

**PUBLIC MEETING MINUTES FOR TUESDAY, NOVEMBER 17, 2009**

A public meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Tuesday, November 17, 2009, was called to order at 7:00 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.FrederickCountyMD.gov](http://www.FrederickCountyMD.gov))*

**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.

**COMMISSIONER COMMENTS**

The Board finalized the assignments for the proposed 2010 legislative considerations to be presented at the meeting with the Frederick County Delegation on Friday, November 20, 2009.

**ADMINISTRATIVE BUSINESS**

**Countywide Comprehensive Plan (Plan) Update – Eric Soter and Jim Gugel, Planning Division**

For purposes of the following motions, these abbreviations will be used.

- |                                           |                                       |
|-------------------------------------------|---------------------------------------|
| <b>Ag/Rural – Agricultural/Rural</b>      | <b>A – Agricultural</b>               |
| <b>VC – Village Center</b>                | <b>LI – Limited Industrial</b>        |
| <b>GI – General Industrial</b>            | <b>GC – General Commercial</b>        |
| <b>ORI – Office, Research, Industrial</b> | <b>NR – Natural Resources</b>         |
| <b>EI – Euclidian Institutional</b>       | <b>OS/Rec – Open Space/Recreation</b> |
| <b>RC – Resource Conservation</b>         | <b>MXD – Mixed Use Development</b>    |
| <b>PUD – Planned Unit Development</b>     | <b>CR – Commercial Rural</b>          |

Mr. Gugel gave an overview of the evening's agenda.

Draft Zoning Changes

New Market Region

Linganore Community

Mr. Gugel reviewed the proposed zoning changes to the Linganore community.

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Mount Airy

Mr. Gugel reviewed the proposed zoning changes to the Mount Airy area.

New Market

Mr. Gugel reviewed the proposed zoning changes to the New Market area.

Commissioner Hagen moved to change the land use designation to Ag/Rural and the zoning classification to A on Tax Map 89, Parcel 32. It was indicated the growth area would also be moved. Commissioner Thompson seconded the motion that passed 5-0.

Spring Ridge/Bartonsville Area

Mr. Gugel reviewed the proposed zoning changes to the Spring Ridge/Bartonsville area.

Property Owner Requests

Adamstown Region

The Board reviewed the individual property owner requests in the Adamstown region.

Tim Goodfellow, Planning Division, participated in the discussion.

Brunswick Region

The Board reviewed the individual property owner requests in the Brunswick region.

Commissioner Jenkins moved to change the land use designation to Ag/Rural and the zoning classification to A on Tax Map 83, Parcels 50 and 51. Commissioner Gardner seconded the motion. Commissioner Jenkins withdrew the motion.

Commissioner Hagen moved to split the zoning on Tax Map 64, Parcel 75 between A/RC. Commissioner Gardner seconded the motion.

Commissioner Jenkins offered an amendment to change the land use designation to Ag/Rural on the entire parcel. The amendment failed for lack of a second.

The vote on the main motion failed 2-3 with Commissioners Gray, Jenkins and Thompson opposed.

Frederick Region

John Dimitriou, Planning Division, participated in the discussion.

(Commissioner Gardner passed the gavel to Commissioner Gray.)

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Commissioner Gardner moved to leave the existing land use designation of CR and the zoning classification of GC on Tax Map 48, Parcel 287. Commissioner Hagen seconded the motion that passed 4-1 with Commissioner Thompson opposed.

(Commissioner Gray passed the gavel back to Commissioner Gardner.)

Middletown Region

By unanimous consent, the Board voted to change the zoning classification on Tax Map 30, Parcel 42 to VC with Commissioner Thompson opposed.

Commissioner Thompson moved to change the zoning classification on Tax Map 66, Parcels 401, 781 and 219 to RC. Commissioner Gray seconded the motion.

By unanimous consent the motion was split.

The vote on Tax Map 66, Parcel 401 was 4-1 with Commissioner Jenkins opposed.

The vote on Tax Map 66, Parcel 781 failed 2-3 with Commissioners Gardner, Hagen and Jenkins opposed.

The vote on Tax Map 66, Parcel 219 was 5-0.

New Market Region

The Board reviewed the individual property owner requests in the New Market region.

Thurmont Region

The Board reviewed the individual property owner requests in the Thurmont Region.

Denis Superczynski, Planning Division, participated in the discussion.

Commissioner Thompson moved to change the zoning classification on Tax Map 3, Parcel 30 to A. Commissioner Hagen seconded the motion that passed 3-1-1 with Commissioner Jenkins opposed and Commissioner Gardner abstained.

Commissioner Thompson moved to change the land use designation to Ag/Rural and the zoning classification to A on Tax Map 8, Parcels 80 and 273. Commissioner Gray seconded the motion that passed 5-0.

Commissioner Thompson moved to change the land use designation to Ag/Rural and the zoning classification to A on Tax Map 8, Parcel 28. Commissioner Gray seconded the motion that passed 4-1 with Commissioner Jenkins opposed.

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Commissioner Thompson moved to change the zoning classification on Tax Map 8, Parcels 3, 4, 89, 100, 123, 131 to A. Commissioner Gray seconded the motion that passed 5-0.

Urbana Region

The Board reviewed the individual property requests in the Urbana region.

Walkersville Region

The Board reviewed the individual property request in the Walkersville region.

Mr. Soter reviewed the text revisions with the Board.

Mr. Gugel reviewed the future schedule of the Plan.

**PUBLIC COMMENTS AND/OR REQUESTS**

- Krista McGowan, Esquire, Miles and Stockbridge
- Ashley Mancinelli, Esquire, Severn, O'Connor and Kresslein, P.A.
- Steve Yinger
- Marietta Stup

**ADJOURN**

The meeting adjourned at 10:55 p.m.

Patricia A. Morrow  
Recording Secretary