

Board of Appeals (Thursday, March 10, 2022)

Drafted by Sherrie Young, BOA Recording Secretary on Monday, March 14, 2022

1. CALL TO ORDER: Meeting called to order at 6:40 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

Rich Richardson, Member

Guy Bradley, Member

Ronald Payne, Sr., Alternate Member

John Houser, Assistant Attorney- SMCG/ Alternate Board Attorney

Absent

Lynn Delahay, Member

Steve Scott, Board Attorney

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

Bill Hunt, Director- LUGM

Stacy Clements, Planner III- LUGM

David Weiskopf, Interim County Administrator

Jim Gotsch, Director - DPW&T

Donnie Mills, Deputy Director - DPW&T

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

Christopher Soussanin, Viewpoint, LLC

Page Wyrrough, Esq. (ZOOM)

Christopher Longmore, Esq.

Todd Mattingly

Kelli Mattingly

Laura Clarke, Clarke Consulting, LLC

Steve Vaughan, LSR, LLC

3. AGENDA: March 10, 2022, Board of Appeals Meeting

4. PUBLIC HEARINGS:**A. CHANEY LOVEVILLE GRAVEL MINE, CUAP 21-0026**

“In the matter of CUAP #21-0026, Chaney Loveville Gravel Mine, I move to continue this case to the April 21, 2022, Board of Appeals hearing here at the Chesapeake Building in the Commissioners Meeting Room at 6:30 pm.”

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

B. MORRIS POINT RESTAURANT VAAP 21-0159

“In the matter of VAAP #21-0159, Morris Point Restaurant, 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 been met, I move to approve the variance from Section 71.8.3 for development activity in the 100-foot Critical Area Buffer and from Section 41.5.3 to exceed the lot coverage limit to install a tent.”

Motion: Rich Richardson Second: Guy Bradley Final Resolution: Motion Carried 3-2
Against: Wayne Miedzinski and Ronald Payne

C. MATTINGLY PROPERTY VAAP 21-1154

“In the matter of VAAP # 21-1154, having made a finding that the standards for granting a variance and the objectives of Sections 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 Comprehensive Zoning Ordinance (CZO), for the “after-the-fact” variance for unauthorized and pre-existing development activity, in the Critical Area Buffer” and I also move to approve the variance request from Section 71.8.3 of the Comprehensive Zoning Ordinance (CZO) to disturb the Critical Area Buffer to construct proposed additions (covered entities) to existing buildings, upon condition that applicants remove the lot coverage shaded in yellow on the site plan depicted on slide 20 of applicants’ presentation and perform the plantings required by Critical Area Planting Agreement 21-1154.

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

5. REVIEW AND APPROVAL OF ORDERS:**A. CROWLEY ORDER VAAP 21-1319**

"I make a motion to approve and Chairman, Daniel Ichniowski to sign the VAAP 21-1319 CROWLEY ORDER."

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

B. HO PROPERTY ORDER VAAP 21-1062

" I move to approve and have Chairman Ichniowski sign the HO PROPERTY ORDER VAAP 21-1062."

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

C. AAA GRAVEL PIT EXPANSION ORDER CUAP 21-0116

" I move to approve and have Chairman Ichniowski sign the AAA GRAVEL PIT EXPANSION ORDER CUAP 21-0116."

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

6. ADJOURN:

"I move to adjourn the March 10, 2022, Board of Appeals meeting at 8:34 p.m."

Motion: Wayne Miedzinski Second: Daniel Ichniowski Final Resolution: Motion Carried 5-0