

PUBLIC MEETING MINUTES FOR TUESDAY, FEBRUARY 16, 2010

A public meeting of the Board of County Commissioners of Frederick County, Maryland, ("Board") for Tuesday, February 16, 2010, was called to order at 7:00 p.m. by Commissioner Jan Gardner, *President*. Present were Commissioners David Gray, *Vice President*; Kai Hagen and John L. Thompson, Jr. Also in attendance were Barry Stanton, Assistant 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)

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 HEARINGS

Proposed Construction of Water and Sewer Lines to Service and Proposed Ordinance to Establish Benefit Assessment Charges Upon Certain Lots within the Lake Linganore Planned Unit Development for Water and/or Sewer Improvements – Brenda Teach and Rod Winebrenner, Utilities and Solid Waste Management Division

A public hearing was held, as duly advertised, on the proposed projects to construct new and replacement water and sewer lines and improvements to serve numerous existing lots in the Lake Linganore Villages of Pinehurst and Nightingale and the consideration of a proposed ordinance to establish a benefit assessment on certain lots in the Villages of Pinehurst and Nightingale.

Rod Winebrenner, Utilities and Solid Waste Management Division, presented a PowerPoint presentation on the proposed construction of the Lake Linganore water and sewer projects.

Ms. Teach presented the benefit assessment process.

Public comment was heard from:

- Eleanor Baker
- John Saad
- Rob Freibaum
- Oscar Toledo
- Alan Joy
- John Haynes
- Michael Farrell
- Carolyn Anderson

Discussion was held. Mike Marschner and Terry Irwin, Utilities and Solid Waste Management Division, and Wendy Kearney, Office of the County Attorney, commented on the issue.

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The Board indicated the public hearing would be continued to Tuesday, March 2, 2010, at 7:00 p.m. to provide time for individuals to question staff and to get further answers on two (2) lots currently on wells.

Zoning Text Amendment #ZT-09-07 – To Amend Certain Sections of the Frederick County Code Concerning Child Care Center/Nursery School – Eric Soter and Shawna Lemonds, Planning Division

A public hearing was held, as duly advertised, on the reconsideration of child care center/nursery school as a permitted use within the agricultural zoning district.

Ms. Lemonds presented the proposed child care center/nursery school text amendment.

Public comment was heard from:

- Noel Manalo, Esquire, Miles and Stockbridge
- Sandi Evans Rogers, Associate Pastor, Frederick Church of the Brethren
- Ginny Schartner
- Paul Munday, Senior Pastor, Frederick Church of the Brethren
- Mark Leslig
- Janice Wiles, Friends of Frederick County
- Carole Sepe
- Sarah Clary
- Tim May, Pastor, Pleasant View Church of the Brethren

A lengthy discussion ensued.

The Board directed staff to schedule the issue for a future meeting after Blaine Young was sworn in as county commissioner. It was indicated the record would be closed.

Zoning Text Amendment #ZT-09-08 – To Amend Certain Sections of the Frederick County Code Concerning a Village Center Zoning District Footprint Modification – Eric Soter and Shawna Lemonds, Planning Division

A public hearing was held, as duly advertised, on a proposed text amendment to modify the footprint of specific parcels within village center zoning based on review and approval by the Frederick County Planning Commission (FcPc).

Ms. Lemonds presented the staff report on the proposed text amendment #ZT-09-08.

Public comments were heard from:

- Daria Putnam-Steinhardt, President/CEO, Frederick County YMCA
- Anne Rollins, Esquire, Miles and Stockbridge
- Carole Sepe

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- Virginia Floyd

A lengthy discussion ensued on the zoning issues regarding the YMCA property in Urbana.

Staff was directed to rework the text amendment and come back at a later date with other options.

PUBLIC COMMENTS AND/OR REQUESTS

None.

ADJOURN

The meeting adjourned at 10:30 p.m.

Patricia A. Morrow
Recording Secretary