

## BOARD OF APPEALS

April 1, 2026

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

### AGENDA

**AP2026-009:** An appeal was filed by Carl & Leslie Rutherford for a variance from the required 50 ft. setback to 15 ft. for proposed detached garage on property owned by the appellants and located at 17423 Da Wrong Lane, Hagerstown, Zoned Agricultural Rural District.

**AP2026-010:** Appeal is scheduled for the April 15 hearing. Additional information will be included on the April 15 agenda.

**AP2026-011:** An appeal was filed by Sean & Tracy Hayden for a variance from the required 40 ft. setback from the road right-of-way to 6.5 ft. for construction of a replacement dwelling on property owned by the appellants and located at 6346 Zittlestown Road, Middletown, Zoned Preservation District.

**AP2026-004:** An appeal was filed by The Towers LLC for a variance from the minimum setback of a distance equaling the total height of the tower and equipment of 199 ft. to 150 ft. from the western property line on property owned by Boonsboro First Hose Fire Company and located at 3413 Rohrersville Road, Rohrersville, Zoned Preservation District. –

**CONTINUANCE FROM THE MARCH 4 HEARING.**

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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 March 23, 2026. 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