Board of Appeals (Thursday, April 14, 2022)

Drafted by Sherrie Young, BOA Recording Secretary on Friday, April 15, 2022

1.CALL TO ORDER: Meeting called to order at <u>6:30 pm.</u>

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 Rich Richardson, Member Guy Bradley, Member Ronald Payne, Sr., Alternate Member Steve Scott, Board Attorney

Excused

Lynn Delahay, Member

SMCG Supporting Staff to be in Attendance Via: CSMC Meeting Room

Bill Hunt, Director - LUGM Stacy Clements, Planner III- LUGM John Houser, Assistant County Attorney

Via: Media Control Room

Amy Carter, Video / Media Producer

Via: Savich Conference Room

Sherrie Young, BOA Recording Secretary- LUGM

Applicants, Representatives & Speakers to be in Attendance

Via: CSMC Meeting Room & ZOOM

Shelby Bowles
Susie Bowles
John Morris, Contractor
Maurice Long, Jr.
Steve Vaughan, LSR, LLC
Mike Mummaugh, Contractor

3. AGENDA: April 14, 2022, Board of Appeals Meeting

4. PUBLIC HEARINGS:

A. BOWLES VAAP 21-0824

"In the matter of VAAP # 21-0824, having made a finding that the standards for granting a variance and the objectives of Section 24.4 of the St. Mary's County Comprehensive Zoning Ordinance (have / have not) been met, I move to (approve / deny) the variance requests from Section 71.8.3 to disturb the Critical Area Buffer for the construction of a single-family dwelling."

Motion: Rich Richardson Second: Guy Bradley Final Resolution: Motion Carried 5-0

B. LONG VAAP 21-1516

"In the matter of VAAP # 21-1516 having made a finding that the standards for granting a variance and the objectives of Section 24.3 of the St. Mary's County Comprehensive Zoning VAAP # 21-1516 Long Property Board of Appeals Hearing of April 14, 2022, Ordinance (have / have not) been met, I move to (approve / deny) the variance request from Section 71.5.2 to disturb the non-tidal wetland buffer to construct a single-family dwelling."

Motion: Guy Bradley Second: Rich Richardson Final Resolution: Motion Carried 5-0

C. SHUCKIT'S, LLC - THOMPSONS SEAFOOD APPEAL, ZAAP 21-0967; WITHDRAWN

5. REVIEW AND APPROVAL OF MINUTES:

A. March 17, 2022, Board of Appeals Meeting Minutes

"I move to approve the March 17, 2022, Board of Appeals Meeting Minutes."

Motion: Wayne Miedzinski Second: Guy Bradley Final Resolution: Motion Carried 5-0

6. REVIEW AND APPROVAL OF ORDERS:

A. VAAP 21-0159 MORRIS POINT RESTAURANT ORDER

No motion made, while Assistant County Attorney verifies the boards question. Order moved to April 21, 2022, to be signed.

B. VAAP 21-1154 MATTINGLY ORDER

"I make a motion to approve and Chairman, Daniel Ichniowski to sign the VAAP 21-1154 MATTINGLY ORDER."

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

C. VAAP 20-1047 & 20-1048 PESANTE- CLOSE ORDER

"I make a motion to approve and for Chairman, Daniel Ichniowski to sign the VAAP 20-1047 & 20-1048 PESANTE- CLOSE ORDER"

Motion: Wayne Miedzinski Second: Guy Bradley Final Resolution: Motion Carried 5-0

D. VAAP 19-13100019 SMITH CREEK MARINE, LLC (PIER 450)

"I make a motion to approve and for Chairman, Daniel Ichniowski to sign the VAAP 19-13100019 SMITH CREEK MARINE, LLC (PIER 450)"

Motion: Guy Bradley Second: Rich Richardson Final Resolution: Motion Carried 5-0

7. ADJOURN:

"I move to adjourn the April 14, 2022, Board of Appeals meeting at 7:44 p.m."

Motion: Wayne Miedzinski Second: Guy Bradley Final Resolution: Motion Carried 5-0