

FREDERICK COUNTY BOARD OF APPEALS MEETING MINUTES

For Thursday, February 28, 2008.

Billy Shreve, Chairman, called to order a meeting of the Frederick County Board of Appeals ("Board") for Thursday February 28, 2008, at 7:00 p.m. Present were Bernard Bordenick, Robert Lawrence, Lara Roholt Westdorp, and Ron Peppe, Sr.. Also present were Michael Chomel, County Attorney, and Planning Division staff Larry Smith, Zoning Administrator, Rick Brace, Principal Planner II, and Erica Cooke, Recording Secretary.

Official Minutes of the Board of Appeals' meetings are kept on file in the Planning Division.

Mr. Shreve stated the rules and procedures for the evening.

Approval of Minutes

The Board approved the Thursday, January 24, 2008 minutes as written, on a motion from Mr. Lawrence, seconded by Ms. Westdorp. Yeas – 4, Nays – 0 (Mr. Bordenick abstained)

CASES

Mr. Shreve swore in all persons who expected to testify at the meeting.

B-07-36 Rick Houck c/o Seymour Stern, Esq.

An application was filed claiming Administrative Error in the Zoning Administrator's Determination on Permit 58631, located on the north side of Opposumtown Pike, 1,000 feet south of Sunday's Lane (Tax Map 48, Parcel 19), Zoned Agricultural.

The Board unanimously upheld the Zoning Administrator's decision on a motion from Mr. Lawrence, seconded by Mr. Peppe, Sr.

B-08-01 Urbana Interchange Partners, LLC

An application was filed requesting a Special Exception to modify the existing veterinary clinic [previously approved B-02-23] with an addition of an outdoor run, located on the southeast corner of the intersection of MD Route 80 and Thurston Road (Tax Map 96, Parcel 232), Zoned Agricultural.

Ms. Roholt Westdorp moved to approve a fenced area as an accessory use to the existing Special Exception [B-02-23], to meet the 150-foot setback requirements under section 1-19-385, and to not advertise the fenced area. Mr. Bordenick seconded the motion.

Mr. Lawrence moved to amend the original motion by adding that the fenced area be designated "For veterinary clinic client use only". Mr. Peppe Sr. seconded the motion to accept the amendment. The amendment to the motion passed. Yeas – 3, Nays – 2 (Bordenick, Roholt Westdorp).

The original motion, as amended, passed. (Yeas – 4, Nays – 1 (Shreve))

ADJOURN

Being no further business, the meeting was adjourned at 9:02 p.m.

Respectfully submitted,

Erica Cooke
Recording Secretary



Mr. Billy Shreve, Chairman