

FREDERICK COUNTY BOARD OF APPEALS MEETING MINUTES FOR
Wednesday, September 29, 2010.

Lara Roholt Westdorp, Chair, called to order a special meeting of the Frederick County Board of Appeals ("Board") for Wednesday, September 29, 2010 at 1:00 p.m. in the 1st Floor Hearing Room in Winchester Hall. Present were Lara Roholt Westdorp, 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 special hearing and swore in all persons who expected to testify at the meeting.

**B-10-08 Kemptown Substation c/o James Haney, PATH Alleghany
Transmission Company, LLC**

Requesting a special exception to establish a Non-Governmental Utility (Substation) per Sections 1-19-3.210, 5.310 and 8.339 of the Frederick County Zoning Ordinance, located on the west side of Bartholows Road at its intersections with Cowman's Manor Drive and West Oak Dr. (Tax Map 89, Parcel 166, Parcel 21 and Block 150), zoned Agricultural.

The hearing began with the Chair describing the process the hearing would follow. The staff report was presented and agency comments read into the record. The Applicant began his presentation by placing into the record all submitted materials in the record and then turning to his witnesses. Numerous citizens cross-examined the witnesses presented. The Board adjourned at 5: 40 PM for dinner and resumed at 7:07 PM. The meeting continued with the Applicant's witnesses and cross-examination by citizens until 11:37 PM, when the Chair adjourned the meeting, noting that a new date for continuation of the hearing would be forthcoming.

Respectfully Submitted,
Richard L. Brace
Secretary



Lara Roholt Westdorp, Chair