

Board of Appeals Teleconference (Thursday, February 11, 2021)

Drafted by Sherrie Young, Recording Secretary on Friday, February 12, 2021

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

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

3. AGENDA: February 11, 2021 Board of Appeals Meeting

4. PUBLIC HEARING: BALLARD PROPERTY VAAP 20-2039

“In the matter of VAAP # 20-2039 having made a finding that the standards for granting a variance and the objectives of Section 24.3 and Section 24.4 of the St. Mary’s County Comprehensive Zoning Ordinance have been met, I move to approve the variance request from Section 71.8.3 of the St. Mary’s County Comprehensive Zoning Ordinance to disturb the Critical Area Buffer to replace a wood retaining wall.”

Motion: Rich Richardson Second: John Brown Final Resolution: Motion Carried 5-0

5. PUBLIC HEARING: TRGINA PROPERTY VAAP 20-1209

“In the matter of VAAP # 20-1209 having made a finding that the standards for granting a variance and the objectives of Section 24.3 and Section 24.4 of the St. Mary’s County Comprehensive Zoning Ordinance have been met, I move to approve the variance requests from Section 32.3.2 for a reduction of the mandatory setbacks from sensitive areas and Section 71.8.3 to disturb the Critical Area Buffer to construct a house addition with an areaway.”

Motion: Lynn Delahay Second: Wayne Miedzinski Final Resolution: Motion Carried 5-0

6. PUBLIC HEARING: TOWN CREEK MARINA/ BURKHARDT APPEAL ZAAP 20-1746

“In the matter of ZAAP 20-1746, Town Creek Marina LLC and Greg Burkhardt, I move that the Board of Appeals uphold the decision the Director of Land Use and Growth Management made on August 10, 2020 disapproving the development sketch for not meeting the requirements of the St. Mary’s County Comprehensive Zoning Ordinance, Schedule 32.1, Setback standards and Base Density standards. Also, the Board of Appeals agrees with the interpretation of the word "site" as set forth in the Director's guidance email of August 10, 2020.”

Motion: Wayne Miedzinski Second: Lynn Delahay Final Resolution: Motion Carried 5-0

7. REVIEW AND APPROVAL OF MINUTES: Board of Appeals January 14, 2021 Meeting Minutes

“I move to accept the January 14, 2021 Board of Appeals Meeting Minutes.”

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

8. REVIEW AND APPROVAL OF ORDERS:

LEONARDTOWN 7-ELEVEN APPEAL ORDER ZAAP 18-132-00021

"I move to authorize Chairman Ichniowski to sign the ZAAP 18-132-00021 Leonardtown 7-Eleven Appeal Order."

Motion: Wayne Miedzinski Second: Lynn Delahay Final Resolution: Motion Carried 5-0

9. REVIEW AND APPROVAL OF ORDERS:

CALLAWAY 7-ELEVEN ORDER VAAP 19-132-00001

"I move to authorize Chairman Ichniowski to sign the VAAP 19-132-00001 Callaway 7-Eleven Order."

Motion: Wayne Miedzinski Second: Lynn Delahay Final Resolution: Motion Carried 5-0

10. REVIEW AND APPROVAL OF THE 2020 BOARD OF APPEALS ANNUAL REPORT:

"I move to have Chairman Ichniowski sign the 2020 Board of Appeals Annual Report."

Motion: Lynn Delahay Second: Wayne Miedzinski Final Resolution: Motion Carried 5-0

11. ADJOURN:

Meeting Adjourned at 10:15 p.m.

"I move to adjourn the February 11, 2021, Board of Appeals meeting. "

Motion: Wayne Miedzinski Second: Lynn Delahay Final Resolution: Motion Carried 5-0