

BOARD OF APPEALS

September 4, 2024

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

AGENDA

AP2024-040: An appeal was filed by Obidi Holdings LLC for requesting to modify condition of previously approved special exception AP2022-029, specifically, "the condition that the proposed use be consistent with the testimony and evidence presented.." to allow: construction of new building rather than re-use of existing building; inclusion of +/- 1,700 sf. "Tenant Space" for "Professional Offices" or "Medical or Dental Clinic/Office"; and additional minor charges to hours of operation, etc. Requesting a variance from the off-street parking space requirement for medical offices from the 38 spaces to 32 spaces. The property is owned by the appellant and is located at 13316 Marsh Pike, Hagerstown, zoned Residential Suburban.

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 August 26, 2024. 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