

**Board of Appeals Teleconference (Thursday, September 24, 2020)**

*Drafted by Sherrie Young, Recording Secretary on Friday, September 25, 2020*

**1. CALL TO ORDER:** Meeting called to order at 6:31 pm.

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

**Board of Appeals Members to Be in Attendance Via:**

CSMC Room

George Allan Hayden, Chairman  
John E. Brown, Vice Chair  
Wayne Miedzinski, Member  
Rich Richardson, Member  
Dan Ichniowski, Alternate Member  
Steve Scott, Board Attorney

Absent

Lynn Delahay, Member

**Supporting Staff to be in Attendance Via:**

CSMC Room

Bill Hunt, AICP, LUGM Director,  
Harry Knight, LUGM Deputy Director  
Neil Murphy, Deputy County Attorney  
John Deatruck, DPW&T Director

Media Control Room

Amy Carter, Video/ Media Producer

Savich Conference Room Phones

Sherrie Young, BOA Recording Secretary

**Agents and Applicants to be in Attendance Via:**

Remote Teleconference

VAAP 20-0678 Elrod & Buckler Property

Barry Vukmer, CTS, LLC  
Glenn Elrod, Property Owner

CUAP 19-131-00030 Darcey Property/ Beethoven Gravel Mine

Page Wyrrough, Attorney -Law Office of Wyrrough  
Scott Burroughs, Engineer -Lorenzi, Dodds & Gunnill, Inc.  
Kyle Murray, Land Manager -Sustainable Land Use, LLC.  
Nancy Randall, Wells & Assoc.  
Scott Harvey, Chief Engineer -Phoenix Noise & Vibrations Solutions  
Steve Darcey, Property Owner

**3. AGENDA:** September 24, 2020 Board of Appeals Meeting**4. PUBLIC HEARING:** VAAP 20-0678 Elrod & Buckler Property

“In the matter of VAAP #20-0678, Elrod & Buckler 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 request to clear more than 30% of the developed woodland on the lot to construct a house and driveway.”

Motion: Wayne Miedzinski    Second: Dan Ichniowski    Final Resolution: Motion Carried 5-0

**5. PUBLIC HEARING:** CUAP 19-131-030 Beethoven Gravel Mine

“In the matter of CUAP 19-131-030, Beethoven Gravel Mine, having made a finding that the standards for granting a conditional use and the objectives of Section 51.3.82 of the St. Mary’s County Comprehensive Zoning Ordinance have been met, I move to approve the request to allow a gravel mine in excess of 5 acres, as an Extractive Industry (Use 82) within the Rural Preservation District (RPD).”

Conditions:

- No Burning on site.
- Daily Hours of Operation: Mondays through Fridays 7:00 am - 5:00 pm, Saturdays 8:00 am - 12:00 pm for equipment maintenance only and No Sunday operations.
- Along MD Route 6 there shall be a 25 Foot "C" Buffer with No Fence structure and No Berm.

Motion: John Brown    Second: Wayne Miedzinski    Final Resolution: Motion Carried 5-0

**6. REVIEW AND APPROVAL OF MINUTES:** Board of Appeals September 10, 2020 Meeting Minutes

“I move to accept the minutes of the September 10, 2020 Board of Appeals meeting.”

Motion: Dan Ichniowski    Second: Wayne Miedzinski    Final Resolution: Motion Carried 5-0

**7. REVIEW AND APPROVAL OF ORDER:** ZAAP 20-1432 Peterson & Gwynn Appeal Order

"I move to authorize Chairman Hayden to sign the ZAAP 20-1432 Peterson & Gwynn Appeal Order."

Motion: Wayne Miedzinski    Second: Rich Richardson    Final Resolution: Motion Carried 5-0

**8. REVIEW AND APPROVAL OF ORDER: VAAP 19-131-019 Smith Creek Marine Order**

"I move to authorize Chairman Hayden to sign the VAAP 19-131-019 Smith Creek Marine Order."

Motion: Dan Ichniowski      Second: Wayne Miedzinski      Final Resolution: Motion Carried 5-0

**9. ADJOURN: Meeting Adjourned at 8:54 p.m.**

"I move to adjourn the September 24, 2020, Board of Appeals meeting. "

Motion: Wayne Miedzinski      Second: Dan Ichniowski      Final Resolution: Motion Carried 5-0