

FREDERICK COUNTY BOARD OF APPEALS MEETING MINUTES FOR THURSDAY, April 24, 2008

Bernard Bordenick, Vice Chairman, called to order a meeting of the Frederick County Board of Appeals ("Board") for Thursday April 24, 2008, at 7:00 p.m. Present were Robert Lawrence, Lara Roholt Westdorp, Ronald Peppe, Sr., and John Clapp. Also present were Michael Chomel, Senior Assistant 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. Bordenick stated the rules and procedures for the evening.

Preliminary Matters

Mr. Brace entered into the record a letter from Mr. Ratcliff, dated April 17, 2008, withdrawing his request for a special exception, case B-08-04.

Ms. Westdorp moved that the Board of Appeal reconsider its March 2008 decision for case B-08-03. Mr. Lawrence seconded the motion for discussion purposes. The motion failed to pass, Yeas – 1, Nays – 3 (Bordenick, Lawrence, Peppe, Sr.), Abstained-1 (Mr. Clapp did not hear the original case)

Approval of Minutes

The Board approved the Thursday, March 27, 2008 minutes as written, on a motion from Ms. Westdorp, seconded by Mr. Lawrence. Yeas – 4, Nays – 0, Abstained – 1 (Clapp).

The Board approved the Monday, March 31, 2008 minutes as written, on a motion from Ms. Westdorp, seconded by Mr. Lawrence. Yeas – 3, Nays – 0, Abstained – 2 (Peppe, Sr., Clapp).

CASES

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

Case B-08-06 Target Corporation c/o VHB, Inc.

An Application was filed requesting a 30' variance from the 30' required side yard to retain existing building, located on the south side of Genstar Drive approximately 1,000 feet east of MD Route 355 at Riverside Plaza Shopping Center (Tax Maps 77 and 86, Parcel 101 and part of 60), Zoned General Commercial.

The Board approved the 30' variance on the conditions that the applicants be bound by all testimony, exhibits, and agency comments, and that a correction plat be recorded, on a motion from Mr. Lawrence, seconded by Mr. Peppe Sr. Yeas – 4, Nays – 1 (Clapp).

Being no further business, the meeting was adjourned at 8:44 p.m.

Respectfully Submitted,

Erica Cooke
Recording Secretary

Mr. Bernard Bordenick, Vice Chairman