

## BOARD OF APPEALS

January 7, 2026

**County Administration Building, 100 W. Washington St., Meeting Room 2000, Hagerstown, at 6:00 p.m.**

### AGENDA

**AP2025-030:** An appeal was filed by The Towers LLC, for a special exception for proposed commercial communication tower on property owned by Daniel Moeller and located at 4220 Chestnut Grove Road, Keedysville, Zoned Preservation District.

**AP2025-031:** An appeal was filed by The Towers LLC, for a special exception for proposed commercial communication tower on property owned by Ryan Keadle and located at 5404 Mondell Road, Sharpsburg, Zoned Preservation District.

**AP2025-032:** Withdrawn by the Appellant

**AP2025-033:** An appeal was filed by The Meridian Group for a variance from the parking requirement of 1 parking space per 1,500 sq. ft. to 1 parking space per 2,000 sq. ft. for proposed warehouse on property owned by Interstate 70 Partners LLC and located at 18560 Colonel Henry K Dougals Drive, Hagerstown, Zoned Highway Interchange District.

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Pursuant to the Maryland Open Meetings Law, notice is hereby given that the deliberations of the Board of Zoning Appeals are open to the public. Furthermore, the Board, at its discretion, may render a decision as to some or all of the cases at the hearing described above or at a subsequent hearing, the date and time of which will be announced prior to the conclusion of the public hearing. Individuals requiring special accommodations are requested to contact Katie Rathvon at 240-313-2464 Voice, 240-313-2130 Voice/TDD no later than December 29, 2025. Any person desiring a stenographic transcript shall be responsible for supplying a competent stenographer.

The Board of Appeals reserves the right to vary the order in which the cases are called. Please take note of the Amended Rules of Procedure (Adopted July 5, 2006), Public Hearing, Section 4(d) which states:

Applicants shall have ten (10) minutes in which to present their request and may, upon request to and permission of the Board, receive an additional twenty (20) minutes for their presentation. Following the Applicant's case in chief, other individuals may receive three (3) minutes to testify, except in the circumstance where an individual is representing a group, in which case said individual shall be given eight (8) minutes to testify.

Those Applicants requesting the additional twenty (20) minutes shall have their case automatically moved to the end of the docket.

For extraordinary cause, the Board may extend any time period set forth herein, or otherwise modify or suspend these Rules, to uphold the spirit of the Ordinance and to do substantial justice.

Tracie Felker, Chairman

Board of Zoning Appeals



## WASHINGTON COUNTY BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742-2723 | P:240.313.2430 | F:240.313.2431 | Hearing Impaired: 7-1-1

## ZONING APPEAL

<b>Property Owner:</b>	Daniel Moeller 4220 Chestnut Grove Road Keedysville MD 21756	<b>Docket No:</b>	AP2025-030
		<b>Tax ID No:</b>	08002789
<b>Appellant:</b>	The Towers, LLC 750 Park of Commerce Drive Suite 200 Boca Raton FL 33487	<b>Zoning:</b>	P
		<b>RB Overlay:</b>	No
		<b>Zoning Overlay:</b>	
<b>Property Location:</b>	4220 Chestnut Grove Road Keedysville, MD 21756	<b>Filed Date:</b>	12/03/2025
<b>Description Of Appeal:</b>	Special exception for proposed commercial communication tower.	<b>Hearing Date:</b>	01/07/2026

<b>Appellant's Legal Interest In Above Property:</b>	<b>Owner:</b> No	<b>Contract to Rent/Lease:</b>	Yes
	<b>Lessee:</b> No	<b>Contract to Purchase:</b>	No
	<b>Other:</b>		

**Previous Petition/Appeal Docket No(s):**

**Applicable Ordinance Sections:** Washington County Zoning Ordinance: Article 3. Table 3.3 (1), R. Utilities

**Reason For Hardship:**

**If Appeal of Ruling, Date Of Ruling:**

**Ruling Official/Agency:**

**Existing Use:** Residential

**Proposed Use:** Commercial Communication Tower

**Previous Use Ceased For At Least 6 Months:**

**Date Ceased:**

**Area Devoted To Non-Conforming Use -**

**Existing:**

**Proposed:**

I hereby affirm that all of the statements and information contained in or filed with this appeal are true and correct.

Appellant Signature

State Of Maryland, Washington County to-wit:

Sworn and subscribed before me this 3 day of Dec., 2025.

My Commission Expires

Notary Public



WASHINGTON COUNTY BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742-2723 | P:240.313.2430 | F:240.313.2431 | Hearing Impaired: 7-1-1

## AFFIDAVIT IN COMPLIANCE WITH SECTION 25.51(C)

Docket No: AP2025-030

State of Maryland Washington County, To Wit:

On 12/3/2025, before me the subscriber, a Notary of the public of the State and County aforesaid, personally appeared The Towers, LLC and made oath in due form of law as follows:

The Towers, LLC will post the zoning notice sign(s) given to me by the Zoning Administrator in accordance with Section 25.51(c) of the Washington County Zoning Ordinance for the above captioned Board of Appeals case, scheduled for public hearing on 01/07/2026, and that said sign(s) will be erected on the subject property in accordance with the required distances and positioning as set out in the attached posting instructions.

Sign(s) will be posted on 12/22/2025 and will remain until after the above hearing date.

The Towers, LLC KBR

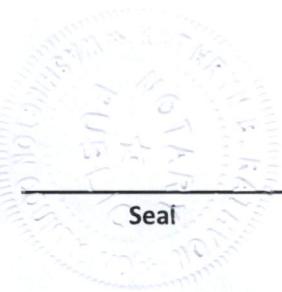
Sworn and subscribed before me the day and year first above written.

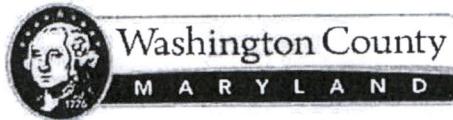
Notary Public

Nov. 7, 2029

My Commission Expires

Seal





## BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742 | (410) 240.313.2430 | FAX: 240.313.2461 | Hearing Bmp. Area: 7-1-1

WWW.WASHCO-MD.NET

### Appeal for Special Exception

Appeal is hereby made for a special exception under the Washington County Zoning Ordinance as follows:

Location 4220 Chestnut Grove Road, Keedysville, Maryland 21756

Appellant's present legal interest in above property: (Check One)

Owner (Including Joint Ownership)  Lessee  Contract to rent/lease

Contract to Purchase  Other \_\_\_\_\_

Use Proposed: Telecommunications Facility with 199' monopole

Zoning Ordinance section and subsection(s) providing for proposed use: \_\_\_\_\_

Ordinance § 4.22(A)(2)

If filing functionally similar to a principal permitted use or special exception use, please list the use and describe the use similarities:

#### Provide Detailed Explanation on Separate Sheet

Has any previous petition or appeal involving this property been made to the Board?

Yes  No

If yes, give docket number(s): \_\_\_\_\_

Additional comments, if any: The proposed telecommunications facility will bring new and improved wireless services to Washington County. Verizon Wireless has committed to locating its antennas on the proposed monopole with co-location space provided for at least two additional wireless providers.

I hereby certify that I have, to the best of my knowledge, accurately supplied the information required for the above referenced appeal.

Signature of Appellant

Douglas.Sampson@saul.com

Email of Appellant

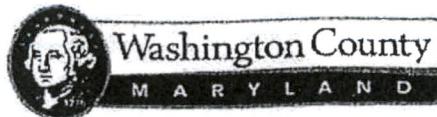
Saul Ewing LLP, 1001 Fleet Street, 9th Floor  
Baltimore, MD 21202

Address of Appellant

410-332-8661

Phone Number of Appellant

This appeal form is to be used to assist the customer in gathering the information necessary to submit an application. However, the application shall be processed in person.

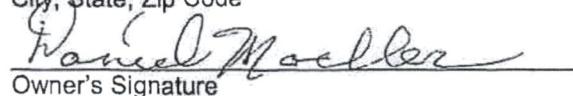


## BOARD OF ZONING APPEALS

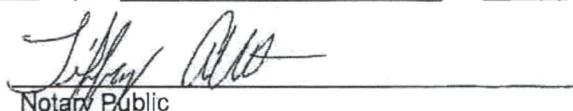
### OWNER REPRESENTATIVE AFFIDAVIT

This is to certify that Saul Ewing LLP and Site Link Wireless, LLC  
is authorized to file an appeal with the Washington County Board of Appeals for  
Special Exception to build a 199' telecommunications facility on property  
located at 4220 Chestnut Grove Road, Keedysville, Maryland 21756.  
The said work is authorized by Daniel Moeller, the property owner  
the property owner in fee.

#### PROPERTY OWNER

Daniel Moeller  
Name  
4220 Chestnut Grove Road  
Address  
Keedysville, Maryland 21756  
City, State, Zip Code  
  
Owner's Signature

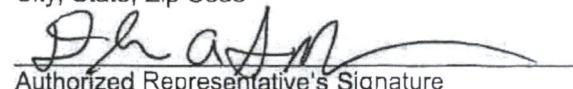
Sworn and subscribed before me this 8<sup>th</sup> day of November, 2025.

  
\_\_\_\_\_  
Notary Public

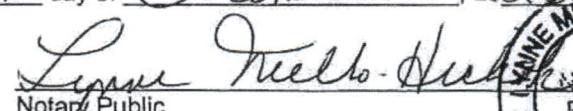
My Commission Expires: 3/6/2027

TIFFANY ABRECHT  
NOTARY PUBLIC  
WASHINGTON COUNTY  
MARYLAND  
My Commission Expires 3/6/2027

#### AUTHORIZED REPRESENTATIVE

Douglas A. Sampson, Saul Ewing LLP  
Name  
1001 Fleet Street, 9th Floor  
Address  
Baltimore, Maryland 21202  
City, State, Zip Code  
  
Authorized Representative's Signature

Sworn and subscribed before me this 14 day of December, 2025.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 9/7/29



747 Northern Avenue | Hagerstown, MD 21742 | P: 240.313.2430 | F: 240.313.2461 | Hearing Impaired

My Commission Expires 9/7/29

**Appeal for a Special Exception to Construct a 199' Monopole Telecommunications Facility  
at 4220 Chestnut Grove Rd., Keedysville, MD 21756**

**Adjacent Parcel Mailing List**

Owner(s)	Parcel ID	Mailing Address
Bonnard J. Morgan, trustee	08-005303	3812 Chestnut Grove Rd. Keedysville, MD 21756-1716
Thomas P. Quigley	08-007519	c/o Paul Carole Quigley 5703 Courtney Dr. Lothian, MD 20711-9301
Robyn L. Swartz Melissa A. Swartz	08-010099	4227 Chestnut Grove Rd. Keedysville, MD 21756-1615
Anthony W. Mikus Linda C. Mikus Life Estate	08-005869	4206 Chestnut Grove Rd. Keedysville, MD 21756-1614
Steven L. Hartle Andrea L. Hartle	08-017522	4124 Chestnut Grove Rd. Keedysville, MD 21756-1612
Gary Wayne Harmon	08-003467	4024 Chestnut Grove Rd. Keedysville, MD 21756-1610
Rudy Valladares	08-000042	4920 Shadywodd Dr. Jefferson, MD 21755
Rodney T. Metzger Toni Metzger	08-002517	P.O. Box 701328 Wabasso, FL 32970-1328

**Statement of Justification in support of an Appeal for a Special Exception  
to Construct a 199' Monopole Telecommunications Facility at  
4220 Chestnut Grove Rd., Keedysville, MD 21756**

Applicant: The Towers, LLC  
750 Park of Commerce Drive, Suite 200  
Boca Raton, Florida 33487  
561-948-6367

Property Owner: Daniel Moeller  
4220 Chestnut Grove Road  
Keedysville, Maryland 21756

Representatives: Douglas A. Sampson, Saul Ewing LLP  
1001 Fleet Street, 9<sup>th</sup> Floor  
Baltimore, MD 21202  
(410) 332-8661  
[Douglas.Sampson@saul.com](mailto:Douglas.Sampson@saul.com)

Renée Frustaci, Site Link Wireless, LLC  
(410) 299-4364  
[rfrustaci@sitelinkwireless.com](mailto:rfrustaci@sitelinkwireless.com)

Address: 4220 Chestnut Grove Road, Keedysville, Maryland 21756  
Jurisdiction: Washington County, Maryland  
Parcel Tax Acct #: 08-002789  
SDAT Property Info: Map 0081, Grid 0007, Parcel 0316  
Lot Size: 28.25 Acres  
Zoning: P (Preservation)  
Current Use: Agricultural  
Proposed Use: Agricultural with Commercial Telecommunications Facility  
Proposed Height: 199' (195' monopole, with 4' lightning rod)

Pursuant to the Washington County Zoning Ordinance (the “Ordinance”) §§ 4.22 and 25.6, The Towers, LLC d/b/a Verticalbridge (“Applicant”), by its agents Saul Ewing LLP and Site Link Wireless, LLC, hereby requests approval for a new telecommunication facility that includes a 199' monopole (the “Facility”) on a portion of property located at 4220 Chestnut Grove Road, Keedysville, Maryland 21756, Tax ID# 08002789 (the “Property”). A telecommunications facility is permitted in the P (Preservation) Zoning District with a Special Exception. *See* Ordinance, Table No. 3.3(1).

The Applicant respectfully requests a determination by the Washington County Board of Zoning Appeals that the Facility is in substantial compliance with the Ordinance and is authorized for a Special Exception. This document and attached Exhibits provide justification for the Facility, and a summary of how and why this proposal conforms with the Ordinance. This package and additional or clarifying evidence, to be presented at a public hearing, provide the legal and factual support to approve this Special Exception.

## **EXHIBITS**

- Exhibit 1: Verizon Wireless Letter of Intent
- Exhibit 2: Existing Verizon Wireless Coverage Map
- Exhibit 3: Proposed Verizon Coverage Map with Facility
- Exhibit 4: Photo Simulations of Proposed Monopole
- Exhibit 5: Map of Existing Verizon Facilities within Washington County
- Exhibit 6: Site Plans in 8.5" x 11"
- Exhibit 7: Engineering Certification Letter
- Exhibit 8: Affidavit of Co-Location

### **I. Verizon's Goals and the Need for Improved Wireless Services**

Verizon Wireless has committed to locate its telecommunications antennas on the proposed Facility. (*See Verizon Wireless Letter of Intent as **Exhibit 1***). Verizon Wireless is licensed by the Federal Communications Commission (“FCC”) to provide wireless telecommunications services in Washington County, Maryland. The Facility will add and improve emergency and non-emergency wireless and broadband services in Washington County, without adverse impacts to the surrounding area.

Verizon Wireless has a significant need to improve the delivery of emergency and non-emergency wireless and broadband services to residents, businesses and commuters in this area of Washington County. (*See Existing Coverage Radio Frequency Propagation Map attached as **Exhibit 2***). The site of the proposed Facility was chosen to improve wireless services in Washington County, specifically south of Keedysville, west of Rohrersville, and east of Antietam. The proposed facility will improve coverage between Route 67 (Rohrersville Rd.) and Harpers Ferry Road. The proposed Facility will add and improve wireless and broadband services and ensure adequate overlapping coverage between and among existing coverage areas. (*See Proposed Verizon Coverage Map attached as **Exhibit 3***). The Facility will add and improve wireless broadband services and coverage capacity in this area of Washington County. (*See Exs. 2 & 3*). Ultimately, the proposed Facility will allow residents, visitors, businesses and emergency personnel of Washington County to experience adequate wireless services, better quality calls, and diminished dropped calls, and enhanced first responder services.

### **II. The Property and Current Use**

The Property is owned by Daniel Moeller, who has authorized the Applicant and its agents to pursue a Special Exception and any other zoning relief, building permits, or applications required for the Facility. The Property is over 28 acres in size and is used primarily for agricultural purposes. The Property is zoned Preservation (P). A telecommunications facility is permitted in the P Zoning District with a Special Exception. *See Ordinance, Table No. 3.3(1)*.

The Property is an ideal location for the Facility given its location and zoning district. The Property is a large, non-residential use in the middle of an area of residential and agricultural zoning districts, predominantly composed of single-family homes and farmland. The Property is located in a ravine between higher elevation ridgelines to the east and west. The natural topography

makes it very difficult to bring wireless signals (which is a line of sight technology) into the area without a telecommunications facility in the ravine. The proposed Facility will fill existing coverage gaps between the higher elevation ridgelines to either side. Locating the Facility on the Property will bring new and improved wireless and broadband services to the area, without burdening a privately owned residential or agricultural property. (See Ex. 3, Proposed Coverage Map). The Property is in close proximity to nearby residential areas in need on new and improved emergency and non-emergency wireless services.

The Facility will be located to the interior of the 28 acre parcel, more than a thousand feet off of Chestnut Grove Road. The Facility will be located near a line of mature trees to the west, which will help screen the Facility from view. The adjacent properties to the west are uninhabited and heavily wooded parcels. Additional mature trees to the north and south, as well as rolling topography, further screen the Facility from view. The tree cover existing around the Property on adjacent properties will further minimize the need for additional screening.

On November 2, 2025, the Applicant conducted a visual impact survey, during which a large red balloon approximately 3 feet in diameter was raised to a height of 199 feet. (See Photo Simulations attached as Exhibit 4). A large balloon filled with helium was raised at the location of the proposed Facility to the proposed height of 199 feet. The technician drove around the surface streets surrounding the Property and took photos on the balloon from the most visible locations. Throughout most of the radius, the balloon was not visible. Photographs were taken from a total of twenty (20) separate vantage points in the areas immediately surrounding the Property. The proposed Facility would only be visible from five locations. It was not visible from the other 15 locations. (See Ex. 4). Based on the balloon fly and attached simulations, the Applicant determined the Facility will not have a significant visual impact on the surrounding area.

The Applicant and Verizon Wireless searched for existing towers or structures that could provide viable co-location for Verizon Wireless's antennas. Co-locations are preferred locations and are much less expensive to bring online. The Applicant determined, and Verizon Wireless confirmed, that there are no nearby existing telecommunications facilities, water tanks, utility distribution structures, or tall buildings suitable to co-locate telecommunications antennas and to meet Verizon's coverage needs. This area of Washington County is predominantly flat farmland, other agricultural uses, and single-family homes, making the availability of tall structures suitable for co-location of telecommunications antennas infeasible.

Verizon already has antennas located on the closest existing telecommunications tower, which can be seen to the north of the proposed Facility on the existing coverage map. (See Ex. 2; see also map of existing Verizon facilities within Washington County is attached as Exhibit 5). With no viable co-location opportunity, Verizon Wireless determined that a new tower was required. The Applicant determined that the Property was viable from a technical perspective (*i.e.*, radio frequency), a zoning perspective (*i.e.*, preferred use on an exempt commercial use in a heavily agricultural and residential area and compliant with all regulations), and from a landowner perspective (*i.e.* a land owner willing to lease space). Verizon Wireless further determined that 199 feet is the minimum height of the Facility to both meet Verizon Wireless's coverage objectives, and to provide viable co-location opportunities for other wireless providers. If the height of the monopole were to be reduced further, it would not allow Verizon Wireless to meet its coverage goals. (See Exs. 2 & 3). It would also be much less likely that other wireless providers

(such as AT&T and T-Mobile) would co-locate on the Facility, because the height of available co-location opportunities would be too low to be viable. If the height of the proposed Facility is reduced, other providers may need new towers – rather than co-locating on this Facility – to bring their own wireless and broadband coverage to this area.

### **III. The Proposed Telecommunications Facility**

The Facility consists of a 199' tall monopole (195' pole, with a 4' lightning rod) within a 50' x 50' (2,500 square feet) equipment compound surrounded by an 8' tall fence (7' chain link fence with barbed wire on top). (*See Site Plan attached as Exhibit 6 at C-2*). The monopole will allow Verizon Wireless to locate its antennas with a centerline of 190' above ground level (AGL) and will accommodate up to three future carriers to locate antennas at 178' AGL, 168' AGL, and 158' AGL. (*See Ex. 6 at C-3*). The Facility will be built accessed by extending an existing accessway (driveway) already existing on the Property. The accessway will be extended with a 12-foot wide gravel drive to the Facility, which will be accessed through a fenced gate. By extending the existing accessway, the new impervious area added to the parcel will be minimized. (*See Ex. 6 at C-1*).

The Facility meets all of the setback requirements set forth in Ordinance § 4.22(A)(1). The proposed monopole is set back from all adjacent property lines a distance equal to or greater than the height of the proposed monopole (199'). The proposed monopole is setback 328 feet from the nearest property line to the north; 1,016 feet from the property line to the east, 564 feet from the property line to the south, and 398 feet from the property line to the west. (*See Ex. 6 at C-1*). The properties to the north and west are undeveloped, uninhabited, and predominantly wooded.

The Applicant's engineer certified that the tower will be designed such, that in the unlikely case of a catastrophic failure, the tower would fall within a radius of 150 feet and would pose no risk to adjacent properties or nearby, inhabited buildings. (*See Engineering Certification Letter attached as Exhibit 7*). The Facility will be unmanned, free of public facilities, and only require occasional visits (about 1 visit per quarter) from a technician for routine inspections and maintenance. The Facility will have no impact on traffic. The Facility will have no adverse impact on the health, safety, or welfare of residents or workers in the area. The Facility will be free of odors, fumes, light, glare, and noise. The Facility will not be located within any airport or historic overlay districts.

### **IV. Compliance with Washington County Zoning Ordinance**

#### ***Section 4.22 Commercial Communication Towers***

*No permit to construct a tower may be issued unless the applicant demonstrates to the Planning Commission, or where applicable, to the Board of Zoning Appeals, need for the tower and that the applicant has exhausted all alternatives to constructing a tower. Applicants are required to prove need by:*

- a. *demonstrating via statement or other evidence that, in terms of location and construction, there are no existing towers, buildings, elevated tanks or other structures able to provide the antenna platform required.*

- **Applicant's Response:** Generally, it is much more efficient and less expansive to co-locate a telecommunications facility on an existing tower, building, or structure than to build a new tower or monopole. New builds are a last resort when no existing infrastructure will meet wireless coverage needs. The Property is located in the center of a significant gap in adequate wireless and broadband coverage. (See Ex. 2). There are no existing towers in the area on which Verizon is not already co-located. (See Exs. 3 & 5). There is an approved site in Rohrersville that is being built, but will not fill the coverage gap targeted by the proposed Facility. This Facility will fill the coverage gap between "Rohrersville" to the southeast and "Keedysville" to the North. (See Ex. 5). The Applicant conducted a search for any tall structures or buildings that could meet Verizon's coverage needs. However, this area of Washington County is not heavily developed with tall structures and is primarily rural farmland and land in the P (Preservation) district. The Applicant investigated the land within a mile radius and found no suitable structures for co-location. Absent such structures, it was determined a new tower or monopole was necessary to provide new and improved wireless coverage in this area.
- b. *providing evidence, including coverage diagrams and technical reports, demonstrating that co-location on existing sites is not technically possible in order to serve the desired need.*
- **Applicant's Response:** There is a significant need for coverage in this portion of Washington County. (See Ex. 2). Verizon is already located on the closest existing tower to the proposed coverage area. (See Ex. 5). The proposed Facility will significantly improve wireless coverage and capacity in this area of Washington County. (See Ex. 4). The Applicant investigated the land within a mile radius and found no suitable structures for co-location. Absent such structures, it was determined a new tower or monopole was necessary to provide new and improved wireless coverage in this area.

#### A. *Design requirements*

*In addition to the applicable requirements for a site plan as specified in Section 4.11, the applicant shall provide the following information as part of the site plan submittal. These provisions shall apply to towers in all districts where permitted as a principal permitted or special exception use:*

1. *Subject to a minimum setback of a distance equaling the total height of the tower and equipment. The setback shall be measured from the base of the tower to the boundary line of the property owned, leased, or controlled by easement by the applicant.*
- **Applicant's Response:** The Facility meets the setback requirements. The proposed monopole is set back from all property lines a distance equal to or greater than the height of the proposed monopole (199'). The setbacks from adjacent property lines are as follows:
  - West: 398 feet

- North: 328 feet
- East: 1,016 feet
- South: 564 feet

2. *Subject to a minimum distance requirement of a distance equaling the height of the tower and equipment plus 200 feet from the RT, RS, RU, RM and RV districts or the nearest part of any existing dwelling, school, church, or institution for human care, in any other district.*

- **Applicant's Response:** There are no RT, RS, RU, RM and RV districts, or any properties with dwellings, schools, churches, or institutions for human care which share a boarder with the Property. The proposed Facility meets all required setbacks under the Ordinance.

3. *Subject to a minimum setback from all overhead transmission lines of a distance equaling two times the height of the tower and equipment.*

- **Applicant's Response:** There are no overhead transmission lines in the immediate vicinity. The Facility is setback from all overhead transmission lines at least two times the height of the Facility (199').

4. *Subject to a height not to exceed 200 feet. Measurement of tower height shall include the tower structure itself, the base pad, and any other equipment attached thereto which extends more than twenty (20) feet over the top of the tower structure itself. The tower height shall be measured from grade.*

- **Applicant's Response:** The proposed monopole will not exceed 200 feet. The proposed height of the Facility is 199 feet, which includes a 195-foot monopole with a four (4) foot lightning rod. Verizon's antennas will be located at a height of 190 feet above ground level. Co-locations are available for at least three other wireless providers. (See Ex. 6 at C-3).

5. *Proposed towers shall meet the following minimum separation requirements from existing towers or towers which have been issued a permit but are not yet constructed.*

(a) *Monopole towers shall be separated from all other towers, whether monopole, self-supporting lattice, or guyed, by a minimum of seven hundred and fifty (750) feet.*

- **Applicant's Response:** The nearest tower or monopole is more than 750 feet away. (See Ex. 5).

6. *All towers shall be designed for co-location, which shall mean the ability of the structure to allow for the placement of comparable equipment for other carriers. An application for a tower shall be accompanied by an affidavit from the applicant stating that one ten (10) foot space on the proposed tower will be specifically reserved for use*

by the County, and that other spaces will be made available to other future users, when possible.

- **Applicant's Response:** The Applicant has provided an affidavit of compliance with this provision. (See Affidavit of FCC Compliance and Tower Co-Location attached as Exhibit 8). The Applicant will reserve one ten-foot space for use by the County and will have space to accommodate up to three additional wireless providers.
  7. *Fencing shall be provided around the base of the tower and any associated equipment buildings.*
  - **Applicant's Response:** The 50' x 50' compound will be surrounded by a 7-foot-high chain link fence topped with barbed wire as an anti-climbing device for a total height of 8 feet. (See Ex. 6, Site Plans at C-2).
    8. *All sites shall be identified by means of a sign no larger than two square feet affixed to the fence identifying the entity using the site and shall provide the telephone number of a contact person in the event of an emergency.*
  - **Applicant's Response:** The Applicant acknowledges and will comply with this provision.
    9. *Towers not requiring FAA painting or marking shall have an exterior finish which enhances compatibility with adjacent land uses, as approved by the Planning Commission or Board of Zoning Appeals. Towers shall not be lighted unless specifically required by the FAA.*
  - **Applicant's Response:** The Applicant acknowledges and will comply with this provision. The proposed monopole will be painted a matte gray to blend into the skyline. It will not be lit, and there are no FAA requirements for a tower below 200 feet to have any lighting.
    10. *In order to protect the natural skyline, towers should be sited within areas of mature vegetation and should be located down slope from ridge lines, and toward the interior of the parcel whenever possible. Placement should only be considered elsewhere on the property when valid technical data supplied by the applicant indicates that there is no other suitable location.*
  - **Applicant's Response:** The Facility is located in the center of the Property, maximizing its distance from Chest Grove Road and nearby homes. It will not be located on any ridgeline or slope. There are a significant number of mature trees on the Property and the properties to the north, west and south to provide screening. The area surrounding the parcel is not densely populated and has rolling topography which will assist in reducing visual impact in the area. (See Ex. 4, Photo Simulations).
    11. *Towers proposed to be located within the Appalachian Trail corridor special planning area as identified in the adopted Comprehensive Plan for the County, any "AO" Antietam Overlay zoning district or "HP" Historic Preservation zoning district shall utilize stealth technology as defined in Article 28A to minimize visual impact.*

- **Applicant's Response:** The proposed Facility is not located in any of these areas.
  12. (a) *A Commercial Communication Tower that is out of service for a continuous six (6) month period will be deemed to have been abandoned. The Zoning Administrator may issue a Notice of Abandonment to the Owner of the Tower that is deemed to be abandoned. The Owner shall have the right to respond in writing to the Notice of Abandonment setting forth the reasons for operation difficulty and providing a reasonable timeframe for correction action, within thirty (30) days from the date of the Notice. The Administrator shall withdraw the Notice of Abandonment and notify the Owner that the Notice has been withdrawn if the Owner provides information that demonstrates the Tower has not been abandoned.*
- **Applicant's Response:** The Applicant acknowledges and will comply with this provision.
  - (b) *If the Tower is determined to be abandoned, the Owner of the Tower shall remove the Tower and all related equipment at the Owner's sole expense within three (3) months of the Date of Notice of Abandonment. If the Owner fails to remove the Tower and related equipment, the Administrator may pursue legal action to have the Tower removed at the Owner's expense.*
- **Applicant's Response:** The Applicant acknowledges and will comply with this provision.

B. *Additional Provisions for Towers Permitted by Special Exception*

*In addition to the limitations, guides and standards enumerated in Section 25.6, the Board of Zoning Appeals shall consider the following provisions when considering a request for a special exception for a commercial communications tower.*

1. *In those cases where a proposed tower is part of a grid or network, the applicant shall provide a map indicating the location of any existing or proposed towers in the grid or network within Washington County and within one (1) mile of the County boundary.*
- **Applicant's Response:** The Applicant has provided the required map. (See Ex. 5).
2. *The tower shall be compatible with and shall not adversely impact the character and integrity of surrounding properties. Consideration shall be given to the view shed associated with scenic and historic areas and to the use of stealth technology to minimize the visibility of the proposed tower.*
- **Applicant's Response:** The Applicant located the Facility in the interior of the Property, using nearby mature trees and rolling topography to reduce the visual impact. (See Ex. 4). The monopole will be painted a matte gray color which will help it blend into the skyline from areas where it is visible.

- 3. *The applicant shall submit a visual analysis which may include, photo simulation, field mock-up, elevations or other visual or graphic illustrations to determine visual impact. Consideration shall be given to views from public areas as well as from private residences. The analysis shall assess the cumulative impacts of the proposed facility and other existing and foreseeable towers in the area, and shall identify and include all feasible mitigation measures.*
- **Applicant's Response:** The Applicant provided photo simulations of the proposed Facility. (See Ex. 4). The technician drove around the surface streets surrounding the Property and took photos from locations where the balloon was most visible. Of 20 locations, the proposed Facility will only be visible or partially visible from five locations. Throughout most of the radius, the balloon was not visible. Based on the balloon fly and attached simulations, the Applicant determined the Facility will not have a significant visual impact on the surrounding area. (See Ex. 4). The existence of mature trees surrounding the Property and rolling topography will further reduce any visual impact.
- 4. *The Board may include conditions on the site where the tower is to be located if such conditions are necessary to preserve the character and integrity of the area affected by the proposed tower and mitigate any adverse impacts which arise in connection with approval of the special exception.*
- **Applicant's Response:** The Applicant acknowledges this provision.

#### ***Section 25.6 Limitations, Guides and Standards***

*the Board shall consider any other information germane to the case and shall give consideration to the following, as applicable:*

- (a) *The number of people residing or working in the immediate area concerned.*
- **Applicant's Response:** The immediately surrounding area is not densely populated and is made up primarily of agricultural properties in the P district.
- (b) *The orderly growth of a community.*
- **Applicant's Response:** The Facility is necessary for the growth of the community. There is insufficient emergency and non-emergency wireless and broadband coverage in this area. This can lead to issues for residents and commuters attempting to make calls or otherwise use their cellular devices – particularly in the case of an emergency when attempting to reach first responders.
- (c) *Traffic conditions and facilities.*

- **Applicant's Response:** The Facility will be unmanned and will only be visited by technicians a few times per year. The Facility will have no impact on local traffic.

*(d) The effect of such use upon the peaceful enjoyment of people in their homes.*

- **Applicant's Response:** The Facility will have no effect on the peaceful enjoyment of people in their homes. In fact, it will enhance enjoyment in the homes of nearby residents who will have new and improved wireless and broadband coverage in their homes. The Facility is located in the center of the property and will have a minimal visual impact on the surrounding area. (See Ex. 4).

*(e) The conservation of property values.*

- **Applicant's Response:** The proposed Facility will not have any adverse impact on property values. Rather, new and improved wireless coverage in the area may make these properties more desirable from a use and enjoyment standpoint.

*(f) The effect of odors, dust, gas, smoke, fumes, vibrations, glare and noise upon the use of surrounding property values.*

- **Applicant's Response:** The Facility will be unmanned, free of public facilities, and only require occasional visits from a technician for routine inspections and maintenance. The Facility will be free of odors, dust, gas, smoke, fumes, vibrations, glare, and noise.

*(g) The most appropriate use of land and structure.*

- **Applicant's Response:** This Property is an ideal location for the proposed Facility. It is a large parcel located in an area in need of emergency and non-emergency wireless coverage. The Facility will be located to the interior of the parcel, adjacent to uninhabited and undeveloped parcels to the north and west and maximizing its distance from the parcel to the south. With existing mature trees, the visual impact will be significantly minimized for the surrounding area, while providing reliable and consistent wireless services, including services for first responders.

*(h) Decision of the courts.*

- **Applicant's Response:** Other than existing case law establishing the standard of review for zoning applications (e.g., *Schultz v. Pritz*), the Applicant is not aware of any court decisions directly affecting this Property.

*(i) The purpose of these regulations as set forth herein.*

- **Applicant's Response:** The application is consistent with the letter and spirit of the Ordinance as it relates to telecommunications facilities. It brings necessary emergency and non-emergency wireless and broadband services to Washington County while limiting any adverse impacts on the surrounding community.

*(j) Type and kind of structures in the vicinity where public gatherings may be held, such as schools, churches and the like.*

- **Applicant's Response:** The Facility is unmanned and will not be a place for public gatherings. However, it will enhance the public use and enjoyment of the area. The Facility will provide new and improved wireless services for residents, businesses and commuters in the area.

## **VII. Conclusion**

The Applicant respectfully requests that the Washington County Board of Appeals grant the requested Special Exception. We look forward to presenting this and additional information as necessary at an upcoming hearing, and improving the wireless services for the residents, businesses, and visitors to Washington County. If you need further information, please contact our zoning attorney Doug Sampson at 410-332-8661 or [douglas.sampson@saul.com](mailto:douglas.sampson@saul.com).

# EXHIBIT 1

November 12, 2025

Zoning Administrator, Washington County, MD  
747 Northern Ave  
Hagerstown, MD 21742

**Re: Letter of Intent to Locate Antennas on Proposed Telecommunications Tower  
at 4220 Chestnut Grove Road, Keedysville, MD 21756**

To Whom it May Concern:

Verizon Wireless is working with Vertical Bridge to collocate its wireless antennas onto a new proposed telecommunications facility located at 4220 Chestnut Grove Road, Keedysville, MD 21756 (the “Property”). The proposed site will provide coverage and improve wireless services in the Keedysville area and enhance wireless coverage on Burnside Bridge Road, Chestnut Grove Road and Trego Mountain Road.

Please accept this letter as confirmation that Verizon Wireless intends to locate its wireless antennas on the proposed tower once the County approves the Special Exception and related permits, and the tower is fully constructed.

Should you or anyone with the County have any questions or concerns, please have them contact Vertical Bridge’s representative Doug Sampson at 410-332-8661 or [Douglas.Sampson@saul.com](mailto:Douglas.Sampson@saul.com).

Sincerely,

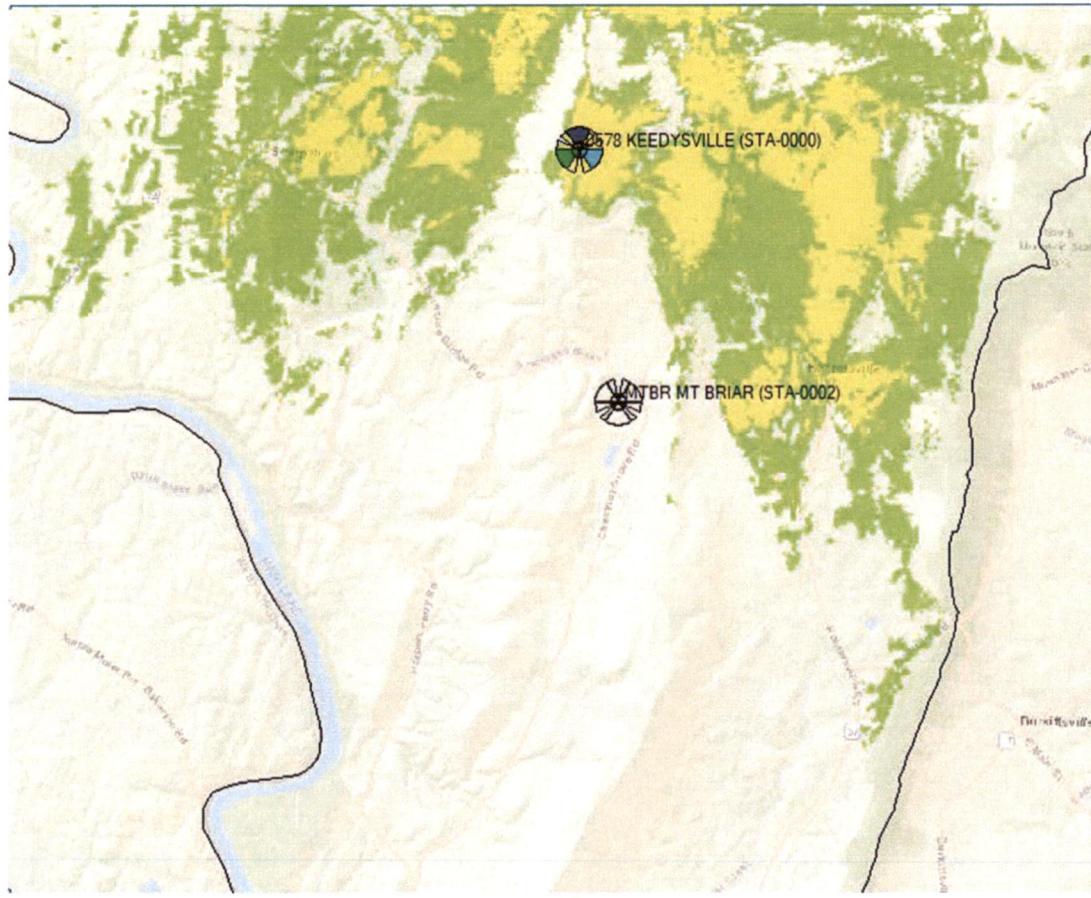
*David Reinauer*

---

Real Estate Manager  
Verizon Wireless

# **EXHIBIT 2**

## Existing 700 Coverage



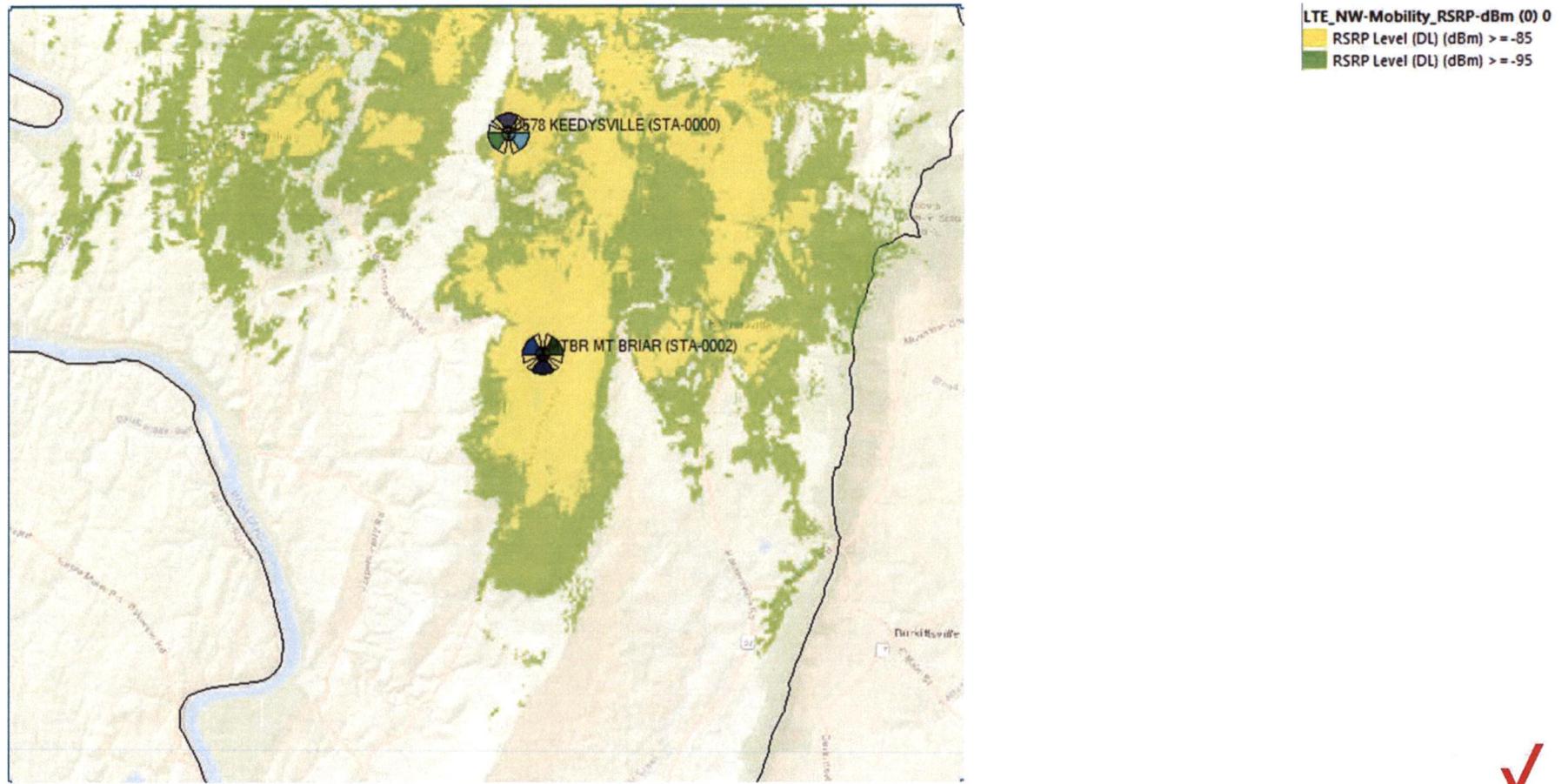
LTE\_NW-Mobility\_RSRP-dBm (0) 0  
RSRP Level (DL) (dBm) >= -85  
RSRP Level (DL) (dBm) >= -95

Confidential and proprietary materials for Verizon personnel and outside agencies only. Use, disclosure or distribution of this material is not permitted to any unauthorized persons or third parties except by written agreement.



# **EXHIBIT 3**

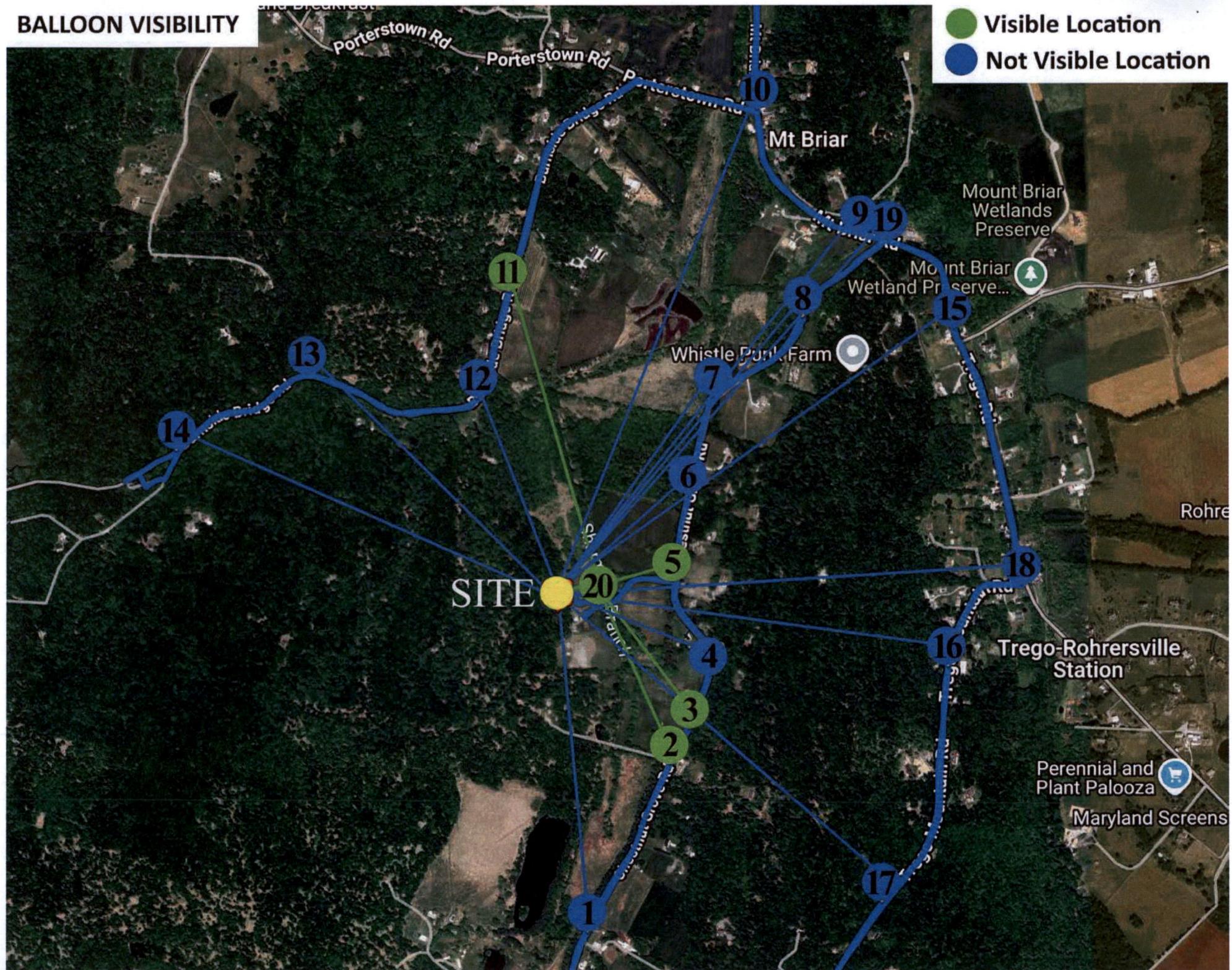
## Proposed 700 Coverage

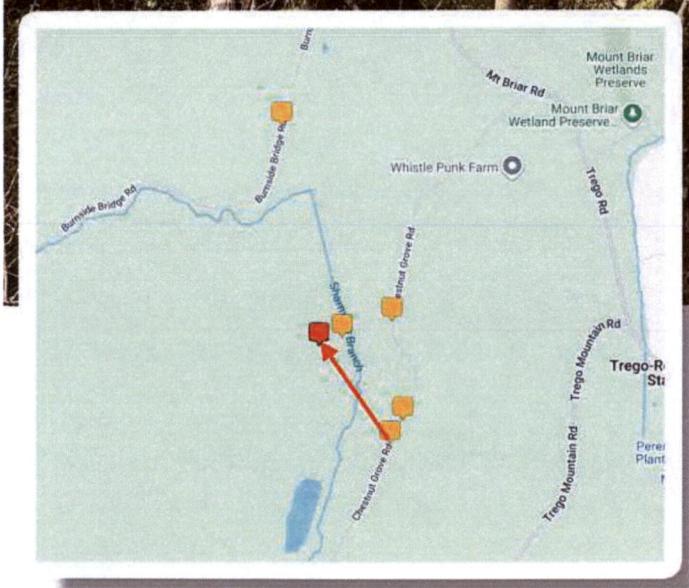


Confidential and proprietary materials for Verizon personnel and outside agencies only. Use, disclosure or distribution of this material is not permitted to any unauthorized persons or third parties except by written agreement.

# **EXHIBIT 4**

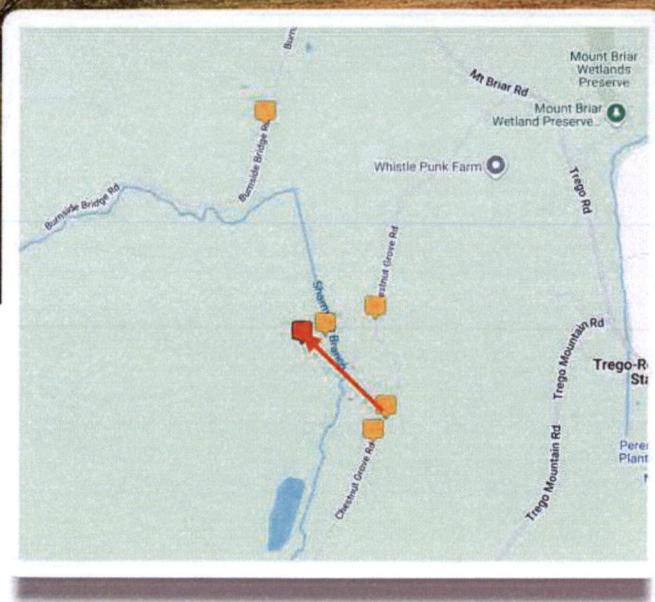
## BALLOON VISIBILITY





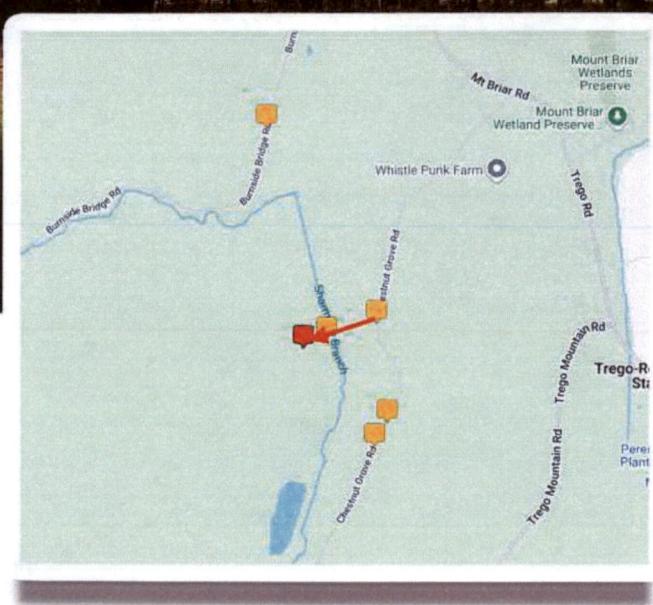
PHOTOSIM #2

**Mt. BRIAR  
PROPOSED MONOPOLE**



PHOTOSIM #3

**Mt. BRIAR  
PROPOSED MONOPOLE**



PHOTOSIM #5

**Mt. BRIAR  
PROPOSED MONOPOLE**



PHOTOSIM #11

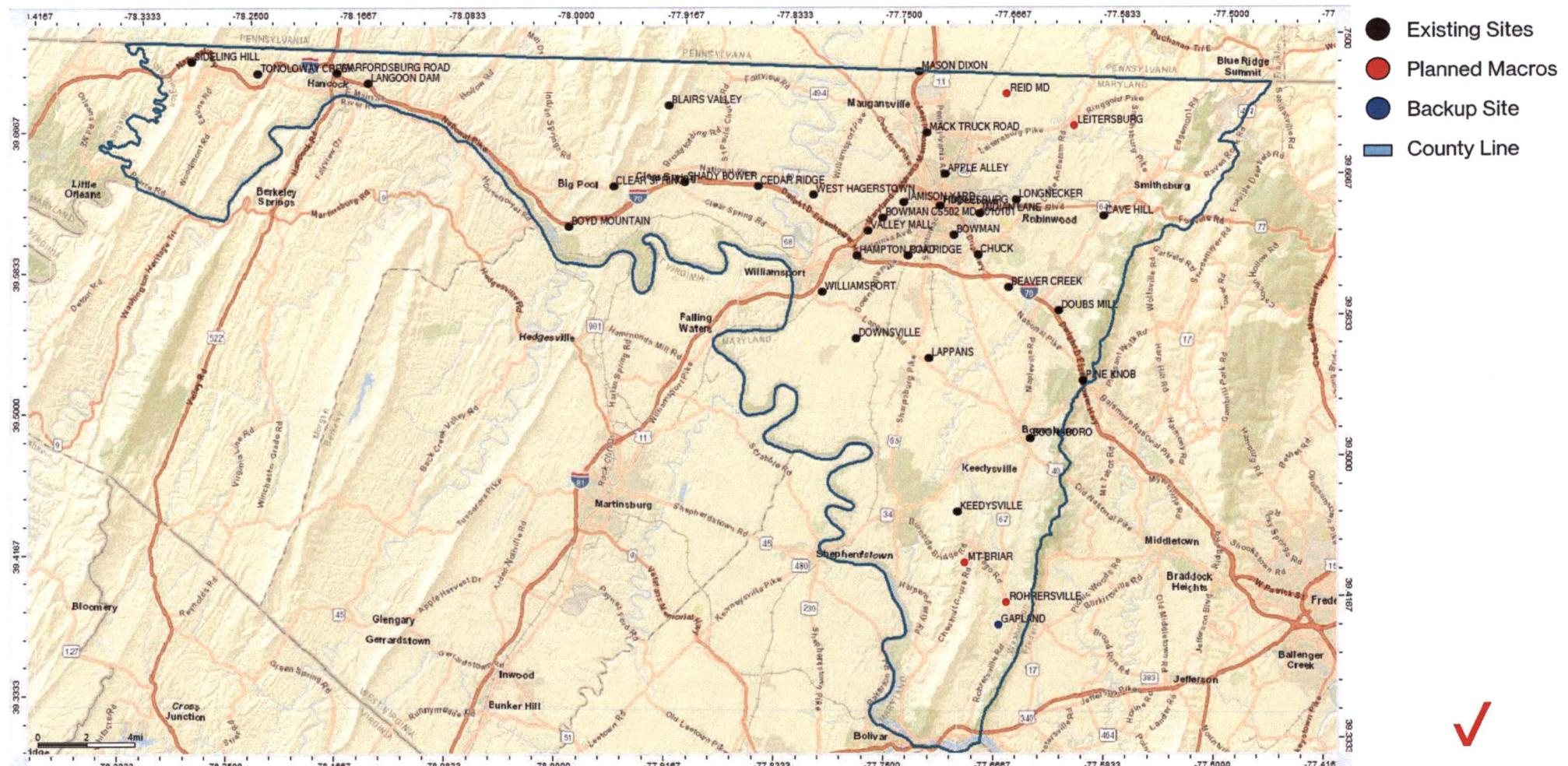
**Mt. BRIAR  
PROPOSED MONOPOLE**



**Mt. BRIAR**  
**PHOTOSIM #20**  
**PROPOSED MONOPOLE**

# **EXHIBIT 5**

# Washington County, MD - Verizon Site Plan



Confidential and proprietary materials for Verizon personnel and outside agencies only. Use, disclosure or distribution of this material is not permitted to any unauthorized persons or third parties except by written agreement.

# **EXHIBIT 6**

# verticalbridge

## US-MD-5131

MT BRIAR  
 4220 CHESTNUT GROVE RD  
 KEEDYSVILLE, MD 21756  
 WASHINGTON COUNTY

A	B	C	D	E	F	G	H	J	K	L	M	N	P	Q	R
WASHINGTON COUNTY NOTES															
1. THESE PROJECT NOTES APPLY TO ALL OF THE CONTRACT DRAWINGS.															
2. ALL BIDDERS ARE REQUIRED TO VISIT THE WORKSITE BEFORE PREPARING THEIR BIDS IN ORDER TO OBSERVE EXISTING CONDITIONS AND TO IDENTIFY POTENTIAL HAZARDS AND OBSTACLES WHICH MIGHT AFFECT THE PERFORMANCE OF CONTRACT WORK. BID PRICES SHALL TAKE INTO ACCOUNT THESE OBSERVATIONS.															
3. CONTRACTOR SHALL FURNISH ALL MATERIALS, EQUIPMENT, LABOR, AND SERVICES NECESSARY TO COMPLETELY COMPLETE ALL WORK INDICATED OR SPECIFIED ON THE CONTRACT DRAWINGS. CONTRACTOR SHALL NOT BE HELD RESPONSIBLE FOR ANY WORK SPECIFICALLY NOTED AS EXISTING. SUCCESSFUL COMPLETION OF ALL WORK MEANS THAT ALL INSTALLED SYSTEMS SHALL BE COMPLETE AND READY FOR OPERATION.															
4. ALL WORK (MATERIALS, LABOR AND EQUIPMENT) SHALL BE WARRANTED FOR A PERIOD OF ONE YEAR COMMENCING WITH THE DATE OF ACCEPTANCE OF ALL WORK BY THE OWNER.															
5. ALL NEW PRODUCTS (MATERIALS AND EQUIPMENT) FURNISHED SHALL BE NEW AND UNUSED FIRST-QUALITY PRODUCTS OF REPUTABLE MANUFACTURERS, REGULARLY EMPLOYED IN THE TRADE. SUCH EQUIPMENT, DURING THE PERIOD OF CONSTRUCTION, INSTALLATION, TESTING AND COMMISSIONING WORK, SHALL BE PERFORMED IN A FIRST CLASS, WORKMANLIKE MANNER BY PERSONNEL SKILLED AND REGULARLY ENASED IN THE PERFORMANCE OF SUCH WORK.															
6. ALL WORK SHALL BE PERFORMED IN STRICT ACCORDANCE WITH THE LATEST EDITIONS OF OSHA AND ALL OTHER APPLICABLE LOCAL, STATE AND FEDERAL CODES AND REGULATIONS.															
7. CONTRACTOR SHALL ADHERE AT ALL TIMES TO ALL SAFETY REGULATIONS AND STANDARDS SET FORTH BY THE OWNER. ALL CONTRACTOR PERSONNEL WORKING ON SITE SHALL FIRST COMPLETE THE NECESSARY SAFETY TRAINING SESSION CONDUCTED BY THE OWNER.															
8. CONTRACTOR SHALL FIELD VERIFY ALL EXISTING CONDITIONS, DIMENSIONS AND CLEARANCES PRIOR TO FABRICATION OR INSTALLATION OF ANY WORK.															
9. DUE TO THE SMALL SCALE OF THE DRAWINGS, NOT ALL OFFSETS, FITTINGS OR ACCESSORIES THAT MAY BE REQUIRED ARE INDICATED. CONTRACTOR SHALL CAREFULLY INVESTIGATE ALL CONDITIONS THAT WILL AFFECT THE WORK TO BE PERFORMED AND SHALL ARRANGE FOR SUCH WORK ACCORDINGLY, FURNISHING ALL MATERIALS AND LABOR REQUIRED FOR COMPLETE AND WORKABLE SYSTEMS AS NOTED ABOVE.															
10. THE OWNER OR HIS REPRESENTATIVE SHALL HAVE THE FINAL DETERMINATION IN CLARIFICATIONS AND INTERPRETATIONS REGARDING THE REQUIREMENTS OF THE CONTRACT DRAWINGS. ANY DEVIATIONS FROM THE DRAWINGS MUST BE APPROVED IN WRITING BY THE OWNER OR HIS REPRESENTATIVE.															
11. CONTRACTOR SHALL NOT DISCONNECT ANY EXISTING MECHANICAL OR ELECTRICAL SYSTEMS AND SHALL NOT CUT ANY EXISTING STRUCTURAL MEMBERS WITHOUT PREVIOUS APPROVAL BY THE OWNER OR HIS REPRESENTATIVE.															
12. NORMAL OPERATIONS MAY BE CONDUCTED BY THE OWNER/OPERATOR IN WORK AREAS INVOLVING CONTRACTOR. DURING THE CONSTRUCTION OF THIS CONTRACT, CONTRACTOR SHALL COORDINATE ALL CONSTRUCTION ACTIVITY WITH THE OWNER/OPERATOR TO MINIMIZE OPERATIONAL DISRUPTIONS.															
13. THE CONTRACTOR SHALL KEEP THE WORK SITE AND SURROUNDING AREA FREE FROM ACCUMULATION OF WASTE MATERIALS GENERATED BY WORK PERFORMED UNDER THIS CONTRACT. SUCH DEBRIS SHALL BE REMOVED FROM THE WORK SITE, DUMPED OFF THE PREMISES, AND DISPOSED OF IN A LEGAL MANNER ON A DAILY BASIS.															
14. ALL EQUIPMENT AND MATERIALS WHICH ARE INDICATED TO BE RELOCATED OR REMOVED SHALL BE STORED AND PROTECTED BY THE CONTRACTOR. AFTER REMOVAL, CONTRACTOR SHALL ALSO PROTECT EXISTING WORK TO REMAIN. ANY WORK TO BE RELOCATED OR TO REMAIN WHICH IS DAMAGED DUE TO CONTRACTOR'S WORK SHALL BE REPLACED AT NO ADDITIONAL COST TO THE OWNER.															
15. PROVIDE ALL REQUIRED CUTTING AND PATCHING, CUT EXISTING WORK WHERE INDICATED FOR REMOVALS AND PATCH ALL OPENINGS, CRACKS AND DEPRESSIONS REMAINING AFTER REMOVALS TO MATCH ADJACENT WORK.															
16. BEFORE EXCAVATING, CONTRACTOR MUST LOCATE AND VERIFY ALL EXISTING UNDERGROUND UTILITIES. CONTRACTOR IS RESPONSIBLE FOR IDENTIFYING ALL UNDERGROUND UTILITIES FROM THE PREVIOUS NOTES AND FOR EXCAVATING AND DUSTING ANY UNDERGROUND UTILITIES DURING CONSTRUCTION.															
17. THE PROPOSED VERIZON WIRELESS GENERATOR IS AN OPTIONAL STANDBY UNIT FOR THE TOWER. THE PROPOSED EQUIPMENT, THE GENERATOR IS USED TO BACKUP THE TELEPHONE EXCHANGE EQUIPMENT IN ORDER TO KEEP THE CELL SITE IN FULL OPERATION IN THE EVENT OF A NORMAL UTILITY POWER FAIL. THEREFORE, NFPA 10 DOES NOT APPLY.															
18. ALL GRADING FOR THIS PROJECT SHALL BE THE FULL RESPONSIBILITY OF THE PROPERTY OWNER.															
19. NO PERMANENT STRUCTURES (E.G., FENCES, SHEDS, PLAY EQUIPMENT, RETAINING WALLS) SHALL BE PERMITTED WITHIN ANY STORMWATER OR STORM DRAINAGE EASEMENT ON THE PROPERTY.															
20. A COMPLETE SET OF APPROVED PLANS AND A COPY OF THE GRADING PERMIT MUST BE ON SITE AND AVAILABLE FOR USE BY THE INSPECTOR OR OTHER REPRESENTATIVE OF WASHINGTON COUNTY DIVISION OF PUBLIC WORKS.															
21. THE OWNER SHALL RESERVE ONE CONTIGUOUS TEN FOOT (10') AREA FOR A VERTICAL SPA ON THE TOWER. THE SPA SHALL BE LOCATED IN A CONVENIENT LOCATION BY WASHINGTON COUNTY. AS REQUIRED UNDER SECTION 4.22(A)(6) OF THE ZONING ORDINANCE, AS AMENDED AUGUST 4, 2001, ALL PROPOSED CO-LOCATIONS, INCLUDING THOSE BY WASHINGTON COUNTY, SHALL BE IN ACCORDANCE WITH THE TOWER CO-LOCATION PERMIT. THE REQUEST FOR A CO-LOCATION SHALL NOT EXCEED THE DESIGN SPECIFICATION OF THE TOWER STRUCTURE.															
22. TOWER WILL BE REMOVED WITHIN THREE MONTHS AFTER ABANDONMENT.															
23. PER ARTICLE 5.2.I PUBLIC UTILITY, SITE IS EXEMPT FROM FOREST CONSERVATION.															
24. IF THE PROPOSED DRIVEWAY IS CONSTRUCTED AT A DIFFERENT LOCATION THAN SHOWN ON THIS PLAN, THIS ADDRESS IS VOID, AND THE OWNER/DEVELOPER OF THE PROPERTY MUST REAPPLY TO WASHINGTON COUNTY DEPARTMENT OF PLANNING & ZONING FOR A NEW ADDRESS ASSIGNMENT.															

SHEET INDEX	
SHEET NO.	SHEET NAME
1 (C-1)	COVER SHEET
2 (C-1)	SITE PLANS
3 (C-2)	SITE DETAILS
4 (C-2)	ANTENNA DETAILS AND ELEVATION

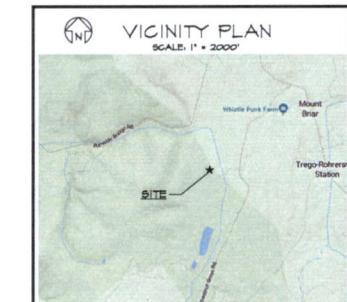
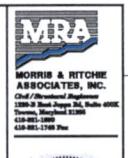
PROJECT DESCRIPTION	
THE PROPOSED FACILITIES WILL CONSIST OF CONCRETE EQUIPMENT PADS AND ASSOCIATED EQUIPMENT. THE PROPOSED EQUIPMENT PAD AND MONOPOLE WILL BE LOCATED ON A PROPOSED 190'-0" MONOPOLE WITH A RAD CENTER ELEVATION OF 190'-0" ABOVE GRADE FOR THE RECESSION OF VERIZON WIRELESS COMMUNICATIONS.	

CODE ANALYSIS	
APPLICABLE BUILDING CODE:	IBG 2021
USE GROUP:	UTILITY (U)
CONSTRUCTION TYPE:	SB NONCOMBUSTIBLE

WASHINGTON COUNTY DIVISION OF PLANNING APPROVAL	
BY _____	DATE _____

DIRECTIONS TO SITE:	
FROM ANNAPOLIS RD:	
- HEAD EAST	
- TURN LEFT ONTO HENKEL LN	
- TURN LEFT ONTO HENKEL LN	
- SLIGHT RIGHT TOWARD DORSEY RUN RD	
- MERGE ONTO DORSEY RUN RD	
- TURN LEFT ONTO DORSEY RUN RD	
- MERGE ONTO MD-32 W	
- TAKE EXIT 9 FOR TELEGRAPH RD/MD-170	
- TURN LEFT ONTO OLD MD-170 RD	
- TURN LEFT ONTO BURNS CROSSING RD	
- TURN LEFT ONTO BURNS CROSSING RD	
- TURN LEFT ONTO MAPLE TREE RD	
- TURN RIGHT ONTO LOGUST PROUD RD	
- TURN LEFT ONTO EVERGREEN RD	
- TURN LEFT ONTO CHESTNUT GROVE RD	



REVISIONS:  
 NO. DESCRIPTION DATE  
 1  
 2  
 3  
 4  
 5  
 6  
 7  
 8  
 9  
 10  
 11

DESIGNED BY: BES  
 DRAWN BY: GJS  
 REVIEWED BY: BES  
 PROJECT NO: 1841.00  
 DATE: 07/16/2025  
 TITLE: Cover Sheet  
 SHEET: CS-1

A B C D E F G H J K L M N P Q

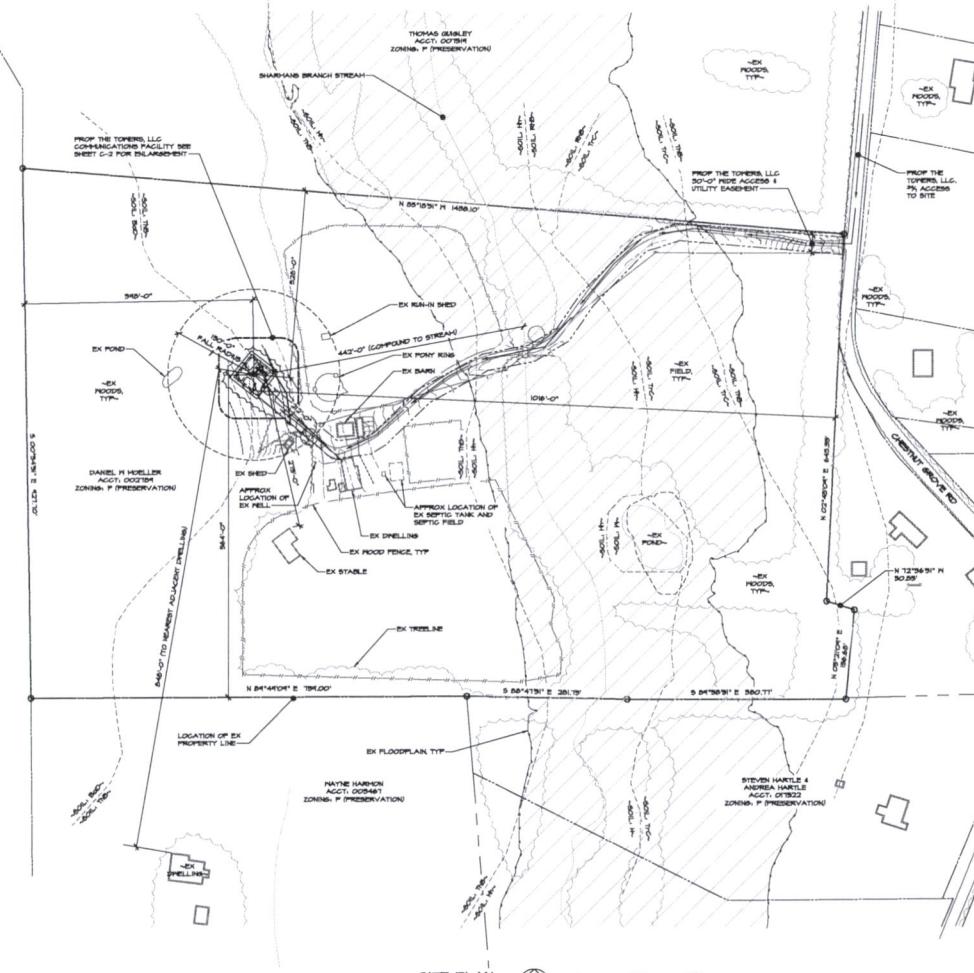
ABBREVIATIONS	
ABL	ABOVE GRADE LINE
ABSL	ABOVE HIGH SEA LEVEL
CL	CLOSE
CLX	CLEAR
DMR	DETERMINED
DRAWD	DRAWDOWN
EX	EXISTING
FTC	EXTENTED
FT	FEET
FTS	FEET
MAX	HIGH
MIN	LOW
NOT	NOT TO SCALE
NUMBER	NUMBER
NO. *	NUMBER OF
SP	SQUARE FEET
TYP	USUAL
TV	FEET

SOIL TYPES PRESENT IN DISTURBED AREA	
MAP UNIT SYMBOL	MAP UNIT NAME
THS	HAZEL CHANNERY SILT LOAM, 5 TO 8 PERCENT SLOPES
BDG	BASSTON COBBLY LOAM, 15 TO 25 PERCENT SLOPES, EXTREMELY STONY

LEGEND

PROPOSED GRAVEL AREA	
PLUG PLATE - ZONE A	
PROPOSED LINE OF SURVEYING (L.O.S.)	
PROPERTY LINE	
OVERHEAD TRANSMISSION LINES	
¶ COUNTERLINE LINE (EXTENDED)	
¶ COUNTERLINE LINE (PROPOSED)	
¶ COUNTERLINE LINE (PROPOSED)	
TRAILER	
UTILITY POLE	
CHAIN LINK FENCE	
BOARD ON BOARD FENCE	
REINFORCED CONCRETE	
RAFTER STL. FENCE	
EASEMENT	
PROPOSED CHAIN LINK FENCE	
STABILIZED CONSTRUCTION ENTRANCE	
DRIVEWAY	
PIPE	
PIPE HYDRANT	
SANITARY MANHOLE	
SEWAGE VALVE	
WATER VALVE	
HALIBOX	

MORIARTY BONNARD TRUSTEE  
ASCTI, CORPUS



811

Know what's below.  
**Call before you dig.**

PROTECT YOURSELF, GIVE THREE  
WORKING DAYS NOTICE  
THIS DRAWING DOES NOT INCLUDE NECESSARY  
COMPONENTS FOR CONSTRUCTION SAFETY. ALL  
CONSTRUCTION MUST BE DONE IN COMPLIANCE  
WITH THE OCCUPATIONAL SAFETY AND HEALTH  
ACT OF 1970 AND ALL RULES AND REGULATIONS  
THERE TO APPURTAIN.

A map showing the location of a 'SITE' marked with a black dot. The 'Ottawa River' is shown as a blue line, with a blue shaded area representing a wetland or riparian zone. A red dashed line indicates a boundary or path. The map is oriented with North at the top.

VICINITY MAP

JOURNAL OF

SKIN NOSES.

SETBACK & SIZING REQUIREMENTS TABLE		
LOCATION	PROVIDED	REQUIRED
NEAREST DRILLING ON ADJACENT PROPERTY	848'-0"	848'-0"
SETBACK FROM SHANNON'S BRANCH STREAM	834'-0"	834'-0"
SETBACKS TO ADJACENT PROPERTIES		
NORTH PROPERTY	828'-0"	828'-0"
EAST PROPERTY	816'-0"	816'-0"
SOUTH PROPERTY	864'-0"	864'-0"
WEST PROPERTY	848'-0"	848'-0"

**PROFESSIONAL CERTIFICATION**

US-MD-5131  
MT BLAIR  
4220 CHESTNUT GROVE ROAD  
VERNONVILLE, MARYLAND 20786

verticalbridge  
THE TOWERS LLC

REVISIONS:

DESIGNED BY:	BES
DRAWN BY:	GJS
REVIEWED BY:	BES
PROJECT NO:	1041.020
DATE:	01/16/2025

TITLE:

SHEET:

CASE 1 (00-00-000)





# **EXHIBIT 7**

# MORRIS & RITCHIE ASSOCIATES, INC.

ENGINEERS, ARCHITECTS, PLANNERS, SURVEYORS,  
AND LANDSCAPE ARCHITECTS



November 17, 2025

Ms. Laura Hughes  
The Towers, LLC  
750 Park of Commerce Drive, Suite 200  
Boca Raton, FL 33487-3650

Re: US-MD-5131 – Mt Briar  
4220 Chestnut Grove Road  
Keedysville, MD 21756 (Washington Co)  
Latitude: 39.4307° Longitude: -77.6925°  
MRA Job No: 19847.020

Dear Laura:

The purpose of this letter is to certify that the proposed 195'-0" monopole structure will be designed by the manufacturer to meet the requirements of the 2021 International Building Code (2021 IBC) and the ANSI/TIA-222-H Standard.

Per the TIA-222-H Standard, ASCE 7-16, and 2021 IBC requirements, the monopole shall be designed under the following minimum loading conditions:

TIA-222-H: 112 mph Wind (3-second gust) + No Ice  
TIA-222-H: 41 mph Wind (3-second gust) + 1" Radial Ice

Note: The monopole shall also be designed to resist seismic loading per TIA-222-H in conjunction with site specific soil parameters determined from a geotechnical investigation.

In addition to the minimum loading conditions above, we note that the monopole shall also be designed by the manufacturer such that should failure of the monopole occur under extreme weather conditions, the maximum "fall zone" radius will not exceed **150'-0"** from the center of the monopole's base. While failure is extremely rare in any kind of tower, it is especially so for monopoles. The proposed monopole shall be designed by the manufacturer such that if failure were to occur, it would occur in a specific portion of the monopole to meet the maximum "fall zone" radius requirement previously defined.

We also note that in addition to the above, the monopole will be designed to support a maximum of four (4) wireless carriers.

1220-B East Joppa Road, Suite 400K, Towson, MD 21286 (410) 821-1690 Fax: (410) 821-1748 [www.mragta.com](http://www.mragta.com)

Abingdon, MD ♦ Baltimore, MD ♦ Laurel, MD ♦ Towson, MD ♦ Georgetown, DE ♦ New Castle, DE ♦ Leesburg, VA ♦ Raleigh, NC  
(410) 515-9000 (410) 935-5050 (410) 792-9792 (410) 821-1690 (302) 855-5734 (302) 326-2200 (703) 674-0161 (984) 200-2103

The Towers, LLC  
Re: US-MD-5131 – Mt Briar  
November 17, 2025  
Page 2

Monopole design documents shall be submitted from the manufacturer as part of the Building Permit submission. If you should have any questions or require any additional information, please do not hesitate to call our office.

Sincerely,  
MORRIS & RITCHIE ASSOCIATES, INC.



Brian E. Siverling, PE  
Principal

V:\bg\_PROJECTS\19800-19899\19847 - Vertical Bridge Projects\19847.020 US-MD-5131 - Mt Briar\Analysis & Design\Mt Briar - Monopole Fall Letter.doc

# **EXHIBIT 8**

November 6, 2025

Washington County  
Board of Zoning Appeals  
80 West Baltimore Street  
Hagerstown, MD 21740  
240-313-2460

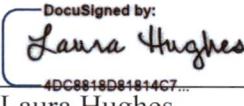
**Appeal for Special Exception for 199' Telecommunications Monopole at  
4220 Chestnut Grove Road, Keedysville, Maryland 21756**

**AFFIDAVIT OF FCC COMPLIANCE AND TOWER CO-LOCATION**

Pursuant to Washington County Zoning Ordinance 4.22(A)(6) the undersigned does hereby declare and affirm under the penalties of perjury, and agrees on behalf of The Towers, LLC d/b/a Vertical Bridge (“Applicant”), concerning the Appeal for a Special Exception to build a new telecommunications facility (the “Facility”) on a portion of the property located at 4220 Chestnut Grove Road, Keedysville, Maryland 21756 (the “Property”) as follows:

1. The Undersigned is a duly appointed agent of the Applicant, and as such is authorized to give this Affidavit and bind the Applicant to this Agreement.
2. The Facility, will at all times, comply with applicable Federal Communications Commission (“FCC”) standards and requirements to provide the proposed services. The antennas, as proposed and designed for this Facility, comply with all applicable FCC requirements.
3. Pursuant to Washington County Zoning Ordinance 4.22(A)(6), the Applicant certifies that it will reserve one ten (10) foot space on the proposed tower specifically for use by the County and that the Facility will have space to accommodate up to three additional wireless carriers. Cellco Partnership d/b/a Verizon Wireless has already agreed to locate its antennas on the Facility at a height of 190 feet above ground level.

The Towers, LLC d/b/a Vertical Bridge

By:   
Laura Hughes  
Project Manager

(SEAL)

A B C D E F G H J K L M N P Q R

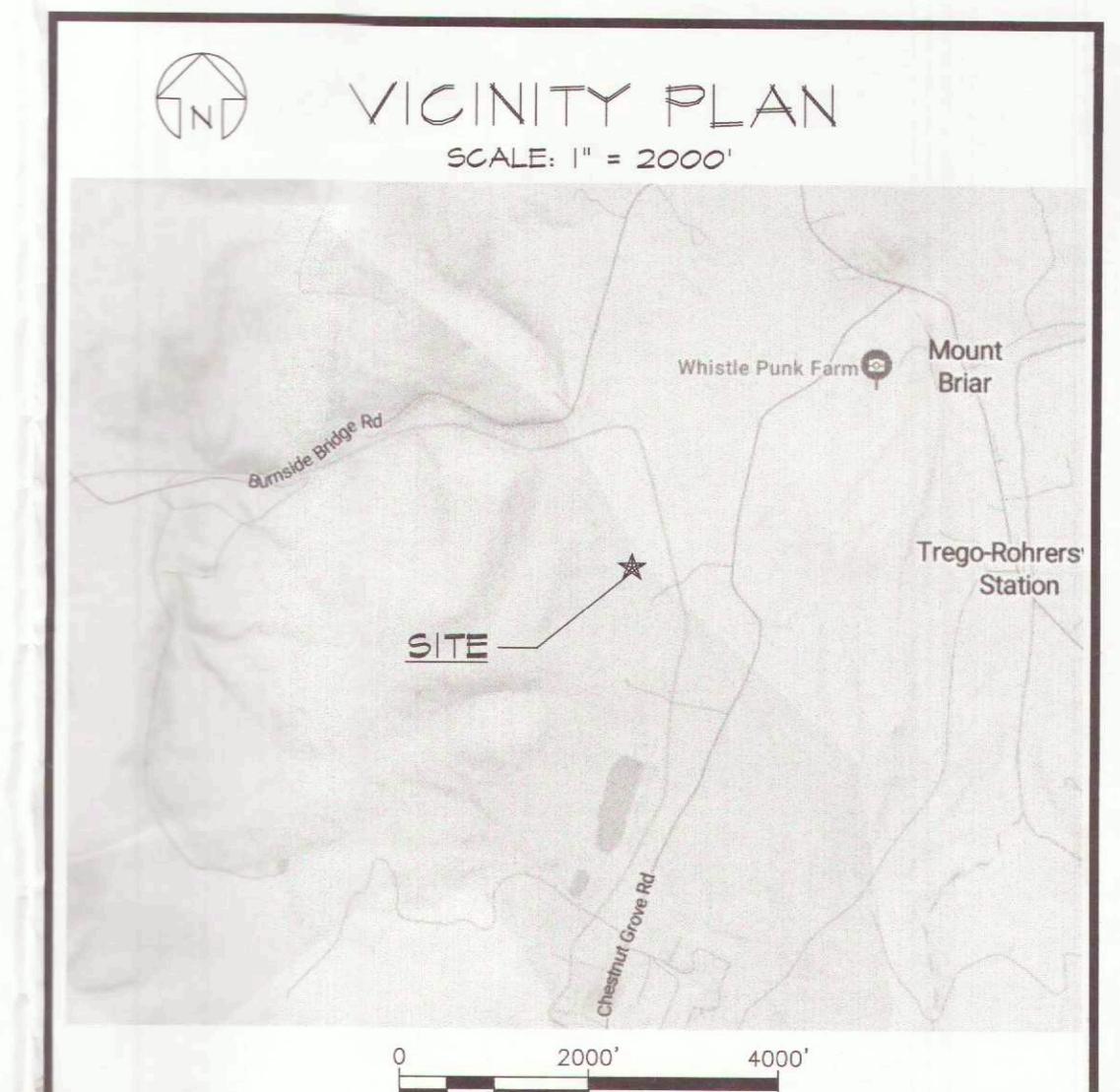
WASHINGTON COUNTY NOTES

- THESE PROJECT NOTES APPLY TO ALL OF THE CONTRACT DRAWINGS.
- ALL BIDDERS ARE REQUIRED TO VISIT THE WORKSITE BEFORE PREPARING THEIR BIDS IN ORDER TO OBSERVE EXISTING CONDITIONS AND TO IDENTIFY POTENTIAL HAZARDS AND OBSTACLES WHICH MIGHT AFFECT THE PERFORMANCE OF CONTRACT WORK. BID PRICES SHALL TAKE INTO ACCOUNT THESE OBSERVATIONS.
- CONTRACTOR SHALL FURNISH ALL MATERIALS, EQUIPMENT, LABOR, AND SERVICES NECESSARY TO SUCCESSFULLY COMPLETE ALL WORK INDICATED OR SPECIFIED ON THE CONTRACT DRAWINGS. ALL WORK SHOWN ON THE DRAWINGS IS NEW UNLESS SPECIFICALLY NOTED AS EXISTING. SUCCESSFUL COMPLETION OF ALL WORK MEANS THAT ALL INSTALLED SYSTEMS SHALL BE COMPLETE AND READY FOR OPERATION.
- ALL WORK (MATERIALS, LABOR AND EQUIPMENT) SHALL BE WARRANTED FOR A PERIOD OF ONE YEAR COMMENCING WITH THE DATE OF ACCEPTANCE OF ALL WORK BY THE OWNER.
- ALL NEW PRODUCTS (MATERIALS AND EQUIPMENT) FURNISHED SHALL BE NEW AND UNUSED FIRST-QUALITY PRODUCTS OF REPUTABLE MANUFACTURERS REGULARLY ENGAGED IN THE MANUFACTURE OF SUCH PRODUCTS. ALL DEMOLITION, INSTALLATION, TESTING AND COMMISSIONING WORK SHALL BE PERFORMED IN A FIRST CLASS, WORKMANLIKE MANNER BY PERSONNEL SKILLED AND REGULARLY ENGAGED IN THE PERFORMANCE OF SUCH WORK.
- ALL WORK SHALL BE PERFORMED IN STRICT ACCORDANCE WITH THE LATEST EDITIONS OF OSHA AND ALL OTHER APPLICABLE LOCAL, STATE AND FEDERAL CODES AND REGULATIONS.
- CONTRACTOR SHALL ADHERE AT ALL TIMES TO ALL SAFETY REGULATIONS AND PROCEDURES REQUIRED BY THE OWNER. ALL CONTRACTOR PERSONNEL WORKING ON SITE SHALL FIRST COMPLETE THE NECESSARY SAFETY TRAINING SESSION CONDUCTED BY THE OWNER.
- CONTRACTOR SHALL FIELD VERIFY ALL EXISTING CONDITIONS, DIMENSIONS AND CLEARANCES PRIOR TO FABRICATION OR INSTALLATION OF ANY WORK.
- DOUE TO THE SMALL SCALE OF THE DRAWINGS, NOT ALL OFFSETS, FITTINGS OR ACCESSORIES THAT MAY BE REQUIRED ARE INDICATED. CONTRACTOR SHALL CAREFULLY INVESTIGATE ALL CONDITIONS THAT WILL AFFECT THE WORK TO BE PERFORMED AND SHALL ARRANGE FOR SUCH WORK ACCORDINGLY, FURNISHING ALL MATERIAL AND LABOR REQUIRED FOR COMPLETE AND WORKABLE SYSTEMS AS NOTED ABOVE.
- THE OWNER OR HIS REPRESENTATIVE SHALL HAVE THE FINAL DETERMINATION IN CLARIFICATION AND INTERPRETATIONS REGARDING THE REQUIREMENTS OF THE CONTRACT DRAWINGS. ANY DEVIATIONS FROM THE DRAWINGS MUST BE APPROVED IN WRITING BY THE OWNER OR HIS REPRESENTATIVE.
- CONTRACTOR SHALL NOT DISCONNECT ANY EXISTING MECHANICAL OR ELECTRICAL SYSTEMS AND SHALL NOT CUT ANY EXISTING STRUCTURAL MEMBERS WITHOUT WRITTEN APPROVAL FROM THE OWNER OR HIS REPRESENTATIVE.
- NORMAL OPERATIONS MAY BE CONDUCTED BY THE OWNER'S PERSONNEL IN WORK AREAS INVOLVING CONTRACT WORK DURING THE EXECUTION OF THIS CONTRACT. CONTRACTOR SHALL COORDINATE ALL CONSTRUCTION ACTIVITY WITH THE OWNER OR HIS REPRESENTATIVE TO MINIMIZE OPERATIONAL DISRUPTIONS.
- THE CONTRACTOR SHALL KEEP THE WORK SITE AND SURROUNDING AREA FREE FROM ACCUMULATION OF WASTE MATERIALS GENERATED BY WORK PERFORMED UNDER THIS CONTRACT. SUCH DEBRIS SHALL BE REMOVED FROM THE WORK SITE HAULED OFF THE PREMISES, AND DISPOSED OF IN A LEGAL MANNER ON A DAILY BASIS.
- ALL EQUIPMENT AND MATERIALS WHICH ARE INDICATED TO BE RELOCATED OR REUSED SHALL BE STORED AND PROTECTED BY THE CONTRACTOR AFTER REMOVAL. CONTRACTOR SHALL ALSO PROTECT EXISTING WORK TO REMAIN. ANY EXISTING WORK TO BE RELOCATED OR TO REMAIN WHICH IS DAMAGED DUE TO CONTRACTOR'S WORK SHALL BE REPLACED AT NO ADDITIONAL COST TO THE OWNER.
- PROVIDE ALL REQUIRED CUTTING AND PATCHING, CUT EXISTING WORK WHERE INDICATED FOR REMOVALS AND PATCH ALL OPENINGS, CRACKS AND DEPRESSIONS REMAINING AFTER REMOVALS TO MATCH ADJACENT WORK.
- BEFORE EXCAVATING, CONTRACTOR MUST LOCATE AND VERIFY ALL EXISTING UNDERGROUND UTILITIES. CONTRACTOR IS RESPONSIBLE FOR IDENTIFYING ALL UNDERGROUND UTILITIES WITHIN THE PROPOSED WORK AREA PRIOR TO EXCAVATING AND MUST NOT DAMAGE ANY UNDERGROUND UTILITIES DURING CONSTRUCTION.
- THE PROPOSED VERIZON WIRELESS GENERATOR IS AN OPTIONAL STAND-BY UNIT AND DOES NOT SUPPLY LIFE SAFETY EQUIPMENT. THE GENERATOR IS USED TO BACKUP THE TELEPHONE EXCHANGE EQUIPMENT IN ORDER TO KEEP THE CELL SITE IN FULL OPERATION IN THE EVENT OF A NORMAL UTILITY POWER FAIL. THEREFORE, NFPA 110 DOES NOT APPLY.
- ALL GRADING FOR THIS PROJECT SHALL BE THE FULL RESPONSIBILITY OF THE PROPERTY OWNER.
- NO PERMANENT STRUCTURES (E.G., FENCES, SHEDS, PLAY EQUIPMENT, RETAINING WALLS) SHALL BE PERMITTED WITHIN ANY STORMWATER OR STORM DRAINAGE EASEMENT ON THIS PROPERTY.
- A COMPLETE SET OF APPROVED PLANS AND A COPY OF THE GRADING PERMIT MUST BE ON SITE AND AVAILABLE FOR USE BY THE INSPECTOR, OR OTHER REPRESENTATIVE OF WASHINGTON COUNTY DIVISION OF PUBLIC WORKS.
- THE OWNER SHALL RESERVE ONE CONTIGUOUS TEN FOOT (10') AREA OF VERTICAL SPACE ON THE TOWER SPECIFICALLY FOR FUTURE EMERGENCY COMMUNICATIONS USE BY WASHINGTON COUNTY, AS REQUIRED UNDER SECTION 4.22(A)(6) OF THE ZONING ORDINANCE, AS AMENDED AUGUST 4, 2009. ALL PROPOSED CO-LOCATIONS, INCLUDING THOSE BY WASHINGTON COUNTY, SHALL BE IN ACCORDANCE WITH THE LIBERTY TOWERS CO-LOCATION POLICY AND THE REQUEST FOR ANY CO-LOCATION SHALL NOT EXCEED THE DESIGN SPECIFICATION OF THE TOWER STRUCTURE.
- TOWER WILL BE REMOVED WITHIN THREE MONTHS AFTER ABANDONMENT.
- PER ARTICLE 3.2J, PUBLIC UTILITY, SITE IS EXEMPT FROM FOREST CONSERVATION.
- IF THE PROPOSED DRIVEWAY IS CONSTRUCTED AT A DIFFERENT LOCATION THAN SHOWN ON THIS PLAN, THIS ADDRESS IS VOID, AND THE OWNER/DEVELOPER OF THE PROPERTY MUST REAPPLY TO WASHINGTON COUNTY DEPARTMENT OF PLANNING & ZONING FOR A NEW ADDRESS ASSIGNMENT.

# verticalbridge

## US-MD-5131

MT BRIAR  
4220 CHESTNUT GROVE RD  
KEEDYSVILLE, MD 21756  
WASHINGTON COUNTY



SHEET INDEX	
SHEET NO.	SHEET NAME
1 (C-1)	COVER SHEET
2 (C-1)	SITE PLAN
3 (C-2)	SITE DETAILS
4 (C-3)	ANTENNA DETAILS AND ELEVATION

PROJECT DESCRIPTION	
THE PROPOSED FACILITIES WILL CONSIST OF CONCRETE EQUIPMENT PADS AND ASSOCIATED EQUIPMENT WITHIN A 50'x50' FENCED COMPOUND. NINE (9) ANTENNAS SHALL BE MOUNTED ON A PROPOSED 145'-0" MONPOLE WITH A RAD CENTER ELEVATION OF 190'-0" ABOVE GRADE FOR THE RECEIPTION OF VERIZON WIRELESS COMMUNICATIONS.	

CODE ANALYSIS	
APPLICABLE BUILDING CODE:	IBC 2021
USE GROUP:	UTILITY (U)
CONSTRUCTION TYPE:	BB NONCOMBUSTIBLE

WASHINGTON COUNTY DIVISION OF PLANNING APPROVAL

BY \_\_\_\_\_ DATE \_\_\_\_\_

DIRECTIONS TO SITE:

FROM ANNAPOLIS JUNCTION:

- HEAD EAST
- TURN LEFT TOWARD HENKELS LN
- CONTINUE ONTO HENKELS LN
- SLIGHT RIGHT TOWARD DORSEY RUN RD
- MERGE ONTO DORSEY RUN RD
- USE LEFT LANE TO MERGE ONTO MD-32 W
- MERGE ONTO MD-32 W
- TAKE EXIT 5 FOR TELEGRAPH RD/ MD-170
- TURN LEFT ONTO MD-170 N/ TELEGRAPH RD
- TURN RIGHT ONTO OLD MILL RD
- TURN LEFT ONTO BURNS CROSSING RD
- TURN RIGHT ONTO AB&A RD
- TURN RIGHT ONTO MAPLE TREE RD
- TURN RIGHT ONTO LOCUST WOOD RD
- TURN LEFT ONTO EVERGREEN RD
- TURN LEFT ONTO CHESTNUT GROVE RD

**MPA**  
MORRIS & RITCHIE  
ASSOCIATES, INC.  
Civil/Structural Engineers  
1220-B East Joppa Rd, Suite 400K  
Towson, Maryland 21286  
410-821-1690  
410-821-1748 Fax



PROFESSIONAL CERTIFICATION  
I HEREBY CERTIFY THAT THESE DOCUMENTS WERE PREPARED OR APPROVED BY ME AND THAT I AM A REGISTERED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MARYLAND, LICENSE NO. 23303, EXPIRATION DATE: 07/07/2020.

US-MD-5131  
MT BRIAR  
4220 CHESTNUT GROVE RD  
KEEDYSVILLE, MARYLAND 21756

verticalbridge  
THE TOWERS, LLC

REVISIONS:  
NO. DESCRIPTION DATE

DESIGNED BY: BES  
DRAWN BY: CJS

REVIEWED BY: BES

PROJECT NO: 19847.020  
DATE: 07/16/2025  
TITLE:

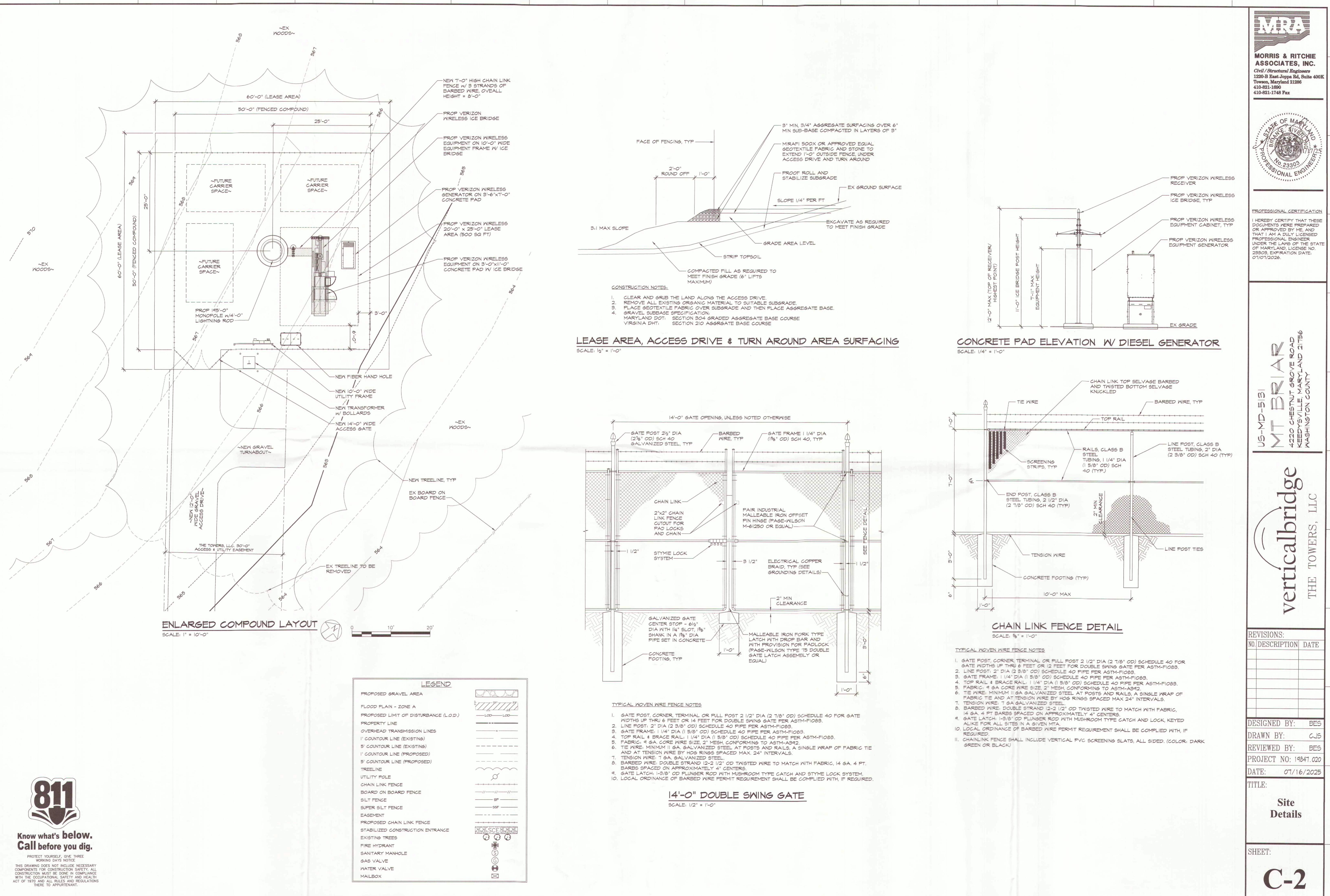
Cover  
Sheet

SHEET:

CS-1

CASE # (##-##-##)

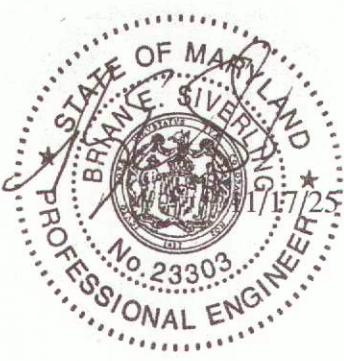




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**MORRIS & RITCHIE  
ASSOCIATES, INC.**  
*civil / Structural Engineers*  
220-B East Joppa Rd, Suite 400K  
Baltimore, Maryland 21286  
301-821-1690  
301-821-1748 Fax



PROFESSIONAL CERTIFICATION  
HEREBY CERTIFY THAT THESE  
DOCUMENTS WERE PREPARED  
OR APPROVED BY ME, AND  
THAT I AM A DULY LICENSED  
PROFESSIONAL ENGINEER  
UNDER THE LAWS OF THE STATE  
OF MARYLAND, LICENSE NO.  
3303, EXPIRATION DATE:  
7/01/2026.

US-MD-5|3|  
NYT BKR | A R  
4220 CHESTNUT GROVE ROAD  
SEEDYSVILLE, MARYLAND 21756  
WASHINGTON COUNTY

The logo for Vertical Calbridge. It features the word "verticalbridge" in a lowercase, serif font. The letter "v" is stylized with a large, open parenthesis-like shape to its left. To the right of the word, the text "THE TOWERS, LLC" is written vertically in a smaller, all-caps serif font.

REVISIONS:

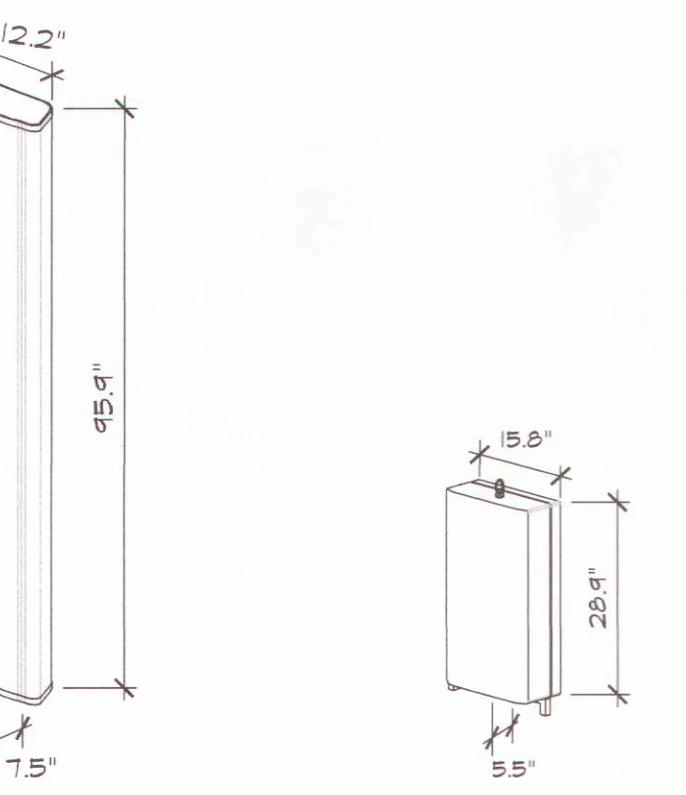
DESIGNED BY: BES  
DRAWN BY: CJS  
VIEWED BY: BES  
PROJECT NO: 19847.020  
DATE: 07/16/2025

## Antenna Details & Elevation

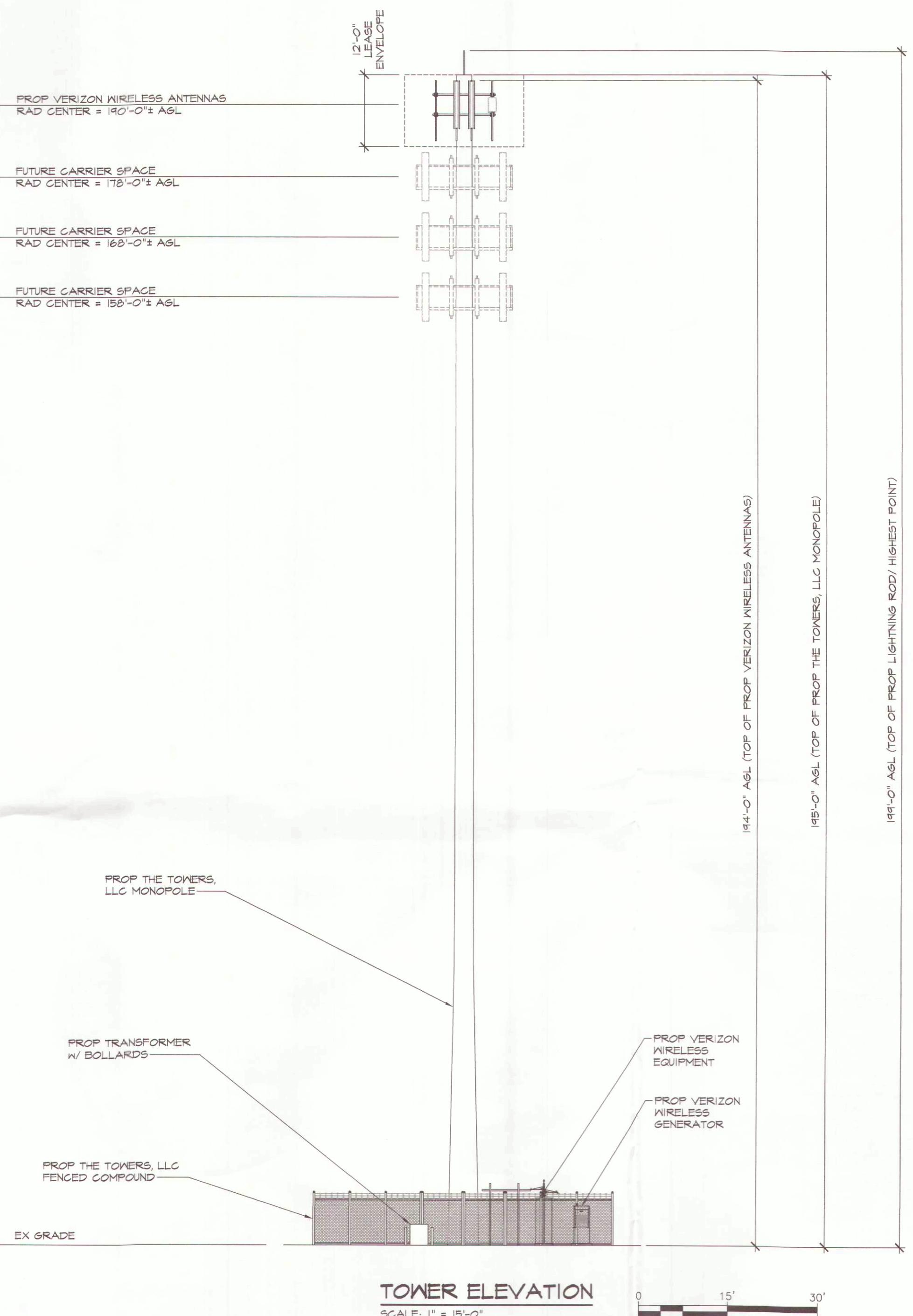
FEET:

C-3

CASE # (##-##-##)



# VERIZON WIRELESS ANTENNA DETAILS



**Know what's below.  
Call before you dig.**

PROTECT YOURSELF, GIVE THREE  
WORKING DAYS NOTICE

THIS DRAWING DOES NOT INCLUDE NECESSARY  
COMPONENTS FOR CONSTRUCTION SAFETY. ALL  
CONSTRUCTION MUST BE DONE IN COMPLIANCE  
WITH THE OCCUPATIONAL SAFETY AND HEALTH  
ACT OF 1970 AND ALL RULES AND REGULATIONS  
THERE TO APPURTENANT.

PROTECT YOURSELF, GIVE THREE  
WORKING DAYS NOTICE  
  
THIS DRAWING DOES NOT INCLUDE NECESSARY  
COMPONENTS FOR CONSTRUCTION SAFETY. ALL  
CONSTRUCTION MUST BE DONE IN COMPLIANCE  
WITH THE OCCUPATIONAL SAFETY AND HEALTH  
ACT OF 1970 AND ALL RULES AND REGULATIONS  
THERE TO APPURTENANT.



WASHINGTON COUNTY BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742-2723 | P:240.313.2430 | F:240.313.2431 | Hearing Impaired: 7-1-1

## ZONING APPEAL

<b>Property Owner:</b>	Ryan Keadle 5404 Mondell Road Sharpsburg MD 21782	<b>Docket No:</b>	AP2025-031
<b>Appellant:</b>	The Towers, LLC 750 Park of Commerce Drive Suite 200 Boca Raton FL 33487	<b>Tax ID No:</b>	01015850
		<b>Zoning:</b>	P
		<b>RB Overlay:</b>	No
		<b>Zoning Overlay:</b>	
		<b>Filed Date:</b>	12/03/2025
		<b>Hearing Date:</b>	01/07/2026

**Property Location:** 5404 Mondell Road  
Sharpsburg, MD 21782

**Description Of Appeal:** Special exception for proposed commercial communication tower.

**Previous Petition/Appeal Docket No(s):**

**Applicable Ordinance Sections:** Washington County Zoning Ordinance: Article 3 Table 3.3 (1), R. Utilities

### **Reason For Hardship:**

If Appeal of Ruling, Date Of Ruling:

**Ruling Official/Agency:**

**Existing Use:** Residential

#### **Previous Use Ceased For At Least 6 Months:**

### **Area Devoted To Non-Conforming Use -**

**Proposed Use:** Commercial Communication Tower

**Date Ceased:**

I hereby affirm that all of the statements and information contained in or filed with this appeal are true and correct.

Mogul Gove

Appellant Signature

State Of Maryland. Washington County to-wit:

Sworn and subscribed before me this 3 day of Dec 20 25,

Nov. 7, 2029

---

## My Commission Expires

W.H. B. Jr.

---

### Notary Public



WASHINGTON COUNTY BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742-2723 | P:240.313.2430 | F:240.313.2431 | Hearing Impaired: 7-1-1

## AFFIDAVIT IN COMPLIANCE WITH SECTION 25.51(C)

Docket No: AP2025-031

**State of Maryland Washington County, To Wit:**

On 12/3/2025, before me the subscriber, a Notary of the public of the State and County aforesaid, personally appeared The Towers, LLC and made oath in due form of law as follows:

The Towers, LLC will post the zoning notice sign(s) given to me by the Zoning Administrator in accordance with Section 25.51(c) of the Washington County Zoning Ordinance for the above captioned Board of Appeals case, scheduled for public hearing on 01/07/2026, and that said sign(s) will be erected on the subject property in accordance with the required distances and positioning as set out in the attached posting instructions.

Sign(s) will be posted on 12/22/2025 and will remain until after the above hearing date.

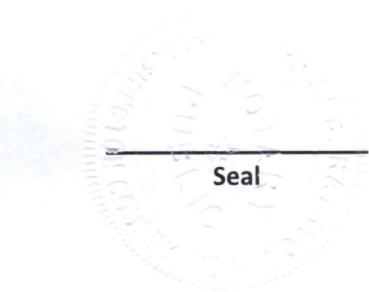
The Towers, LLC-KBR

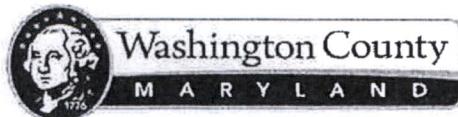
Sworn and subscribed before me the day and year first above written.

Notary Public

My Commission Expires

Seal





## BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742 | P: 240.313.2430 | F: 240.313.2461 | E: [ZoningAppeals@washco-md.net](mailto:ZoningAppeals@washco-md.net) 7-1-1

[WWW.WASHCO-MD.NET](http://WWW.WASHCO-MD.NET)

### Appeal for Special Exception

Appeal is hereby made for a special exception under the Washington County Zoning Ordinance as follows:

Location 5404 Mondell Road, Sharpsburg, Maryland 21782

Appellant's present legal interest in above property: (Check One)

Owner (Including Joint Ownership)  Lessee  Contract to rent/lease

Contract to Purchase  Other \_\_\_\_\_

Use Proposed: Telecommunications Facility with 199' monopole

Zoning Ordinance section and subsection(s) providing for proposed use: \_\_\_\_\_

Ordinance § 4.22(A)(2)

If filing functionally similar to a principal permitted use or special exception use, please list the use and describe the use similarities:

#### Provide Detailed Explanation on Separate Sheet

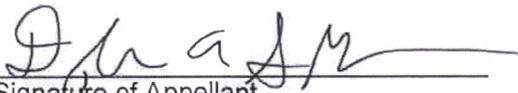
Has any previous petition or appeal involving this property been made to the Board?

Yes  No

If yes, give docket number(s): \_\_\_\_\_

Additional comments, if any: The proposed telecommunications facility will bring new and improved wireless services to Washington County. Verizon Wireless has committed to locating its antennas on the proposed monopole with co-location space provided for at least two additional wireless providers.

I hereby certify that I have, to the best of my knowledge, accurately supplied the information required for the above referenced appeal.

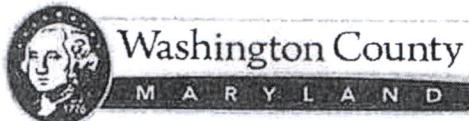
  
\_\_\_\_\_  
Signature of Appellant

Douglas.Sampson@saul.com  
Email of Appellant

Saul Ewing LLP, 1001 Fleet Street, 9th Floor  
Baltimore, MD 21202

Address of Appellant  
\_\_\_\_\_  
410-332-8661  
Phone Number of Appellant

This appeal form is to be used to assist the customer in gathering the information necessary to submit an application. However, the application shall be processed in person.



## BOARD OF ZONING APPEALS

### OWNER REPRESENTATIVE AFFIDAVIT

This is to certify that Saul Ewing LLP and Site Link Wireless LLC is authorized to file an appeal with the Washington County Board of Appeals for a special exception to build a 199' telecommunications facility located at 5404 Mondell Road, Sharpsburg, Maryland 21782 on property The said work is authorized by Ryan Keadle, property owner the property owner in fee.

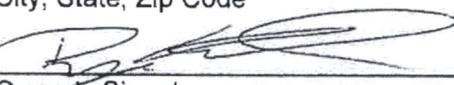
#### PROPERTY OWNER

Ryan Keadle

Name  
5404 Mondell Road

Address  
Sharpsburg, Maryland 21782

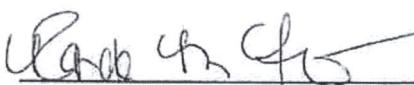
City, State, Zip Code



Owner's Signature

RONDA M FLUKER  
NOTARY PUBLIC  
WASHINGTON COUNTY  
MARYLAND  
COMMISSION EXPIRES 06/14/2026

Sworn and subscribed before me this 13 day of November, 20 2005



Notary Public

My Commission Expires: 06/14/2026

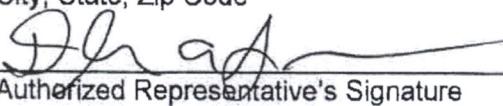
#### AUTHORIZED REPRESENTATIVE

Douglas A. Sampson, Saul Ewing LLP

Name  
1001 Fleet Street, 9th Floor

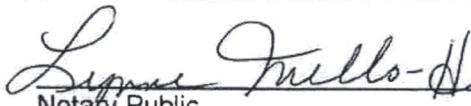
Address  
Baltimore, Maryland 21202

City, State, Zip Code



Authorized Representative's Signature

Sworn and subscribed before me this 1st day of December, 20 2005



Notary Public

My Commission Expires: 9/7/29



My Commission Expires 9/7/29

747 Northern Avenue | Hagerstown, MD 21742 | 240.313.2430 | 240.313.2461

**Appeal for a Special Exception to Construct a 199' Monopole Telecommunications Facility  
at 5404 Mondell Road, Sharpsburg, Maryland 21783**

**Adjacent Parcel Mailing List**

Owner(s)	Parcel ID	Mailing Address
John Lee Section III Luanne H. Sexton	01-006428	6424 Appleton Road Boonsboro, MD 21713
Bowman North LLC	01-010824	10228 Governor Lane Blvd. Williamsport, MD 21795
Bowman North LLC	01-010808	10228 Governor Lane Blvd. Williamsport, MD 21795
Jessica L. Frey Kenneth J. Frey	01-007890	193 N. Hall Street Sharpsburg, MD 21782-0000
Random Real Estate LLC	01-000195	4908 Summerfield Dr. Sharpsburg, MD 21782
Erin E. Moshier	01-000284	5329 Mondell Rd. P.O. Box 69 Sharpsburg, MD 21782-0069
Civil War Preservation Trust	01-002767	1030 15 <sup>th</sup> Street NW Suite 900 East Washington, D.C. 20005
Jennifer L. Hineman	01-065459	5402 Mondell Rd. Sharpsburg, MD 21782

**Statement of Justification in support of application for a Special Exception  
to Construct a 199' Monopole Telecommunications Facility  
at 5404 Mondell Road, Sharpsburg, Maryland 21783**

Applicant: The Towers, LLC  
750 Park of Commerce Drive, Suite 200  
Boca Raton, Florida 33487  
561-948-6367

Property Owner: Ryan A. Keadle  
5404 Mondell Road,  
Sharpsburg, Maryland 21783

Representatives: Douglas A. Sampson, Saul Ewing LLP  
1001 Fleet Street, 9<sup>th</sup> Floor  
Baltimore, MD 21202  
(410) 332-8661  
[Douglas.Sampson@saul.com](mailto:Douglas.Sampson@saul.com)

Renée Frustaci, Site Link Wireless, LLC  
(410) 299-4364  
[rfrustaci@sitelinkwireless.com](mailto:rfrustaci@sitelinkwireless.com)

Address: 5404 Mondell Road, Sharpsburg, Maryland 21783  
Jurisdiction: Washington County, Maryland  
Parcel Tax Acct #: 01-015850  
SDAT Property Info: Map 0076, Grid 0007, Parcel 0273  
Lot Size: 20.2 Acres  
Zoning: P (Preservation)  
Current Use: Agricultural  
Proposed Use: Agricultural with Telecommunications Tower

Pursuant to the Washington County Zoning Ordinance (the “Ordinance”) §§ 4.22 and 25.6, The Towers, LLC d/b/a Veritcalbridge (“Applicant”), by its agents Saul Ewing LLP and Site Link Wireless, LLC, hereby requests approval for a new telecommunication facility that includes a 199’ monopole (the “Facility”) on a portion of property located at 5404 Mondell Road, Sharpsburg, Maryland 21783, Tax ID# 01-015850 (the “Property”). A telecommunications facility is permitted in the P (Preservation) Zoning District with a Special Exception. *See* Ordinance, Table No. 3.3(1).

The Applicant respectfully requests a determination by the Washington County Board of Zoning Appeals that the Facility is in substantial compliance with the Ordinance and is authorized for a Special Exception. This document and attached Exhibits provide justification for the Facility, and a summary of how and why this proposal conforms with the Ordinance. This package and additional or clarifying evidence, to be presented at a public hearing, provide the legal and factual support to approve this Special Exception.

## **EXHIBITS**

- Exhibit 1: Verizon Wireless Letter of Intent
- Exhibit 2: Existing Verizon Wireless Coverage Map
- Exhibit 3: Site Selection and Performance Standards Engineering Letter
- Exhibit 4: Proposed Verizon Coverage Map with Facility
- Exhibit 5: Photo Simulations of Proposed Monopole
- Exhibit 6: Map of Existing Verizon Facilities within Washington County
- Exhibit 7: Site Plans in 8.5" x 11"
- Exhibit 8: Engineering Certification Letter
- Exhibit 9: Affidavit of Co-Location

### **I. Verizon's Goals and the Need for Improved Wireless Services**

Cellco Partnership d/b/a Verizon Wireless (“Verizon Wireless”) has committed to locate its telecommunications antennas on the proposed Facility. (See Verizon Wireless Letter of Intent as Exhibit 1). Verizon Wireless is licensed by the Federal Communications Commission (“FCC”) to provide wireless telecommunications services in Washington County, Maryland. The Facility will add and improve emergency and non-emergency wireless and broadband services in Washington County, without adverse impacts to the surrounding area.

Verizon Wireless has a significant need to improve the delivery of emergency and non-emergency wireless and broadband services to residents, businesses and commuters in this area of Washington County. (See Existing Coverage Radio Frequency Propagation Map attached as Exhibit 2). The site of the proposed Facility was chosen to improve wireless services in Sharpsburg, Maryland, with the main coverage objective to bridge coverage around the Sharpsburg. Additionally, the site will provide additional capacity improving in-building coverage for nearby residences and businesses. (See Site Selection and Performance Standards Engineering Letter attached as Exhibit 3). The proposed Facility will add and improve wireless and broadband services and ensure adequate overlapping coverage between and among existing coverage areas. (See Proposed Verizon Coverage Map attached as Exhibit 4). The Facility will add and improve wireless broadband services and coverage capacity in and around Sharpsburg, Md, particularly along Snyders Landing Road and Mondell Road. (See Exs. 3 & 4). Ultimately, the proposed Facility will allow residents, visitors, businesses and emergency personnel of Washington County to experience adequate wireless services, better quality calls, and diminished dropped calls, and enhanced first responder services.

### **II. The Property and Current Use**

The Property is owned by Ryan A. Keedle, who has authorized the Applicant and its agents to pursue a Special Exception and any other zoning relief, building permits, or applications required for the Facility. The Property is over 20 acres in size and is used primarily for agricultural purposes. The Property is zoned Preservation (P). A telecommunications facility is permitted in the P Zoning District with a Special Exception. See Ordinance, Table No. 3.3(1).

The Property is an ideal location for the Facility given its location and zoning district. The Property is a non-residential use in the middle of an area of residential and agricultural zoning districts, predominantly composed of single-family homes and farmland. Locating the Facility on the Property will bring new and improved wireless and broadband services to the area, without burdening a privately owned residential or agricultural property. (See Ex. 4, Proposed Coverage Map). The Property is in close proximity to nearby residential areas in need on new and improved emergency and non-emergency wireless services.

The Facility will be located to the interior of the 20 acre parcel, nearly 600 feet off of Mondell Road. The Facility will be located at the interior of the property, near uninhabited and undeveloped farm land to the west. Existing mature trees to the south and east and a rolling topography in the area will help screen the Facility from view. The tree cover existing around the Property on adjacent properties will further minimize the need for additional screening.

On November 22, 2025, the Applicant conducted a visual impact survey, during which a large red balloon approximately 3 feet in diameter was raised to a height of 199 feet. (See Photo Simulations attached as Exhibit 5). A large balloon filled with helium was raised at the location of the proposed Facility to the proposed height of 199 feet. The technician drove around the surface streets surrounding the Property and took photos of the balloon from the most visible locations. Throughout most of the radius, the balloon was not visible. Photographs were taken from a total of thirty-five (35) separate vantage points in the areas immediately surrounding the Property. The proposed Facility would only be visible or partially visible from twelve (12) locations. It was not visible from the other 23 locations. (See Ex. 5). Based on the balloon fly and attached simulations, the Applicant determined the Facility will not have a significant visual impact on the surrounding area. Particular attention was paid to the historic Antietam Battlefields located over a mile to the northeast. Photographs were taken from the three locations near the battlefields where the balloon was most visible. The photo simulations demonstrate that the proposed Facility is only partially and minimally visible, and will not have any significant impact on historic resources. (See Ex. 5 at Photos 28-30).

The Applicant and Verizon Wireless searched for existing towers or structures that could provide viable co-location for Verizon Wireless's antennas. Co-locations are preferred locations and are much less expensive to bring online. The Applicant determined, and Verizon Wireless confirmed, that there are no nearby existing telecommunications facilities, water tanks, utility distribution structures, or tall buildings suitable to co-locate telecommunications antennas and to meet Verizon's coverage needs. This area of Washington County is predominantly flat farmland, other agricultural uses, and single-family homes, making the availability of tall structures suitable for co-location of telecommunications antennas infeasible.

Verizon already has antennas located on the closest existing telecommunications facility, which can be seen to the east on the existing coverage map. (See Ex. 2; see also map of existing Verizon facilities within Washington County is attached as Exhibit 6). With no viable co-location opportunity, Verizon Wireless determined that a new tower was required. The Applicant determined that the Property was viable from a technical perspective (*i.e.*, radio frequency), a zoning perspective (*i.e.*, preferred use on an exempt commercial use in a heavily agricultural and residential area and compliant with all regulations), and from a landowner perspective (*i.e.* a land owner willing to lease space). Verizon Wireless further determined that 199 feet is the minimum

height of the Facility to both meet Verizon Wireless's coverage objectives, and to provide viable co-location opportunities for other wireless providers. If the height of the monopole were to be reduced further, it would not allow Verizon Wireless to meet its coverage goals. (*See Exs. 2 & 4*). It would also be much less likely that other wireless providers (such as AT&T and T-Mobile) would co-locate on the Facility, because the height of available co-location opportunities would be too low to be viable.

### **III. The Proposed Telecommunications Facility**

The Facility consists of a 199' tall monopole (195' pole, with a 4' lightning rod) within a 50' x 50' (2,500 square feet) equipment compound surrounded by an 8' tall fence (7' chain link fence with barbed wire on top). (*See Site Plan attached as Exhibit 7 at C-2 and C-3*). The monopole will allow Verizon Wireless to locate its antennas with a centerline of 190' above ground level (AGL) and will accommodate up to three future carriers to locate antennas at 178' AGL, 168' AGL, and 158' AGL. (*See Ex. 7 at C-3*). The Facility will be built accessed by extending an existing accessway (driveway) already existing on the Property. The accessway will be extended with a 12-foot wide gravel drive to the Facility, which will be accessed through a fenced gate. By extending the existing accessway, the new impervious area added to the parcel will be minimized. (*See Ex. 7 at C-1*).

The Facility meets all of the setback requirements set forth in Ordinance § 4.22(A)(1). The proposed monopole is set back from all adjacent property lines a distance equal to or greater than the height of the proposed monopole (199'). The proposed monopole is setback 614' from the nearest property line to the north; 569' 9" from the property line to the east, 199' from the property line to the south, 269' 7" from the property line to the southwest and 678' from the property line to the northwest. The nearest dwelling on an adjacent property is located 563' 8" to the southeast. (*See Ex. 7 at C-1*). The properties west are undeveloped and uninhabited.

The Applicant's engineer certified that the tower will be designed such, that in the unlikely case of a catastrophic failure, the tower would fall within a radius of 150 feet and would pose no risk to adjacent properties or buildings. (*See Engineering Certification Letter attached as Exhibit 8*). The Facility will be unmanned, free of public facilities, and only require occasional visits (about 1 visit per quarter) from a technician for routine inspections and maintenance. The Facility will have no impact on traffic. The Facility will have no adverse impact on the health, safety, or welfare of residents or workers in the area. The Facility will be free of odors, fumes, light, glare, and noise.

### **IV. Compliance with Washington County Zoning Ordinance**

#### ***Section 4.22 Commercial Communication Towers***

*No permit to construct a tower may be issued unless the applicant demonstrates to the Planning Commission, or where applicable, to the Board of Zoning Appeals, need for the tower and that the applicant has exhausted all alternatives to constructing a tower. Applicants are required to prove need by:*

- a. *demonstrating via statement or other evidence that, in terms of location and construction, there are no existing towers, buildings, elevated tanks or other structures able to provide the antenna platform required.*
- **Applicant's Response:** Generally, it is much more efficient and less expansive to co-locate a telecommunications facility on an existing tower, building, or structure than to build a new tower or monopole. New builds are a last resort when no existing infrastructure will meet wireless coverage needs. The Property is located in a significant gap in adequate wireless and broadband coverage. (See Ex. 2). There are no existing towers in the area on which Verizon is not already co-located. (See Ex. 6). The Applicant conducted a search for any tall structures or buildings that could meet Verizon's coverage needs. However, this area of Washington County is not heavily developed with tall structures and is primarily rural farmland and land in the P (Preservation) district. The Applicant investigated the land within a mile radius and found no suitable structures for co-location. Absent such structures, it was determined a new tower or monopole was necessary to provide new and improved wireless coverage in this area.
- b. *providing evidence, including coverage diagrams and technical reports, demonstrating that co-location on existing sites is not technically possible in order to serve the desired need.*
- **Applicant's Response:** There is a significant need for coverage in this portion of Washington County. (See Exs. 2 & 3). Verizon is already located on the closest existing telecommunications facility. (See Exs. 4 & 6). The proposed Facility will significantly improve wireless coverage and capacity in this area of Washington County. (See Ex. 4). The Applicant investigated the land within a mile radius and found no suitable structures for co-location. Absent such structures, it was determined a new tower or monopole was necessary to provide new and improved wireless coverage in this area.

#### *A. Design requirements*

*In addition to the applicable requirements for a site plan as specified in Section 4.11, the applicant shall provide the following information as part of the site plan submittal. These provisions shall apply to towers in all districts where permitted as a principal permitted or special exception use:*

1. *Subject to a minimum setback of a distance equaling the total height of the tower and equipment. The setback shall be measured from the base of the tower to the boundary line of the property owned, leased, or controlled by easement by the applicant.*
- **Applicant's Response:** The Facility meets the setback requirements). The proposed monopole is set back from all property lines a distance equal to or greater than the height of the proposed monopole (199'). The setbacks from adjacent property lines are as follows:

- Northwest: 563' 8"
  - North: 614'
  - East: 569' 9"
  - South: 199'
  - Southwest: 269' 7"
- 2. *Subject to a minimum distance requirement of a distance equaling the height of the tower and equipment plus 200 feet from the RT, RS, RU, RM and RV districts or the nearest part of any existing dwelling, school, church, or institution for human care, in any other district.*
- **Applicant's Response:** There are no RT, RS, RU, RM and RV districts adjacent to the Property. The nearest dwelling adjacent to the Property is located 563' 8" away. Therefore the setback of 199' plus an additional 200 feet from any dwelling is met.
- 3. *Subject to a minimum setback from all overhead transmission lines of a distance equaling two times the height of the tower and equipment.*
- **Applicant's Response:** There are no overhead transmission lines in the immediate vicinity. The Facility is setback from all overhead transmission lines at least two times the height of the Facility (199').
- 4. *Subject to a height not to exceed 200 feet. Measurement of tower height shall include the tower structure itself, the base pad, and any other equipment attached thereto which extends more than twenty (20) feet over the top of the tower structure itself. The tower height shall be measured from grade.*
- **Applicant's Response:** The total height of the Facility will be 199 feet, which includes a 195-foot monopole with a four (4) foot lightning rod. Verizon's antennas will be located at a height of 190 feet above ground level. There will be space for at least three additional wireless carriers.
- 5. *Proposed towers shall meet the following minimum separation requirements from existing towers or towers which have been issued a permit but are not yet constructed.*
  - (a) *Monopole towers shall be separated from all other towers, whether monopole, self-supporting lattice, or guyed, by a minimum of seven hundred and fifty (750) feet.*
- **Applicant's Response:** The nearest tower or monopole is more than 750 feet away. (See Ex. 6).
- 6. *All towers shall be designed for co-location, which shall mean the ability of the structure to allow for the placement of comparable equipment for other carriers. An application for a tower shall be accompanied by an affidavit from the applicant stating*

*that one ten (10) foot space on the proposed tower will be specifically reserved for use by the County, and that other spaces will be made available to other future users, when possible.*

- **Applicant's Response:** The Applicant has provided an affidavit of compliance with this provision. (See Affidavit of FCC Compliance and Tower Co-Location attached as Exhibit 9). The Applicant will reserve one ten-foot space for use by the County and will have space to accommodate up to three additional wireless providers.
  7. *Fencing shall be provided around the base of the tower and any associated equipment buildings.*
  - **Applicant's Response:** The 50' x 50' compound will be surrounded by a 7-foot-high chain link fence topped with barbed wire as an anti-climbing device for a total height of 8 feet. (See Ex. 7, Site Plans at C-2).
    8. *All sites shall be identified by means of a sign no larger than two square feet affixed to the fence identifying the entity using the site and shall provide the telephone number of a contact person in the event of an emergency.*
  - **Applicant's Response:** The Applicant acknowledges and will comply with this provision.
    9. *Towers not requiring FAA painting or marking shall have an exterior finish which enhances compatibility with adjacent land uses, as approved by the Planning Commission or Board of Zoning Appeals. Towers shall not be lighted unless specifically required by the FAA.*
    - **Applicant's Response:** The Applicant acknowledges and will comply with this provision. The proposed monopole will be painted a matte gray to blend into the skyline. It will not be lit.
      10. *In order to protect the natural skyline, towers should be sited within areas of mature vegetation and should be located down slope from ridge lines, and toward the interior of the parcel whenever possible. Placement should only be considered elsewhere on the property when valid technical data supplied by the applicant indicates that there is no other suitable location.*
      - **Applicant's Response:** The Facility is located in the center of the Property and is not near any ridgelines. The Facility was specifically located to the west of the parcel to maximize its distance to nearby homes. It was also located to the west side of the Property because adjacent parcels to the west are undeveloped and uninhabited. The area surrounding the parcel is not densely populated and has rolling topography which will assist in reducing visual impact in the area. (See Ex. 5, Photo Simulations).
        11. *Towers proposed to be located within the Appalachian Trail corridor special planning area as identified in the adopted Comprehensive Plan for the County, any "AO"*

*Antietam Overlay zoning district or “HP” Historic Preservation zoning district shall utilize stealth technology as defined in Article 28A to minimize visual impact.*

- **Applicant’s Response:** The proposed Facility is not located in any of these areas.
  12. (a) *A Commercial Communication Tower that is out of service for a continuous six (6) month period will be deemed to have been abandoned. The Zoning Administrator may issue a Notice of Abandonment to the Owner of the Tower that is deemed to be abandoned. The Owner shall have the right to respond in writing to the Notice of Abandonment setting forth the reasons for operation difficulty and providing a reasonable timeframe for correction action, within thirty (30) days from the date of the Notice. The Administrator shall withdraw the Notice of Abandonment and notify the Owner that the Notice has been withdrawn if the Owner provides information that demonstrates the Tower has not been abandoned.*
- **Applicant’s Response:** The Applicant acknowledges and will comply with this provision.
  - (b) *If the Tower is determined to be abandoned, the Owner of the Tower shall remove the Tower and all related equipment at the Owner's sole expense within three (3) months of the Date of Notice of Abandonment. If the Owner fails to remove the Tower and related equipment, the Administrator may pursue legal action to have the Tower removed at the Owner's expense.*
- **Applicant’s Response:** The Applicant acknowledges and will comply with this provision.

B. *Additional Provisions for Towers Permitted by Special Exception*

*In addition to the limitations, guides and standards enumerated in Section 25.6, the Board of Zoning Appeals shall consider the following provisions when considering a request for a special exception for a commercial communications tower.*

1. *In those cases where a proposed tower is part of a grid or network, the applicant shall provide a map indicating the location of any existing or proposed towers in the grid or network within Washington County and within one (1) mile of the County boundary.*
2. *The tower shall be compatible with and shall not adversely impact the character and integrity of surrounding properties. Consideration shall be given to the view shed associated with scenic and historic areas and to the use of stealth technology to minimize the visibility of the proposed tower.*

- **Applicant’s Response:** The Applicant has provided the required map. (See Ex. 6).
- **Applicant’s Response:** The tower shall be compatible with and shall not adversely impact the character and integrity of surrounding properties. Consideration shall be given to the view shed associated with scenic and historic areas and to the use of stealth technology to minimize the visibility of the proposed tower.
- **Applicant’s Response:** The Applicant located the Facility in the interior of the Property, using nearby mature trees and rolling topography to reduce the visual impact. (See Ex. 5).

Photographs were taken from a total of thirty-five (35) separate vantage points in the areas immediately surrounding the Property. The proposed Facility would only be visible or partially visible from twelve (12) locations. It was not visible from the other 23 locations. The monopole will be painted a matte gray color which will help it blend into the skyline from areas where it is visible. The photo simulations demonstrate there will be minimal visual impact on the historic Antietam Battlefields to the northeast.

3. *The applicant shall submit a visual analysis which may include, photo simulation, field mock-up, elevations or other visual or graphic illustrations to determine visual impact. Consideration shall be given to views from public areas as well as from private residences. The analysis shall assess the cumulative impacts of the proposed facility and other existing and foreseeable towers in the area, and shall identify and include all feasible mitigation measures.*
- **Applicant's Response:** The Applicant provided photo simulations of the proposed Facility. (*See Ex. 5*). The technician drove around the surface streets surrounding the Property and took photos from locations where the balloon was most visible. Throughout most of the radius, the balloon was not visible. Based on the balloon fly and attached simulations, the Applicant determined the Facility will not have a significant visual impact on the surrounding area. (*See Ex. 5*). The existence of mature trees surrounding the Property and rolling topography will further reduce any visual impact.
4. *The Board may include conditions on the site where the tower is to be located if such conditions are necessary to preserve the character and integrity of the area affected by the proposed tower and mitigate any adverse impacts which arise in connection with approval of the special exception.*

- **Applicant's Response:** The Applicant acknowledges this provision.

#### ***Section 25.6 Limitations, Guides and Standards***

*the Board shall consider any other information germane to the case and shall give consideration to the following, as applicable:*

- (a) *The number of people residing or working in the immediate area concerned.*
- **Applicant's Response:** The immediately surrounding area is not densely populated and is made up primarily of residential and agricultural properties in the P district.
- (b) *The orderly growth of a community.*
- **Applicant's Response:** The Facility is necessary for the growth of the community. There is insufficient emergency and non-emergency wireless and broadband coverage in this area. This can lead to issues for residents and commuters attempting to make calls or otherwise use their cellular devices – particularly in the case of an emergency when attempting to reach first responders.

*(c) Traffic conditions and facilities.*

- **Applicant's Response:** The Facility will be unmanned and will only be visited by technicians a few times per year. The Facility will have no impact on local traffic.

*(d) The effect of such use upon the peaceful enjoyment of people in their homes.*

- **Applicant's Response:** The Facility will have no effect on the peaceful enjoyment of people in their homes. In fact, it will enhance enjoyment in the homes of nearby residents who will have new and improved wireless and broadband coverage in their homes. (See Ex. 5). The Facility is located in the center of the property and will have a minimal visual impact on the surrounding area. (See Ex. 5).

*(e) The conservation of property values.*

- **Applicant's Response:** The proposed Facility will not have any adverse impact on property values. Rather, new and improved wireless coverage in the area may make these properties more desirable from a use and enjoyment standpoint.

*(f) The effect of odors, dust, gas, smoke, fumes, vibrations, glare and noise upon the use of surrounding property values.*

- **Applicant's Response:** The Facility will be unmanned, free of public facilities, and only require occasional visits from a technician for routine inspections and maintenance. The Facility will be free of odors, dust, gas, smoke, fumes, vibrations, glare, and noise.

*(g) The most appropriate use of land and structure.*

- **Applicant's Response:** This Property is an ideal location for the proposed Facility. It is a large parcel located in an area in need of emergency and non-emergency wireless coverage. The Facility will be located to the interior of the parcel, adjacent to uninhabited and undeveloped parcels to the west and maximizing its distance from the parcel to the south. With existing mature trees, the visual impact will be significantly minimized for the surrounding area, while providing reliable and consistent wireless services, including services for first responders.

*(h) Decision of the courts.*

- **Applicant's Response:** Other than existing case law establishing the standard of review for zoning applications (e.g., *Schultz v. Pritz*), the Applicant is not aware of any court decisions directly affecting this Property.

*(i) The purpose of these regulations as set forth herein.*

- **Applicant's Response:** The application is consistent with the letter and spirit of the Ordinance as it relates to telecommunications facilities. It brings necessary emergency and non-emergency wireless and broadband services to Washington County while limiting any adverse impacts on the surrounding community. The Facility will be located on a large, non-residential use parcel.

*(j) Type and kind of structures in the vicinity where public gatherings may be held, such as schools, churches and the like.*

- **Applicant's Response:** The Facility is unmanned and will not be a place for public gatherings. However, it will enhance the public use and enjoyment of the area. The Facility will provide new and improved wireless services for residents, businesses, and commuters in and around Sharpsburg, Maryland.

## **VII. Conclusion**

The Applicant respectfully requests that the Washington County Board of Appeals grant the requested Special Exception. We look forward to presenting this and additional information as necessary at an upcoming hearing, and improving the wireless services for the residents, businesses, and visitors to Washington County. If you need further information, please contact our zoning attorney Doug Sampson at 410-332-8661 or [douglas.sampson@saul.com](mailto:douglas.sampson@saul.com).

# **EXHIBIT 1**

November 14, 2025

Zoning Administrator, Washington County, MD  
747 Northern Ave  
Hagerstown, MD 21742

**Re: Letter of Intent to Locate Antennas on Proposed Telecommunications Tower  
at 5404 Mondell Road, Sharpsburg, Maryland 21782**

To Whom it May Concern:

Verizon Wireless is working with Vertical Bridge to collocate its wireless antennas onto a new proposed telecommunications facility located at 5404 Mondell Road, Sharpsburg, Maryland 21782 (the “Property”). The proposed site will bridge the coverage gap around Sharpsburg area and enhance wireless coverage on Snyders Landing Road and Mondell Road.

Please accept this letter as confirmation that Verizon Wireless intends to locate its wireless antennas on the proposed tower once the County approves the Special Exception and related permits, and the tower is fully constructed.

Should you or anyone with the County have any questions or concerns, please have them contact Vertical Bridge’s representative Doug Sampson at 410-332-8661 or [Douglas.Sampson@saul.com](mailto:Douglas.Sampson@saul.com).

Sincerely,

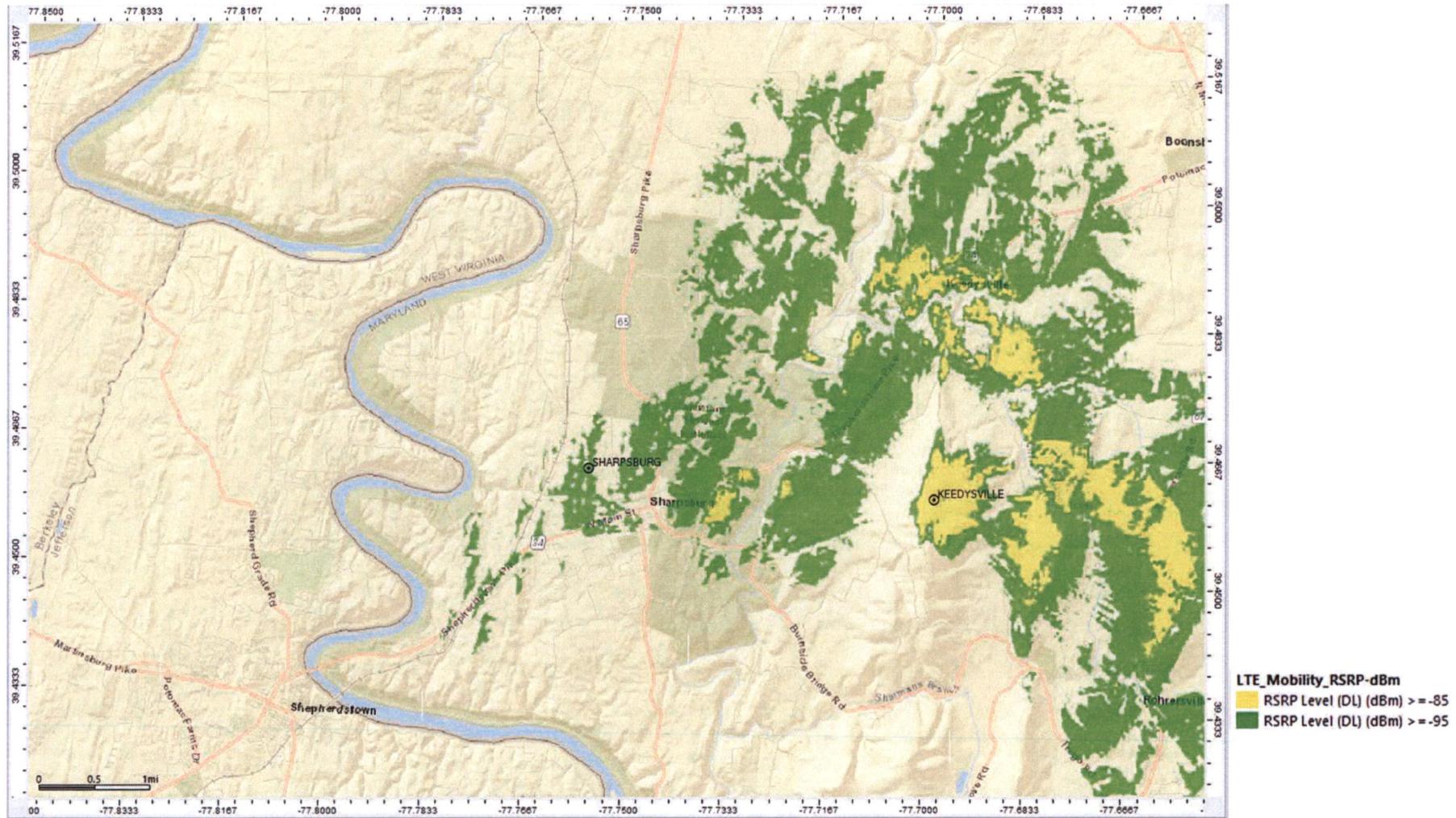
*David Reinauer*

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Real Estate Manager  
Verizon Wireless

# **EXHIBIT 2**

## EXISTING 700MHz COVERAGE



# **EXHIBIT 3**



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November 5, 2025

**Statement of Certified Engineer  
Site Selection and Performance Standards**

Site Name: Sharpsburg

Site Address: 5404 Mondell Road, Sharpsburg MD 21782

Latitude: 39.463597

Longitude: -77.756778

The proposed communications tower was selected by Verizon Wireless (VZW) to improve wireless coverage in Sharpsburg, MD.

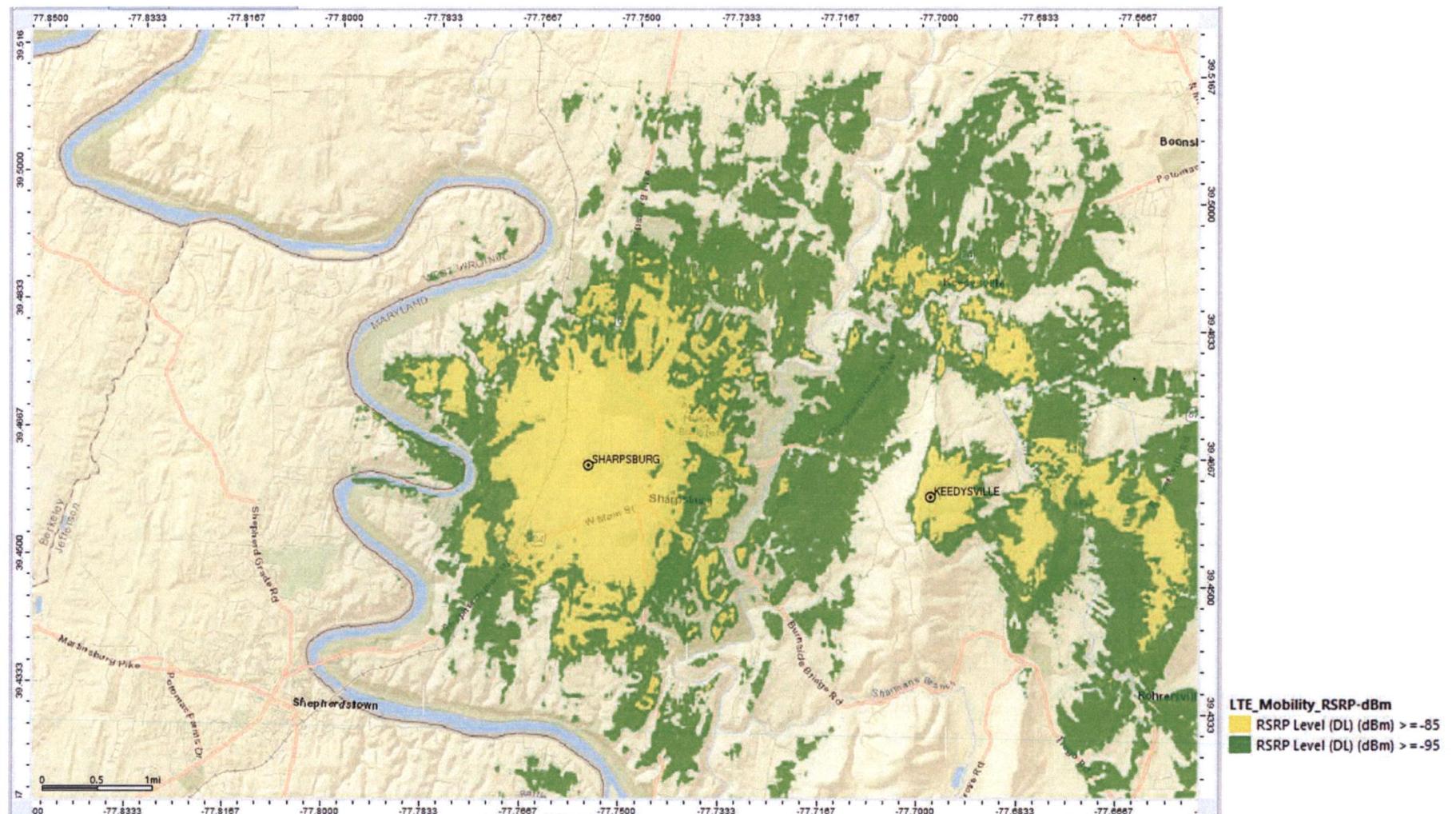
The main coverage objective is to bridge the coverage gap around Sharpsburg area and enhance wireless coverage on Snyders Landing Rd and Mondell Rd. In addition, the site will help offload existing VZW sites in the area which will in turn improve in-building coverage for residents and businesses in the area. Verizon Wireless is committed to providing state of the art wireless services that benefit your community.

Sincerely

Uzoma Ugoh  
RF Engineer – Washington/Baltimore/Virginia  
10170 Junction Drive  
Annapolis Junction, MD 20701

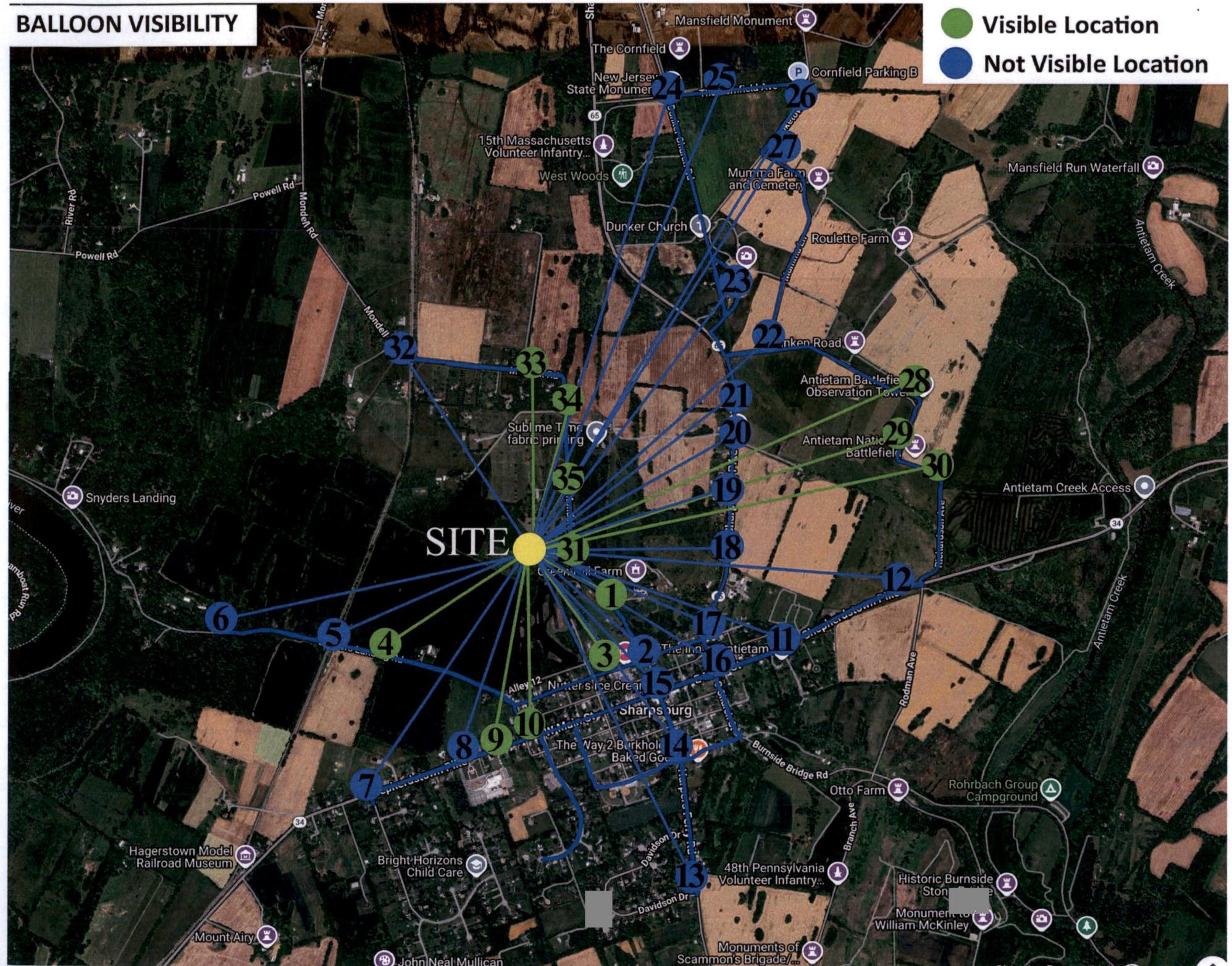
# **EXHIBIT 4**

## PROPOSED 700MHz COVERAGE



# **EXHIBIT 5**

## BALLOON VISIBILITY



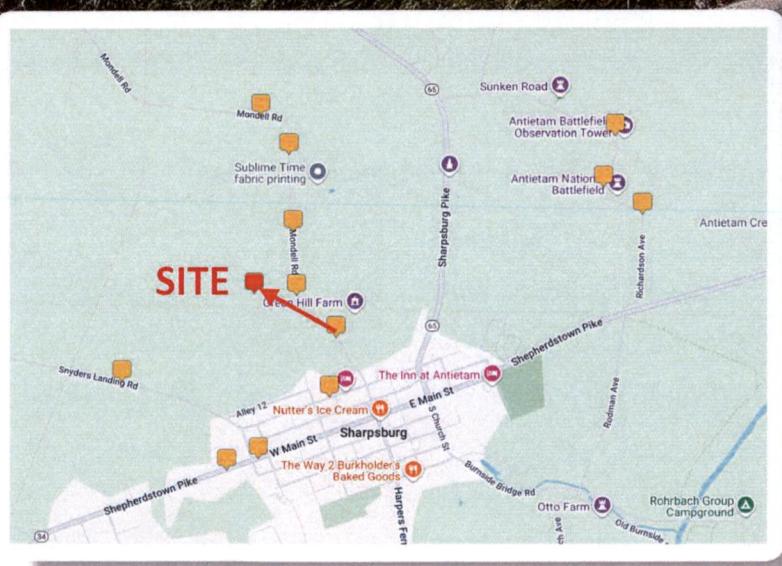


PHOTO #1

**SHARPSBURG  
PROPOSED MONOPOLE**



PHOTO #3

**SHARPSBURG  
PROPOSED MONOPOLE**

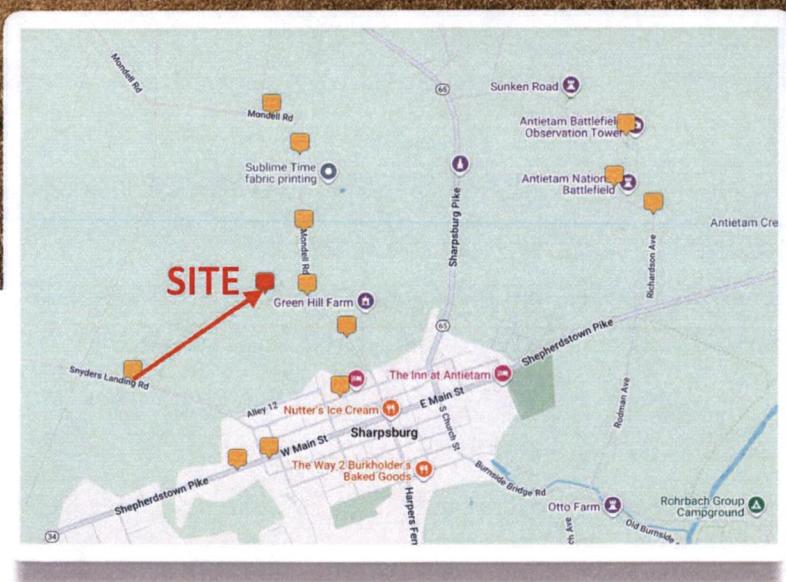


PHOTO #4

**SHARPSBURG  
PROPOSED MONOPOLE**

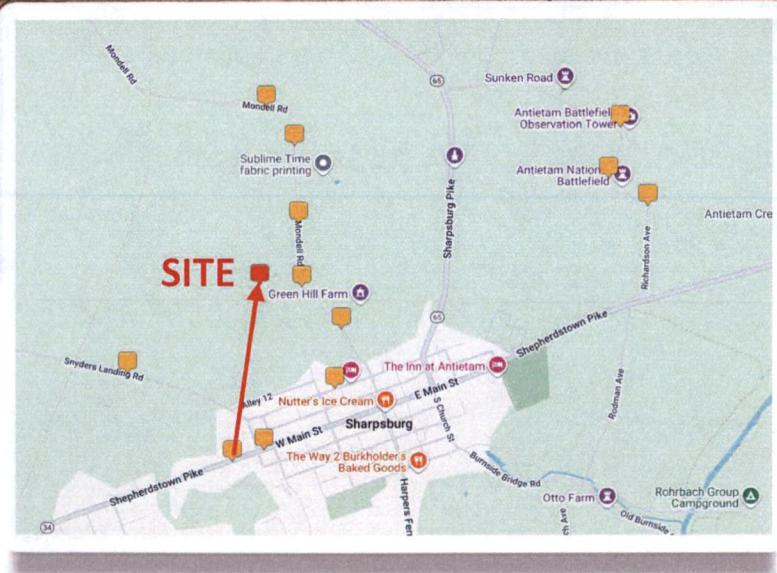


PHOTO #9

**SHARPSBURG  
PROPOSED MONOPOLE**

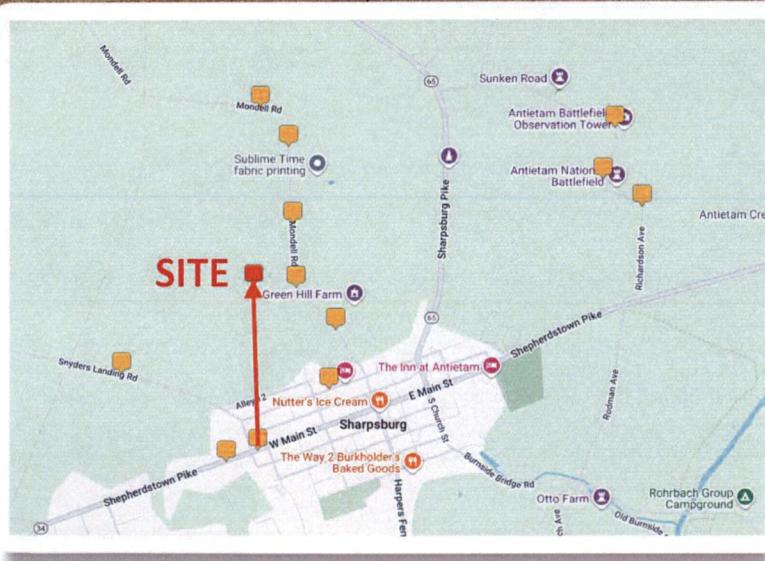


PHOTO #10

**SHARPSBURG  
PROPOSED MONOPOLE**

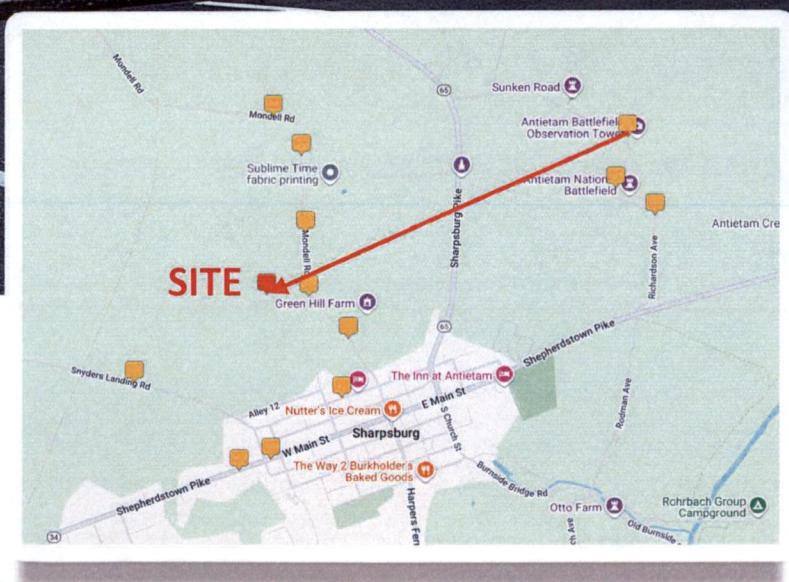


PHOTO #28

**SHARPSBURG  
PROPOSED MONOPOLE**



PHOTO #29

**SHARPSBURG  
PROPOSED MONOPOLE**

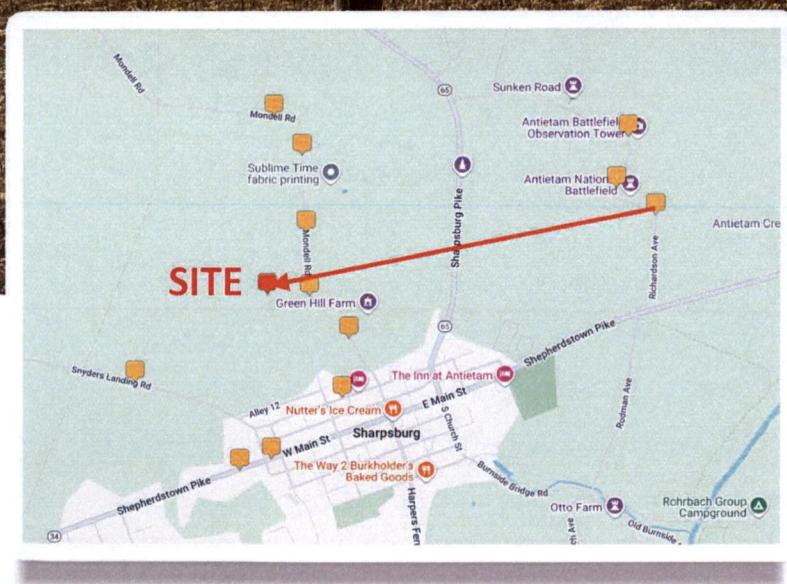


PHOTO #30

**SHARPSBURG  
PROPOSED MONOPOLE**

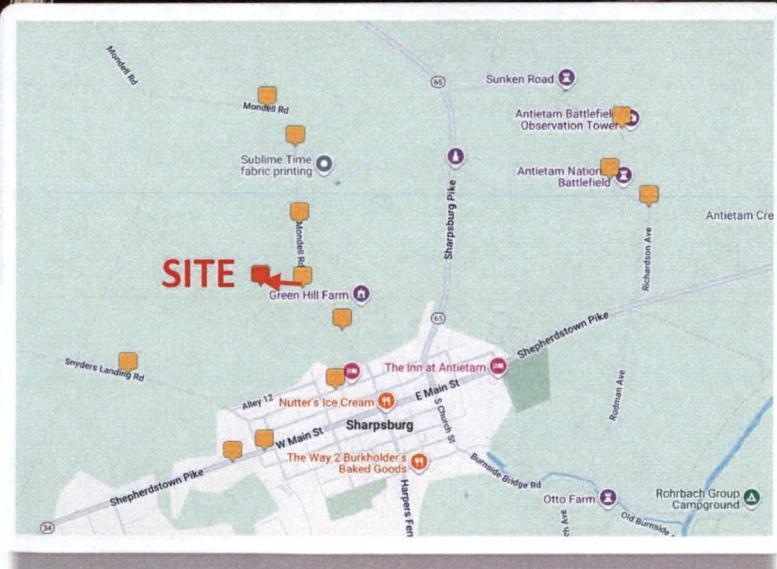


PHOTO #31

**SHARPSBURG  
PROPOSED MONOPOLE**



PHOTO #33

**SHARPSBURG  
PROPOSED MONOPOLE**



PHOTO #34

**SHARPSBURG  
PROPOSED MONOPOLE**

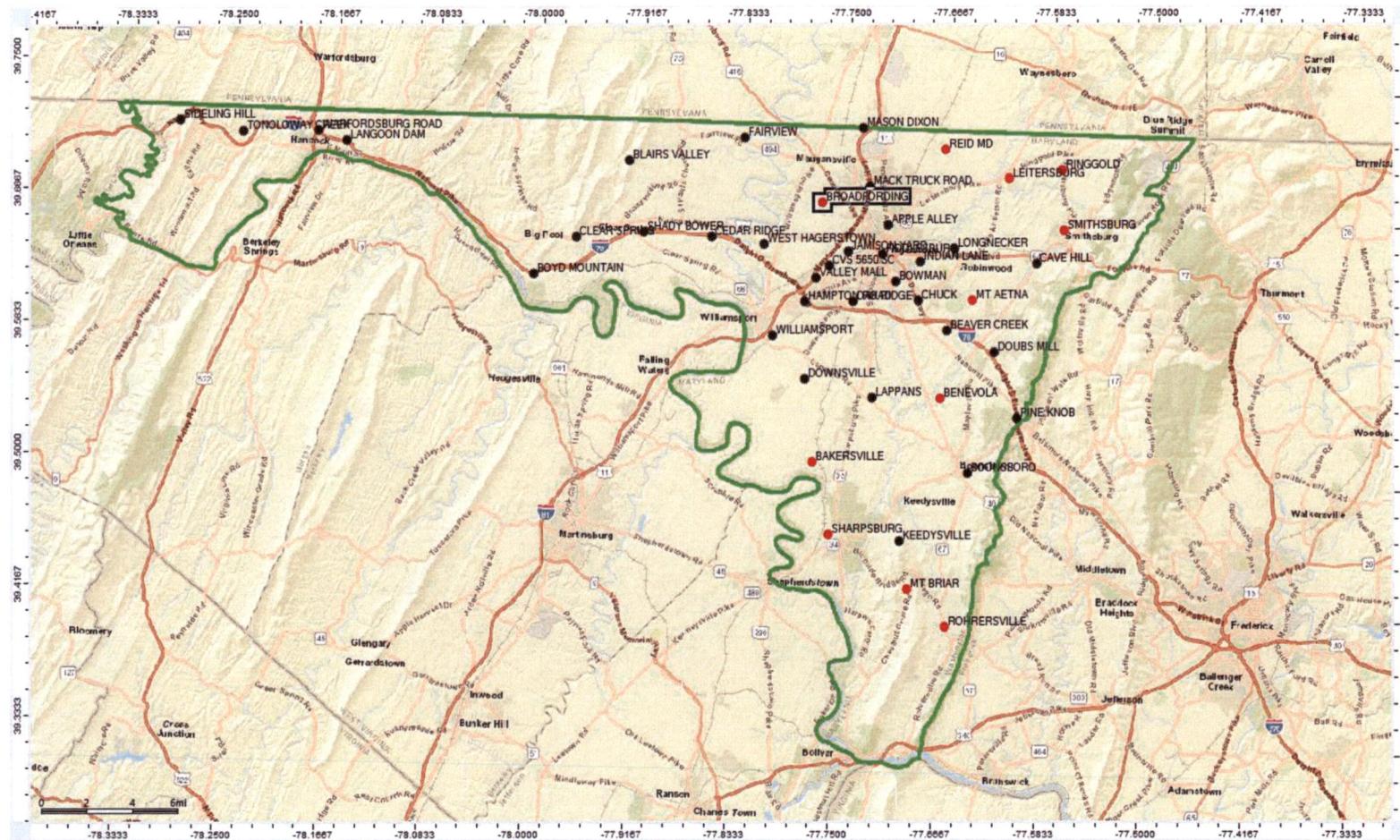


PHOTO #35

**SHARPSBURG  
PROPOSED MONOPOLE**

# **EXHIBIT 6**

Washington County, MD – Verizon Site Plan



Confidential and proprietary materials for Verizon personnel and outside agencies only. Use, disclosure or distribution of this material is not permitted to any unauthorized persons or third parties except by written agreement.

# **EXHIBIT 7**

**WASHINGTON COUNTY NOTES:**

1. THESE PROJECT NOTES APPLY TO ALL OF THE CONTRACT DRAWINGS.
2. ALL WORKERS ARE REQUIRED TO VISIT THE WORK SITE BEFORE PREPARING THEIR WORK, IN ORDER TO OBSERVE EXISTING CONDITIONS AND TO IDENTIFY POTENTIAL HAZARDS AND OBSTACLES WHICH MIGHT AFFECT THE PERFORMANCE OF CONTRACT WORK. BID PRICES SHALL TAKE INTO ACCOUNT THESE OBSERVATIONS.
3. CONTRACTOR SHALL FURNISH ALL MATERIALS, EQUIPMENT, LABOR, AND SERVICES NECESSARY TO SUCCESSFULLY COMPLETE ALL WORK INDICATED OR SPECIFIED ON THE CONTRACT DRAWINGS. CONTRACTOR SHALL NOT BE REQUIRED TO USE EQUIPMENT SPECIFICALLY NOTED AS EXISTING. SUCCESSFUL COMPLETION OF ALL WORK MEANS THAT ALL INSTALLED SYSTEMS SHALL BE COMPLETE AND READY FOR OPERATION.
4. ALL WORK (MATERIALS, LABOR AND EQUIPMENT) SHALL BE WARRANTED FOR A PERIOD OF ONE YEAR COMMENCING WITH THE DATE OF ACCEPTANCE OF ALL WORK BY THE OWNER.
5. ALL NEW PRODUCTS (MATERIALS AND EQUIPMENT) FURNISHED SHALL BE NEW AND UNUSED FIRST-QUALITY PRODUCTS OF REPUTABLE MANUFACTURERS REGULARLY EMPLOYED IN THE INDUSTRY. USE OF SUCH PRODUCTS IN THE DESIGN, MANUFACTURE, INSTALLATION, TESTING AND COMMISSIONING OF WORK SHALL BE PERFORMED IN A FIRST CLASS, PROFESSIONAL MANNER BY PERSONNEL SKILLED AND REGULARLY ENHANCED IN THE PERFORMANCE OF SUCH WORK.
6. ALL WORK SHALL BE PERFORMED IN STRICT ACCORDANCE WITH THE LATEST EDITIONS OF OSHA AND ALL OTHER APPLICABLE LOCAL, STATE AND FEDERAL CODES AND REGULATIONS.
7. CONTRACTOR SHALL ADHERE AT ALL TIMES TO ALL SAFETY REGULATIONS AND STANDARDS SET FORTH BY THE OWNER. CONTRACTOR PERSONNEL WORKING ON SITE SHALL FIRST COMPLETE THE NECESSARY SAFETY TRAINING SESSION CONDUCTED BY THE OWNER.
8. CONTRACTOR SHALL FIELD VERIFY ALL EXISTING CONDITIONS, DIMENSIONS AND CLEARANCES PRIOR TO FABRICATION OR INSTALLATION OF ANY WORK.
9. DUE TO THE SMALL SCALE OF THE DRAWDRAWS, NOT ALL OFFSETS, FITTINGS OR ACCESSORIES THAT MAY BE REQUIRED ARE INDICATED. CONTRACTOR SHALL CAREFULLY INVESTIGATE ALL CONDITIONS THAT WILL AFFECT THE WORK TO BE PERFORMED. CONTRACTOR SHALL ARRANGE FOR SUCH WORK ACCORDINGLY, FURNISHING ALL MATERIAL AND LABOR REQUIRED FOR COMPLETE AND WORKABLE SYSTEMS AS NOTED ABOVE.
10. THE OWNER OR HIS REPRESENTATIVE SHALL HAVE THE FINAL DETERMINATION IN CLARIFICATIONS AND INTERPRETATIONS REGARDING THE REQUIREMENTS OF THE CONTRACT DRAWINGS. ANY DRAWDRAWS FROM THE DRAWINGS MUST BE APPROVED IN WRITING BY THE OWNER OR HIS REPRESENTATIVE.
11. CONTRACTOR SHALL NOT REMOVE ANY EXISTING MECHANICAL OR ELECTRICAL SYSTEMS AND SHALL NOT CUT ANY EXISTING STRUCTURAL MEMBERS WITHOUT PREVIOUS APPROVAL FROM THE OWNER OR HIS REPRESENTATIVE.
12. NORMAL OPERATIONS MAY BE CONDUCTED BY THE OWNER'S PERSONNEL IN WORK AREAS INVOLVING CONTRACT WORK DURING THE EXECUTION OF THIS CONTRACT. CONTRACTOR SHALL COORDINATE ALL CONSTRUCTION ACTIVITY WITH THE OWNER OR HIS REPRESENTATIVE TO MINIMIZE THE OPPORTUNITY FOR HARMFUL CONDUCT.
13. THE CONTRACTOR SHALL KEEP THE WORK SITE AND SURROUNDING AREA FREE FROM ACCUMULATION OF WASTE MATERIALS GENERATED BY WORK PERFORMED ON THIS CONTRACT. SUCH MATERIALS SHALL BE REMOVED FROM THE WORK SITE, HAULED OFF THE PREMISES, AND DISPOSED OF IN A LEGAL MANNER ON A DAILY BASIS.
14. ALL EQUIPMENT AND MATERIALS WHICH ARE INDICATED TO BE RELOCATED OR REUSED SHALL BE STORED AND PROTECTED BY THE CONTRACTOR AFTER REMOVAL. CONTRACTOR SHALL NOT REMOVE ANY EXISTING EQUIPMENT OR MATERIAL, ANY EXISTING WORK TO BE RELOCATED OR TO REPAIR WHICH IS DAMAGED DUE TO CONTRACTOR'S WORK SHALL BE REPLACED AT NO ADDITIONAL COST TO THE OWNER.
15. PROVIDE ALL REQUIRED CUTTING AND PAVING, CUT EXISTING WORK WHERE INDICATED FOR REMOVALS AND PATCH ALL OPENINGS, CRACKS AND DEPRESSIONS REMAINING AFTER REMOVALS TO MATCH ADJACENT WORK.
16. BEFORE EXCAVATING, CONTRACTOR MUST LOCATE AND VERIFY ALL EXISTING UTILITIES. CONTRACTOR IS RESPONSIBLE FOR EXCAVATING AND PROTECTING ALL UNDERGROUND UTILITIES WITHIN THE PROPOSED WORK AREA PRIOR TO EXCAVATING AND MUST NOT DAMAGE ANY UNDERGROUND UTILITIES DURING CONSTRUCTION.
17. THE PROPOSED VERIZON WIRELESS GENERATOR IS AN OPTIONAL STAND-BY UNIT AND DOES NOT SUPPLY LIFE SAFETY EQUIPMENT. THE GENERATOR IS USED TO BACKUP THE TELEPHONE EXCHANGE EQUIPMENT IN ORDER TO KEEP THE CELL SITE IN FUNCTION IN THE EVENT OF A NORMAL UTILITY POWER FAIL. THEREFORE, NFPA 10 DOES NOT APPLY.
18. ALL GRADING FOR THIS PROJECT SHALL BE THE FULL RESPONSIBILITY OF THE PROPERTY OWNER.
19. NO PERMANENT STRUCTURES (E.G., FENCES, SHEDS, PLAY EQUIPMENT, RETAINING WALLS) SHALL BE PERMITTED WITHIN ANY STORMWATER OR STORM DRAINAGE EASEMENT ON THIS PROPERTY.
20. A COMPLETE SET OF APPROVED PLANS AND A COPY OF THE DRIVING PERMIT SHALL BE ON THE SITE AT ALL TIMES. THE CONTRACTOR SHALL NOT REMOVE THE DRIVING PERMIT FROM THE SITE UNLESS APPROVED BY THE OWNER'S REPRESENTATIVE OR WASHINGTON COUNTY DIVISION OF PUBLIC WORKS.
21. THE OWNER SHALL RESERVE ONE CONTINUOUS TEN FOOT (10') AREA OF VERTICAL SPACE ON THE TOWER SPECIFICALLY FOR FUTURE EMERGENCY COMMUNICATIONS USE BY WASHINGTON COUNTY, AS REQUIRED UNDER SECTION 4.2(2)(b)(6) OF THE ZONING ORDINANCE, AS AMENDED, AS OF 4/2004. ALL TOWER ADDED EQUIPMENTS, INCLUDING THOSE PROVIDED BY CONTRACTOR, SHALL BE LOCATED IN ACCORDANCE WITH THE LIBERTY TOWERS CO-LOCATION POLICY AND THE REQUEST FOR ANY CO-LOCATION SHALL NOT EXCEED THE DESIGN SPECIFICATION OF THE TOWER STRUCTURE.
22. TOWER WILL BE REMOVED WITHIN THREE MONTHS AFTER ABANDONMENT.
23. PER ARTICLE 5.2.1 PUBLIC UTILITY, SITE IS EXEMPT FROM FOREST CONSERVATION.
24. IF THE PROPOSED DRIVEWAY IS CONSTRUCTED AT A DIFFERENT LOCATION THAN SHOWN ON THIS PLAN, THIS ADDRESS IS VOID, AND THE OWNER/DEVELOPER OF THE PROPERTY MUST REAPPLY TO WASHINGTON COUNTY DEPARTMENT OF PLANNING & ZONING FOR A NEW ADDRESS ASSIGNMENT.

# verticalbridge

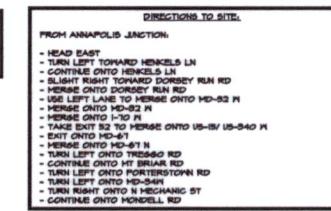
## US-MD-5102

SHARPSBURG  
5404 MONDELL ROAD  
SHARPSBURG, MARYLAND 21782  
WASHINGTON COUNTY



PROFESSIONAL ENGINEERS  
IN THE STATE OF MARYLAND  
AND THE DISTRICT OF COLUMBIA  
1000 B Street, Suite 2200, Suite 600  
Washington, D.C. 20004  
301-541-2200  
404-855-2100 Fax

US-MD-5102  
SHARPSBURG  
5404 MONDELL ROAD, MARYLAND 21782  
WASHINGTON COUNTY



SHEET INDEX	
1 (C-1)	COVER SHEET
2 (C-1)	SITE PLAN
3 (C-2)	SITE DETAILS
4 (C-3)	ANTENNA DETAILS AND ELEVATION

PROJECT DESCRIPTION	
THE PROPOSED FACILITY WILL CONSIST OF EXTENDING AN EXISTING GRAVEL DRIVE TO A PROPOSED 10'-0" x 80'-0" FENCED COMPOUND. A 10'-0" TALL STEEL MONOPOLE, CONCRETE BASED, AND ASSEMBLED MONOPOLE TOWER SHALL BE INSTALLED WITHIN THE FENCED COMPOUND. ONE (1) ANTENNA SHALL BE MOUNTED ON THE MONOPOLE WITH A RAD CENTER ELEVATION OF 10'-0" ABOVE GRADE.	

WASHINGTON COUNTY DIVISION OF PLANNING APPROVAL  
BY \_\_\_\_\_ DATE \_\_\_\_\_

CODE ANALYSIS		
APPLICABLE BUILDING CODE:	IBC 2021	
USE GROUP:	UTILITY (U)	
CONSTRUCTION TYPE:	BB NONCOMBUSTIBLE	

STATE OF MARYLAND  
DEPARTMENT OF ENVIRONMENT  
ENVIRONMENTAL ENGINEERING  
1000 B Street, Suite 2200, Suite 600  
Washington, D.C. 20004  
301-541-2200  
404-855-2100 Fax

PROFESSIONAL ENGINEERS  
IN THE STATE OF MARYLAND  
AND THE DISTRICT OF COLUMBIA  
1000 B Street, Suite 2200, Suite 600  
Washington, D.C. 20004  
301-541-2200  
404-855-2100 Fax

US-MD-5102  
SHARPSBURG  
5404 MONDELL ROAD, MARYLAND 21782  
WASHINGTON COUNTY

verticalbridge  
THE TOWERS, LLC

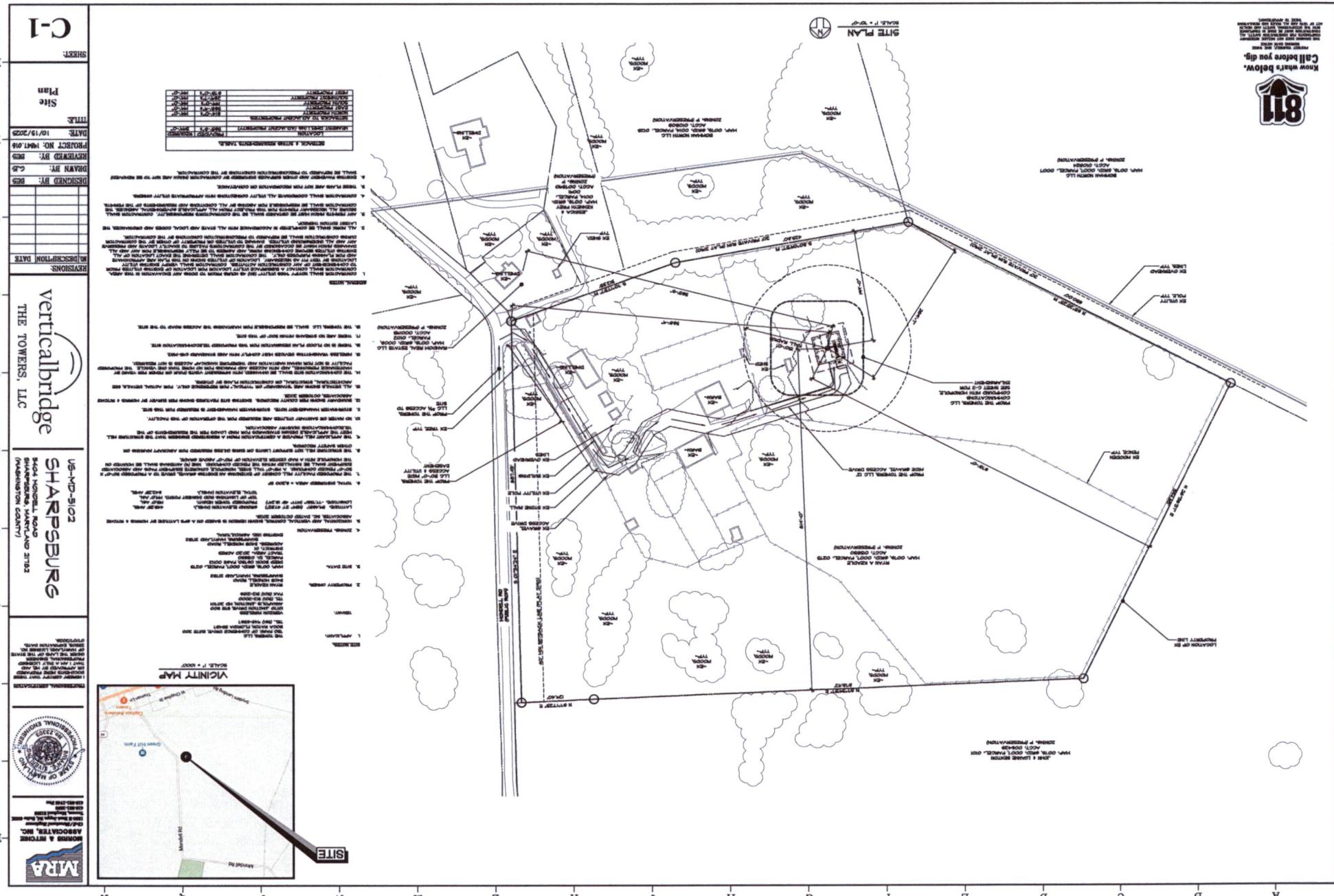
REVISIONS:  
No Description Date

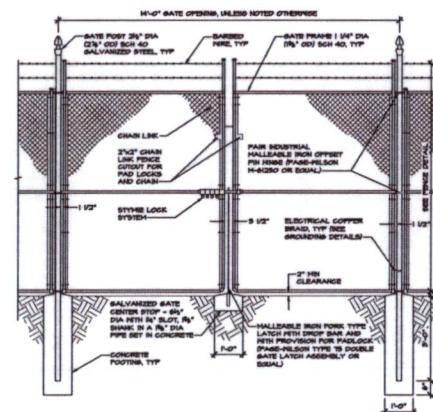
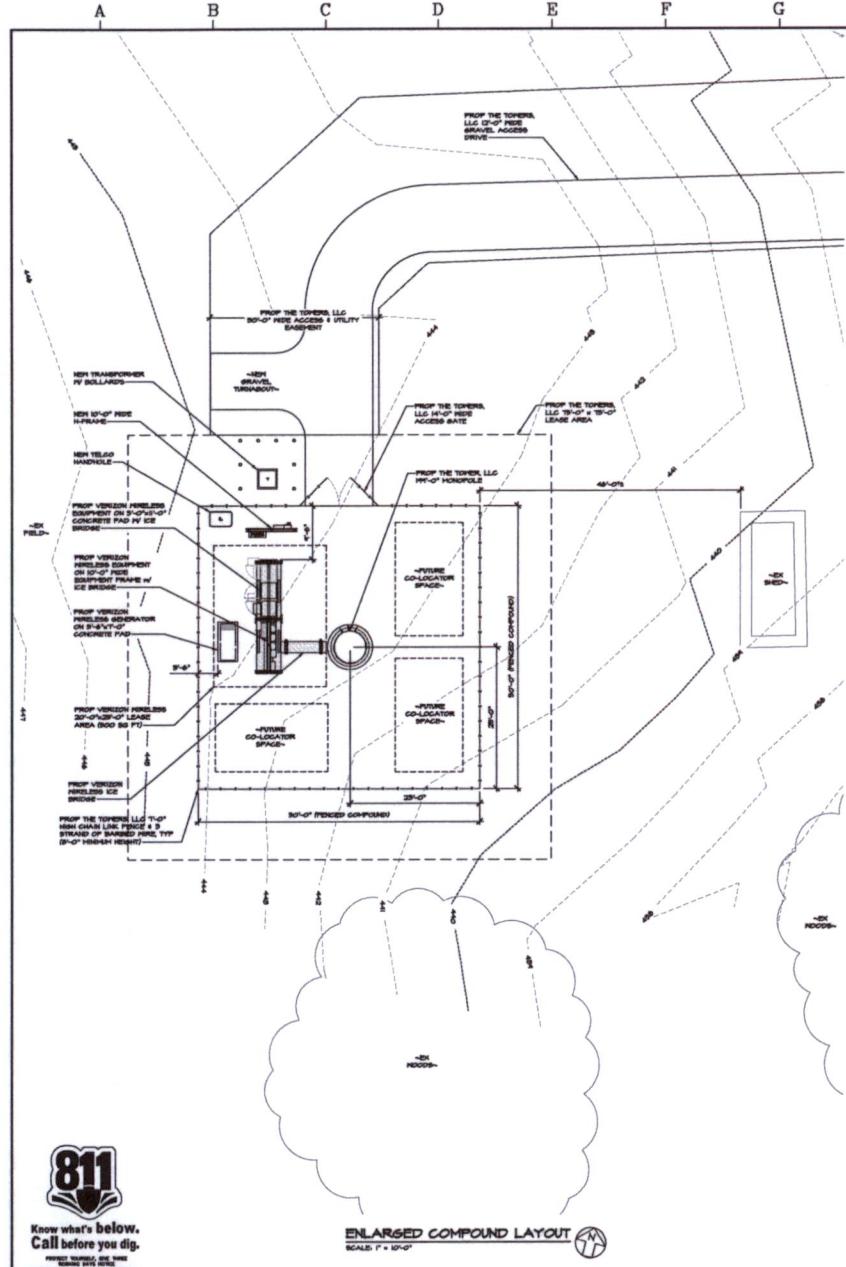
DESIGNED BY: BES  
DRAWN BY: GJB

REVIEWED BY: BES  
PROJECT NO: 1041.016  
DATE: 10/19/2025

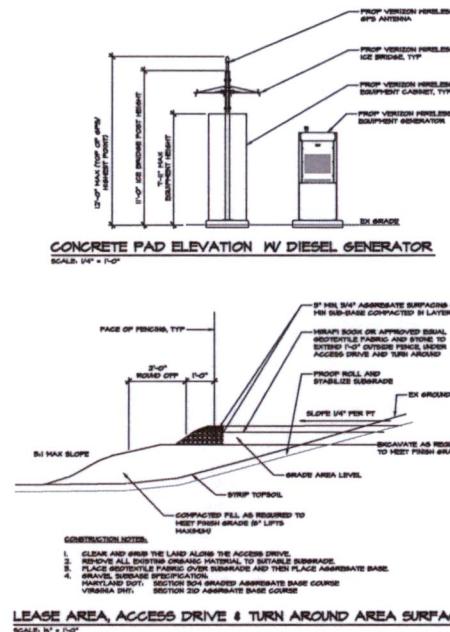
TITLE:  
Cover Sheet

SHEET:  
CS-1

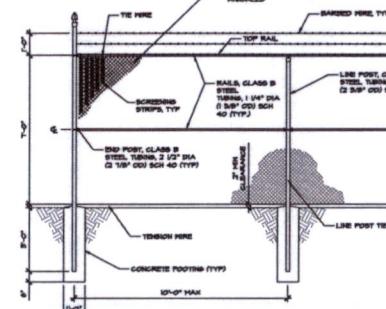




**14'-0" DOUBLE SWING GATE**



LEASE AREA, ACCESS DRIVE & TURN AROUND AREA SURFACING  
SCALE: 1/4" = 100'



### CHAIN LINK FENCE DETAIL

**TOPICAL HOUSEHOLD FIREARMS**

1. BAIT PEST- CARRIER, TERMINAL OR PULL POLE 2' 12" DIA 2" DIP END SCHEDULE 40 POR SEATE PESTING UP TO 10' FEET OR 10 FEET FOR DOUBLE SPONGE FIRE FOR ASTH-A-POLE.
2. LINE POLE, 2" DIA (2" DIP) 10' SCHEDULE 40 PVC FOR ASTH-POLIS.
3. BAIT PEST- CARRIER, TERMINAL OR PULL POLE 2' 12" DIA 2" DIP END SCHEDULE 40 POR SEATE PESTING UP TO 10' FEET OR 10 FEET FOR DOUBLE SPONGE FIRE FOR ASTH-A-POLE.
4. TOP RAIL 1" BRAZED RAIL 1" DIA 1" DIP END SCHEDULE 40 PVC FOR ASTH-POLIS.
5. PARICIC, 4" GIA SCAFFOLDING RAIL 2" DIA 1" DIP END SCHEDULE 40 PVC FOR ASTH-POLIS.
6. BAIT PEST- CARRIER, TERMINAL OR PULL POLE 2' 12" DIA 2" DIP END SCHEDULE 40 POR SEATE PESTING UP TO 10' FEET OR 10 FEET FOR DOUBLE SPONGE FIRE FOR ASTH-A-POLE.
7. BAITED FIRE, DOUBLE STRAND 2" DIA 1" DIP END SCHEDULE 40 PVC FOR ASTH-POLIS.
8. BAITED FIRE, DOUBLE STRAND 2" DIA 1" DIP END SCHEDULE 40 PVC FOR ASTH-POLIS.
9. FIRE LATERAL 1-1/2" OD PLUMBER FIRE PEST PETHOM TYPE CATCH AND LOCK, KEYED ALIKE FOR ALL USE IN A 1000 GVA BATH TUB.
10. LOGIC SYSTEMS 1000 GVA FIRE PEST RESIDENTIAL SHALL BE COUPLED WITH PTFE REQUIRED.
11. DAY/NIGHT FIRE SELL, INCLUDE VENTILATION PVC SCREENING SLATS, ALL SIGHT COLOR: DARK GREEN OR BLACK.

MRA

**MORRIS & RITCH  
ASSOCIATES, INC.**  
Gulf/Standard Building  
1300-15 West Joyce St., St. Louis,  
Missouri 63102-2200

**PROFESSIONAL CERTIFICATION**  
I HEREBY CERTIFY THAT  
THE DOCUMENTS HEREIN PREPARED  
OR APPROVED BY ME, ARE  
THAT I AM A DULY LICENSED  
PROFESSIONAL ENGINEER  
UNDER THE LAWS OF THE  
STATE OF MARYLAND, LICENSE  
#28000, EXPIRATION DATE  
07/01/2008.

SHARPSBURG  
U.S. MD-5102  
HOPES HILL ROAD

verticalbridge

**REVISIONS:**

DESIGNED BY:
DRAWN BY:
REVIEWED BY:
PROJECT NO: 1484
DATE: 10/15/

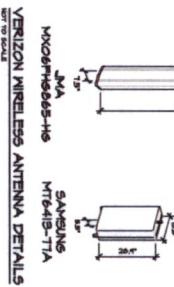
### Site Details

**SHEET:**

C-2

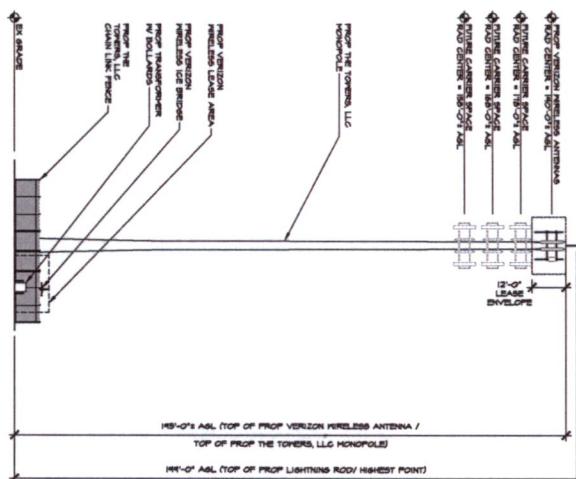


Know where's below.  
Call before you dig.



VERIZON WIRELESS ANTENNA DETAILS  
NOT TO SCALE

TOWER ELEVATION  
WORLD 1-2010



verticalbridge  
THE TOWERS, LLC

US-MD-5102  
**SHARPSBURG**  
5404 MONTELL ROAD  
SHARPSBURG, MARYLAND 21782  
(WASHINGTON COUNTY)



**MIRA**  
MARYLAND INDEPENDENT  
REVIEW AUTHORITY

100  
100

REVISIONS	REVISION DATE
DESIGNED BY: BES	
DRAWN BY: C.B.	
REVIEWED BY: BES	
PRODUCT NO: 100-010	
DATE: 10/19/2009	
TIME:	
10	
9	
8	
7	
6	
5	
4	
3	
2	
1	
SHEET:	
C-3	
11	

# **EXHIBIT 8**

# MORRIS & RITCHIE ASSOCIATES, INC.

ENGINEERS, ARCHITECTS, PLANNERS, SURVEYORS,  
AND LANDSCAPE ARCHITECTS



November 17, 2025

Ms. Laura Hughes  
The Towers, LLC  
750 Park of Commerce Drive, Suite 200  
Boca Raton, FL 33487-3650

Re: US-MD-5102 – Sharpsburg  
5404 Mondell Road  
Sharpsburg, MD 21782 (Washington Co)  
Latitude: 39.4631° Longitude: -77.7551°  
MRA Job No: 19847.016

Dear Laura:

The purpose of this letter is to certify that the proposed 195'-0" monopole structure will be designed by the manufacturer to meet the requirements of the 2021 International Building Code (2021 IBC) and the ANSI/TIA-222-H Standard.

Per the TIA-222-H Standard, ASCE 7-16, and 2021 IBC requirements, the monopole shall be designed under the following minimum loading conditions:

TIA-222-H: 112 mph Wind (3-second gust) + No Ice  
TIA-222-H: 41 mph Wind (3-second gust) + 0.6" Radial Ice

Note: The monopole shall also be designed to resist seismic loading per TIA-222-H in conjunction with site specific soil parameters determined from a geotechnical investigation.

In addition to the minimum loading conditions above, we note that the monopole shall also be designed by the manufacturer such that should failure of the monopole occur under extreme weather conditions, the maximum "fall zone" radius will not exceed **150'-0"** from the center of the monopole's base. While failure is extremely rare in any kind of tower, it is especially so for monopoles. The proposed monopole shall be designed by the manufacturer such that if failure were to occur, it would occur in a specific portion of the monopole to meet the maximum "fall zone" radius requirement previously defined.

We also note that in addition to the above, the monopole will be designed to support a maximum of four (4) wireless carriers.

1220-B East Joppa Road, Suite 400K, Towson, MD 21286 (410) 821-1690 Fax: (410) 821-1748 [www.mragta.com](http://www.mragta.com)

Abingdon, MD ♦ Baltimore, MD ♦ Laurel, MD ♦ Towson, MD ♦ Georgetown, DE ♦ New Castle, DE ♦ Leesburg, VA ♦ Raleigh, NC  
(410) 515-9000 (410) 935-5050 (410) 792-9792 (410) 821-1690 (302) 855-5734 (302) 326-2200 (703) 674-0161 (984) 200-2103

The Towers, LLC  
Re: US-MD-5102 – Sharpsburg  
November 17, 2025  
Page 2

Monopole design documents shall be submitted from the manufacturer as part of the Building Permit submission. If you should have any questions or require any additional information, please do not hesitate to call our office.

Sincerely,  
MORRIS & RITCHIE ASSOCIATES, INC.



Brian E. Siverling, PE  
Principal

V:\bg\_PROJECTS\19800-19899\19847 - Vertical Bridge Projects\19847.016 US-MD-5102 - Sharpsburg\Analysis & Design\Sharpsburg - Monopole Fall Letter 2025-11-17.doc

# **EXHIBIT 9**

November 6, 2025

Washington County  
Board of Zoning Appeals  
80 West Baltimore Street  
Hagerstown, MD 21740  
240-313-2460

**Appeal for Special Exception for 199' Telecommunications Monopole at  
5404 Mondell Road, Sharpsburg, Maryland 21783**

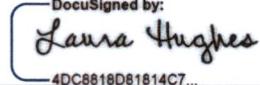
**AFFIDAVIT OF FCC COMPLIANCE AND TOWER CO-LOCATION**

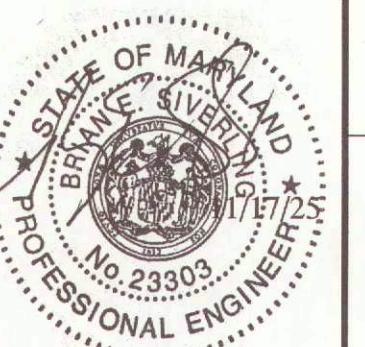
Pursuant to Washington County Zoning Ordinance 4.22(A)(6) the undersigned does hereby declare and affirm under the penalties of perjury, and agrees on behalf of The Towers, LLC d/b/a Vertical Bridge (“Applicant”), concerning the Appeal for a Special Exception to build a new telecommunications facility (the “Facility”) on a portion of the property located at 5404 Mondell Road, Sharpsburg, Maryland 21783 (the “Property”) as follows:

1. The Undersigned is a duly appointed agent of the Applicant, and as such is authorized to give this Affidavit and bind the Applicant to this Agreement.
2. The Facility, will at all times, comply with applicable Federal Communications Commission (“FCC”) standards and requirements to provide the proposed services. The antennas, as proposed and designed for this Facility, comply with all applicable FCC requirements.
3. Pursuant to Washington County Zoning Ordinance 4.22(A)(6), the Applicant certifies that it will reserve one ten (10) foot space on the proposed tower specifically for use by the County and that the Facility will have space to accommodate up to three additional wireless carriers. Cellco Partnership d/b/a Verizon Wireless has already agreed to locate its antennas on the Facility at a height of 190 feet above ground level.

The Towers, LLC d/b/a Vertical Bridge

By:

  
Laura Hughes  
4DC8B18D81814C7...  
(SEAL)  
Laura Hughes  
Project Manager



PROFESSIONAL CERTIFICATION  
I HEREBY CERTIFY THAT THESE DOCUMENTS WERE PREPARED OR APPROVED BY ME AND THAT I AM A REGISTERED PROFESSIONAL ENGINEER UNDER THE LAWS OF THE STATE OF MARYLAND AND LICENSE NO. 23303. EXPIRATION DATE: 07/07/2026.

US-MD-5102  
SHARPSBURG  
5404 MONDELL ROAD  
(WASHINGTON COUNTY)

verticalbridge  
THE TOWERS, LLC

RVISIONS:  
NO. DESCRIPTION DATE

DESIGNED BY: BES  
DRAWN BY: CJS

REVIEWED BY: BES

PROJECT NO: 1847.016  
DATE: 10/15/2025  
TITLE:

Cover  
Sheet

SHEET:

CS-1

WASHINGTON COUNTY NOTES

- THESE PROJECT NOTES APPLY TO ALL OF THE CONTRACT DRAWINGS.
- ALL BIDDERS ARE REQUIRED TO VISIT THE WORKSITE BEFORE PREPARING THEIR BIDS IN ORDER TO OBSERVE EXISTING CONDITIONS AND TO IDENTIFY POTENTIAL HAZARDS AND OBSTACLES WHICH MIGHT AFFECT THE PERFORMANCE OF CONTRACT WORK. BID PRICES SHALL TAKE INTO ACCOUNT THESE OBSERVATIONS.
- CONTRACTOR SHALL FURNISH ALL MATERIALS, EQUIPMENT, LABOR, AND SERVICES NECESSARY TO SUCCESSFULLY COMPLETE ALL WORK INDICATED OR SPECIFIED ON THE CONTRACT DRAWINGS. ALL WORK SHOWN ON THE DRAWINGS IS NEW UNLESS SPECIFICALLY NOTED AS EXISTING. SUCCESSFUL COMPLETION OF ALL WORK MEANS THAT ALL INSTALLED SYSTEMS SHALL BE COMPLETE AND READY FOR OPERATION.
- ALL WORK (MATERIALS, LABOR AND EQUIPMENT) SHALL BE WARRANTED FOR A PERIOD OF ONE YEAR COMMENCING WITH THE DATE OF ACCEPTANCE OF ALL WORK BY THE OWNER.
- ALL NEW PRODUCTS (MATERIALS AND EQUIPMENT) FURNISHED SHALL BE NEW AND UNUSED FIRST-QUALITY PRODUCTS OF REPUTABLE MANUFACTURERS REGULARLY ENGAGED IN THE MANUFACTURE OF SUCH PRODUCTS. ALL DEMOLITION, INSTALLATION, TESTING AND COMMISSIONING WORK SHALL BE PERFORMED IN A FIRST CLASS, WORKMANLIKE MANNER BY PERSONNEL SKILLED AND REGULARLY ENGAGED IN THE PERFORMANCE OF SUCH WORK.
- ALL WORK SHALL BE PERFORMED IN STRICT ACCORDANCE WITH THE LATEST EDITIONS OF OSHA AND ALL OTHER APPLICABLE LOCAL, STATE AND FEDERAL CODES AND REGULATIONS.
- CONTRACTOR SHALL ADHERE AT ALL TIMES TO ALL SAFETY REGULATIONS AND PROCEDURES REQUIRED BY THE OWNER. ALL CONTRACTOR PERSONNEL WORKING ON SITE SHALL FIRST COMPLETE THE NECESSARY SAFETY TRAINING SESSION CONDUCTED BY THE OWNER.
- CONTRACTOR SHALL VERIFY ALL EXISTING CONDITIONS, DIMENSIONS AND CLEARANCES PRIOR TO FABRICATION OR INSTALLATION OF ANY WORK.
- DU TO THE SMALL SCALE OF THE DRAWINGS, NOT ALL OFFSETS, FITTINGS OR ACCESSORIES THAT MAY BE REQUIRED ARE INDICATED. CONTRACTOR SHALL CAREFULLY INVESTIGATE ALL CONDITIONS THAT WILL AFFECT THE WORK TO BE PERFORMED AND SHALL ARRANGE FOR SUCH WORK ACCORDINGLY, FURNISHING ALL MATERIAL AND LABOR REQUIRED FOR COMPLETE AND WORKABLE SYSTEMS AS NOTED ABOVE.
- THE OWNER OR HIS REPRESENTATIVE SHALL HAVE THE FINAL DETERMINATION IN CLARIFICATIONS AND INTERPRETATIONS REGARDING THE REQUIREMENTS OF THE CONTRACT DRAWINGS. ANY DEVIATIONS FROM THE DRAWINGS MUST BE APPROVED IN WRITING BY THE OWNER OR HIS REPRESENTATIVE.
- CONTRACTOR SHALL NOT DISCONNECT ANY EXISTING MECHANICAL OR ELECTRICAL SYSTEMS AND SHALL NOT CUT ANY EXISTING STRUCTURAL MEMBERS WITHOUT WRITTEN APPROVAL FROM THE OWNER OR HIS REPRESENTATIVE.
- NORMAL OPERATIONS MAY BE CONDUCTED BY THE OWNER'S PERSONNEL IN WORK AREAS INVOLVING CONTRACT WORK DURING THE EXECUTION OF THIS CONTRACT. CONTRACTOR SHALL COORDINATE ALL CONSTRUCTION ACTIVITY WITH THE OWNER OR HIS REPRESENTATIVE TO MINIMIZE OPERATIONAL DISRUPTIONS.
- THE CONTRACTOR SHALL KEEP THE WORK SITE AND SURROUNDING AREA FREE FROM ACCUMULATION OF WASTE MATERIALS GENERATED BY WORK PERFORMED UNDER THIS CONTRACT. SUCH DEBRIS SHALL BE REMOVED FROM THE WORK SITE, HAULED OFF THE PREMISES, AND DISPOSED OF IN A LEGAL MANNER ON A DAILY BASIS.
- ALL EQUIPMENT AND MATERIALS WHICH ARE INDICATED TO BE RELOCATED OR REUSED SHALL BE STORED AND PROTECTED BY THE CONTRACTOR AFTER REMOVAL. CONTRACTOR SHALL ALSO PROTECT EXISTING WORK TO REMAIN. ANY EXISTING WORK TO BE RELOCATED OR TO REMAIN WHICH IS DAMAGED DUE TO CONTRACTOR'S WORK SHALL BE REPLACED AT NO ADDITIONAL COST TO THE OWNER.
- PROVIDE ALL REQUIRED CUTTING AND PATCHING, CUT EXISTING WORK WHERE INDICATED FOR REMOVALS AND PATCH ALL OPENINGS, CRACKS AND DEPRESSIONS REMAINING AFTER REMOVALS TO MATCH ADJACENT WORK.
- BEFORE EXCAVATING, CONTRACTOR MUST LOCATE AND VERIFY ALL EXISTING UNDERGROUND UTILITIES. CONTRACTOR IS RESPONSIBLE FOR IDENTIFYING ALL UNDERGROUND UTILITIES WITHIN THE PROPOSED WORK AREA PRIOR TO EXCAVATING AND MUST NOT DAMAGE ANY UNDERGROUND UTILITIES DURING CONSTRUCTION.
- THE PROPOSED VERIZON WIRELESS GENERATOR IS AN OPTIONAL STAND-BY UNIT AND DOES NOT SUPPLY LIFE SAFETY EQUIPMENT. THE GENERATOR IS USED TO BACKUP THE TELEPHONE EXCHANGE EQUIPMENT IN ORDER TO KEEP THE CELL SITE IN FULL OPERATION IN THE EVENT OF A NORMAL UTILITY POWER FAIL. THEREFORE, NFPA 110 DOES NOT APPLY.
- ALL GRADING FOR THIS PROJECT SHALL BE THE FULL RESPONSIBILITY OF THE PROPERTY OWNER.
- NO PERMANENT STRUCTURES (E.G., FENCES, SHEDS, PLAY EQUIPMENT, RETAINING WALLS) SHALL BE PERMITTED WITHIN ANY STORMWATER OR STORM DRAINAGE EASEMENT ON THIS PROPERTY.
- A COMPLETE SET OF APPROVED PLANS AND A COPY OF THE GRADING PERMIT MUST BE ON SITE AND AVAILABLE FOR USE BY THE INSPECTOR, OR OTHER REPRESENTATIVE OF WASHINGTON COUNTY DIVISION OF PUBLIC WORKS.
- THE OWNER SHALL RESERVE ONE CONTIGUOUS TEN FOOT (10') AREA OF VERTICAL SPACE ON THE TOWER SPECIFICALLY FOR FUTURE EMERGENCY COMMUNICATIONS USE BY WASHINGTON COUNTY, AS REQUIRED UNDER SECTION 4.22(A)(6) OF THE ZONING ORDINANCE, AS AMENDED AUGUST 4, 2009. ALL PROPOSED CO-LOCATIONS, INCLUDING THOSE BY WASHINGTON COUNTY, SHALL BE IN ACCORDANCE WITH THE LIBERTY TOWERS CO-LOCATION POLICY AND THE REQUEST FOR ANY CO-LOCATION SHALL NOT EXCEED THE DESIGN SPECIFICATION OF THE TOWER STRUCTURE.
- TOWER WILL BE REMOVED WITHIN THREE MONTHS AFTER ABANDONMENT.
- PER ARTICLE 3.2J, PUBLIC UTILITY, SITE IS EXEMPT FROM FOREST CONSERVATION.
- IF THE PROPOSED DRIVEWAY IS CONSTRUCTED AT A DIFFERENT LOCATION THAN SHOWN ON THIS PLAN, THIS ADDRESS IS VOID, AND THE OWNER/DEVELOPER OF THE PROPERTY MUST REAPPLY TO WASHINGTON COUNTY DEPARTMENT OF PLANNING & ZONING FOR A NEW ADDRESS ASSIGNMENT.

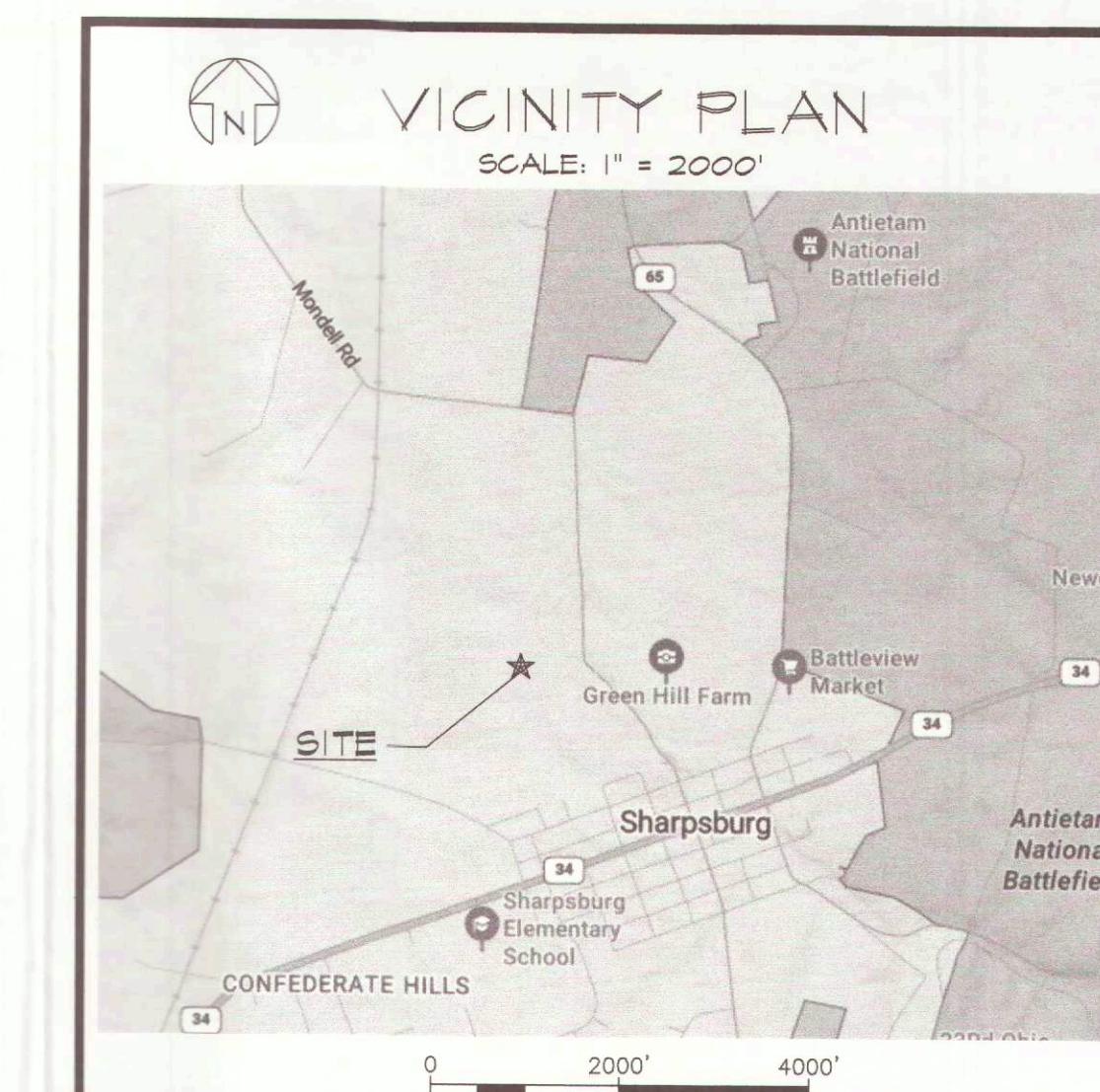
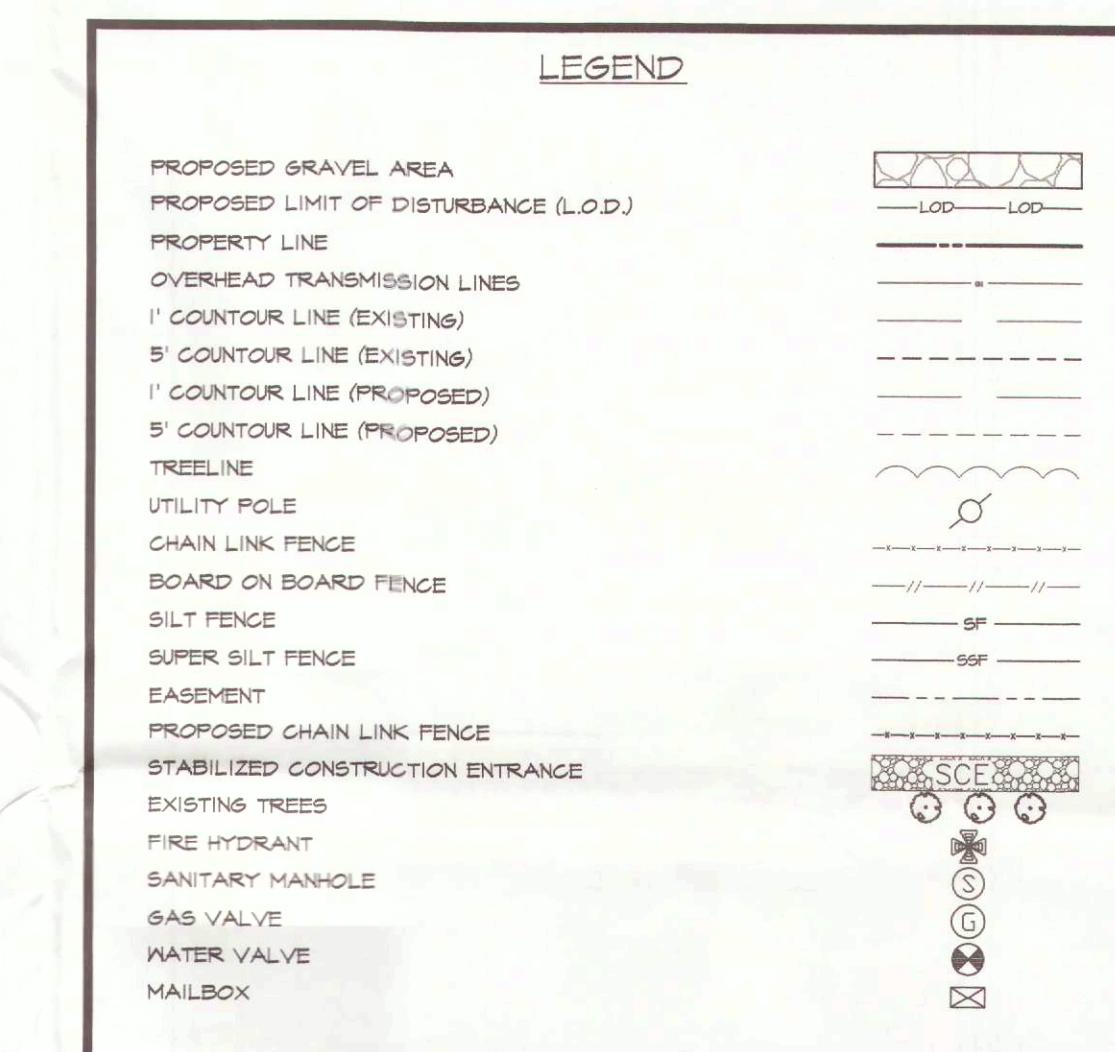
SHEET INDEX	
SHEET NO.	SHEET NAME
1 (C-1)	COVER SHEET
2 (C-1)	SITE PLAN
3 (C-2)	SITE DETAILS
4 (C-3)	ANTENNA DETAILS AND ELEVATION

PROJECT DESCRIPTION	
THE PROPOSED FACILITY WILL CONSIST OF EXTENDING AN EXISTING GRAVEL DRIVE TO A PROPOSED 50'-0" x 50'-0" FENCED COMPOUND. A 195'-0" TALL STEEL MONOPOLE, CONCRETE EQUIPMENT PADS AND ASSOCIATED EQUIPMENT SHALL BE INSTALLED WITHIN THE FENCED COMPOUND. NINE (9) ANTENNAS SHALL BE MOUNTED ON THE MONOPOLE WITH A RAD CENTER ELEVATION OF 190'-0" ABOVE GRADE.	

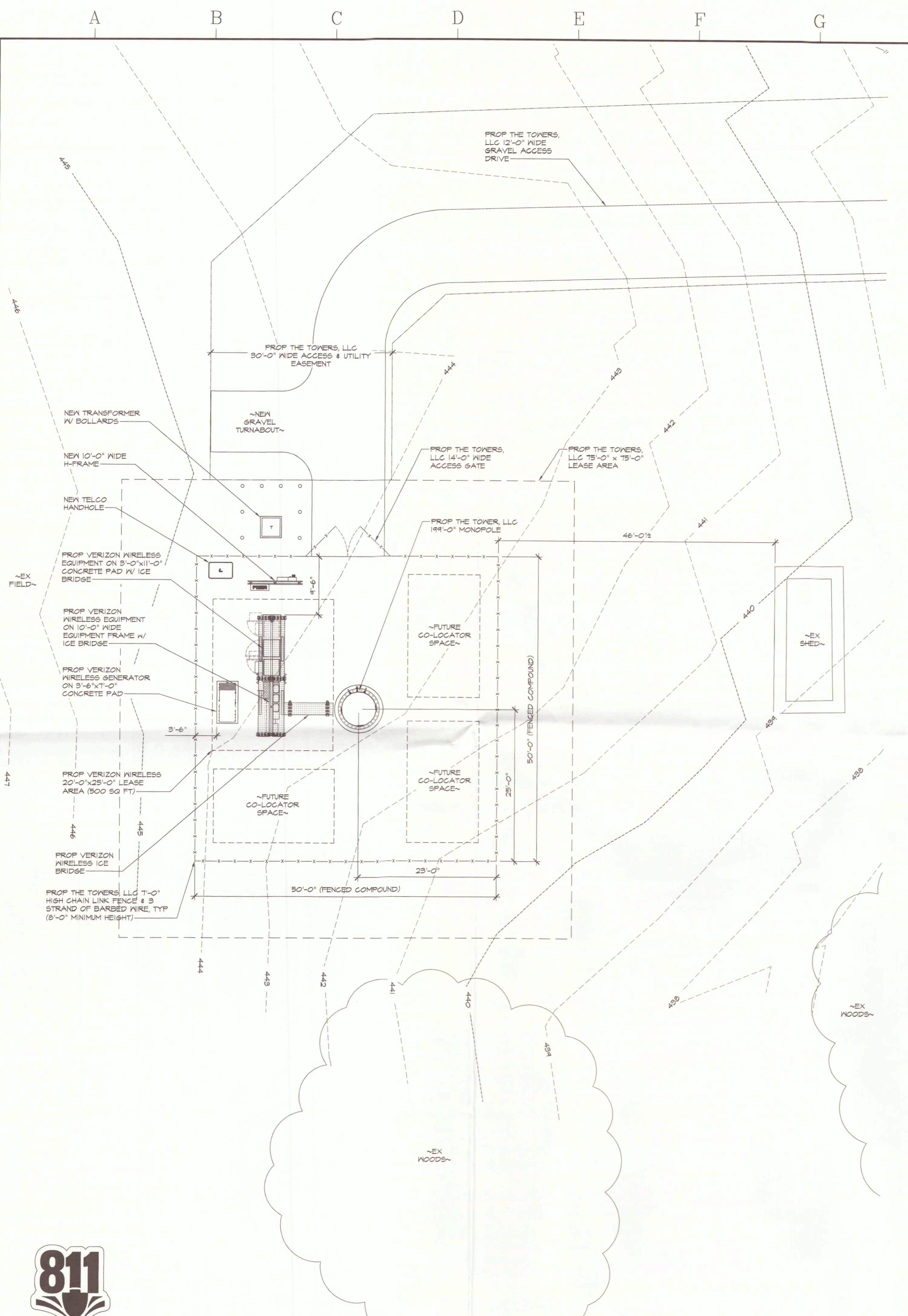
CODE ANALYSIS	
APPLICABLE BUILDING CODE:	IBC 2021
USE GROUP:	UTILITY (U)
CONSTRUCTION TYPE:	5B NONCOMBUSTIBLE

WASHINGTON COUNTY DIVISION OF PLANNING APPROVAL  
BY \_\_\_\_\_ DATE \_\_\_\_\_

DIRECTIONS TO SITE:  
FROM ANNAPOLIS JUNCTION:  
- HEAD EAST  
- TURN LEFT TOWARD HENKELS LN  
- CONTINUE ONTO HENKELS LN  
- SLIGHT RIGHT TOWARD DORSEY RUN RD  
- MERGE ONTO DORSEY RUN RD  
- USE LEFT LANE TO MERGE ONTO MD-32 W  
- MERGE ONTO MD-32 W  
- MERGE ONTO I-70 W  
- TAKE EXIT 5A TO MERGE ONTO US-15/ US-340 W  
- EXIT ONTO MD-67  
- MERGE ONTO MD-67 N  
- TURN LEFT ONTO TREGGO RD  
- CONTINUE ONTO MT BRIAR RD  
- TURN LEFT ONTO PORTERSTOWN RD  
- TURN LEFT ONTO MD-34W  
- TURN RIGHT ONTO N MECHANIC ST  
- CONTINUE ONTO MONDELL RD







ENLARGED COMPOUND LAYOUT

SCALE: 1" = 10'-0"

811

Know what's below.  
Call before you dig.

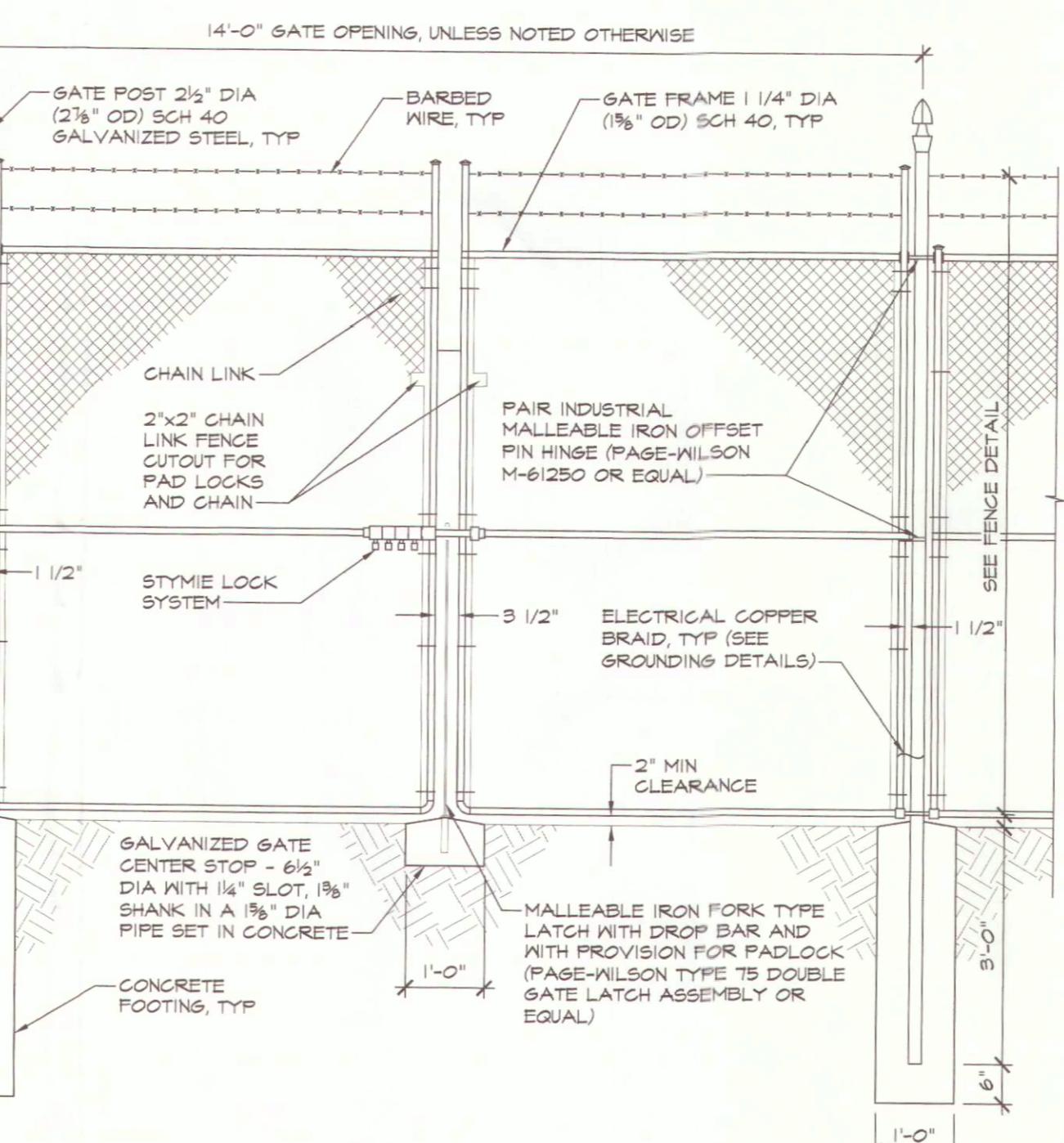
PROTECT YOURSELF. GIVE THREE  
WORKING DAYS NOTICE.  
THIS DRAWING DOES NOT INCLUDE NECESSARY  
COMPONENTS FOR CONSTRUCTION SAFETY. ALL  
CONTRACTORS ARE RESPONSIBLE FOR CONFORMING  
WITH THE OCCUPATIONAL SAFETY AND HEALTH  
ACT OF 1970 AND ALL RULES AND REGULATIONS  
THERE TO APPURTAIN.

TYPICAL WOVEN WIRE FENCE NOTES

1. GATE POST, CORNER, TERMINAL OR FULL POST 2 1/2" DIA (2 7/8" OD) SCHEDULE 40 FOR GATE WIDTH UP THRU 6 FEET OR 12 FEET FOR DOUBLE SWING GATE PER ASTM-F1083.
2. LINE POST, 1 1/4" DIA (2 3/8" OD) SCHEDULE 40 PIPE PER ASTM-F1083.
3. GATE FRAME: 1 1/4" DIA (1 5/8" OD) SCHEDULE 40 PIPE PER ASTM-F1083.
4. TOP RAIL & BRACE RAIL: 1 1/4" DIA (1 5/8" OD) SCHEDULE 40 PIPE PER ASTM-F1083.
5. FABRIC: 9 GA. CORE WIRE SIZE 2" MESH, CONFORMING TO ASTM-A322.
6. TIE WIRE: MINIMUM 11 GA. GALVANIZED STEEL AT POSTS AND RAILS, A SINGLE WRAP OF FABRIC TIE AND TENSION WIRE, HOG RINGS SPACED MAX. 24" INTERVALS.
7. TENSION WIRE: 16 GA. GALVANIZED STEEL.
8. BARBED WIRE: DOUBLE STRAND 12 1/2" OD TWISTED WIRE TO MATCH WITH FABRIC, 14 GA. 4 FT. BARBS SPACED ON APPROXIMATELY 4" CENTERS.
9. GATE LATCH: 1/3/8" OD PLUNGER ROD WITH MUSHROOM TYPE CATCH AND STYME LOCK SYSTEM.
10. LOCAL ORDINANCE OF BARBED WIRE PERMIT REQUIREMENT SHALL BE COMPLIED WITH, IF REQUIRED.

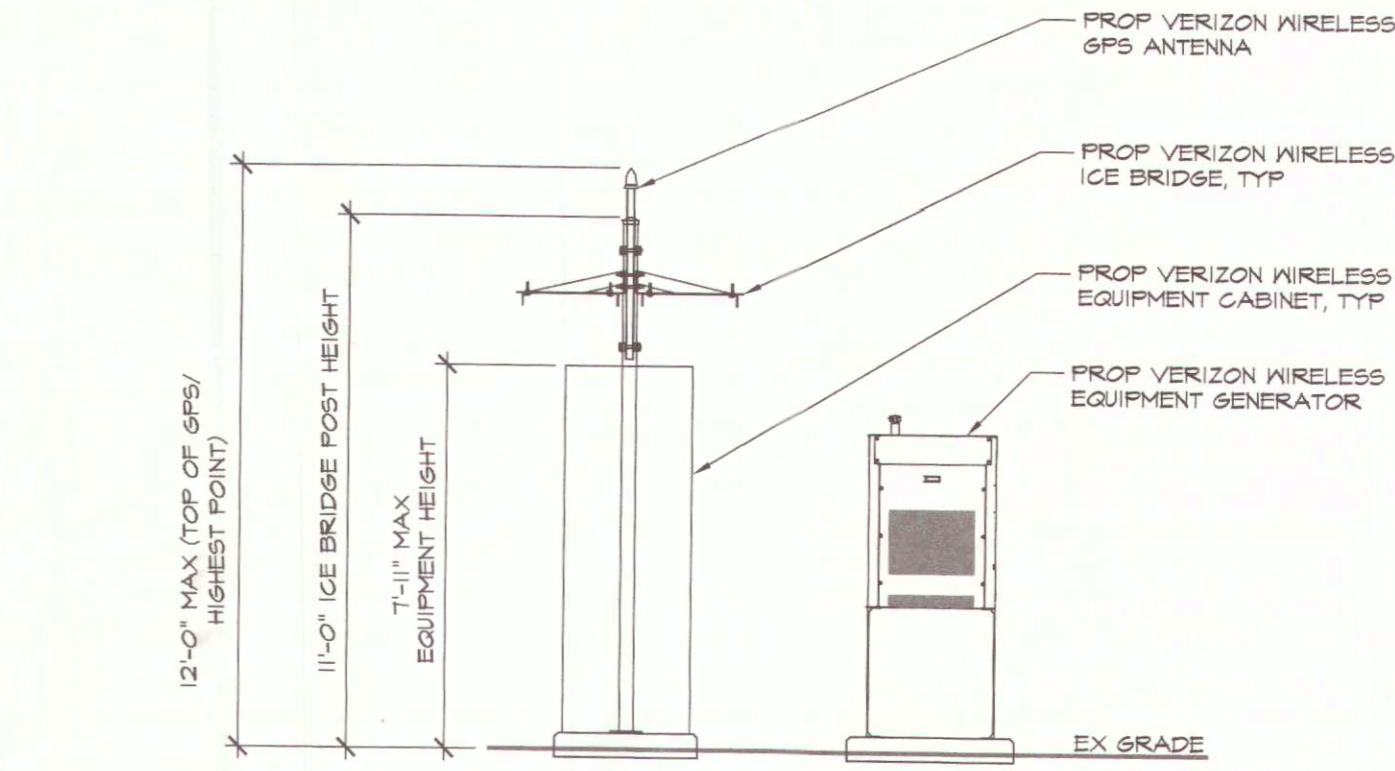
14'-0" DOUBLE SWING GATE

SCALE: 1/2" = 1'-0"



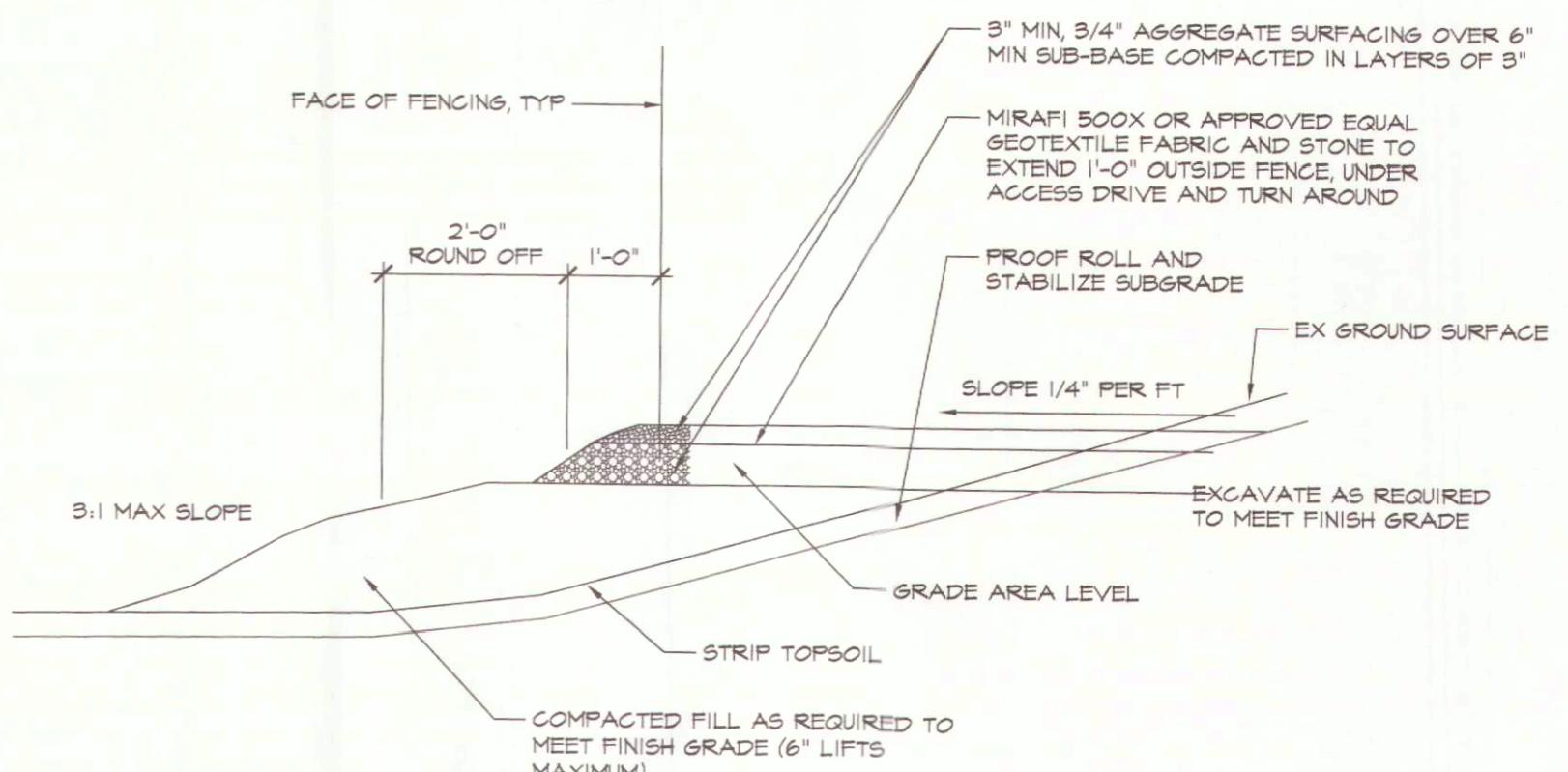
TYPICAL WOVEN WIRE FENCE NOTES

1. GATE POST, CORNER, TERMINAL OR FULL POST 2 1/2" DIA (2 7/8" OD) SCHEDULE 40 FOR GATE WIDTHS UP THRU 6 FEET OR 12 FEET FOR DOUBLE SWING GATE PER ASTM-F1083.
2. LINE POST, 1 1/4" DIA (2 3/8" OD) SCHEDULE 40 PIPE PER ASTM-F1083.
3. GATE FRAME: 1 1/4" DIA (1 5/8" OD) SCHEDULE 40 PIPE PER ASTM-F1083.
4. TOP RAIL & BRACE RAIL: 1 1/4" DIA (1 5/8" OD) SCHEDULE 40 PIPE PER ASTM-F1083.
5. FABRIC: 9 GA. CORE WIRE SIZE 2" MESH, CONFORMING TO ASTM-A322.
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9. GATE LATCH: 1/3/8" OD PLUNGER ROD WITH MUSHROOM TYPE CATCH AND STYME LOCK, KEYED ALIKE FOR ALL SITES IN A GIVEN MTA.
10. LOCAL ORDINANCE OF BARBED WIRE PERMIT REQUIREMENT SHALL BE COMPLIED WITH, IF REQUIRED.
11. CHAINLINK FENCE SHALL INCLUDE VERTICAL PVC SCREENING SLATS, ALL SIDED. (COLOR: DARK GREEN OR BLACK)



CONCRETE PAD ELEVATION W/ DIESEL GENERATOR

SCALE: 1/4" = 1'-0"

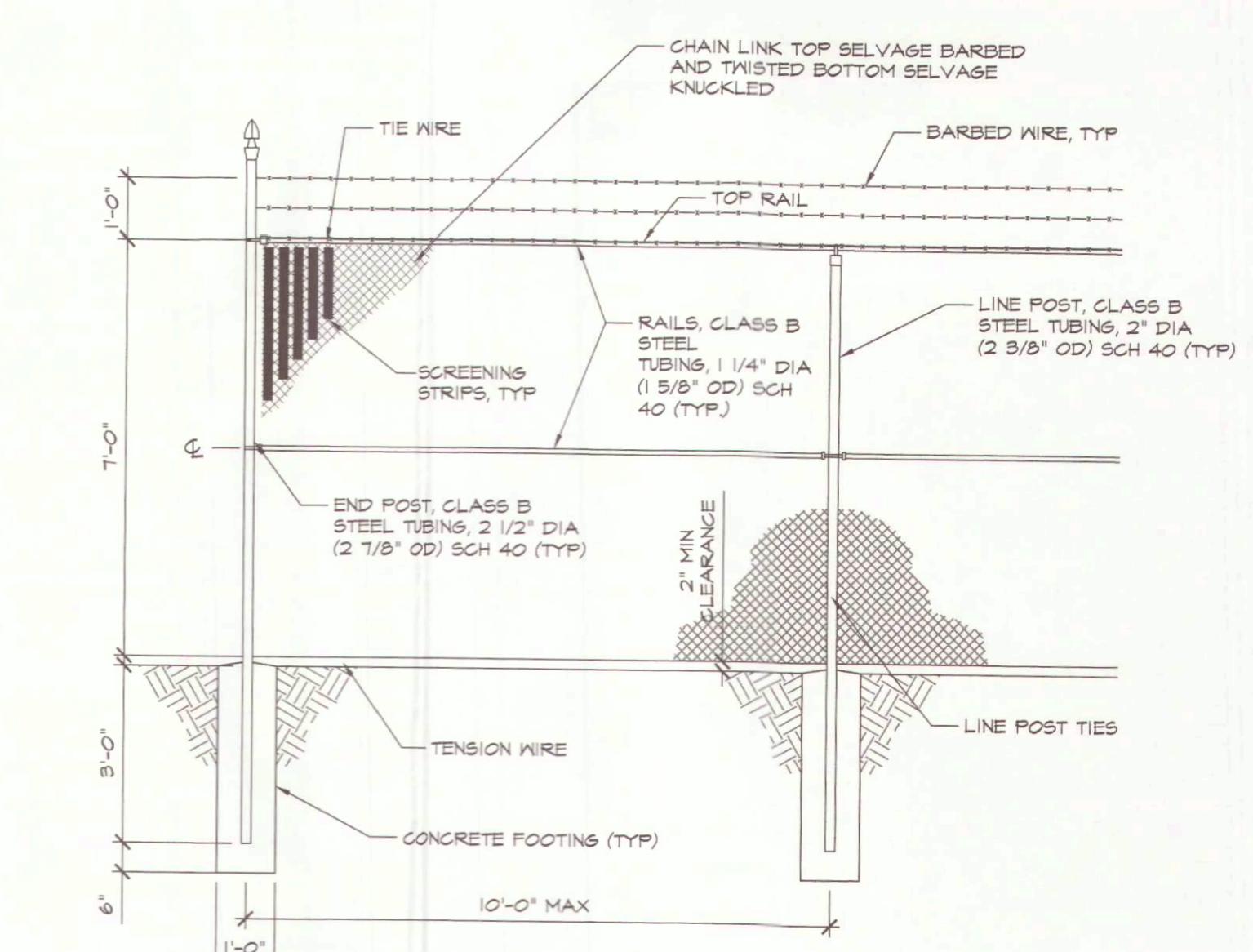


CONSTRUCTION NOTES:

1. CLEAR AND GRUB THE LAND ALONG THE ACCESS DRIVE.
2. REMOVE ALL EXISTING PLANT MATERIAL TO SUITABLE SUBGRADE.
3. PLACE GEOTEXTILE FABRIC OVER SUBGRADE AND THEN PLACE AGGREGATE BASE.
4. GRAVEL SUBGRADE SPECIFICATION:  
MARYLAND DOT: SECTION 804 GRADED AGGREGATE BASE COURSE  
VIRGINIA DHT: SECTION 210 AGGREGATE BASE COURSE

LEASE AREA, ACCESS DRIVE & TURN AROUND AREA SURFACING

SCALE: 1/2" = 1'-0"



CHAIN LINK FENCE DETAIL

SCALE: 1/2" = 1'-0"

**MRA**  
MORRIS & RITCHIE  
ASSOCIATES, INC.  
Civil / Structural Engineers  
1220-B East Joppa Rd, Suite 400K  
Towson, Maryland 21288  
410-821-1990  
410-821-1748 Fax



PROFESSIONAL CERTIFICATION  
I HEREBY CERTIFY THAT THESE  
DOCUMENTS WERE PREPARED  
OR APPROVED BY ME AND  
THAT I AM A REGISTERED  
PROFESSIONAL ENGINEER  
UNDER THE LAWS OF THE STATE  
OF MARYLAND, LICENSE NO.  
23303, EXPIRATION DATE:  
07/07/2022.

US-MD-5102  
SHARPSBURG  
5404 MONDELL ROAD  
(WASHINGTON COUNTY)

verticalbridge  
THE TOWERS, LLC

REVISIONS:  
NO. DESCRIPTION DATE

DESIGNED BY: BES  
DRAWN BY: CJS  
REVIEWED BY: BES  
PROJECT NO: 19847.016  
DATE: 10/15/2025  
TITLE:

Site  
Details

SHEET:

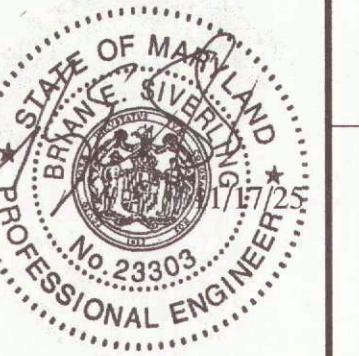
C-2

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A B C D E F G H J K L M N P Q R

**MRA**

**MORRIS & RITCHIE  
ASSOCIATES, INC.**  
Civil / Structural Engineers  
1220-B East Joppa Rd, Suite 400K  
Towson, Maryland 21286  
410-821-1690  
410-821-1748 Fax



PROFESSIONAL CERTIFICATION  
I HEREBY CERTIFY THAT THESE  
DOCUMENTS WERE PREPARED  
OR APPROVED BY ME AND  
THAT I AM A DULY LICENSED  
PROFESSIONAL ENGINEER  
UNDER THE LAWS OF THE STATE  
OF MARYLAND, LICENSE NO.  
23303, EXPIRATION DATE:  
01/01/2026.

US-MD-5102  
**SHARPSBURG**  
5424 MONDEL ROAD  
SHARPSBURG, MARYLAND 21782  
(WASHINGTON COUNTY)

**verticalbridge**  
THE TOWERS, LLC

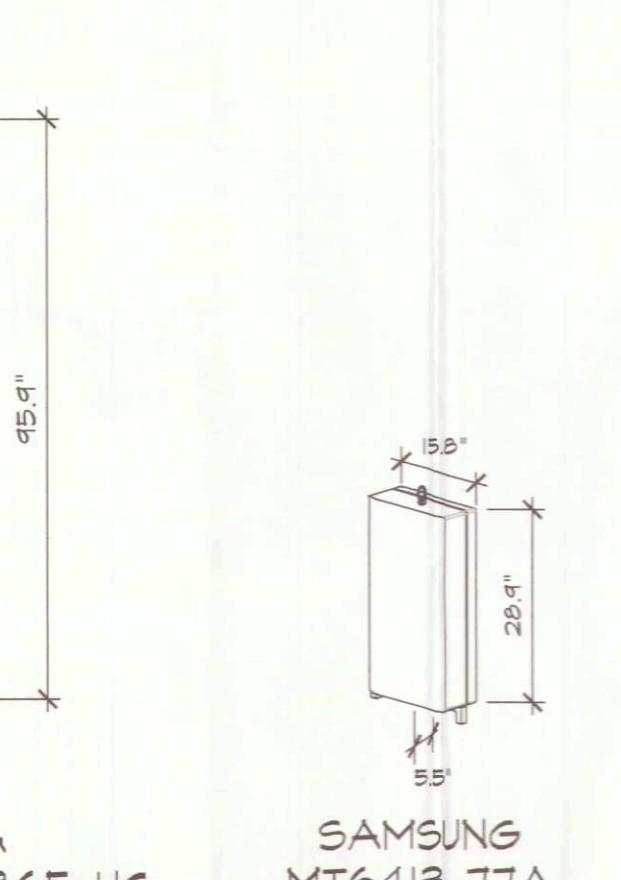
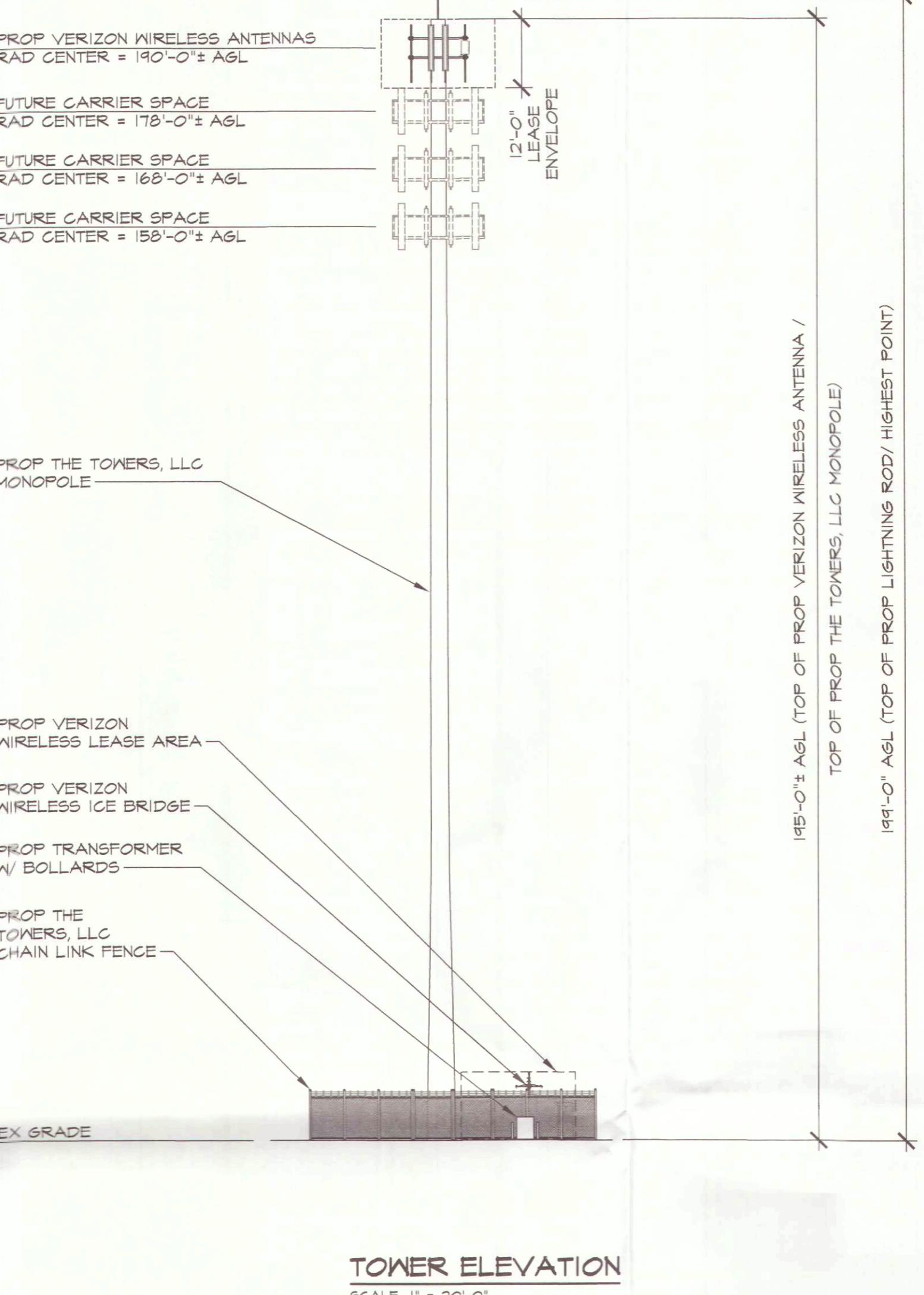
REVISIONS:		
NO.	DESCRIPTION	DATE

DESIGNED BY: BES  
DRAWN BY: CJS  
REVIEWED BY: BES  
PROJECT NO: 19847.016  
DATE: 10/15/2025  
TITLE:

Antenna  
Details &  
Elevation

SHEET:

**C-3**



**VERIZON WIRELESS ANTENNA DETAILS**  
NOT TO SCALE



Know what's below.  
Call before you dig.

PROTECT YOURSELF. GIVE THREE  
WORKING DAYS' NOTICE  
THIS DRAWING DOES NOT CONTAIN NECESSARY  
COMPONENTS FOR CONSTRUCTION SAFETY. ALL  
CONSTRUCTION MUST BE DONE IN COMPLIANCE  
WITH THE APPROPRIATE STATE, LOCAL, AND  
ACT OF 1970 AND ALL RULES AND REGULATIONS  
THERE TO APPURTENANT.



## WASHINGTON COUNTY BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742-2723 | P:240.313.2430 | F:240.313.2431 | Hearing Impaired: 7-1-1

## ZONING APPEAL

<b>Property Owner:</b>	Interstate 70 Partners LLC 10306 Remington Drive Hagerstown MD 21740	<b>Docket No:</b>	AP2025-033
<b>Appellant:</b>	The Meridian Group 3 Bethesda Metro Center #1400 Bethesda MD 20814	<b>Tax ID No:</b>	10033349
<b>Property Location:</b>	18560 Colonel Henry K Douglas Drive Hagerstown, MD 21740	<b>Zoning:</b>	HI; RU; RM
<b>Description Of Appeal:</b>	Variance from the parking requirement of 1 parking space per 1,500 sq. ft. to 1 parking space per 2,000 sq. ft. for proposed warehouse.	<b>RB Overlay:</b>	No
<b>Appellant's Legal Interest In Above Property:</b>	<b>Owner:</b> No <b>Lessee:</b> No <b>Other:</b>	<b>Contract to Rent/Lease:</b> <b>Contract to Purchase:</b>	No Yes

**Previous Petition/Appeal Docket No(s):**

AP92-031, AP92-107

**Applicable Ordinance Sections:**

Washington County Zoning Ordinance: Article 22, Division 1, Section 22.12 (Off Street Parking Requirement)

**Reason For Hardship:**

**If Appeal of Ruling, Date Of Ruling:**

**Ruling Official/Agency:**

**Existing Use:** Vacant Lot

**Proposed Use:** Warehouse

**Previous Use Ceased For At Least 6 Months:**

**Date Ceased:**

**Area Devoted To Non-Conforming Use -**

**Existing:**  
**Proposed:**

I hereby affirm that all of the statements and information contained in or filed with this appeal are true and correct.

Appellant Signature

State Of Maryland, Washington County to-wit:

Sworn and subscribed before me this 16 day of

December, 2023.

Nov. 7, 2029  
My Commission Expires

Notary Public



WASHINGTON COUNTY BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742-2723 | P:240.313.2430 | F:240.313.2431 | Hearing Impaired: 7-1-1

## AFFIDAVIT IN COMPLIANCE WITH SECTION 25.51(C)

Docket No: AP2025-033

**State of Maryland Washington County, To Wit:**

On 12/12/2025, before me the subscriber, a Notary of the public of the State and County aforesaid, personally appeared Fox & Associates Inc. and made oath in due form of law as follows:

Fox & Associates Inc. will post the zoning notice sign(s) given to me by the Zoning Administrator in accordance with Section 25.51(c) of the Washington County Zoning Ordinance for the above captioned Board of Appeals case, scheduled for public hearing on 01/07/2026, and that said sign(s) will be erected on the subject property in accordance with the required distances and positioning as set out in the attached posting instructions.

Sign(s) will be posted on 12/22/2025 and will remain until after the above hearing date.

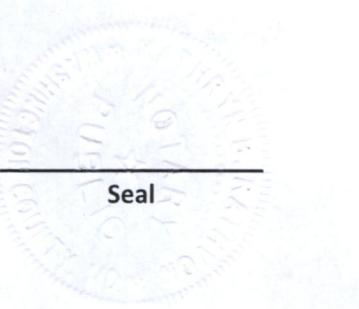
Fox & Associates Inc.

Sworn and subscribed before me the day and year first above written.

Notary Public

My Commission Expires

Seal





## WASHINGTON COUNTY BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742-2723 | P:240.313.2430 | F:240.313.2431 | Hearing Impaired: 7-1-1

## BOARD OF ZONING APPEALS

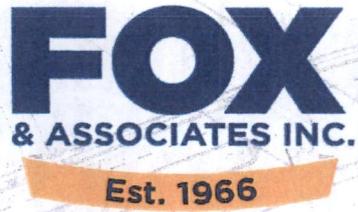
### **ATTENTION!**

### **Posting Instructions**

The premises MUST be posted in accordance with the following rules:

1. The sign must be posted a minimum of fourteen (14) days prior to the public hearing Section 25.51(c) Property upon which the application or appeal is concerned shall be posted conspicuously by a zoning notice no less in size than twenty-two (22) inches by twenty-eight (28) inches at least fourteen (14) days before the date of the hearing.
2. The sign must be placed on the property within ten (10) feet of the property line which abuts the most traveled public road.
3. The sign must be posted in a conspicuous manner not over six (6) feet above the ground level, and affixed to a sturdy frame where it will be clearly visible and legible to the public.
4. The sign shall be maintained at all times by the applicant until after the public hearing. If a new sign is needed or required, please contact the Plan Review Department at 240-313-2460.
5. An affidavit certifying the property will be posted for the minimum of fourteen (14) days prior to the public hearing date.

Proper posting of the sign will be spot checked by the Zoning Inspector. IF SIGN IS NOT IN COMPLIANCE, IT MAY RESULT IN RESCHEDULING OF THE HEARING.



**ENGINEERS  
SURVEYORS  
PLANNERS  
LANDSCAPE ARCHITECTS**

**981 Mt Aetna Rd  
Hagerstown, MD 21740  
Phone: 301-733-8503  
Fax: 301-733-1853**

December 10, 2025

Washington County Planning Dept.  
747 Northern Ave  
Hagerstown, MD 21742

Attention: Kathryn Rathvon

Re: I-70 Partners LLC Parking Variance

Dear Katie,

Attached please find our application package for the referenced parking variance request, specifically:

1. Variance Application
2. Owner's Affidavit
3. Concept Drawing for Proposed Project
4. List of Adjacent Property Owners

Our variance application is requesting a reduction of the warehouse parking requirement from 1 per 1,500 square feet to 1 per 2,000 square feet. Prospective tenants have expressed their parking needs do not require 1/1500 SF, primarily due to automation that is incorporated into modern warehouse facilities. The parking reduction will allow the property owner to offer a possible railroad spur or additional trailer parking spaces.

Let me know if there is additional information that you need from me or the property owner.

Sincerely,  
FOX & ASSOCIATES, INC.

Gordon Poffenberger, P.E.  
Director of Engineering

C: Tom Boylan, The Meridian Group  
file



## BOARD OF ZONING APPEALS

747 Northern Avenue | Hagerstown, MD 21742 | P: 240.313.2430 | F: 240.313.2461 | Hearing Impaired:  
7-1-1 WWW.WASHCO-MD.NET

### Appeal for Variance

Appeal is hereby made for a variance from a requirement of the Washington County Zoning Ordinance as follows:

Location Col. Douglas Drive Extended

Appellant's present legal interest in above property: (Check One)

Owner (Including Joint Ownership)  Lessee  Contract to rent/lease

Contract to Purchase  Other

Specify the Ordinance section and subsection from which the variance is desired:

Article 22, Division I, Section 22.12 (Off Street Parking Requirements)

Specify the particular requirement(s) from which a variance is desired in that section or subsection:

Warehouse: 1/1.5 employees OR 1/1500 GFA, whichever is greater; plus 1/350 GFA of sales/office

Describe the nature and extent of the desired variance from Ordinance requirements: listed above:

Request is being made to reduce the required parking to 1/2000 GFA for warehouse space

Describe reason(s) why the Ordinance requirement(s) in question would result in peculiar and/or unusual practical difficulties to or would impose exceptional or undue hardship upon the owner of the property if the requested variance were not granted:

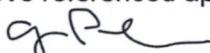
Provide Detailed Explanation on Separate Sheet

Has any previous petition or appeal involving this property been made to the Board?

Yes  No

If yes, list docket number(s):

I hereby certify that I have, to the best of my knowledge, accurately supplied the information required for the above referenced appeal.



Signature of Appellant

gpoffenberger@foxassociatesinc.com  
Email of Appellant

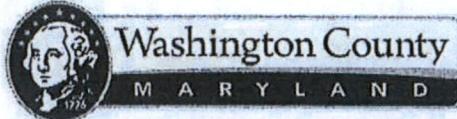
981 Mt Aetna Rd, Hagerstown, MD 21740

Address and of Appellant

301-733-8503

Phone Number of Appellant

This appeal form is to be used to assist the customer in gathering the information necessary to submit an application. However, the application shall be processed in person.



## BOARD OF ZONING APPEALS

### OWNER REPRESENTATIVE AFFIDAVIT

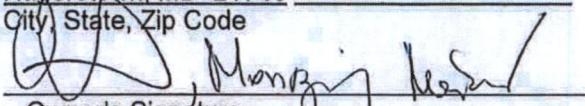
This is to certify that Gordon Poffenberger is authorized to file an appeal with the Washington County Board of Appeals for Proposed I-70 Properties Warehouse on property located at End of Col HK Douglas Dr TM 57, P 161. The said work is authorized by Hilton Smith the property owner in fee.

#### PROPERTY OWNER

Interstate 70 Partners LLC c/o Hilton Smith  
Name

10306 Remington Dr.  
Address

Hagerstown, MD 21740  
City, State, Zip Code



Owner's Signature

Sworn and subscribed before me this 4th day of December, 2025.



Sandra L. Schulte

Notary Public

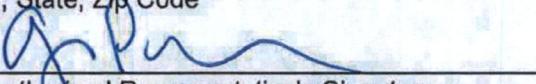
My Commission Expires: 12.13.26

#### AUTHORIZED REPRESENTATIVE

Gordon Poffenberger  
Name

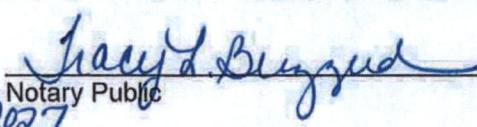
Fox & Assoc., Inc. 981 Mt Aetna Rd.  
Address

Hagerstown, MD 21740  
City, State, Zip Code



Authorized Representative's Signature

Sworn and subscribed before me this 4th day of December, 2025.



Tracy L. Buzzard

Notary Public

My Commission Expires: December 19, 2027

747 Northern Avenue | Hagerstown, MD 21742 | P: 240.313.2430 | F: 240.313.2461 | Hearing Impaired: 240.313.2461



	<b>Owner/Local Official</b>	<b>Premise Address</b>	<b>Mailing Address</b>	<b>TM</b>	<b>Parcel</b>
1	Washington Co Commissioners	n/a	100 W Washington St, Hagerstown, MD 21740		
2	Valentia Land Development LLC	Poffenberger Rd, Hagerstown, MD 21740	13201 Fountainhead Road, Hagerstown, MD 21742	57	162
3	Carriage Hill TH Community Assoc	Poffenberger Rd, Hagerstown, MD 21740	10306 Remington Drive, Hagerstown, MD 21740	57	615
4	Washington Co Commissioners	Bridle Ct, Hagerstown, MD 21740	100 W Washington St, Hagerstown, MD 21740	57	615
5	Robert Hobbs	19036 Poffenberger Rd, Hagerstown, MD 21740	19036 Poffenberger Rd, Hagerstown, MD 21740	57	163
6	Thomas and Sunae Leidy Rev. Trust	Sharpsburg Pike, Hagerstown, MD 21740	890 Leidy Road, Westminster, MD 21157	57	170



I HEREBY CERTIFY THAT THESE DOCUMENTS  
WERE PREPARED OR APPROVED BY ME  
AND THAT I AM A REGISTERED AND  
PRACTICING ENGINEER UNDER THE LAWS  
OF THE STATE OF MARYLAND.  
LICENSE NO. 27053 EXP. DATE 1/25/26

PROJECT NO. 22-31855  
DRAWING NO. \_\_\_\_\_  
DATE: DEC 2025  
DRAWN BY: RLB  
CHECKED BY: G.S.P.

SHEET 1 OF 1

