

Board of Appeals (Thursday, October 10, 2019)

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

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

Board of Appeals Members in Attendance

George Allan Hayden, Chairman

John E. Brown, Vice Chair

Wayne Miedzinski, Member

Lynn Delahay, Member

Rich Richardson, Member

Dan Ichniowski, Alternate Member

County Staff Presenters in Attendance

Stacy Clements, Environmental Planner III

Supporting County Staff in Attendance

Kwasi Bosompem, Senior Planner

Sherrie Young, Recording Secretary

David Weiskopf, County Attorney

James Tanavage, Assistant County Attorney

Amy Carter, Video/Media Producer

3. AGENDA

4. PUBLIC HEARING: VAAP 17-0817 Staiger;

Variance from Section 52.3 of the St. Mary's County Comprehensive Zoning Ordinance (CZO) for expansion of a non-conforming structure.

Announcement by Board of Appeals Chairman, George Hayden:

“Staiger Case will not be heard this evening. They (Applicant) have asked for a postponement and that’s been granted, to a date in the future. We (Board of Appeals) don’t have a date for that just yet. They will re-advertise in the future, when it’s time for the case to be heard.”

5. PUBLIC HEARING: VAAP 19-0770 Fleury;

Variance from the Comprehensive Zoning Ordinance Section 71.8.3 for encroachment in the Expanded 100' Critical Area Buffer to construct a house.

Motion to Approve:

“In the matter of VAAP #19-0770, Fleury 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 to encroach into the Expanded 100’ Critical Area Buffer to construct a house.”

Condition/s: No additional lot coverage beyond what is currently planned.

Motion by Wayne Miedzinski, Second by John Brown.

Final Resolution: Motion Carries 5/0

6. PUBLIC HEARING: VAAP 19-1180 Rosado;

Variance from the Comprehensive Zoning Ordinance Section 41.5.3.i., to exceed lot coverage limits to construct a porch addition.

Motion to Approve:

“In the matter of VAAP #19-1180, Rosado 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 to exceed lot coverage limits to construct a porch addition.”

Condition/s: None

Motion by Lynn Delahay, Second by Wayne Miedzinski.

Final Resolution: Motion Carries 5/0

7. PUBLIC HEARING: VAAP 19-1258 Blinn;

Variance from the Comprehensive Zoning Ordinance Section 71.8.3, for encroachment in the Expanded 100' Critical Area Buffer to construct a deck.

Motion to Approve:

“In the matter of VAAP #19-1258, Blinn 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 to encroachment in the Expanded 100’ Critical Area Buffer to construct a deck.”

Conditions: None

Motion by Rich Richardson, Second by John Brown.

Final Resolution: Motion Carries 5/0

8. REVIEW AND APPROVAL OF MINUTES:

I move to accept the minutes of the **September 12, 2019** Board of Appeals meeting.

Motion by Wayne Miedzinski, Second by Rich Richardson.

Final Resolution: Motion Carries

9. REVIEW AND APPROVAL OF ORDERS:

“I move to authorize Chairman Hayden to sign order for VAAP 18-1109, Nowotny.”

Motion by Wayne Miedzinski, 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 19-0925, Beavan.”

Motion by Lynn Delahay, Second by John Brown.

Final Resolution: Motion Carries

11. REVIEW AND APPROVAL OF ORDERS:

“I move to authorize Chairman Hayden to sign order for VAAP 19-1305, McClay.”

Motion by John Brown, Second by Wayne Miedzinski.

Final Resolution: Motion Carries

12. REVIEW AND APPROVAL OF ORDERS: "I move to authorize Chairman Hayden to sign order VAAP 18-132-019, Hollywood Self Storage."

Motion by Wayne Miedzinski, Second by John Brown.

Final Resolution: Motion Carries

13. REVIEW AND APPROVAL OF THE BOARD OF APPEALS 2020 HEARING SCHEDULE:

"I move to accept the 2020 Hearing Schedule for the Board of Appeals Meetings with the correction, last hearing date should be for January 14, 2021 not January 7, 2021."

Motion by John Brown, Second by Wayne Miedzinski .
Final Resolution: Motion Carries

14. ANNOUNCEMENT/S:

"There will be no cases heard at the December 12, 2019 Board of Appeals Meeting, due to the training that has been scheduled."

15. ADJOURN:

I move to adjourn the October 10, 2019 Board of Appeals meeting at 7:58 p.m.

Motion by Lynn Delahay, Second by Wayne Miedzinski.
Final Resolution: Motion Carries