Board of Appeals (Thursday, October 14, 2021)

Drafted by Sherrie Young, BOA Recording Secretary on Friday, November 19, 2021

1.CALL TO ORDER: Meeting called to order at 6:30 pm.

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

Board of Appeals Members Via: CSMC Meeting Room

Dan Ichniowski, Chair Wayne Miedzinski, Vice Chair Lynn Delahay, Member Rich Richardson, Member Guy Bradley, Member Ronald Payne, Sr., Alternate Member Steve Scott, Board Attorney

SMCG Supporting Staff Via: CSMC Meeting Room

Harry Knight, Deputy Director- LUGM Stacy Clements, Planner III- LUGM

SMCG Supporting Staff Via: CSMC Meeting Room & ZOOM

David Weiskopf, County Attorney Neil Murphy, Deputy County Attorney Donnie Mills, Deputy Director -DPW&T

SMCG Supporting Staff Via: Media Control Room

Alex Huseman, Video / Media Producer

SMCG Supporting Staff Via: Savich Conference Room

Sherrie Young, BOA Recording Secretary- LUGM

Applicants, Representatives & Speakers Via: CSMC Meeting Room & ZOOM

<u>Sloan Gravel Mine Case:</u> Chris Longmore, Esq Barry Vukmer, Surveyor -CTS, LLC. Eddie Sloan, Applicant Curtis Grice, Sloan Mining Staff Jay Hopson, JLC, LLC. Mark Keeley, Traffic-Concepts John Mayer, Traffic-Concepts

<u>Toyota of Southern MD Case:</u> Peter D 'Arista, Owner JD Blackwell, Representative Greg Hosendorf, Engineer – Soltesz Co.

3. AGENDA: November 18, 2021, Board of Appeals Meeting

4. PUBLIC HEARINGS:

A. CUAP 19-131-021 Sloan Gravel Mine

"In the matter of CUAP #19-131-021, Sloan 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 for conditional use with the following Conditions:"

- 1.) 100 Foot Buffer around mining area as shown on Exhibit 4, Attachment 5A
- 2.) Water Trucks on site to keep dust down
- 3.) Hours of operation: Mondays through Fridays 7:30 am 5:00 pm

Saturdays 8:00 am - 12:00 pm - Maintenance Only

Sundays-Closed

- 4.) No burning on site
- 5.) Pave the first one hundred twenty (120) feet of the access road, then SCE after berm
- 6.) No processing of gravel on site
- 7.) No retail sales on site
- 8.) Maximum three hundred (300) round trips per week, capped at maximum (80) per day
- 9.) Comply with all other federal, state, and local agency regulations.
- 10.) Minimum six (6) foot Leyland Cypress to be planted, maintained, replaced as necessary and shown on Exhibit 4, Attachment 5A.

Motion: Rich Richardson	Second: Wayne Miedzinski	Final Resolution: Motion Carried 3-2
	Against: Lynn Delahay and Guy Bradley, III	

B. VAAP 21-0038 Toyota of Southern MD

"In the matter of VAAP #21-0038, Toyota of Southern Maryland, having made a finding that the standards for granting a variance and the objectives of Section 63.3: Buffer Yards and Schedule 63.3.a: Buffer Yard Standards of the St. Mary's County Comprehensive Zoning Ordinance have been met, I move to approve the variance request to reduce the required 30-foot Type C buffer yard to a 12-foot Type C buffer yard along Maryland Route 235."

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

5. REVIEW AND APPROVAL OF MINUTES:

Board of Appeals October 14, 2021, Meeting

"I move to accept the October 14, 2021, Board of Appeals Meeting Minutes."

Motion: Rich Richardson Second: Lynn Delahay Final Resolution: Motion Carried 5-0

6. REVIEW AND APPROVAL:

Board of Appeals 2022 Monthly Public Hearing Schedule

"I move to authorize Chairman Ichniowski to sign the VAAP 21-0854 Lanhardt Property Order."

Motion: Rich Richardson Second: Lynn Delahay Final Resolution: Motion Carried 5-0

7. ADJOURN: Meeting Adjourned at 10:08 p.m.

"I move to adjourn the November 18, 2021, Board of Appeals meeting."

Motion: Lynn Delahay

Second: Guy Bradley

Final Resolution: Motion Carried 5-0