

Maryland Board of Zoning Appeals
April 30, 2019

Board Member Phieffer called the meeting to order at 7:30 p.m. Those in attendance were Board Members Phieffer, Baker and Wells, Town Attorney Robert Benson, Community Development Coordinator Wm. Hardin, Code Enforcement Officer Peeks and Clerk of Council Fisher. Guest: Kyle Hughes. Absent: Board Members Maher and Gentry.

Called to Order

Board Member Phieffer administered the Oath to petitioner Kyle Hughes.

New Business

Kyle Hughes- Kylan Barn- Variance request for untagged vehicles to be used as photo opportunities at Kylan Barn 30603 Dusty Lane, Delmar, MD

Mr. Hughes informed the Board that the vehicles in question are a 1966 Chevy truck and a 1963 Farm All Tractor. Both will be used just for photo opportunities at the Barn. He is asking for a variance to allow the vehicles to be on the property without any tags.

Board Member Wells said that if the Board does grant a variance it would be just for these two vehicles. When asked, Mr. Hughes said that the Chevy truck sits diagonally inside the fence and the property is just about 30 acres large.

Board Member Baker said that he agreed with Board Member Wells that the limitation for the variance will be just for these two vehicles.

Town Attorney Benson informed everyone that motor vehicles, under Delmar and Maryland Law, must be registered, tagged and insured. If Mr. Hughes does not receive a variance this evening and just went about leaving the abandoned vehicles on his property, then there would be nothing to stop the next person from just leaving their abandoned vehicles on their property. The Town receives phone calls from neighbors for that reason and if granted a variance, then the Town will know that, and will answer the calls accordingly.

Board Member Phieffer said that they would look at each situation individually. This is for the applicants benefit and to establish for the Town and Code Enforcement that this situation is different and is being permitted through a variance.

Board Member Phieffer made a motion to grant the variance request from Kyle Hughes to allow a 1966 Chevy Truck and a 1963 Farm All Tractor to be unlicensed and untagged at Kylan Barn located at 30603 Dusty Lane, Heron Ponds, Delmar, MD, to be used as photo opportunities as per the attached documentation. Board Member Baker seconded the motion which passed with 3 ayes and 2 absent.

Approval of Minutes

Board Member Wells made a motion to approve the January, 2019 minutes as circulated. Board Member Baker seconded the motion which passed with 3 ayes and 2 absent.

Adjournment

Board Member Baker made a motion for adjournment which was seconded by Board Member Wells. The motion passed with 3 ayes and 2 absent.

Submitted by:

Cindy Fisher
Clerk of Council