

FREDERICK COUNTY BOARD OF APPEALS MEETING MINUTES FOR **Saturday, November 13, 2010.**

Lara Roholt Westdorp, Chair, called to order a special meeting of the Frederick County Board of Appeals ("Board") for Saturday, November 13, 2010 at 9:00 a.m. in the 1st Floor Hearing Room in Winchester Hall. Present were Lara Roholt Westdorp, John Clapp, 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.

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. The Chair clarified that with three (3) members present, she would be voting on all matters before the Board.

Approval of Minutes

On a motion from Mr. Clapp, seconded by Ms. Sepe, the Board unanimously approved the minutes of September 23, 2010, September 29, 2010, and October 14, 2010.

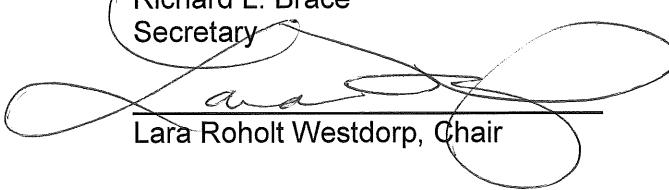
Cases

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 resumed from the October 13th meeting with the Chair describing the process the hearing would follow. The Applicant provided additional materials supporting their case. Opposition testimony was heard until 9 p.m. after which the Applicant utilized the remaining portion of his time for Rebuttal testimony. The Chair adjourned the meeting at 9:50 p.m., noting that the Board discussion and decision on this case would continue at the November 18th hearing.

Respectfully Submitted,
Richard L. Brace
Secretary


Lara Roholt Westdorp, Chair