEETING
CHESAPEAKE BUILDING * LEONARDTOWN, MARYLAND
Thursday, January 10, 2013**

Members present were George Allan Hayden, Chairman; Randy Guy, William Greene, and Ronald Payne. Alternate John Brown was also present. Robert Moreland arrived late. Department of Land Use & Growth Management (LUGM) staff present were William Hunt, Deputy Director; Yvonne Chaillet, Zoning Administrator; and Jada Stuckert, Recording Secretary. Attorney George Sparling was also present.

A sign-in sheet is on file at LUGM. All participants in all cases were sworn in. The Chair called the meeting to order at 6:30 p.m.

PUBLIC HEARINGS

CUAP #12-131-006 – Loveville Surface Mine & VAAP #12-131-006 – Loveville Surface Mine
Mr. Herbert Redmond of D.H. Steffens Company requested a continuance. ***Mr. Guy made a motion to continue the case for 60 days and Mr. Brown seconded. The motion passed by a 5-0 vote.***

VAAP #12-0511 – Medlin (Continued from 7/12/12)

Ms. Yvonne Chaillet, LUGM was sworn for the record. The applicant is requesting a variance to disturb the Critical Area Buffer to construct an addition to a single-family dwelling. The property contains 33,140 square feet; is zoned Residential, Low Density – Transitional District (RL-T), Limited Development Area (LDA) Overlay and Airport Environs (AE) Overlay; and is located at 45352 Sypher Road, California, Maryland; Tax Map 27, Grid 24, Parcel 14.

Owner: Margaret Medlin & Edmond Dorio

The property and variance request were advertised in The Enterprise on December 26, 2012 and January 2, 2013. Ms. Chaillet submitted the certification of property posting and mailing receipts for the record, *hereby labeled as Exhibit 1 by the Recording Secretary*. Ms. Chaillet gave an overview of the staff report dated December 26, 2012 and the specific standards for granting variances in the Critical Area and the 100-foot Critical Area Buffer. Ms. Chaillet submitted the staff report for the record, *hereby labeled as Exhibit 2 by the Recording Secretary*.

Ms. Medlin was sworn for the record. Ms. Medlin stated she is simply asking for a slightly larger living space.

Chairman Hayden opened the hearing to public comment, hearing none, closed the hearing to public comment.

Mr. Guy made a motion in the matter of VAAP #12-0511, Medlin, having made a finding that the standards for granting a variance in the Critical Area and the objectives of Section 71.8.3 of the St. Mary's County Comprehensive Zoning Ordinance have been met, I move to approve the variance request to disturb the Critical Area Buffer to construct an additional to a single-family dwelling and Mr. Greene seconded. The motion passed by a 5-0 vote.

VAAP #12-0457 – Johnson

Ms. Chaillet stated this property was not posted therefore it will need to be re-advertised and re-posted.

VAAP #11-1597 - Ballard

Ms. Chaillet stated this property was not posted therefore it will need to be re-advertised and re-posted.

MINUTES AND ORDERS APPROVED

The minutes of December 13, 2012 were approved as recorded.

The Board authorized the Chair to review and sign the following orders:

VAAP #12-1689 - Cullison

ADJOURNMENT

The meeting was adjourned at 8:30 p.m.

Jada Stuckert, Recording Secretary

Approved in open session: February 14, 2013

George Allan Hayden
Chairman