

PUBLIC MEETING MINUTES FOR THURSDAY, OCTOBER 2, 2008

A public meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Thursday, October 2, 2008, was called to order at 1:30 p.m. by Commissioner Jan Gardner, *President*. Present were Commissioners David Gray, *Vice President*; Kai Hagen, Charles Jenkins and John L. Thompson, Jr. Also in attendance were Ron Hart, County Manager; and Patti Morrow, Recording Secretary.

(Official minutes of the Board of County Commissioners' meetings are kept on file in the County Manager's Office; the meetings are also video recorded. Approved minutes are available on the County web page. To receive a copy of meetings recorded on videotape or DVD, please contact the Board of County Commissioners at 301-600-1100 or visit the County web page at www.co.frederick.md.us)

NOTE: Copies of all staff reports are available in the OnBase system. If you need assistance with the OnBase system, please contact the recording secretary.

The meeting began with the recitation of the Pledge of Allegiance.

PUBLIC HEARING

Water and Sewer Plan Amendment Requests – Summer 2008 Cycle – Tim Goodfellow, Planning Division

A public hearing was held, as duly advertised, to consider amendments to the Frederick County Water and Sewer Plan.

Commissioner Gardner swore in all those who were testifying.

Tim Goodfellow presented the fall 2007 amendment requests.

WS-08-05 – St. John's Catholic Prep School: Request for a multi-use water system on Map 95, Parcel 151, east side of MD 85, north of Buckeystown.

Recommendation: Planning staff recommended approval and the Frederick County Planning Commission (FcPc) found the request consistent with the Adamstown Region Plan. Utilities and Solid Waste Management Division (DUSWM) had no comments because it was a privately owned and maintained system.

Mike Smariga commented on the request on behalf of the applicant.

There was no public comment.

There was no rebuttal.

Commissioner Hagen moved to approve the request for a multi-use water system for the St. John's Catholic Prep School located on the east side of MD 85, north of Buckeystown. Commissioner Jenkins seconded the motion that passed 5-0.

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WS-08-06 - Banner School: Request reclassification of 28.5 acres from Ultimate Service to W-5 Dev./S-5 Dev. on the north side of Biggs Ford Road, east of Dublin Road in the Town of Walkersville.

Recommendation: Staff noted the application does not satisfy the criteria to obtain the requested reclassification because the proposed use was not permitted in the Agricultural zone within the Town of Walkersville. FcPc found the request was consistent with the Walkersville Municipal Plan and DUSWM does not comment when properties are located within a municipality.

Andrew DiPasquale, Esquire, Miles and Stockbridge commented on the request on behalf of the applicant.

Public comment was heard from:

- Mark Forsyth

There was no rebuttal.

Wendy Kearney, County Attorney's Office, commented on the request.

Commissioner Hagen moved to approve the reclassification from Ultimate Service to W-5 Dev./S-5 Dev. on the north side of Biggs Ford Road, east of Dublin Road in the Town of Walkersville. Commissioner Gardner seconded the motion that passed 3-2 with Commissioners Gray and Thompson opposed.

WS-08-07 – Board of County Commissioners (Division of Public Works): Request to reclassify the Public Safety Training Facility (PSTF) on Reichs Ford Road from W-5 Dev./S-5 Dev. to W-3 Dev./S-4 Dev.

Recommendation: Staff and DUSWM recommended approval with the addition of a pump station symbol to the map, and the FcPc found the request to be consistent with the New Market Region Plan.

Carla Simms, Public Works Division, commented on behalf of the county.

There was no public comment.

Commissioner Jenkins moved to approve the request to reclassify the PSTF on Reichs Ford Road from W-5 Dev./S-5 Dev. to W-3 Dev./S-4 Dev with the addition of a pump station symbol to the map. Commissioner Gray seconded the motion that passed 5-0.

PUBLIC COMMENTS AND/OR REQUESTS

None.

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ADJOURN

The meeting adjourned at 8:15 p.m.

Respectfully submitted,

Patricia A. Morrow
Recording Secretary