

FREDERICK COUNTY BOARD OF APPEALS MEETING MINUTES FOR THURSDAY, September 23, 2010.

Lara Roholt Westdorp, Chair, called to order a meeting of the Frederick County Board of Appeals ("Board") for Thursday, September 23, 2010 at 7:00 p.m. in the 3rd Floor Hearing Room in Winchester Hall. Present were John Clapp, Alan Duke and Carole Jaar Sepe. Also present were Michael Chomel, Senior Assistant County Attorney, and Planning Division staff Larry Smith, Zoning Administrator, and Rick Brace, Principal Planner II and Board Secretary and Erica Cooke, Recording Secretary.

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

Ms. Westdorp stated the rules and procedures for the evening and swore in all persons who expected to testify at the meeting.

Approval of Minutes

On a motion from Mr. Clapp, seconded by Mr. Duke, the Board approved the minutes of August 26, 2010.

Cases

B-10-09 Howard and Virginia Crum c/o Ashley Mancinelli, Esq.

Requesting a special exception to establish an antique shop, located on the east side of Buckeystown Pike, 2,200 ft. south of Lime Kiln Rd. (Tax Map 77, Parcel 132, Lot 301), zoned Agricultural. A motion by Mr. Clapp, seconded by Ms. Sepe to approve the special exception request with conditions was adopted 3-0-1 (Ms. Westdorp).

B-10-10 James R. Lee and Linda A. Linkins c/o Andrew DiPasquale, Esq.

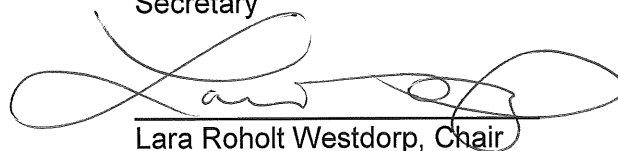
Requesting a 30 ft. variance from the required 40 ft. front yard to construct a garage, located on the west side of Roy Shafer Rd., approx. 2,200 ft. north of Bennies Hill Rd. (Tax Map 65, Parcel 75), zoned Agricultural. Mr. Duke offered a motion to approve, seconded by Ms. Sepe. Mr. Clapp offered an amendment to the motion to include a requirement that the barn be photo-documented before being dismantled, seconded by Mr. Duke, adopted 3-0-1 (Ms. Westdorp). The amended motion to grant the variance request was adopted 3-0-1 (Ms. Westdorp).

B-10-11 New Cingular Wireless PCS, LLC d/b/a AT&T Mobility, LLC

Requesting a special exception to establish a 141 ft. high monopole and 40 ft. by 65 ft. equipment compound at its base, located on the east side of Boyers Mill Rd., 1,900 ft. southeast of its intersection with Gashouse Pike (Tax Map 68, Parcel 153, Lot 3B) zoned Agricultural. A motion by Mr. Duke, seconded by Mr. Clapp, to approve the request was adopted 3-0-1 (Ms. Westdorp) with conditions.

Being no further business, the meeting was adjourned at 9:45 p.m.

Respectfully Submitted,
Richard L. Brace
Secretary



Lara Roholt Westdorp, Chair