

Board of Appeals (Thursday, January 13, 2022)

Drafted by Sherrie Young, BOA Recording Secretary on Friday, January 14, 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

Wayne Miedzinski, Vice Chair

Lynn Delahay, Member

Rich Richardson, Member

Ronald Payne, Sr., Alternate Member

Steve Scott, Board Attorney

Absent:

Dan Ichniowski, Chair

Guy Bradley, Member

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

Neil Murphy, Deputy County Attorney

SMCG Supporting Staff Via: Media Control Room

Amy Carter, Video / Media Producer

SMCG Supporting Staff Via: Savich Conference Room

Sherrie Young, BOA Recording Secretary- LUGM

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

Curtis King

Joseph Houchens

Veralyn Poteat

Kenneth Poteat

Terri Pesante Close

Donald Close

Steve Vaughn, LSR, Inc.

Page Wyrrough, Esq

Chris Longmore, Esq

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3. AGENDA: January 13, 2022, Board of Appeals Meeting

4. PUBLIC HEARINGS:

A. HOUCHENS & KING VAAP 21-2589

“In the matter of VAAP # 21-2589 having made a finding that the standards for granting a variance and the objectives of Section 24.3 and Schedule 32.1 of the St. Mary’s County Comprehensive Zoning Ordinance have been met, I move to approve the variance requests for a reduction of the side yard setbacks to construct additions to an existing house.”

Motion: Rich Richardson

Second:Lynn Delahay

Final Resolution: Motion Carried 3-1
Against: Wayne Miedzinski

B. POTEAT VAAP 21-2508

“In the matter of VAAP # 21-2508 having made a finding that the standards for granting a variance and the objectives of Section 24.3, Schedule 32.1, and Section 52.3 of the St. Mary’s County Comprehensive Zoning Ordinance have been met, I move to approve the variance requests for a reduction of the mandatory setbacks to construct an addition to an existing house.”

Condition:

1.) Shed to be removed.

Motion: Lynn Delahay

Second:Rich Richardson

Final Resolution: Motion Carried 4-0

C. CLOSE PROPERTY, VAAP 20-1047 and 20-1048

“In the matter of VAAP # 20-1047 & 20-1048, the Board grants the request to continue case to the February 17, 2022, Board of Appeals Hearing at 6:30 pm in the Commissioners Meeting Room at the Chesapeake Building, 41770 Baldrige Street, Leonardtown, MD.”

Motion: Lynn Delahay

Second:Rich Richardson

Final Resolution: Motion Carried 4-0

D. BRACKETT SUBDIVISION APPEAL & VARIANCE VAAP 21-1100003; Motion to Reconsider Brackett Order

“In the matter of VAAP #21-110-003, Brackett Subdivision, and in accordance with the Rules of Practice and Procedure of the St. Mary’s County Board of Appeals, Rule 5-105(c), I move for the Motion to Reconsider be moved to the January 27, 2022, Board of Appeals in the Commissioners Meeting Room at the Chesapeake Building, 41770 Baldrige Street, Leonardtown, MD.”

1) reconsider the decision and amend or alter its decision and order, or

2) remand the matter to a Hearing Examiner for a new hearing, or

3) order a new hearing before the Board of Appeals.

Motion: Lynn Delahay

Second:Rich Richardson

Final Resolution: Motion Carried 4-0

5. REVIEW AND APPROVAL OF MINUTES:

A. December 9, 2022, Board of Appeals Minutes

"I move to approve the December 9, 2022, Board of Appeals Minutes."

Motion: Rich Richardson Second: Lynn Delahay Final Resolution: Motion Carried 4-0

B. December 16, 2022, Board of Appeals Minutes

"I move to approve the December 16, 2022, Board of Appeals Minutes."

Motion: Rich Richardson Second: Lynn Delahay Final Resolution: Motion Carried 4-0

6. ADJOURN:

"I move to adjourn the January 13, 2022, Board of Appeals meeting at 7:35 p.m.."

Motion: Rich Richardson Second: Lynn Delahay Final Resolution: Motion Carried 4-0