

Frederick County Board of Appeals
Meeting Minutes
September 24, 2015

Mr. John Greenwell, Chair, called to order the regular hearing of the Frederick County Board of Appeals ("Board") for Thursday, September 24, 2015 ("Hearing") at 7:00 p.m. in the 1st Floor Hearing Room in Winchester Hall, Frederick, MD. In addition to the Chair, present were Board members Don Miller, Wayne Robinson, Earl Bell and Alternate Board member Tom Conard. Also present were Mr. Michael Chomel, Assistant County Attorney, and for the Community Development Division ("Staff") Mr. Larry Smith, Zoning Administrator and Mr. Craig Terry, Planner.

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

Introductions and Administrative Matters

The Chair welcomed the audience to the hearing and requested that all cell phones and other electronic devices be turned off.

Approval of Minutes

On a motion by Mr. Miller, seconded by Mr. Conard, the Board approved the minutes of the August 27, 2015 meeting by a vote of 4-0. Mr. Bell abstained.

Site Visits

All Board members, indicated that they had visited the site for the only Case tonight.

Election of Officers

Mr. Terry conducted the election of the Chair. Mr. Robinson nominated Mr. Greenwell, There were no further nominations and the nominations were closed. Mr. Greenwell was elected Chair by a vote of 4-0. Mr. Greenwell abstained. Mr. Greenwell then assumed the office of the Chair.

Mr. Greenwell continued with the election. Mr. Robinson was nominated for Vice Chair by Mr. Conard. There were no further nominations and the nominations were closed. Mr. Robinson was elected Vice Chair by a vote of 4-0. Mr. Robinson abstained

Mr. Miller was nominated for Secretary by Mr. Conard. There were no further nominations and the nominations were closed. Mr. Miller was elected Secretary by a vote of 4-0. Mr. Miller abstained.

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(Continued)

Rules and Procedures

The Chair stated the rules and procedures for the hearing and swore in the only two (2) persons present, Mr. and Mrs. Llewellyn

Case

B-14-20 Playground Specialists, Inc. c/o Tilford C Jones, Court Remand to BOA

Mr. Smith stated that the site plan for the JBB2 LLC property was scheduled to be reviewed at Town of Thurmont Planning Commission meeting tonight. If approved, Mr. Barber will be able to move forward with the project, contingent upon permitting requirements. Staff is satisfied that Mr. Barber is working towards the goal of site plan approval. Staff recommended that this application receive a ninety (90) day continuance to insure continued compliance. On a motion by Mr. Conard, seconded by Mr. Robinson, the Board voted 5-0 to grant the Applicant's the ninety (90) day continuance. Mr. Brian Mull, attorney for Mr. Jones made an objection to the continuance.

B-15-21 Greer T. Llewellyn

Mr. Terry read the staff report. Mr. Smith read the Health Department comments. Mr. Llewellyn presented the Applicant's case. During cross examination, Mr. Michael Chomel suggested that the applicant coordinate with the Health Department to see if another septic field site could be located. The applicant agreed and on a motion by Mr. Conard, seconded by Mr. Robinson, the Board voted 5-0 to grant the Applicant's the sixty (60) day continuance.

The meeting adjourned at 7:31 p.m.



Respectfully submitted,
Donald L. Miller, Secretary