

**IN THE ST. MARY'S COUNTY BOARD OF APPEALS**

**VAAP NUMBER 19-0062**

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**MARTHA AND RICHARD JOHNSON**

**SECOND ELECTION DISTRICT**

**DATE HEARD: August 8, 2019**

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**ORDERED BY:**

**Mr. Hayden, Mr. Brown, Ms. Delahay,  
Mr. Miedzinski and Mr. Richardson**

**ENVIRONMENTAL PLANNER: STACY CLEMENTS**

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**DATE SIGNED: 8-29, 2019**

### **Pleadings**

Martha and Richard Johnson, the applicants, seek a variance (VAAP # 19-0062) to: disturb the critical area buffer; to construct a deck with stairs and a concrete pad.

### **Public Notification**

The hearing notice was advertised in The Enterprise, a newspaper of general circulation in St. Mary's County, on July 24, 2019 and July 31, 2019. The hearing notice was also posted on the property. The file contains the certification of mailing to all adjoining landowners, even those located across a street. Each person designated in the application as owning land that is located within Two Hundred (200) feet of the subject property was notified by mail, sent to the address furnished with the application. The agenda was also posted on the County's website on Tuesday, August 6, 2019. Therefore, the Board finds and concludes that there has been compliance with the notice requirements.

### **Public Hearing**

A public hearing was conducted at 6:30 p.m. on August 8, 2019, at the St. Mary's County Governmental Center, 41770 Baldrige Street, Leonardtown, Maryland. All persons desiring to be heard were heard after being duly sworn, the proceedings were recorded electronically, and the following was presented about the proposed variance requested by the applicants.

### **The Property**

The applicants own the subject property located at 19026 Russell Road, Valley Lee, MD 20692. It is in the Rural Preservation District (RPD) and is known as Grid 4 in