

Special Meeting
April 24, 1995

The Special Meeting of the Annapolis City Council was held on April 24, 1995 in the Council Chamber. Mayor Hopkins called the meeting to order at 7:01 p.m. Alderman Johnson offered the invocation followed by the Pledge of Allegiance.

Present on Roll Call: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Snowden, Turner, DeGraff, Moyer

Alderman Tullier arrived at 7:04 p.m.

Staff Present: City Attorney Goetzke, Planning and Zoning Director Fogarty

PUBLIC HEARINGS

1. Record plat approval request of Van Henson to create a three lot subdivision with a variance to the right-of-way requirement for property located at 2100 Bay Ridge Avenue.

Planning and Zoning Director Fogarty presented a background report on the application.

Planning Commission Chair Hillman made a presentation on the Commission's findings.

Mayor Hopkins accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 2/16/95, a Memorandum with attachments from Eileen P. Fogarty to the Planning Commission dated 6/16/95, and Memoranda to the Mayor and City Council dated 4/21/95 and 4/24/95.

Jonathan Hodgson, Esq., attorney for the applicants gave a presentation. The applicants, Marva Henson, Van Henson, Angel Henson, and Ellis Henson were present and answered questions addressed by the Aldermen.

Spoke in favor of the record plat approval request

1. James Turner, 10 Youngsfarm Court, Annapolis, MD 21401
2. Nan Henry, 2104 Bay Ridge Avenue, Annapolis, MD 21403
3. Gregory Smith, 7930 Ashford Blvd., Laurel, MD
4. Louise Beauregard, 2 Maryland Avenue, Annapolis, MD 21403
5. Rev. Rufus Abernathy, 3316 Arundel on the Bay Road, Annapolis, MD 21403
6. Troy Henson, 2102 Bay Ridge Avenue, Annapolis, MD 21403
7. Carl Reuben, 1638 DarLynn Street, Upper Marlboro, MD
8. Tony Lewis, 501 4th Street, Annapolis, MD 21403
9. Boyd Henson, 2100 Bay Ridge Avenue, Annapolis, MD 21403
10. Ernest Smith, 464 Glenmar Road, Glen Burnie, MD 21061
11. Florence Jackson, 1916 Foxhound Court, Severn, MD 21144
12. Michele Darington, 3901 Suitland Road, Suitland, MD 20746
13. Anna Brown, 225 Openview Lane, Annapolis, MD 21403

Spoke in opposition to the record plat approval request

1. Robert Wiggins, 938 Langdon Court, Annapolis, MD 21403
2. Joseph and Jennifer Reed, 908 Berwick Drive, Annapolis, MD 21403
3. William Young, 919 Langdon Court, Annapolis, MD 21403
4. Tomasine Young, 919 Langdon Court, Annapolis, MD 21403
5. Lisa Reed, 923 Langdon Court, Annapolis, MD 21403
6. Edward Powell, 2110 Bay Ridge Avenue, Annapolis, MD 21403
7. Bill Reed, 923 Langdon Court, Annapolis, MD 21403
8. Vince Bush, 915 Langdon Court, Annapolis, MD 21403
9. Alfred R. Genola, 942 Langdon Court, Annapolis, MD 21403
10. Terry Dunlop, 917 Langdon Court, Annapolis, MD 21403
11. Flora Powell, 2110 Bay Ridge Avenue, Annapolis, MD 21403
12. Michael Specht, 921 Langdon Court, Annapolis, MD 21403
13. Sarah Williams, 2106 Bay Ridge Avenue, Annapolis, MD 21403
14. Jacqueline McKone, 936 Langdon Court, Annapolis, MD 21403

No one else from the general public spoke in favor of or in opposition to the record plat approval.

Mayor Hopkins accepted into the record the following documents submitted by Jonathan

Hodgson, Esq.

Exhibit No. 1: Photo 2100 Bay Ridge Avenue
Exhibit No. 2: Photo 2100 Bay Ridge Avenue
Exhibit No. 3: Photo 2100 Bay Ridge Avenue
Exhibit No. 4: Photo 2100 Bay Ridge Avenue
Exhibit No. 5: Subdivision Plat 902 Bay Ridge Avenue
Exhibit No. 6: Letter to Mrs. Henson from Alderman Wayne Turner dated 4/19/95

Mayor Hopkins declared the public hearing closed.

Mayor Hopkins announced there would be a seven day comment period and a seven day reply period for this application with action to be taken at the May 8, 1995 meeting.

2. Application of First Centrum Corporation and Bay Ridge Limited Partnership for a conditional use to establish a senior citizen apartment complex for property located at Parcel 1, Bay Forest Center on Edgewood Road, Annapolis.

Planning and Zoning Director Fogarty presented a background report on the application.

Planning Commission Chair Hillman made a presentation on the Commission's findings.

Mayor Hopkins accepted into the record a Memorandum to the Annapolis City Council from the Planning Commission dated 4/24/95, and a Memorandum with attachments from Eileen P. Fogarty to the Planning Commission dated 4/10/95.

David Plott, Esq., Linowes & Blocker, 145 Main Street attorney for the applicant, gave a presentation. The applicant, Michael Milhaupt was present and answered questions addressed by the Aldermen.

Mayor Hopkins accepted into the record the following documents submitted by David Plott, Esq., Linowes & Blocker.

Exhibit 1: Affidavit of Posting
Exhibit 2: Notice of Hearing Signs Posted
Exhibit 3: Letter of application
Exhibit 4: First Centrum Corporation
Exhibit 5: Photographs of Bay Forest Center on Edgewood Road
Exhibit 6: Resume David W. Blaha, AICP
Exhibit 7: Resume Linton C. Pumphrey
Exhibit 8: Letter dated April 19, 1995 from Shiela Moskow

No one from the general public spoke in favor of or in opposition to the application.

Mayor Hopkins declared the public hearing closed.

Mayor Hopkins announced there would be a seven day comment period and a seven day reply period for this application with action to be taken at the May 8, 1995 meeting.

BUSINESS AND MISCELLANEOUS

1. **R-21-95** Sponsored by Mayor Hopkins and Alderman Snowden

For the purpose of expressing the City of Annapolis' sincere condolences to the families, loved ones, and citizens of Oklahoma City for their losses in the recent bombing; and all matters relating to said tragedy.

Alderman Tullier moved to adopt R-21-95. Seconded. A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Hammond, Johnson, Gilmer, Tullier,
Snowden, Turner, DeGraff, Moyer
CARRIED: 9-0

2. **R-14-95** Sponsored by Mayor Hopkins

For the purpose of adopting a capital improvement budget for the Fiscal Year 1996, and a capital improvement program for the six year period from July 1, 1995 to June 30, 2001; and all matters relating to said budget and program.

Alderman Moyer moved to adopt R-14-95. Seconded.

Alderman Hammond moved to postpone consideration of R-14-95. Seconded. No action was taken.

Alderman Tullier made a motion to call the question on the main motion. Seconded.

A ROLL CALL vote was taken:

YEAS: Mayor Hopkins, Aldermen Tullier, Snowden, DeGraff, Moyer
NAYS: Aldermen Hammond, Johnson, Gilmer, Turner
CARRIED: 5-4

A ROLL CALL vote was taken on the main motion:

YEAS: Mayor Hopkins, Aldermen Tullier, Snowden, Turner, DeGraff, Moyer
NAYS: Aldermen Hammond, Johnson
ABSTAIN: Alderman Gilmer
CARRIED: 6-2-1

Alderman Turner left at 12:05 p.m.

3. Finance Committee Minutes of 4/11/95, 4/12/95, 4/13/95

Alderman Snowden moved to adopt the Finance Committee Minutes of 4/11/95, 4/12/95, 4/13/95. Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting adjourned at 12:10 p.m.

**DEBORAH HEINBUCH, CMC
DEPUTY CITY CLERK**