

Board of Appeals (Thursday, March 17, 2022)

Drafted by Sherrie Young, BOA Recording Secretary on Friday, March 18, 2022

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 to be in Attendance Via: CSMC Meeting Room

Bill Hunt, Director - LUGM
Stacy Clements, Planner III- LUGM
Neil Murphy, Deputy County Attorney
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

Page Wyrrough, Esq.
Terri Pesante- Close
Donald Close
Dan Wolf, Contractor
Chris Longmore, Esq.
Peggy Binzell
Steve Vaughan - LSR, Inc
Kate Charbonneau, Executive Director- CAC

3. AGENDA: March 17, 2022, Board of Appeals Meeting

4. PUBLIC HEARINGS:

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

“In the matter of VAAP # 20-1047 & 20-1048 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 to disturb the Critical Area Buffer for an addition, porch, and ramps and the variance request from Section 41.5.3.i. to exceed the maximum allowable lot coverage.”

Condition: No roof on second porch

Motion: Lynn Delahay Second: Rich Richardson Final Resolution: Motion Carried 4-1
 Against: Wayne Miedzinski

B. SMITH CREEK MARINE, LLC VAAP 19-131-019

“In the matter of VAAP #19-131-019, Smith Creek Marine LLC Property, 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 after-the-fact development activity in the 100-foot Critical Area buffer and from Section 41.8.2.a.(1) for the after-the-fact new eating/drinking establishment within the 100-foot Critical Area buffer.”

Motion: Lynn Delahay Second: Wayne Miedzinski Final Resolution: Motion Carried 4-1
 Against: Rich Richardson

5. REVIEW AND APPROVAL OF MINUTES:

A. February 10, 2022, Board of Appeals Meeting Minutes

"I move to approve the February 10, 2022, Board of Appeals Meeting Minutes."

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

B. February 22, 2022, Board of Appeals Meeting Minutes

"I move to approve the February 22, 2022, Board of Appeals Meeting Minutes."

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

C. March 10, 2022, Board of Appeals Meeting Minutes

"I move to approve the March 10, 2022, Board of Appeals Meeting Minutes."

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

6. Review and Approval of The Board of Appeals 2021 Annual Report

"I make a motion to approve and for Chairman, Daniel Ichniowski to sign The Board of Appeals 2021 Annual Report."

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

7. REVIEW AND APPROVAL OF ORDERS:

A. HOCKEY ORDER VAAP 21-1268

"I make a motion to approve and Chairman, Daniel Ichniowski to sign the VAAP 21-1268 HOCKEY ORDER."

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

B. VAAP 21-1886 SIMMS ORDER

"I make a motion to approve and Chairman, Daniel Ichniowski to sign the VAAP 21-1886 SIMMS ORDER."

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

8. ADJOURN:

"I move to adjourn the March 10, 2022, Board of Appeals meeting at 9:21 p.m."

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