

BOARD OF ZONING APPEALS FOR THE CITY OF HAGERSTOWN

Deliberative Session

On Wednesday, April 18, 2018, at 7:00 p.m., a meeting of the Board of Zoning Appeals for the City of Hagerstown was held in the Council Chamber, Second Floor, City Hall, Hagerstown, Maryland. Members present included: Gregory Deck, Alternate; Andrew Durham; George Newman, III; and James Stouffer. Staff members present included: Stephen Bockmiller, AICP, Zoning Administrator.; and Debbie Calhoun, Secretary.

In the absence of Brian Kurtyka, chair, Mr. Bockmiller opened the meeting to entertain nominations for acting chair.

Selection of Acting Chair.

On a motion by Andrew Durham and seconded by Gregory Deck, the Board of Zoning Appeals unanimously selected George Newman as acting chair.

Hearing and Deliberations.

The following appeals were considered and decided at the hearing:

Case No. Z-2018-04

Jenny Kegarise, 15 Madison Avenue, Hagerstown, Maryland 21740, pertaining to property located at **15-15½ Madison Avenue**. The Board moved to grant the applicants request for variances to reduce the required four-foot exterior side yard setbacks for accessory structures to one foot; to reduce the side yard setbacks for accessory structures on each side of the interior lot line between the units to zero feet; and to reduce the rear yard accessory structure setback to one foot, zoned RMED (Residential – Medium Density).

VOTE: 3-1 Grant (Yes – Deck, Durham, Newman; No – Stouffer)

Case No. Z-2018-05

Jessie Unger, 20908 Leitersburg Pike, Hagerstown, Maryland 21742, pertaining to property located at **350 East Washington Street**. The Board moved to uphold the Zoning Administrator's determination that a site plan and landscaping would be required in order to conduct automobile sales at this property, zoned CG (Commercial General).

VOTE: 4-0 Grant (Deck, Durham, Newman, Stouffer)

Case No. Z-2018-06

Antraquip Corporation, c/o Karl Mitterndorfer, 758 Bowman Avenue, Hagerstown, Maryland 21740, pertaining to property located at **740 Bowman Avenue**. The Board moved to grant the applicant’s request for a variance to reduce the minimum front setback for a warehouse building along Bowman Avenue from 50 feet to 25 feet, zoned IR (Industrial Restricted).

VOTE: 4-0 Grant (Deck, Durham, Newman, Stouffer)

Revisions to Rules of Procedure.

Staff reported that the Board of Zoning Appeals discussed allowing staff to write Decisions & Orders; however, members never voted to amend the Rules of Procedure to reflect the Board of Zoning Appeals’ agreement to allow staff to write them, except in the case of Administrative Appeals.

It was moved and seconded that the Board of Zoning Appeals amend the Rules of Procedure to read as outlined in the memo that staff can write decisions, except for Administrative Appeals. (Durham/Stouffer – Unanimous).

Mr. Bockmiller added that based on the memo provided last month, the Rules of Procedure are “skeletal” and suggested that they be re-written at some point.

Adjourn.

The hearing and deliberations concluded at 10:00 p.m.



Debra C. Calhoun – Secretary