

Board of Appeals (Thursday, September 12, 2019)

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1. CALL TO ORDER: Meeting called to order at 6:33 PM

2. ROLL CALL: Members present

George Allan Hayden

John E Brown

Rich Richardson

Wayne Miedzinski

Lynn Delahay

Dan Ichniowski - Alternate

3. AGENDA

4. PUBLIC HEARING: VAAP 18-1109 NOWOTNY PROPERTY;

Request for a variance for disturbance in the 100' Critical Area Buffer to construct two decks and an after the fact areaway.

Motion to Approve:

"In the matter of VAAP #18-1109, Nowotny Property, having made a finding that the standards for granting a variance in the Critical Area 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 disturbance in the 100' Critical Area Buffer to construct two decks and an after the fact areaway."

Condition/s: None

Motion by: Rich Richardson, Second by: John Brown.

Final Resolution: Motion Carries

5. PUBLIC HEARING: VAAP 19-0925 BEAVAN PROPERTY; Request for a disturbance in the 100' Critical Area Buffer to construct a deck and Section 41.5.3 to exceed the lot coverage limit.

Motion to Approve:

"In the matter of VAAP #19-0925, Beavan Property, having made a finding that the standards for granting a variance in the Critical Area 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 disturbance in the 100' Critical Area Buffer to construct a deck and Section 41.5.3 to exceed the lot coverage limit."

Condition/s: None

Motion by: John Brown, Second by: Lynn Delahay.

Final Resolution: Motion Carries

6. PUBLIC HEARING: VAAP 19-1305, MCCLAY PROPERTY; Request for a Variance from the Comprehensive Zoning Ordinance Section 71.8.3 for disturbance in the Expanded 100' Critical Area Buffer to replace two decks.

Motion to Approve:

"In the matter of VAAP #19-1305, McClay Property, having made a finding that the standards for granting a variance in the Critical Area 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 disturbance in the Expanded 100' Critical Area Buffer to replace to decks."

Condition/s: None

Motion by: Wayne Miedzinski, Second by: John Brown.

Final Resolution: Motion Carries

7. PUBLIC HEARING: VAAP 18-132-019 Hollywood Self Storage; Variance from Schedule 63.3.b of the Comprehensive Zoning Ordinance to waive the required 30-foot Type C buffer at the entrance and front of the property.

Motion to Approve:

"In the matter of VAAP #18-132-019, Hollywood Self Storage, having made a finding that the standards for granting a variance and the objectives of Schedule 63.3.b of the St. Mary's County Comprehensive Zoning Ordinance have been met, I move to approve the variance request to waive the required 30-foot Type C buffer at the entrance and front of the property."

Conditions: Per Exhibit 4, Attachment 1

1. The boundary with the "Prep and Play" daycare shall have a fifteen (15) foot Type "A" Buffer; there will be a six (6) foot black vinyl chain link fence from the rear of the property to the front corner of the office at the front of the property; and from that point to Mervel Dean Road will be a six (6) foot black ornamental picket fence; and
2. The boundary with Hollywood United Methodist Church shall have a variable width Buffer as shown on Exhibit 4, Attachment 1. There shall be a wood and ornamental fence as represented on Exhibit 4, Attachment 1. The applicant shall obtain written approval from the Church for the fence.

Motion by: Wayne Miedzinski, Second by: Lynn Delahay.

Final Resolution: Motion Carries

8. REVIEW AND APPROVAL OF MINUTES:

I move to accept the minutes of the **August 29, 2019** Board of Appeals meeting.

Motion by: Wayne Miedzinski, Second by: Lynn Delahay.

Final Resolution: Motion Carries

9. REVIEW AND APPROVAL OF ORDERS:

I move to authorize Chairman Hayden to sign order for **VAAP 19-0904, MOORE**

Motion by: Lynn Delahay, Second by: John Brown.

Final Resolution: Motion Carries

10. REVIEW AND APPROVAL OF ORDERS:

I move to authorize Chairman Hayden to sign order for **VAAP 19-0350, BOYLES**

Motion by: Wayne Miedzinski, Second by: Rich Richardson.

Final Resolution: Motion Carries

11. REVIEW AND APPROVAL OF ORDERS:

I move to authorize Chairman Hayden to sign order for **VAAP 19-0200, FEYEN**

Motion by: Lynn Delahay, Second by: Wayne Miedzinski.

Final Resolution: Motion Carries

12. ADJOURN:

I move to adjourn the September 12, 2019 Board of Appeals meeting at 8:53 p.m.

Motion by: Wayne Miedzinski, Second by: Lynn Delahay.

Final Resolution: Motion Carries