

OCEAN CITY

The White Marlin Capital of the World

BOARD OF ZONING APPEALS AGENDA

Thursday, March 14, 2024

6:00 p.m.

Meetings are held in the Council Chambers of City Hall located at 301 Baltimore Avenue, Ocean City, Maryland.

I. Administrative Matters

Minutes

a. Approval of the minutes from the February 28, 2024 special meeting

II. Public Hearings

at 6:00 PM

Pursuant to the provisions of Section 110-93(3), Powers of the Code, an appeal of Section 110-95(1)(a) has been filed to request (1) a variance of 3.4 feet from the 5-foot rear yard setback requirement for a proposed pool; and (2) a variance of 2 feet from the 6-foot height maximum for a proposed fence to exist at 8 feet in height. The site of the appeal is described as Lot 78 of the Caine Keys II Plat. It is further described as being located on the west side of Shifting Sands Drive and is locally known as 10609 Shifting Sands Drive, in the Town of Ocean City, Maryland.

APPLICANT: JASON MILLER (BZA 2678 #24-0950001) at 6:10 PM

Pursuant to the provisions of Sections 110-93(2) and 110-93(3), Powers of the Code, an appeal of Sections 110-94(3)(a), 110-95(1)(a), and 110-94(2)(b) has been filed to request (1) a special yard exception to allow for an additional two stories to exist 7.5 feet in the front yard setback; and (2) a variance to allow for a roof to exist within the 10-foot front yard setback and to be 3.83 feet from the side lot line; and (3) a special parking exception to allow for 8 parking spaces to be in a tandem stacked configuration; and (4) a special parking exception from design standards to reduce the required 9' X 20' parking spaces to accommodate two 6 inch encroachments for support columns. Pursuant to Section 110-98, the applicant has also requested that an approval be valid for three (3) years. The site of the appeal is described as Lots 7 and 8, Block 7, of the Sinepuxent Beach Plat. It is further described as being located on northwest corner of 6th Street and Atlantic Avenue, the Boardwalk, and is locally known as 601 and 605 Atlantic Avenue, in the Town of Ocean City, Maryland.

APPLICANT: JOSEPH E. MOORE, ESQ. ATTY FOR 601 ATLANTIC, LLC, 605 ATLANTIC, LLC, AND SAS PARTNERSHIP, LLC (BZA 2679 #24-0940003) AT 6:20 PM

Pursuant to the provisions of Section 110-93(2), Powers of the Code, an appeal of Section 110-94(2)(b) has been filed to request (1) a special parking exception to waive 2 parking spaces of the required 10 parking spaces; and (2) for the 8 remaining parking spaces to be 9' X 18' rather than 9' X 20', as required by Code. The site of the appeal is described as Lot 242 of the Caine Harbor Mile, Ocean City, Worcester County, Maryland, Section 1 Plat. It is further described as being located on the northwest corner of Coastal Highway and Newport Bay Drive and is locally known as 11651 Coastal Highway, in the Town of Ocean City, Maryland.

APPLICANT: JDACAI OCEAN CITY, LLC ATTN: DAVE EYNON (BZA 2680 #24-0940004)

MAYOR

RICHARD W. MEEHAN

CITY COUNCIL

MATTHEW M. JAMES President

ANTHONY J. DELUCA Secretary

PETER S. BUAS JOHN F. GEHRIG, JR. J. FRANKLIN KNIGHT CAROL L. PROCTOR WILLIAM C. SAVAGE III

CITY MANAGER

TERENCE J. MCGEAN, PE

CITY CLERK

DIANA L. CHAVIS, MMC

BOARD OF ZONING APPEALS MINUTES TOWN OF OCEAN CITY, MAYRLAND

Special Meeting of Wednesday, February 28, 2024

ATTENDEES:	<u>Members</u>	<u>Staff</u>
	Christopher Rudolf, Chair	Chase Phillips, Zoning Analyst
	John Moran	Kay Gordy, Zoning Administrator
	Emily Nock	George Bendler, AICP, Director
	Dan Stevens	Maureen Howarth, Board's Attorney

Brian Shane

The meeting was called to order at 6:00 p.m. This meeting occurred over Zoom and did not take place in the Council Chambers at City Hall. This was specified on the agenda and advertised as such in a legal advertisement that ran in the local newspaper.

6:00 PM

Administrative Matters I.

Minutes

a. The Board reviewed the minutes from the January 11, 2024 meeting. **Motion**/ John Moran **Second**/ Brian Shane to approve the minutes from the January 11, 2024 meeting. The motion passed unanimously (4-0-1) with one abstention from Emily Nock.

b. The Board reviewed the minutes from the February 8, 2024 meeting. Second/ Brian to approved the minutes from the February 8, 2024 **Motion**/ John Moran meeting. The motion passed unanimously (3-0-2), with two abstentions from Brian Shane and Dan Stevens.

II. **Administrative Matters**

Findings of Fact

- a. The Board reviewed the Findings of Fact for BZA 2668 BK Merchandising, Inc. Second/ Dan Stevens to approve the Findings of Fact for BZA **Motion**/ John Moran 2668 - BK Merchandising, Inc. The motion passed unanimously (4-0-1), with one abstention from Brian Shane.
- b. The Board reviewed the Findings of Fact for BZA 2673 Olympic I Apartments, LLC. Motion/ Dan Stevens Second/ John Moran to approve the Findings of Fact for BZA 2673 Olympic I Apartments. The motion passed unanimously (3-0-2), with two abstentions from Emily Nock and Brian Shane.

- c. The Board reviewed the Findings of Fact for BZA 2671 Nick's Golf, LLC. **Motion**/ Brian Shane **Second**/ John Moran to approved the Findings of Fact for BZA 2671. The motion passed unanimously (4-0-1), with one abstention from Emily Nock.
- d. The Board reviewed the Findings of Fact for BZA 2672 Kristina L. Watkowski for Jerry D. Ford.

Motion/ Brian Shane **Second**/ Dan Stevens to approve the Findings of Fact for Kristina L. Waktkowski for Jerry D. Ford. The motion passed unanimously (4-0-1), with one abstention from Emily Nock.

e. The Board reviewed the Findings of Fact for BZA 2673 Kristina L. Watkowski for the Mauck Family Trust.

Motion/ John Moran Second/ Brian Shane to approve the Findings of Fact for Kristina L. Watkowski for the Mauck Family Trust. The motion passed unanimously (4-0-1), with one abstention from Emily Nock.

f. The Board reviewed the Findings of Fact for BZA 2674 Kristina L. Watkowski for the Sheila S. Withers Revocable Trust.

Motion/ Dan Stevens **Second**/ Brian Shane to approve the Findings of Fact for Kristina L. Watkowski for the Mauck Family Trust.

- g. The Board reviewed the Findings of Fact for BZA 2677 Keith Hollander.

 Motion/ Emily Nock Second/ John Moran to approved the Findings of Fact for BZA 2677 Keith Hollander. The motion passed unanimously (3-0-2), with two abstentions from Brian Shane and Dan Stevens.
- h. The Board reviewed the new application form for Board of Zoning Appeals. **Motion**/ Brian Shane **Second**/ John Moran to approve the use of the new application form. The motion passed unanimously (5-0-0).

Chairman Christopher Rudolf then entertained a motion to adjourn.

Motion/ Emily Nock Second/ John Moran to close the special meeting for February 28, 2024. The motion passed unanimously (5-0-0).

Approval of Minutes		
Christopher Rudolf, Chairman		
Christopher Rudon, Chamman		
•		
•		
•		



STAFF REPORT

DATE: March 14, 2024

TO: Board of Zoning Appeals

FROM: George Bendler, AICP, Planning & Zoning Director

Karen J. (Kay) Gordy, Zoning Administrator

Chase Phillips, Zoning Analyst

RE: Requests for variances to the minimum yard requirements for a proposed

pool in the rear yard setback and a proposed fence to be 8 feet in the required rear and side yards instead of a maximum 6 feet as allowed by

Code.

BZA 2678 (24-09500001)

Applicant: Jason Miller

2923 Merryman's Mill Road Phoenix, Maryland 21131

Subject Property: 10609 Shifting Sands Drive

Ocean City, Maryland 21842

Request: The applicant has requested two variances. The first is a variance

of 3.4 feet from the 5-foot rear yard setback for a proposed pool to be 1.6 feet from the rear property line. The second request is a variance to allow an 8' fence in the rear and side yards instead of a maximum 6' as allowed by Code. (Applicant Exhibit #1)

Property

Description: The property is described as Lot 78 of the Caine Keys II Ext. Plat.

It is located on the west side of Shifting Sands Drive and is locally known as 10609 Shifting Sands Drive in the Town

of Ocean City, Maryland. (Staff Exhibit #1)

Zoning: Single Family Residential District (R-1)

Project History:

The proposed pool is a replacement of an existing pool that also existed within the rear yard setback. The pool is a part of a larger project to replace the deck, repair culvert issues in the side yard, and bulkhead replacement. (Staff Exhibit #2)

Relevant Code References:

- Ocean City Code Chapter 110
 Article II, Division 4, Board of Zoning Appeals
 Section 110-93 (Powers of the Board of the Zoning Appeals)
 - (3) To hear and decide and decide on applications for variances upon which the Board is specifically authorized to pass under this chapter.
- 2. Ocean City Code Chapter 110 Article II, Division 4, Board of Zoning Appeals Section 110-95 (Variances)
 - (1)(a) The Board shall have the power to grant variances to minimum yard requirements.
- 3. Ocean City Code Chapter 110 Article V, Division 2, Height, Area, and Bulk Regulations Section 110-905 (Yards and Open Spaces Generally)
 - Ground level swimming pools, open and unenclosed, not less than 5 feet from a front, side, or rear lot line.
 - Fences not more than six feet in height above ground in the required side or rear yard.

4. Maryland Land Use Code Article 4-206 – Variances

Courts in Maryland have recognized a two-part test to determine whether a variance should be granted. The deciding authority asks, first, whether the subject property is "unique" compared to neighboring properties such that the zoning provision affects the subject property disproportionately; and, second, whether a "practical difficulty" or unnecessary hardship" results from that uniqueness.

A. Uniqueness or Peculiarity

- Whereby reason of the exceptional narrowness, shallowness, or unusual shape of a specific property, or by reason of exceptional topographic conditions or other extraordinary situations or special conditions of property the literal enforcement would make it exceptionally difficult to comply.
- The uniqueness, then, must have a nexus with the aspect of the zoning law from which a variance is sought.
 - a. Investigate unusual features of the property.
 - b. Investigate surrounding properties to see if they share the same unusual features.

B. Practical Difficulty

- Whether compliance with the strict letter of restrictions governing area, setbacks, frontage, height, bulk, or density would unreasonably prevent the owner from using the property for a permitted purpose or would render conformity with such restrictions unnecessarily burdensome.
- Whether the variance applied for would do substantial justice to the applicant as well as to other property owners in the district, or whether a lesser relaxation than that applied for would give substantial relief to the owner of the property involved and be more consistent with justice to other property owners.
- Whether relief can be granted in such fashion that the spirit of the ordinance will be observed, and public safety and welfare secured.
- Not because of any action taken by the applicant.
- Not contrary to public interest.

Public Comment:

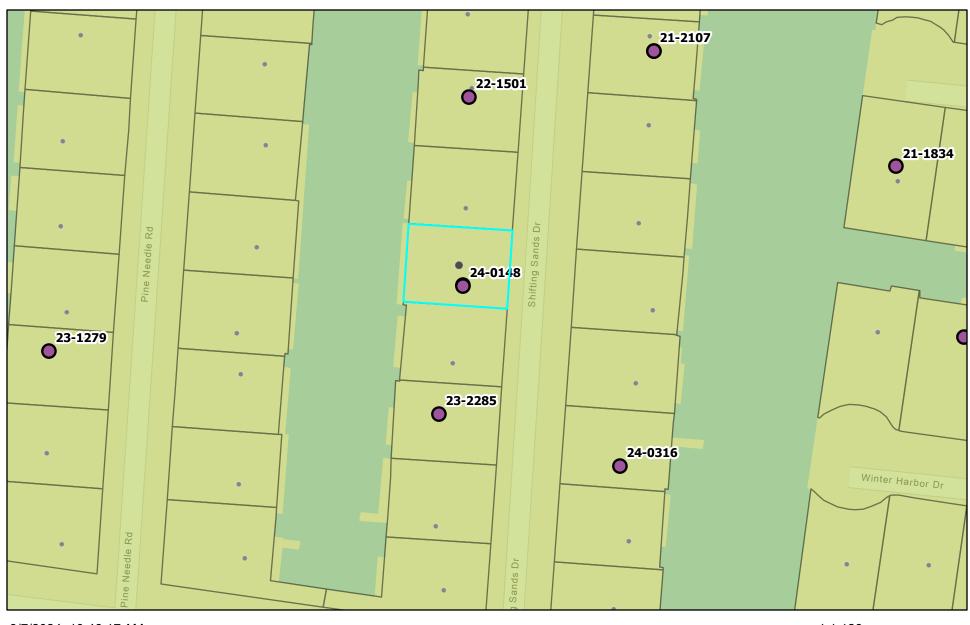
As of March 7, 2024, The Department of Planning and Community Development has received one letter of comment. (Staff Exhibit #3)

Staff Recommendation: Staff respectfully ask that the Board carefully review the application materials and staff report, accept testimony from the applicant and any persons who come forward to testify, then weigh the evidence and craft the decision including findings of fact with advice from the Board attorney for these requests:

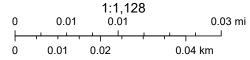
- a. A request for a variance of 3.4 feet from the 5-foot rear yard setback for a proposed pool to exist 1.6 feet from the rear lot line.
- b. A request for a variance to allow for an 8-foot fence to be within the side and rear yards.



10609 Shifting Sands Drive







Esri Community Maps Contributors, Town of Ocean City, MD, VGIN, © OpenStreetMap, Microsoft, Esri, TomTom, Garmin, SafeGraph,

SITE PLAN

LOT 78 - CAINE KEYS II EXTENDED TOWN OF OCEAN CITY TENTH TAX DISTRICT WORCESTER COUNTY, MARYLAND

GENERAL NOTES:

RESERVES ITS COMMON LAW COPYRIGHT IN THESE PLANS, PLATS,

HAMMOND SURVEYING L.L.C.

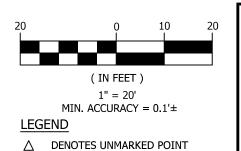
OR OTHER DOCUMENTS, ANY AMENDMENTS, COPYING OR DISTRIBUTION, INCLUDING COMPUTER GENERATED AMENDMENTS, IS PROHIBITED UNLESS PERMITTED IN WRITING BY RUSSELL T. HAMMOND SURVEYING L. C.

ADDRESS: 10609 SHIFTING SANDS DRIVE DEED REF: S.R.B. 7599/331

PLAT REF: F.W.H. 8/13 TAX MAP 116, PARCEL 1687A LOT AREA: 5,070 S.F.± EX. ZONING: R-1 ZONING SETBACKS: FRONT: 20', REAR: 15'

SIDES: MIN. 5', TOTAL 15' FLOOD ZONE: AE (EL 5') PER FRIM NO. 245207 0062 H

DATED JULY 16, 2015. CRITICAL AREA DESIGNATION: IDA CRITICAL AREA SETBACK: 15'



RUSSELL T. HAMMOND Surveying, L.L.C.

SURVEYING - LAND PLANNING 10310 Hotel Road Bishopville, MD 21813 (410) 352-5674 - (410) 726-8076

DRAWN BY FILE NO. DATE

B. BATTY 2024-3548 01/26/2024 CERTIFICATION: I HEREBY

CERTIFY THAT THESE DOCUMENTS WERE PREPARED BY ME OR UNDER MY RESPONSIBLE CHARGE, AND THAT I AM A DULY LICENSED PROFESSIONAL LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MARYLAND LICENSE NO. 21329, EXPIRATION DATE 1/08/2023

Applicant Exhibit #1 Page 2

SCOPE **REVISED 7/10/23** Install 65' of replacement bulkhead, a 3.5' x 50' parallel platform, a 4' x 5' float, a 3' x 4' staircase down into the water, and one (1) boat lift with all associated poles. Maximum channel ward extension of 17'. 1. There are no known SAV beds in the area. 2. The soundings were taken on 4/26/23. 3. Max channelward extension of 17'. <u>.</u> To: Assawoman bay CANAL **◀** 10' 0" ▶ 5'x42' 2'x40' WL & MLWL at bulkhe **4**60'0"▶ SITE **◄** 152' 0" ► **◀** 152' 0" ▶ LOT 78 W SIDE SHIFTING SANDS D PL CAINE KEYS II EXTD Site: Project: Drawn: Notes: Drawing: Hidden Oak Farm, 10609 Shifting Sands Drive, OC MD Miller Carouge LLC Date: Title Scale: Rev: EXISTING CONDITIONS 1/4":10'0" 04/27/2023 Α

Applicant Exhibit #1 Page 3

SCOPE **REVISED 7/10/23** Install 65' of replacement bulkhead, a 3.5' x 50' parallel platform, a 4' x 5' float, a 3' x 4' staircase down into the water, and one (1) boat lift with all associated poles. Maximum channel ward extension of 17'. 1. There are no known SAV beds in the area. 2. The soundings were taken on 4/26/23. 3. Max channelward extension of 17'. 80, 0.. ▶ max ext. To: Assawoman bay CANAL 4'x5' float-2'x40' 5'x42' new bulkhead-3'x4' steps **4**60'0"▶ SITE **◄** 152' 0" ► **◀** 152' 0" ▶ LOT 78 W SIDE SHIFTING SANDS DR PL CAINE KEYS II EXTD Site: Project: Notes: Drawing: Drawn: Hidden Oak Farm, 10609 Shifting Sands Drive, OC MD Miller Carouge LLC Title Scale: Date: Rev: PROPOSED CONDITIONS 1/4":10'0" 04/27/2023 Α

SCOPE Install 65' of replacement bulkhead, a 3.5' x 50' parallel platform, **REVISED 7/10/23** a 4' x 5' float, a 3' x 4' staircase down into the water, and one (1) boat lift with all associated poles. Maximum channel ward extension of 17'. 1. There are no known SAV beds in the area. 2. The soundings were taken on 04/27/23. 3. Max channelward extension of 17'. -2.5mlw -3'mlw ..-3.5'mlw .-4'mlw <u>•</u> To: Assawoman bay Channel CANAL -4'mlw -3.5'mlw -2.5mlw 2'x40' 5'x42' new bulkhead-**4**60'0"▶ SITE **◄** 152' 0" ► **◀** 152' 0" ▶ LOT 78 W SIDE SHIFTING SANDS DR PL CAINE KEYS II EXTD Site: Drawing: Project: Drawn: Notes: Hidden Oak Farm, 10609 Shifting Sands Drive, OC MD Miller Carouge LLC Title Scale: Date: Rev: PROPOSED CONDITIONS 1/4":10'0" 04/27/2023 Α



OCEAN CITY

The White Marlin Capital of the World

Board of Port Wardens PO Box 158 Ocean City, Maryland 21843

August 15, 2023

MAYOR RICHARD W. MEEHAN

CITY COUNCIL

MATTHEW M. JAMES President

ANTHONY J. DELUCA Secretary

PETER S. BUAS JOHN F. GEHRIG, JR. J. FRANKLIN KNIGHT CAROL L. PROCTOR WILLIAM C. SAVAGE III

CITY MANAGER
TERENCE J. MCGEAN, PE

CITY CLERK DIANA L. CHAVIS, CMC

Jason Miller 2923 Merryman Rd.

Phoenix, MD 21131

Re: PW 23-057 - 10609 Shifting Sands Dr.

Dear Mr. Miller,

On Thursday, June 8, 2023 the Board of Port Wardens met and approved your request to install 65' of replacement bulkhead, a 3.5' x 50' parallel platform, a 4'x5' float, a 3'x4' staircase leading down into the water and one boat lift with associated pilings a maximum channelward extension of 17' at the above location by a vote of 4-0 p/staff recommendations.

Authorization from the U.S. Corp of Engineers and Maryland Department of Environment must be obtained before proposed work may begin.

- SPECIAL PROVISIONS: Staff finds this application meets or exceeds minimum BOPW specifications using the following:
 - Bulkhead must meet TOC (6.1) standard for canal front replacements, and shall not exceed 18" channelward
 - Boatlift and floating dock to installed must be installed p/manufacturer's specifications
 - All work not to exceed 16' maximum channelward extension
 - Platform and stairs to be constructed p/TOC marine standards
 - 5' setback shall be maintained and/or letters of no objection to be submitted with a building permit application which must be approved prior to the start of any work
 - All marine construction must be completed within 18 months of Board decision
- A building permit shall be obtained from the Building Official of the Town of Ocean City prior to the start of any construction, no construction will be allowed until all permits have been issued.
 - The building and inspection office for the Town of Ocean City must be notified for inspections at the following three (3) stages: the beginning of proposed construction, prior to any backfilling, and the completion of the construction.
 - All construction shall be completed within eighteen months of the date of issuance of BOPW approval/permit.

It is the finding of the Board that the proposed work will be of economic benefit will not unduly affect marine life and will improve the recreational potential of the city. The issuance of this permit does not and is not intended to confer any property rights of interests.

Sincerely

Shawn Nave

Acting Harbor Master

Chase M. Phillips

From: Jamie Caine <jamiecocmd@gmail.com>
Sent: Thursday, January 25, 2024 2:20 PM

To: Chase M. Phillips

Cc: jamiller11@comcast.net; Jamie Caine
Subject: 10609 Shifting Sands Dr. Setback Appeal

Dear Mr Phillips,

Sincerely,

It was nice speaking with you today about the new pool at 10609 Shifting Sands Dr. I wanted to let you know I have no problem with the new pool being 3' from the property line.

Which I understand is where the pool is now, I know the pool that is there now has been there since 1989. Please don't hesitate to contact me, if I can be of further assistance.

Jamie Caine Associate Broker

Coldwell Banker Realty 410 726 0725 Cell

Jamiecocmd@gmail.com

"Over 35 Years Selling the BEACH"



WHY SHOULD I BUY OR SELL WITH JAMIE CAINE?

Professional Background

I have been a LOCAL OCEAN CITY Resident all of my life, and licensed since I was 18 years old. I can confidentially say "I KNOW OCEAN CITY and the surrounding Maryland and Delaware areas!" My family had one of the oldest Real Estate Companies here at the BEACH starting in the late 1950's named CAINE REAL ESTATE. My father, James B. Caine was instrumental in the development of OCEAN CITY from 86th Street to the Delaware Line including all of the North Ocean City BEACHES to the Bay. Some of these developments are CAINE KEYS I, (Bayside Keys-94th Street), CAINE KEYS II, CAINE HARBOUR MILE, MONTEGO BAY, CAINE WOODS and the James B. Caine Plat (now where all the High Rises Stand). With my background, knowledge of the BEACH areas in selling and development, the TECHNOLOGY of COLDWELL BANKER REALTY, and my negotiation skills, I am able to give the highest level of customer service and the most up to date information to my buyers and sellers.

COLDWELL BANKER REALTY is seen throughout the country on more internet sites than any other Real Estate

Company. Coldwell Banker also allows me to give my sellers and buyers the BEST marketing Materials for maximum exposure. COLDWELL BANKER also gives us EXCEPTIONAL National coverage on the Internet where we can be seen on over 900+ websites nationally and internationally.



STAFF REPORT

DATE: March 14, 2024

TO: Board of Zoning Appeals

FROM: George Bendler, AICP, Planning & Zoning Director

Karen J. (Kay) Gordy, Zoning Administrator

Chase Phillips, Zoning Analyst

RE: 5 Requests for the redevelopment of the properties known as 601 and 605

Atlantic Avenue: a special yard exception for the building, a variance for a roof structure, 2 special parking exceptions, and a request for these

actions to be valid for 3 years. **BZA 2679 (24-09400003)**

Applicant: Joseph E. Moore, Esq. Atty for 601 Atlantic, LLC, 605 Atlantic,

LLC, and SAS Partnership, LLC

Subject Property: 601 and 605 Atlantic Avenue

Ocean City, Maryland 21842

Request: The applicant has made the following requests:

1. A special yard exception to allow an additional two stories to be 7.5 feet from a front property line, conforming to the legally nonconforming setback

the legally nonconforming setback.

2. A variance from the front yard setback requirement to allow a roof structure to be 3.83 feet from a front property line.

3. A special parking exception to allow 8 parking spaces to be in a tandem stacked configuration.

4. A special parking exception from design standards to allow 2 6-inch encroachments for support columns.

5. For all approvals to be valid for a period of three (3) years.

(Applicant Exhibit #1)

Property Description:

The property is described as Lots 7 and 8, Block 7, of the Sinepuxent Beach Plat. It is further described as being on the northwest corner of 6th Street and Atlantic Avenue, the Boardwalk, and is locally known as 601 and 605 Atlantic Avenue, Ocean City. (Staff Exhibit #1)

Zoning: Boardwalk Commercial District (BC-2)
Upper Downtown Design Overlay

Project History:

This subject site is currently split between three buildings. Building A (601) has retail space on the first floor and is a rooming/boarding house on the 2nd and 3rd floors. Building B (605) has 2 commercial fit outs on the first floor, currently used as eateries, 2 apartment units on the 2nd floor, and 1 apartment on the 3rd floor. Building C (604) contains 2 apartments on the first floor and a rooming boarding house on the 2nd and 3rd floors.

The site is proposed to be redeveloped as 2 buildings. Building A will front to the Boardwalk and will have two commercial fit outs on the first floor and 2 apartments on each of the 2nd, 3rd, 4th, and 5th floors. Additionally, Building B to the rear will have 6 workforce housing units split between 3 floors.

Several legal nonconformities are present. They include setbacks, density, and parking. Further to the March 5" 2024, nonconformity study completed by Kay Gordy, Zoning Administrator, the redevelopment project is generally consistent with the Zoning Code. However, the 4 points as part of this request are the remaining elements of the project that the transfer of nonconformity does not cover. (Staff Exhibit #2)

Relevant Code References:

- 1. Ocean City Code Chapter 110
 Article II, Division 4, Board of Zoning Appeals
 Section 110-93 (Powers of the Board of the Zoning Appeals)
 - (2) To hear and decide on applications for special exceptions upon which the Board is specifically authorized to pass under this chapter.
 - (3) To hear and decide on applications for variances upon which the Board is specifically authorized under this chapter.

Special exceptions are permitted if the Board finds the Board finds that, in its opinion, as a matter of fact, such exceptions will not adversely affect the uses of adjacent and neighboring property under the terms of this chapter.

2. Ocean City Code – Chapter 110 Article II, Division 4, Board of Zoning Appeals Section 110-98 (Lapse of Special Exception or Variance)

"... any special exception or variance so approved or granted shall lapse after the expiration of one year if no substantial construction or change of use has taken place in accordance with the plans for which special exception or variance was granted <u>or if the Board does not specify some longer period than one year for good cause shown..."</u>

3. Ocean City Code – Chapter 110 Article II, Division 4, Board of Zoning Appeals Section 110-94 (Special Exceptions)

(2)(b) The Board shall have the power to grant special exceptions to parking. This includes a waiver or reduction of the parking requirements and design standards in any district whenever the character or use of any building is such as to make unnecessary the full provision of parking facilities. Special exceptions to parking requirements are not permitted for the portion of a development project that utilizes transferable of development rights to increase its density.

(3)(a) A special yard exception to yard regulations is permitted on a lot where, on said lot or on the adjacent lot, there is a front, side, or rear yard that does not conform to such yard regulations in a way similar to the exception applied for.

4. Ocean City Code – Chapter 110 Article II, Division 4, Board of Zoning Appeals Section 110-95 (Variances)

(1)(a) The Board shall have the power to grant variances from minimum yard regulations.

5. Ocean City Code – Chapter 110 Article V, Division 3, Off-Street Parking Section 110-935 (Design Standards)

(a) *Minimum area*: "... an off-street parking space is an all weather surfaced area not within a street or alley and having an area of not

less than 180 square feet, exclusive of driveways, and minimum dimensions of nine feet in width and 20 feet in depth not withstanding additional requirements for handicapped spaces, and permanently reserved for the temporary storage of one licensed vehicle and connected with a street or alley by a paved driveway which affords ingress and egress for an automobile without requiring another vehicle to be moved..."

6. Maryland Land Use Code Article 4-206 – Variances

Courts in Maryland have recognized a two-part test to determine whether a variance should be granted. The deciding authority asks, first, whether the subject property is "unique" compared to neighboring properties such that the zoning provision affects the subject property disproportionately; and, second, whether a "practical difficulty" or unnecessary hardship" results from that uniqueness.

A. Uniqueness or Peculiarity

- Whereby reason of the exceptional narrowness, shallowness, or unusual shape of a specific property, or by reason of exceptional topographic conditions or other extraordinary situations or special conditions of property the literal enforcement would make it exceptionally difficult to comply.
- The uniqueness, then, must have a nexus with the aspect of the zoning law from which a variance is sought.
 - a. Investigate unusual features of the property.
 - b. Investigate surrounding properties to see if they share the same unusual features.

B. Practical Difficulty

- Whether compliance with the strict letter of restrictions governing area, setbacks, frontage, height, bulk, or density would unreasonably prevent the owner from using the property for a permitted purpose or would render conformity with such restrictions unnecessarily burdensome.
- Whether the variance applied for would do substantial justice to the applicant as well as to other property owners in the district, or whether a lesser relaxation than that applied for would give substantial relief to the owner of the property involved and be more consistent with justice to other property owners.

- Whether relief can be granted in such fashion that the spirit of the ordinance will be observed, and public safety and welfare secured.
- Not because of any action taken by the applicant.
- Not contrary to public interest.

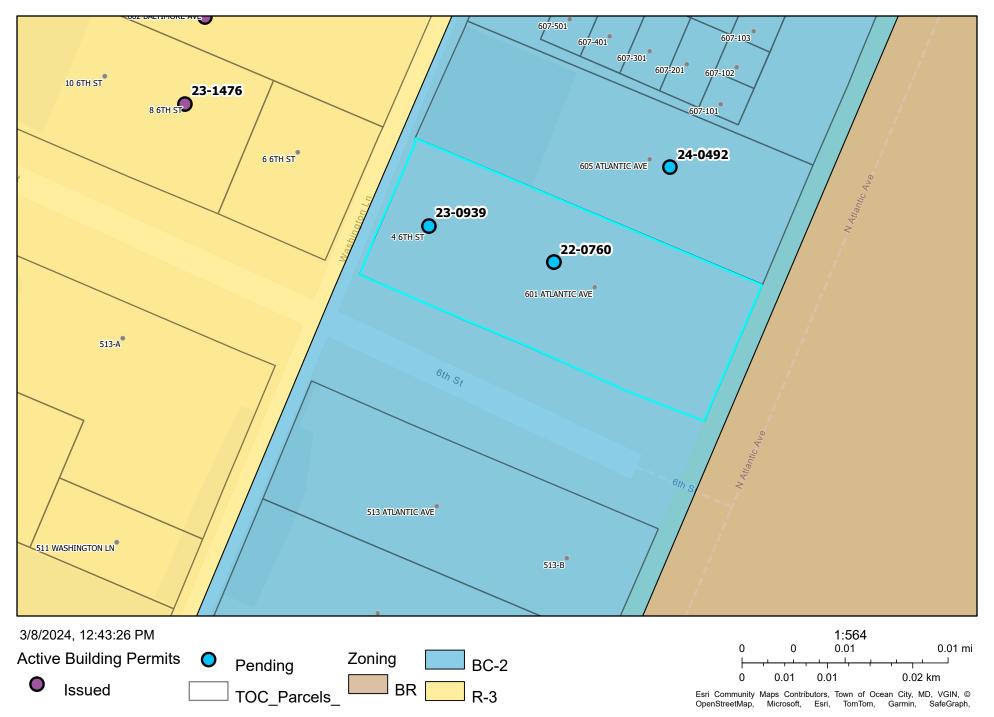
Public Comment:

As of March 7, 2024, the Department of Planning and Community Development has not received any letters of public comment.

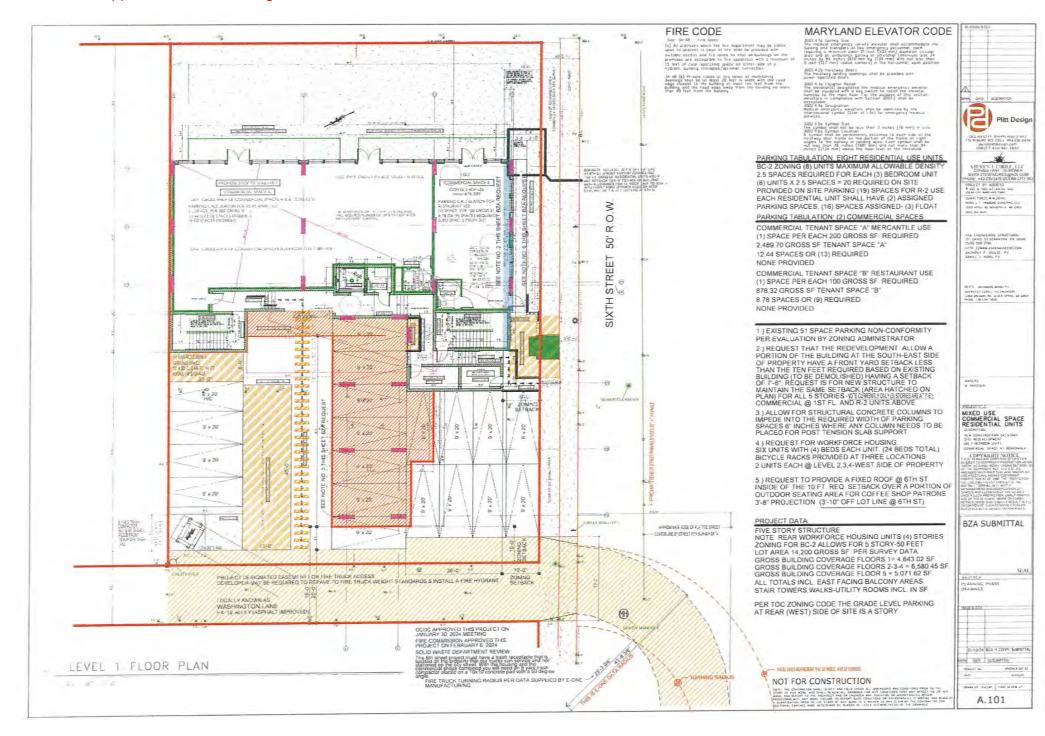
Staff Recommendation: Staff respectfully ask that the Board carefully review the application materials and staff report, accept testimony from the applicant and any persons who come forward to testify, then weigh the evidence and craft the decision including findings of fact with advice from the Board attorney for these requests:

- 1. A special yard exception to allow an additional two stories to be 7.5 feet from a front property line, conforming to the legally nonconforming setback.
- 2. A variance from the front yard setback requirement to allow a roof structure to be 3.83 feet from a front property line.
- 3. A special parking exception to allow 8 parking spaces to be in a tandem stacked configuration.
- 4. A special parking exception from design standards to allow 2 6-inch encroachments for support columns.
- 5. For all approvals to be valid for a period of three (3) years.

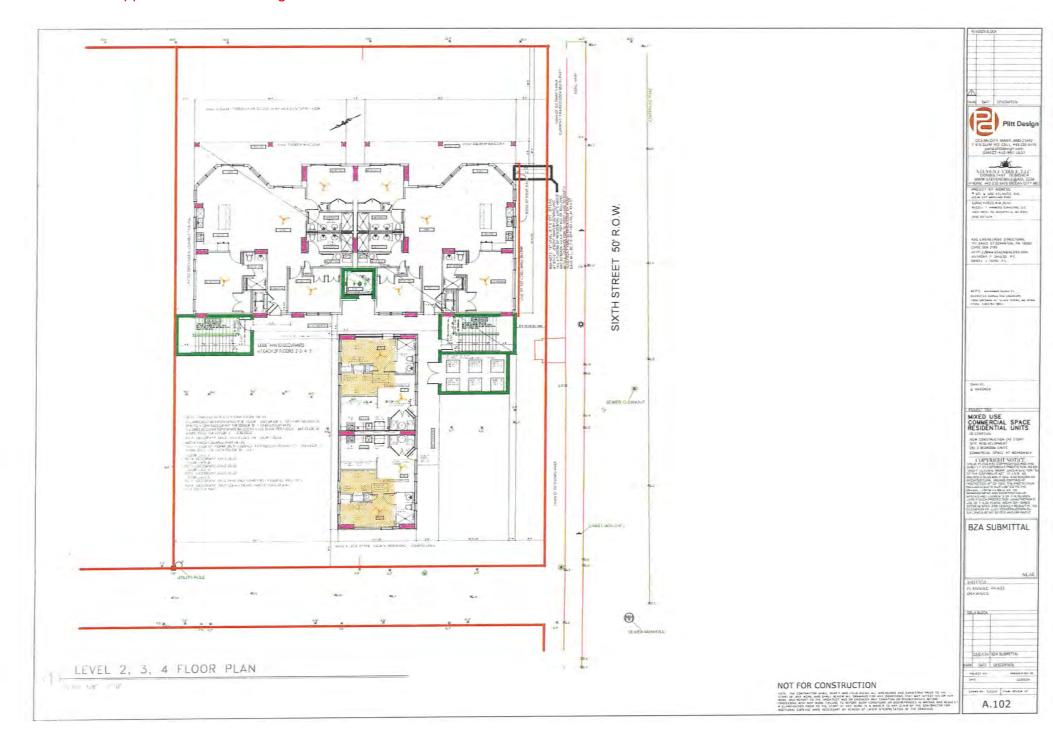
6th and Boardwalk

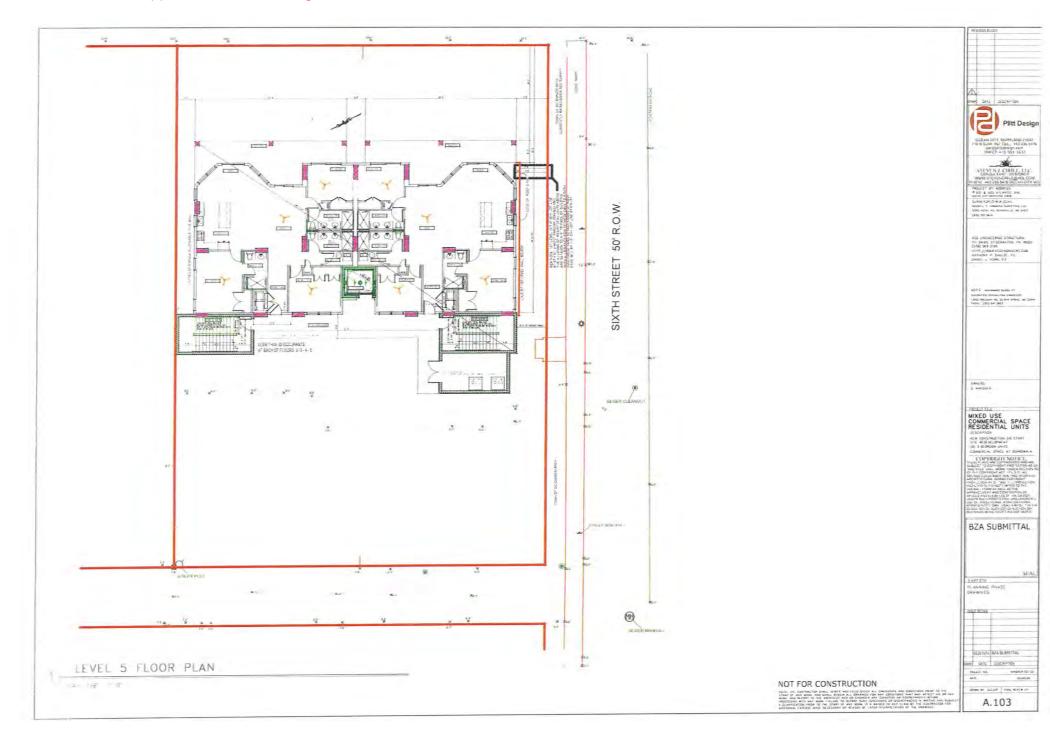


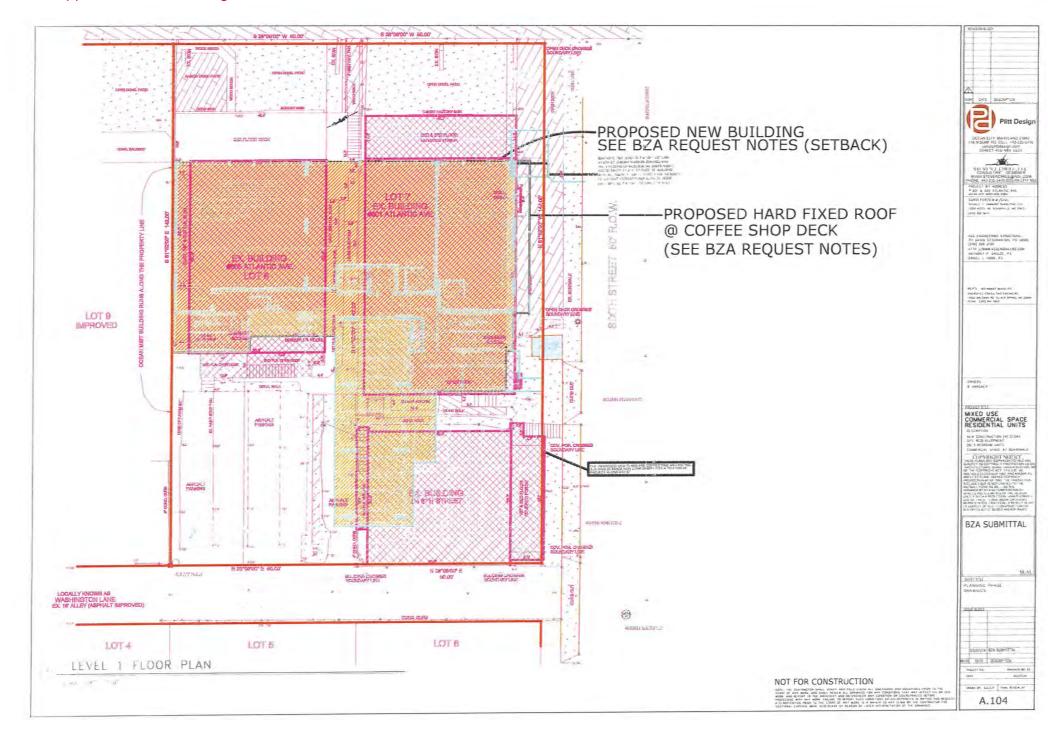




Applicant Exhibit #1 Page 2











NOT FOR CONSTRUCTION

AGE THE CONTROL OF THE SERVICE AND THE SERVICE

R-VSCN ROCK

Plitt Design

OCEAN OTY, MARKLAND 2184 VIEW SURFING CELL 443-225-5 JOSEPHANDESSEY, DOT DIRECT 410 991 1613

STEVEN J. CREEF, T. L.C.
CONQUITANT DESCRIPE
WWW.STEVENCHREEROLD.
OF HOME 427 2275 5478 COLON-OTH
PROJECT OF ADDRESS
4 SEE SO ATTACKED AND
SUBJECT TO ATTACKED

KSC (NONLIAND STRUCTURE IN DAVIS ST SCHARDS, PA 1800 (SPI) 305-2009 HTM: //WHA RIGINDINGERS COM AN 1803 F P. SRILDI, P.1

MEPS ADMINISTRATIVES INCOMES.

DESCRIPTION OF SECURITIES AND THE SECURITIES.

THE SECURITIES AND SECURITIES AND THE SECURITIES.

THE SECURITIES AND SECURITIES AND THE SECURITIES.

THE SECURITIES AND SECURITIES AND THE SEC

SESONER B

MIXED USE COMMERCIAL SPAC RESIDENTIAL UNITS

COMMERCIAL SANCE AS BENEGARIA NEW SECRETARIES OF \$4) SECRETARIA DE SERVICION (A) SECRETARIA DE SECRE

LITTLE SECURITY STATES TO SECURITY STATES TO SECURITY SECURITY STATES TO SECURITY SE

BZA SUBMITTAL

171

PLASSING PHAS DRAWNGS

02/01/04 BZA SJB9/7TIA:

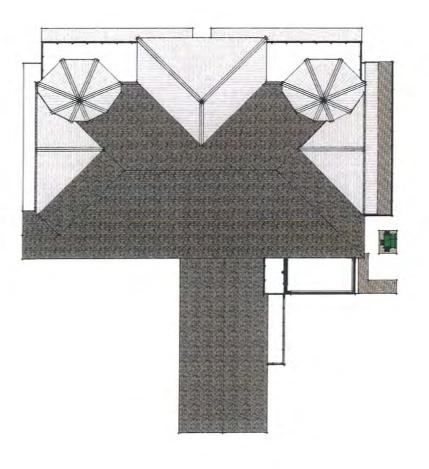
DZIGTIÇA BLA SUBMITTAL SUANI SA'S DISCRPTION

Date in TVIn Law Sale is

A.201

WASHINGTON LANE ELEVATION WEST





BZA SUBMITTAL

BASE DATE DESCRIPTION

A.204

NOT FOR CONSTRUCTION

ROOF LAYOUT SKETCH

<u>DETERMINATION OF EXISTENCE AND EXTENT</u> OF NONCONFORMING STRUCTURES FOR DENSITY, PARKING & SETBACKS

DATE: March 5, 2024

OWNER: 601 Atlantic, LLC - 605 Atlantic, LLC & SAS Partnership, LLC

c/o Bruce Krasner

12507 Sunset Avenue Unit 26

Ocean City MD 21842

PROJECT: Mixed Use Multi-Family dwelling units and commercial retail space

FINDING OF FACT

PROPERTY DESCRIPTION: The subject property is described as Tax Map 0110, Parcel 2858, Lot 7, Block 7N of the Sinepuxent Beach Company Plat; and Parcel 2857, Lot 8, Block 7N of the Sinepuxent Beach Company Plat; further described as being located on the north side of 6th Street, the east side of Washington Lane, and the west side of Atlantic Avenue (boardwalk), locally known as 601 and 605 Atlantic Avenue in the Town of Ocean City, Maryland. The third building located on the west side of Lot 7 is locally known as 4 6th Street in the Town of Ocean City, Maryland.

ZONING CLASSIFICATION: BC-2, Boardwalk Commercial, Zoning District with the Upper Downtown Design Overlay Zone.

LOT AREA: 14,200 +/- Square Feet, two (2) lots, 7 and 8, measuring 50' x 142'. Our sources include a Boundary Survey performed by Russell T. Hammond, Surveying, LLC dated October 22, 2023, plus existing files on record with the department and information provided on the Maryland State Department of Assessments and Taxation website.

REQUEST: The applicant is requesting a determination of nonconformity of a group of three buildings for the existence and extent of density, parking, and setbacks in order to redevelop said property as one large mixed-use project.

EXISTING USE OF PREMISES: One 2 ½ story structure with two (2) 2-bedroom multifamily units and nine (9) single rooms in a boarding/lodging/rooming house fashion (4 6th Street); one 3 ½ story structure with two (2) 5-bedroom multi-family units, one each on floors two and three, and retail space on the first floor (601 Atlantic Avenue); and one 3 story building with two (2) 2-bedroom units and one (1) 4-bedroom unit and on the upper floors with two (2) retail units on the first floor (Columbus Villas 605 Atlantic Avenue).

USE OF PREMISES PER CODE: In accordance with Section 110-632 Permitted uses – A building or land in the BC-2 boardwalk commercial district shall be used only for the following purposes, provided all business shall be conducted wholly within the main building, except for outside display authorized by the board of zoning appeals: Any use permitted in the BC-1 boardwalk commercial district.

601 Atlantic, LLC - 605 Atlantic, LLC & SAS Partnership, LLC c/o Bruce Krasner
12507 Sunset Avenue Unit 26
Ocean City MD 21842
Page Two

EXISTING DENSITY: Multi-family units – 7 dwelling units: Two (2) 2-bedroom

Two (2) 3-bedroom

One (1) 4-bedroom

Two (2) 5-bedroom

And Nine (9) separate rooms as rooming/boarding/lodging guest rooms.

ALLOWED DENSITY: Code Section 110-636(3) Projects containing more than two recorded lots shall apply the single lot requirement for the first two lots in accordance with subsections (1)b.1 and 2 of this section; and thereafter, lot area per dwelling unit shall be one dwelling unit per 1,000 square feet of remaining lot area.

- Each of the two lots are 7,100 square feet in land area yield four units each for a total of 8 multi-family dwelling units, or
- Section 636(d) Lot area per roominghouse/boardinghouse/lodginghouse guestroom: 500 square feet. 14,200 square feet/500 = 28 rooms or an equivalent combination of both.

PARKING:

Multi-family units –7 dwelling units: Two (2) 2-bedroom 2 spc/2 BR = 4 spaces

Two (2) 3-bedroom 2.5 spc/3 BR = 5 spaces

One (1) 4-bedroom 3 spc/4 BR = 3 spaces

Two (2) 5-bedroom 3.5 spc/5 BR = 7 spaces

And Nine (9) separate rooms as rooming/boarding/lodging

quest rooms.

1 spc/room = 9 spaces

Plus: T-Shirt Factory retail at 601 Atlantic Ave is 2,625.15 gsf/200 per space 13.1 spcs Subway/Edible Cookie Dough restaurant at 605 Atlantic Avenue

is 1917.84 gsf/100 per space 19.2 spcs

Total parking spaces required: 60.3 spaces rounded to 61 spaces

Provided: Ten (10) tandem design parking spaces onsite

SETBACKS:

Required:

Front Yard:

 Code Section 110-636(4) Ten feet except as follows: (a) The body of every building shall at all points be at least 32 feet from the west side of Atlantic Avenue. The porch lines of every building shall at all points be at least 20 feet from the west side of Atlantic Avenue. 601 Atlantic, LLC - 605 Atlantic, LLC & SAS Partnership, LLC c/o Bruce Krasner
12507 Sunset Avenue Unit 26
Ocean City MD 21842
Page Three

Side Yard:

 Code Section 110-636(5)a – Five feet per one-, two- or three-story buildings.

Rear Yard:

• Code Section 110-636(6)a – Ten feet.

Provided:

Front Yards: 601 Atlantic Avenue

- Atlantic Avenue (boardwalk) Body of main building 31.3 feet (31' 3-5/8")
- Porches are 11.6 feet, providing a 19.7-foot setback (19' 8-1/2")
- 6th Street minimum 7.5 feet (7' 6") instead of 10 feet

Side Yard:

North side – minimum 1.7 feet (1' 8-½")

Front Yard: 4 6th Street

 6th Street – Body of main building provides minimum 8.4 feet setback (8' 4-7/8"). The first and second story covered porch and steps cross over the property line, providing a 0-foot setback instead of 4 feet as required by Code.

Side Yard:

 Body of main building crosses property line by 0.6 feet (7-1/4"), providing 0-foot setback.

Rear Yard:

 Body of main building provides 2.9 feet (2' 10-7/8") and 2nd floor covered porch provides 0 feet setback.

Front Yard: 605 Atlantic Avenue

Atlantic Avenue (boardwalk) – Body of main building 31.6 feet (31' 7-1/4")
 Porches are 12.2 feet, providing a 19.4-foot setback (19' 4-7/8")

Side Yards:

• South side – Body of main building provides minimum 9.4 feet setback (9' 4-7/8"). Steps cross the south property line and decking further encroaches 4.9 feet (4' 10-3/4").

601 Atlantic, LLC - 605 Atlantic, LLC & SAS Partnership, LLC c/o Bruce Krasner
12507 Sunset Avenue Unit 26
Ocean City MD 21842
Page Four

North side – Body of main building is minimum 4.5 feet (4' 6") instead of 5 feet as required by Code. Cantilevered porches provide 1.1-foot setback (1' 1-1/4")

Rear Yard:

• Body of main building is approximately 58 feet from the rear lot line.

Inspection Results: I investigated the nonconformity determination request by three methods:

- Review of existing documents on file with the department including previous Board of Zoning Appeals special parking exception decision to convert first floor of Columbus Villas, 605 Atlantic Avenue, to retail plus a Determination of Nonconformity dated 1987 related to 601 Atlantic Avenue.
- Review of information included on the State Department of Assessment & Taxation website.
- 3. Onsite visitation George Bendler, Director of Planning and Community Development; Chase Phillips, Zoning Analyst; and I conducted an onsite inspection accompanied by the Steven Cirile, an onsite manager, and Bruce Krasner on Tuesday, January 16, 2024.

CONCLUSIONS: All nonconformities are in bold and highlighted

My determination of nonconformity is as follows:

DENSITY:

Existing residential uses: Multiple-family dwelling units – Seven (7) exist

Rooming/boarding/lodging house guest rooms Nine (9) exist

The two residential uses, as defined by bulk regulations, are conforming if each stands alone:

Allowed multiple-family dwelling units – Eight (8) units Allowed rooming/boarding/lodging guest rooms (14,200 SF/500) – 28 units

601 Atlantic, LLC - 605 Atlantic, LLC & SAS Partnership, LLC c/o Bruce Krasner
12507 Sunset Avenue Unit 26
Ocean City MD 21842
Page Five

However, combine the existing residential dwelling types:

14,200 square feet of land area – each lot contains 7,100 square feet
First two lots of 5,000-7,250 square feet yield a maximum of 4 multiplefamily dwelling units. Taking the square footage of one lot (7,100 sf) and
dividing it by 4 gives us the approximate square footage per unit

7,100/4 =1,775 each unit, so

 $1,775 \times 7$ existing units = 12,435 sf

14,200 total square feet of land area minus 12,435 accounted for, = 1,765 square feet, so

Divide 1,765 by 500 for each rooming/boarding/lodging house guest room – 3.53 or Three (3) guest rooms.

Nine (9) of these rooms exist over the three (3) guest rooms that would be allowed, so the project is currently 6 rooming/boarding/lodging house guest rooms nonconforming.

PARKING:

Multi-family units: 7 dwelling units: Two (2) 2-bedroom 2 spc/2 BR = 4 spaces

Two (2) 3-bedroom 2.5 spc/3 BR = 5 spaces

One (1) 4-bedroom 3 spc/4 BR = 3 spaces

Two (2) 5-bedroom 3.5 spc/5 BR = 7 spaces And

Nine (9) separate rooms as rooming/boarding/lodging guest rooms.

1 spc/room = 9 spaces

Plus:

T-Shirt Factory retail 2,625.15 gsf/200 per space 13.1 spcs

Subway and Edible Cookie Dough restaurant use

1,917.84 gsf/100 per space 19.2 spcs

Total parking spaces required: 60.3 spaces rounded to 61 spaces

Provided: Ten (10) tandem design parking spaces onsite

Parking spaces nonconforming 5

601 Atlantic, LLC - 605 Atlantic, LLC & SAS Partnership, LLC c/o Bruce Krasner
12507 Sunset Avenue Unit 26
Ocean City MD 21842
Page Six

SETBACKS: 601 Atlantic Avenue:

- Front yard setback on Atlantic Avenue: Body of main building provides
 31.3 feet (31' 3-5/8") setback, minor encroachment of 8-3/8", instead of 32 feet required by Code.
 - 1. Porch provides 19.7 feet (19' 8-½") setback, minor encroachment of 3-1/2", instead of 20 feet required by Code.
- Front yard setback on 6th Street: Body of main building provides minimum 7.5 feet (7' 6") setback, encroachment of 2.5 feet (2' 6"), instead of 10 feet required by Code.
- North side yard setback: provides a minimum 1.7-foot (1' 8-1/2") setback, encroachment of 3.3 feet (3' 3-1/2"), instead of 5 feet required by Code.

4 6th Street

- Front yard setback on 6th Street: Body of main building provides minimum 8.4 feet (8' 4-7/8") setback, encroachment of 1.6 feet (1' 7-1/8"), instead of 10 feet required by Code.
- The first and second story covered porch and steps cross over the property line, providing a 0-foot setback instead of 4 feet required by Code.
- Side yard setback on Washington Lane (16-foot alley): Body of main building crosses property line by 0.6 feet (7-1/4"), providing 0-foot setback instead of minimum 5 feet required by Code.
- Rear yard setback on north property line: Body of main building provides
 2.9 feet (2' 10-7/8") setback, encroachment of 7.09 feet (7' 1-1/8"), instead of 10 feet required by Code.
- Covered porch provides 0-foot setback instead of 4 feet required by Code.

605 Atlantic Avenue

- Front yard setback on Atlantic Avenue: Body of main building provides minimum 31.6 feet (31' 7-1/4") setback, minor encroachment of 4-3/4", instead of 32 feet required by Code.
 - 1. Porch provides 19.4 feet (19' 4-7/8") setback, instead of 20 feet required by Code, minor encroachment of 7-1/8".
- Side yard setbacks: South Body of main building provides minimum
 9.4 feet (9' 4-7/8") setback, minor encroachment of 7-1/8", instead of 5 feet required by Code. Steps cross the south property line and decking

601 Atlantic, LLC - 605 Atlantic, LLC & SAS Partnership, LLC c/o Bruce Krasner
12507 Sunset Avenue Unit 26
Ocean City MD 21842
Page Seven

further encroaches 4.9 feet (4' 10-3/4"), porch not allowed in side yard setback.

North — Body of main building provides 4.5 feet (4' 6") setback, instead of 5 feet required by Code.

Cantilevered porch provides 1.1-foot setback — porch not allowed in side yard setback

Rear yard setback: 58 feet from rear property line, no nonconformity.

Nonconformity shall be regulated as set forth within Section 110-71 through 110-74 attached or any subsequent amendment.

Karen J. (Kay) Gordy Zoning Administrator March 5, 2024

DIVISION 3. - NONCONFORMING USES, STRUCTURES AND LOTS

Sec. 110-71. - Purpose.

This zoning ordinance establishes separate districts, each of which is an appropriate area for the location of the uses and structures which are permitted in that district. It is necessary and consistent with the establishment of those districts that all uses and structures incompatible with permitted uses and structures be strictly regulated and properly controlled. The purpose of the special regulations of this division is to encourage preservation, revitalization and redevelopment of existing nonconforming uses, structures and lots in the various districts.

(Ord. No. 1993-1, § 105-26.1, 1-19-1993)

- Sec. 110-72. Determination of existence of nonconforming use, structure or lot.
 - (a) The existence and extent of a nonconforming use, structure or lot shall be a question of fact to be determined by the administrator. If, after investigation and an on-site inspection, the administrator cannot make a confident determination, he may require the property owner to apply to the Board of Zoning Appeals for determination of nonconformity following a public hearing. A Determination of Nonconformity of parking requirements shall not be applicable to support the portion of a development project that utilizes Transferable Development Rights to increase its base density.

601 Atlantic, LLC - 605 Atlantic, LLC & SAS Partnership, LLC c/o Bruce Krasner
12507 Sunset Avenue Unit 26
Ocean City MD 21842
Page Eight

- (b) The administrator shall keep a record of all determinations of nonconformities and provide the same to the Planning Commission and Board of Zoning Appeals at each regularly scheduled meeting.
- (c) A fee in accordance with the fee schedule officially approved by the Mayor and Council and posted with the department shall be paid by the applicant for determination of nonconformity.

(Ord. No. 1993-1, § 105-26.2, 1-19-1993; Ord. No. 2019-06, 5-20-2019)

• Sec. 110-73. - Continuation of nonconforming use.

- (a) Any bona fide use of land or structure which lawfully exists at the effective date of this chapter may be continued although such use does not conform to the provisions hereof, subject to the regulations of this division. The nonconforming use of land or a structure may be hereafter extended throughout those parts of a building which were lawfully and manifestly arranged or designed for use at the time of the enactment of this chapter or subsequent amendment.
- (b) The casual, intermittent, temporary or illegal use of land or structures shall not be sufficient to establish the existence of a nonconforming use, and the existence

of a nonconforming use on a part of a lot or tract shall not be construed to establish a nonconforming use on the entire lot or tract.

(c) Dry nightclubs which lawfully existed on November 19, 2001 that were located in zoning districts other than LC-1, SC-1 and BMUD, or which did not meet the separation requirements described in <u>section 110-514(23)</u>, are nonconforming uses and subject to all other regulations of this chapter. Nonconforming dry nightclubs must obtain an annual business license and are subject to all regulations and conditions of said license.

(Ord. No. 1993-1, § 105-26.3, 1-19-1993; Ord. No. 2001-23, 12-3-2001)

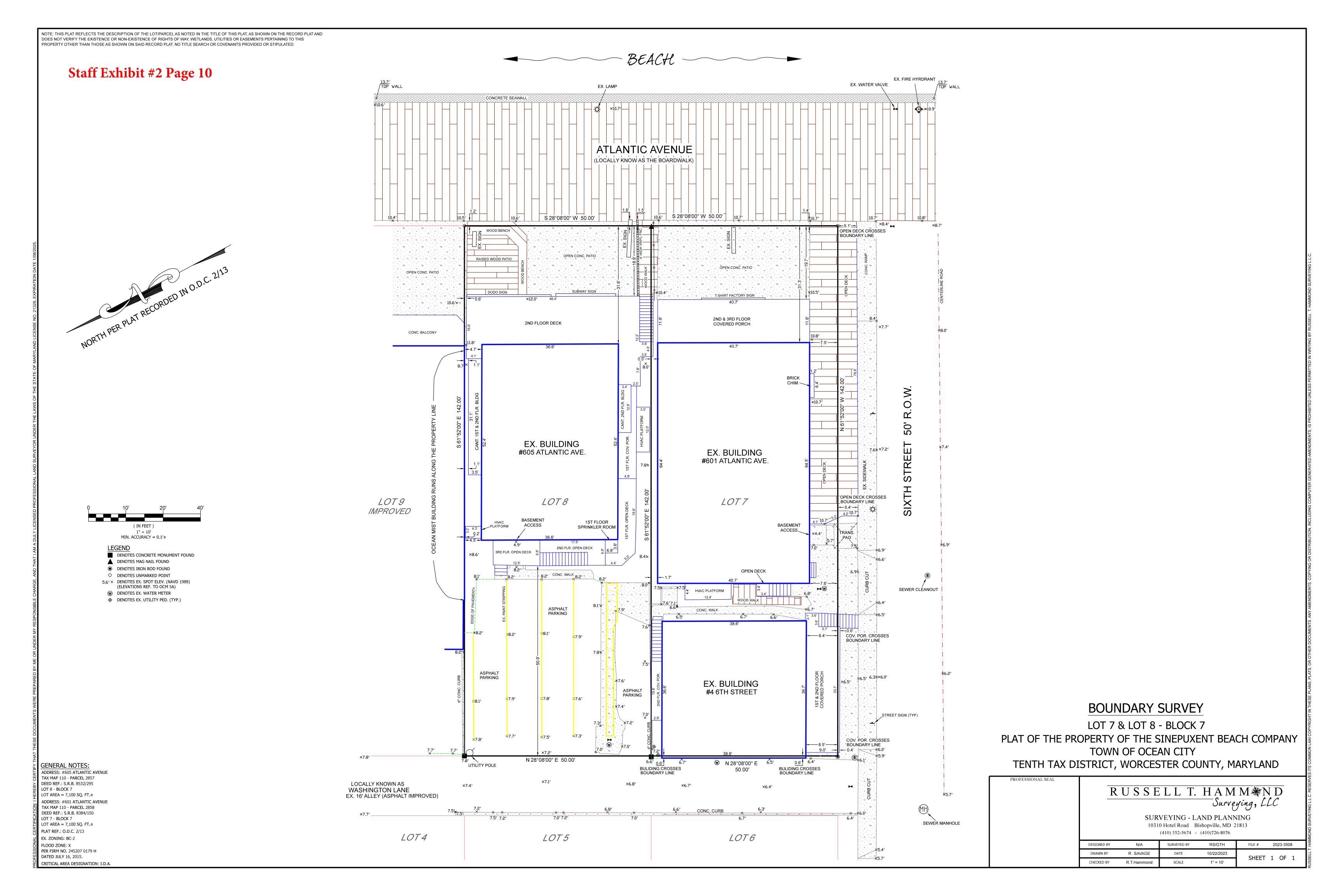
Sec. 110-74. - Change or discontinuance of nonconforming use or nonconforming structure.

- (a) Whenever a nonconforming use of land or buildings has been changed to a more restricted use or to a conforming use, such use shall not thereafter be changed to a less restricted use.
- (b) No building or land or portion thereof used in whole or in part for a nonconforming use which remains idle or unused for a continuous period of two years, whether or not the equipment or fixtures are removed, shall again be used

601 Atlantic, LLC - 605 Atlantic, LLC & SAS Partnership, LLC c/o Bruce Krasner
12507 Sunset Avenue Unit 26
Ocean City MD 21842
Page Nine

except in conformity with the regulations of the district in which such building or land is located.

- (c) Nonconforming structures shall not be extended, expanded, enlarged or added to in any manner except in compliance with minimum bulk regulations. Existing encroachments within required yards and open space shall not be expanded, enlarged or added to in any manner within required yards or open space.
- (d) Nonconforming structures which have been damaged by any cause whatsoever may be repaired or rebuilt, provided that any repair or rebuilding does not in any respect increase the extent of nonconformity in any manner whatsoever.
- (e) Nonconforming structures may be altered, renovated, rebuilt or expanded provided that such alteration, renovation, reconstruction or expansion does not in any manner increase the degree of noncompliance in any respect.
- (f) The permitted uses of nonconforming structures may be changed to other permitted uses provided the change of use does not in any manner increase the degree of noncompliance in any respect.
- (g) Outdoor display of merchandise which lawfully existed at the effective date of this provision may be continued for a period of two years. Thereafter, the outdoor display of merchandise shall be regulated as set forth in section 110-363.
- (Ord. No. 1993-1, § 105-26.4, 1-19-1993; Ord. No. 1997-1, 3-3-1997; Ord. No. 2000-1, 2- 7-2000)
- Secs. 110-75—110-90. Reserved.



Staff Exhibit #2 Page 11

Real Property Data Search ()
Search Result for WORCESTER COUNTY

View Map View GroundRent Rede						Redemptio	emption View GroundRent Registratio							
Specia	I Tax Re	captur	e: Non	9										
Accou	nt Identif	fier:			District	- 10 Accou	int Numbe	er - 0331	36					
						Own	er Infor	matio	n					
Owner	Name:				601 ATL	ANTIC LLC				lse:	COMMERCIAL			
Mailin	lailing Address:				6333 S	OUTH POIN	IT RD			Principal R Deed Refer		NO /08384/ 00150		
	,,,,,,,,,	4.				MD 21811						7505511 50155		
					Loc	ation &	Structu	re Info	ormatio	n				
Premis	ses Addr	ess:				ANTIC AVE			L	egal Desc	ription:	LOT 7 BLK 7		
					Waterfre	CITY 2184 ont	2-0000					50 X 142 ATLANTIC AVE		
Map:	Grid:	Parc		Neighborhood:	Sub	livision:	Sec	tion:	Block		Assessment Year:	Plat No:		
0110	0011	2858		32080.24	11AN	1			7N	7	2022	Plat Ref:		
own:	OCEAN	CITY												
Primai 1940	y Structi	ure Bu	ilt	Above Grade L 11,100 SF	iving Area		Finished	Basem	ent Area		Property Land Area 7,100 SF	County Use		
Storie	s Baser	nent	Туре			Exterior	Quality	Full/Ha	alf Bath	Garage	Last Notice of Majo	r Improvements		
			MIXE	RESIDENTIAL / RET	AIL	1	C3							
						Valu	e Infor	mation	n					
				Base	Value		Value			Phase-in	Assessments			
							As of			As of		s of		
				4.040	000		01/01/20			07/01/202	3 07	7/01/2024		
Land:				1,319 260,5			1,815,00	0						
Total:	vements			1,580			1,987,50	0		1,851,767	14	,987,500		
	ential La	nd:		0	,000		0	· ·		1,001,101	,,	,507,500		
						Trans	fer Info	rmatio	on					
Seller:	IRREVO	CABLE	INTE	RVIVOS TRUST AGRE	EMENT	Date: 05	13/2022				Price: \$3,	750.000		
	ARMS LE						08384/ 00	150			Deed2:	7-11-55		
Seller:	SIVAN N	IKOLA	US & S	SERENA &		Date: 04	19/1996	7/			Price: \$0			
Type:	NON-ARI	US LE	IGTH (OTHER		Deed1:/	02263/ 00	516			Deed2:			
				SERENA &		Date: 04					Price: \$0			
Type:	NON-ARM	NS LE	NGTH (THER		Deed1: F	RHO /0226	3/ 00513	5		Deed2:			
						Exemp	tion In	format	tion					
Partial	Exempt	Asses	sment	s:	Class				C	07/01/2023		07/01/2024		
Count	y:				000				C	0.00				
State:					000				0	0.00				
Munic	-				000				(00.000.00		0.0000.00		
Specia	Tax Re	captur	e: Non	9										
					Hom	estead A	Applicat	tion In	format	ion				
Homes	stead App	plication	n Stat	us: No Application										
				Hon	neowno	rs' Tax (redit A	nnlica	tion in	formati	on			
							reult A	hhucs			J11			
Home	owners' T	ax Cre	dit Ap	plication Status: No A	pplication				1	Date:				



STAFF REPORT

DATE: March 14, 2024

TO: Board of Zoning Appeals

FROM: George Bendler, AICP, Planning & Zoning Director

Karen J. (Kay) Gordy, Zoning Administrator

Chase Phillips, Zoning Analyst

RE: A request for a special parking exception to waive 2 parking spaces of the

required 10 spaces and a request for a special parking exception from

design standards for the 8 remaining spaces to be 9' X 18'

BZA 2680 24-09400004

Applicant: JDACAI Ocean City, LLC Attn: Dave Eynon

19016 Abbey Manor Drive Brookeville, Maryland 20860

Subject Property: 11651 Coastal Highway

Ocean City, Maryland 21842

Request: The applicant has requested two special parking exceptions. The

first is a special parking exception to waive 2 spaces from the required 10 spaces. The second request is for a special parking exception from design standards to allow for the remaining 8 spaces to be 9' X 18' rather than 9' X 20' that is required

by Code. (Applicant Exhibit #1)

Property

Description: The property is described as Lot 242, Section 1 of the Caine

Harbor Mile-Plat. It is further described as being located on the northwest corner of Coastal Highway and Newport Bay Drive and is locally known as 11651 Coastal Highway, in the Town

of Ocean City, Maryland. (Staff Exhibit #1)

Zoning: Local Commercial District (LC-1)

Project History:

This request was previously made as BZA Case 2633 (24-09400017). At their meeting of October 27, 2022, the Board of Zoning Appeals approved the request to waive 2 parking spaces from the required 10 and for the remaining 8 spaces to be 9' X 18'. The approval was valid for one (1) year and expired on October 27, 2023. Additionally, the applicant has an application for a phased site plan that will go before the Planning Commission on March 19, 2024. (Staff Exhibit #2)

Relevant Code References:

- 1. Ocean City Code Chapter 110
 Article II, Division 4, Board of Zoning Appeals
 Section 110-93 (Powers of the Board of the Zoning Appeals)
 - (2) To hear and decide and decide on applications for special exceptions upon which the Board is specifically authorized to pass under this chapter.

Special exceptions are permitted if the Board finds the Board finds that, in its opinion, as a matter of fact, such exceptions will not adversely affect the uses of adjacent and neighboring property under the terms of this chapter.

- 2. Ocean City Code Chapter 110 Article II, Division 4, Board of Zoning Appeals Section 110-94 (Special Exceptions)
 - (1)(b) The Board shall have the power to grant special exceptions to parking. This includes a waiver or reduction of the parking requirements and design standards in any district whenever the character or use of any building is such as to make unnecessary the full provision of parking facilities. Special exceptions to parking requirements are not permitted for the portion of a development project that utilizes transferable of development rights to increase its density.

3. Ocean City Code – Chapter 110 Article V, Division 3, Off-Street Parking Section 110-932 (Minimum Number of Spaces)

- First floor restaurant @ 1 space per 100 sq. ft. w/ 900 sq. ft. =
- Second floor future employee housing = 1
 Total parking required = 10
- 4. Ocean City code Chapter 110
 Article V, Division 3, Off-Street Parking
 Section 110-935 (Design Standards)
 - (a) *Minimum area*: "... an off-street parking space is an all weather surfaced area not within a street or alley and having an area of not less than 180 square feet, exclusive of driveways, *and minimum dimensions of nine feet in width and 20 feet in depth...*"

Public Comment: As of March 7, 2024, the Department of Planning and Community Development has not received any letters of public comment.

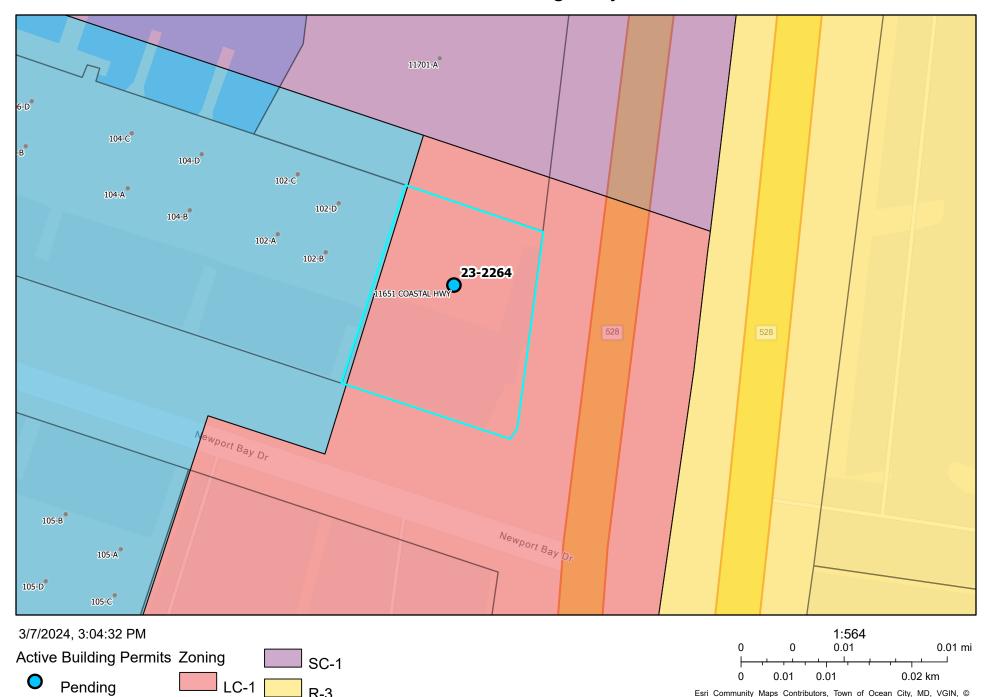
Staff Recommendation: Staff respectfully asks that the Board carefully review the application materials and staff report, accept testimony from the applicant and any persons who come forward to testify, then weigh the evidence and craft the decision including findings of fact with advice from the Board attorney for these requests:

- a. A request for a special parking exception to waive 2 parking spaces from the required 10 spaces.
- b. A request for a special parking exception from design standards to allow for 8 spaces to have a dimension of 9' X 18' rather than 9' X 20'.

9

TOC_Parcels_

11651 Coastal Highway



Department of Planning & Community Development Town of Ocean City, MD

Garmin, SafeGraph,

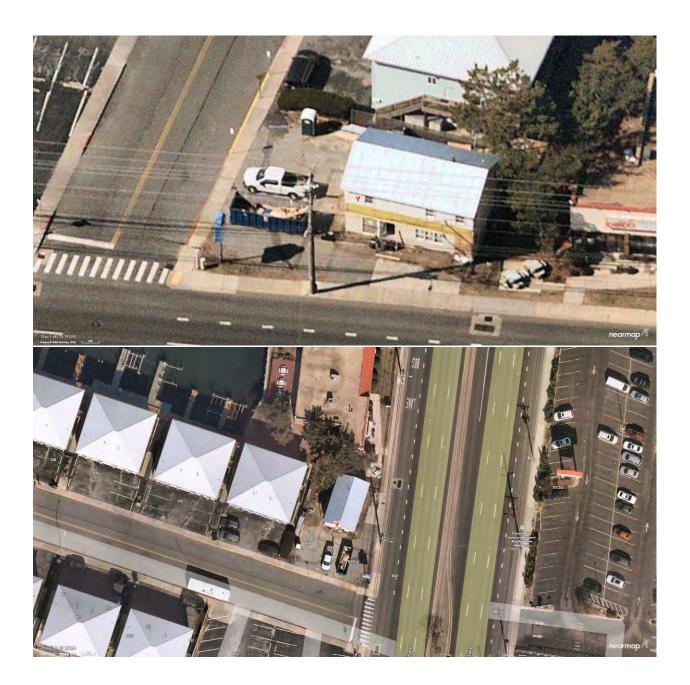
Esri Community Maps Contributors, Town of Ocean City, MD, VGIN, ©

TomTom,

Esri,

Microsoft,

OpenStreetMap,



BUILDING CODE ANALYSIS APPLICABLE BUILDING CODES (JURISDICTION: TOWN OF OCEAN CITY) 2018 INTERNATIONAL MECHANICAL CODE 2018 INTERNATIONAL EXISTING BUILDING CODE 2018 INTERNATIONAL FUEL GAS CODE 2018 INTERNATIONAL FUEL GAS CODE 2018 LIFE SAFETY CODE (NFPA 101) CONSTRUCTION TYPE TYPE V - B 1.784 SQUARE FEET TOTAL FLOOR AREA NUMBER OF STORIES ALLOWABLE NUMBER OF STORIES NO INCREASE TAKEN TWO (2) FIRE RESISTIVE ELEMENTS: NOT APPLICABLE NOT APPLICABLE OFEN AT BOTTOM PER IEBC 802.2,1 EXCEPTIONS 3, 5.1, AND 1.1. AND 1.1. NOT APPLICABLE NOT APPLICABLE NOT RATED NOT RATED NOT RATED NOT RATED

BUILDING RENOVATIONS PLAYA BOWLS 11651 COASTAL HIGHWAY OCEAN CITY, MARYLAND

LIST	OF DRAWINGS	ISSUE DATE	REV. DATE
CS1	COVER SHEET	11-21-2023	1-23-2024
CIVIL			
C200	EXISTING AND PROPOSED SITE PLANS	11-21-2023	
C201	SITE CONSTRUCTION AND ACCESSIBILITY DETAILS		1-23-2024
SVM200	SITE AREA TAKEOFFS		1-23-2024
ARCHITE	CTURAL		
D100	DEMOLITION PLANS	11-21-2023	
D300	EAST AND NORTH DEMOLITION ELEVATIONS	11-21-2023	
D301	WEST AND SOUTH DEMOLITION ELEVATIONS	11-21-2023	
A100	FIRST FLOOR PLAN	11-21-2023	1-23-2024
A101	SECOND FLOOR PLAN	11-21-2023	1-23-2024
A200	REFLECTED CEILING PLANS	11-21-2023	1-23-2024
A300	EAST AND NORTH ELEVATIONS	11-21-2023	1-23-2024
A301	WEST AND SOUTH ELEVATIONS	11-21-2023	
FS100	FOOD SERVICE PLANS	11-21-2023	1-23-2024
MECHAN	IICAL		
M100	MECHANICAL PLAN	11-21-2023	
M101	MECHANICAL SCHEDULES AND SPECIFICATIONS	11-21-2023	
M102	MECHANICAL NOTES AND SPECIFICATIONS	11-21-2023	
PLUMBI	NG .		
P100	SANITARY SEWER PLANS	11-21-2023	12-21-2023
P150	DOMESTIC WATER PLANS	11-21-2023	12-21-2023
ELECTR	ICAL		
E100	OVERALL ELECTRICAL PLANS	11-21-2023	1-23-2024



GENERAL NOTES

EXTERIOR WALL CONSTRUCTION BUILDING IS SPRINKLERED PER NFPA 13.

- A. CONTRACTOR SHALL VERIFY ALL CONDITIONS PRIOR TO CONSTRUCTION.

CONTACT INFORMATION

LANDOWNERS

WILLIAM AND EVY WEAVER 18000 MEADOWSTREET CT SANDY SPRING, MD 20860 DEVELOPER

CONSULTANT

OTT ARCHITECTURE & ENGINEERING 310 HAMMOND STREET, SUITE 100 SALISBURY, MD. 21804 PHONE: (410) 749-7229 E-MAIL: kiott@iottarchitecture.com

PROJECT DATA

BUILDING PERMIT

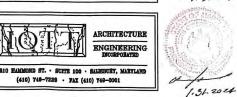
NOVEMBER 21, 2023

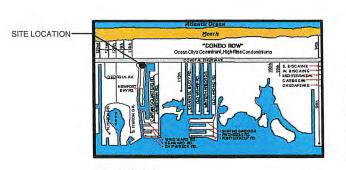
REVISION

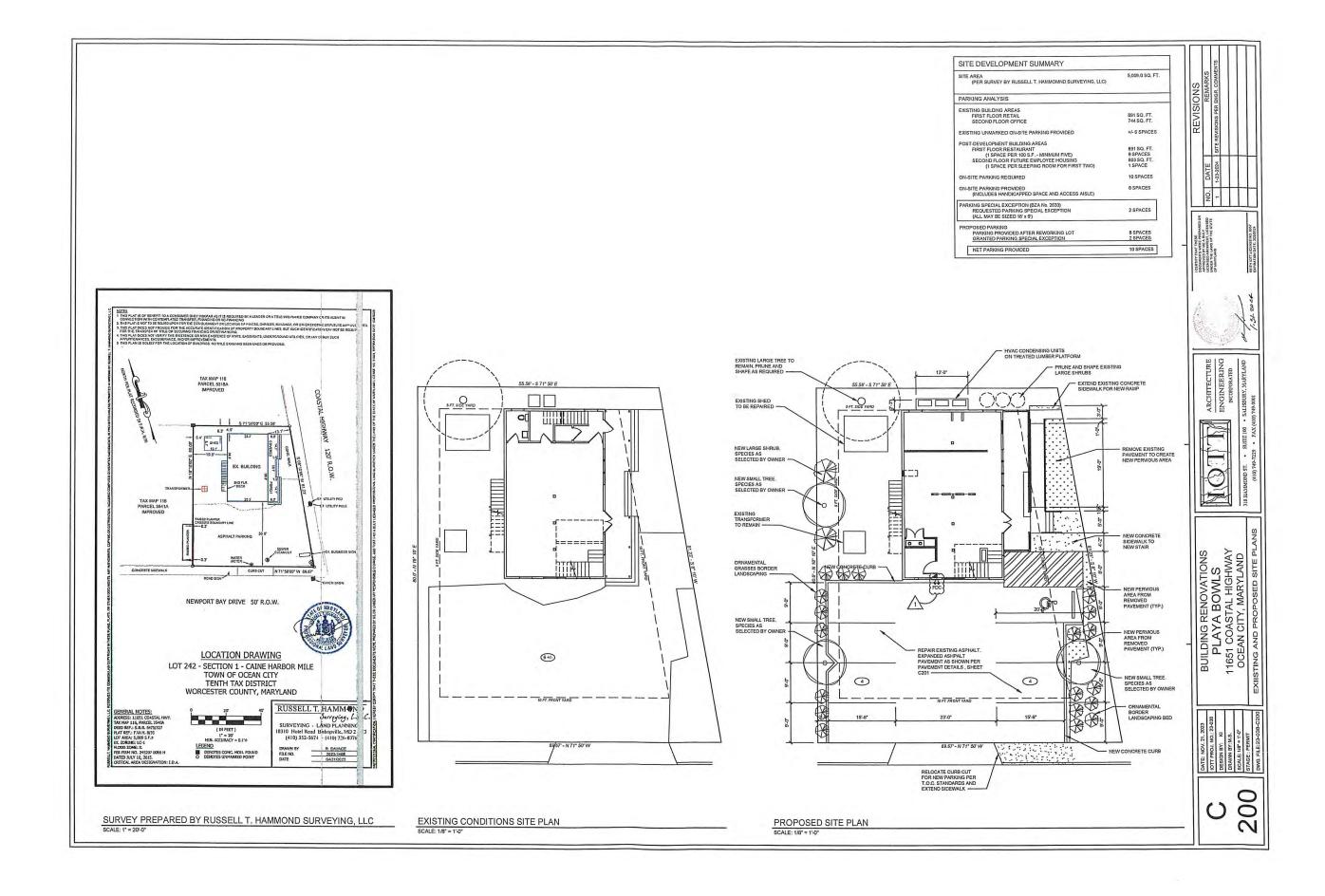
JANUARY 23, 2024

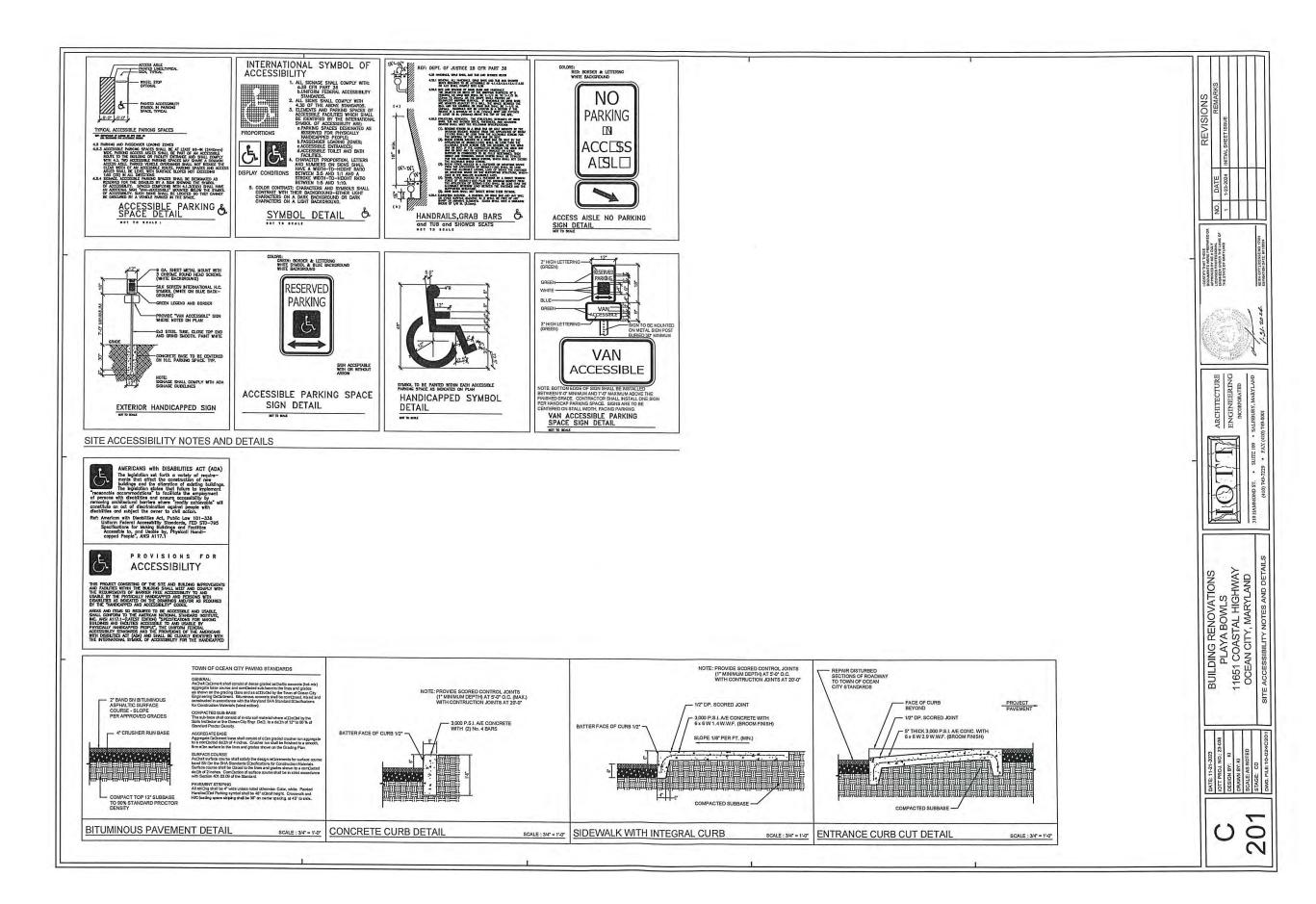
IOTT FILE NO. 23-038



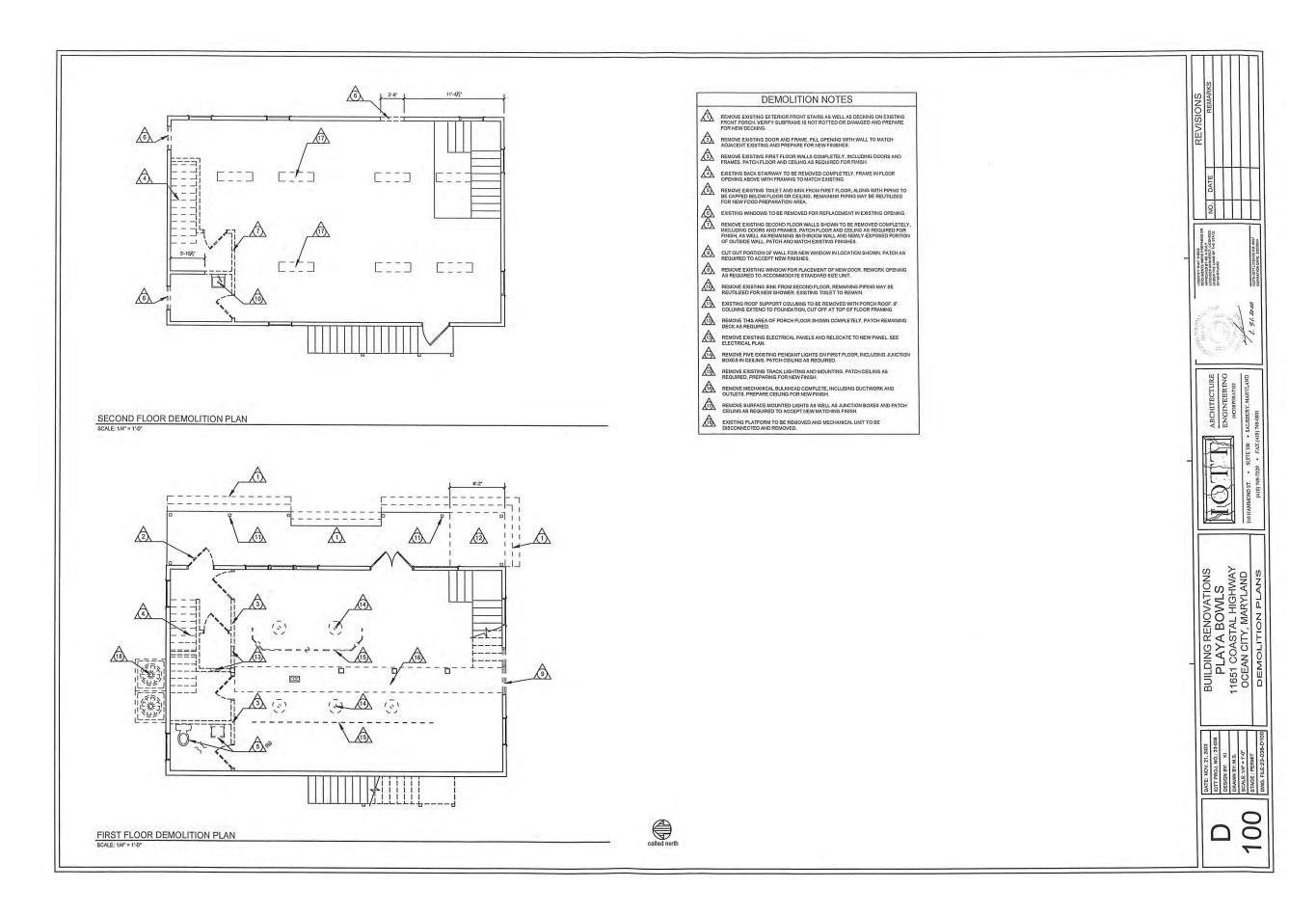


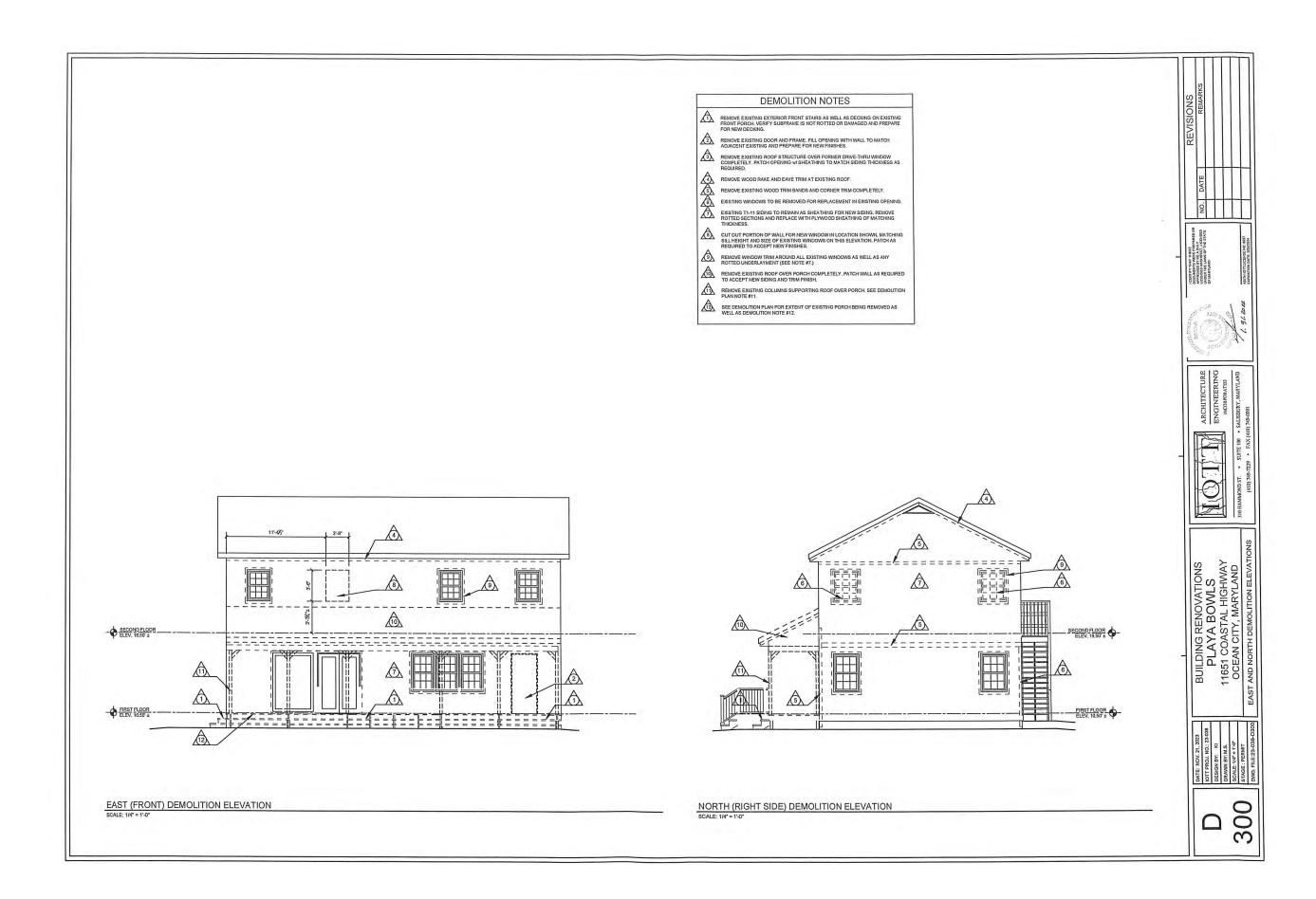


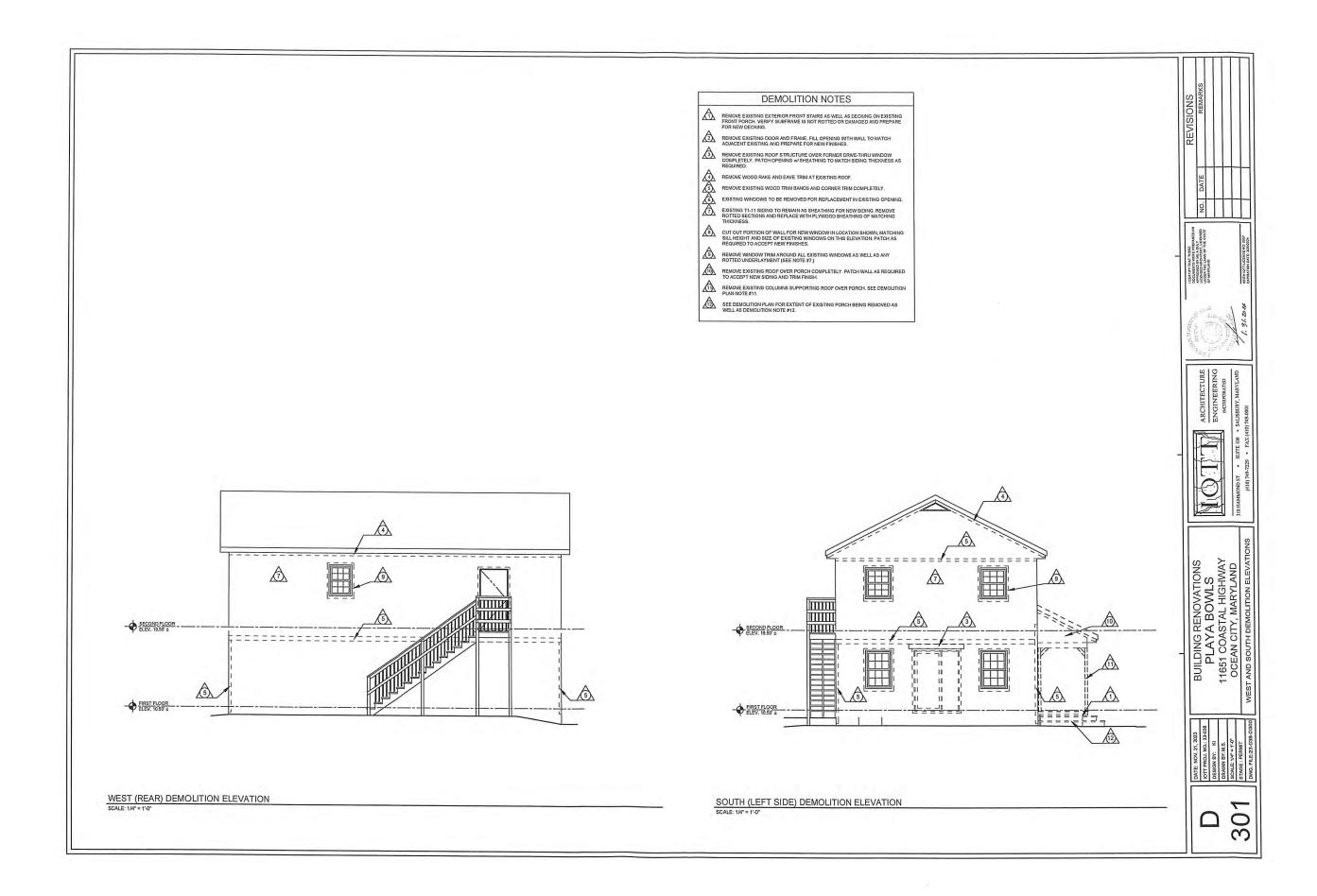


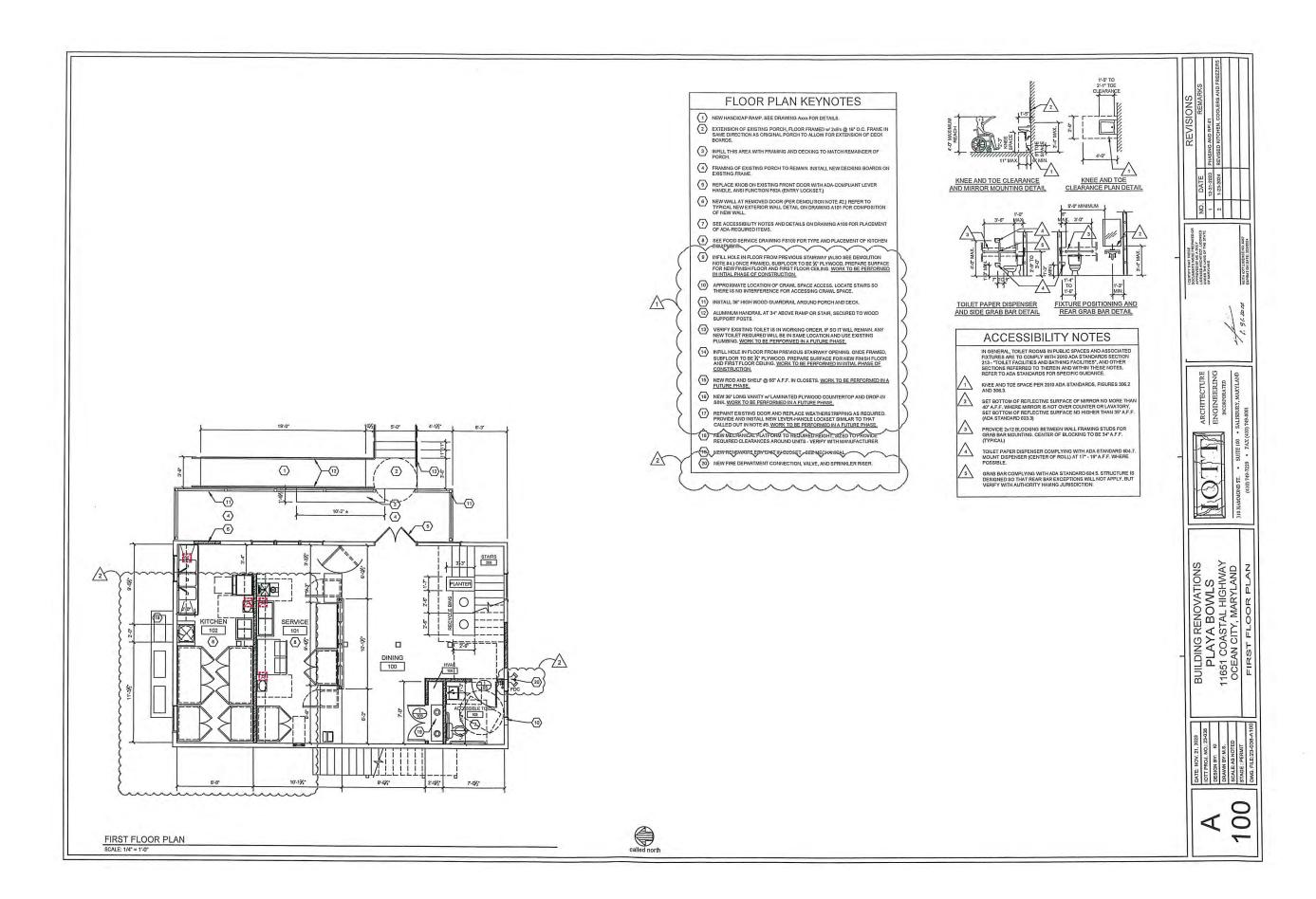






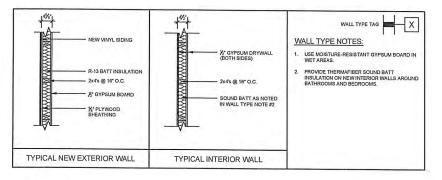




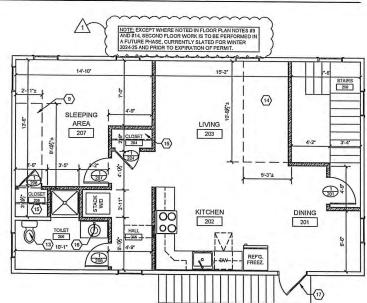


					DO	OR S	CHED	ULE					
DOORS								FRAMES					
FIRST F	LOOR												
NO.	WIDTH	HEIGHT	THICK	MATERIAL	FINISH	TYPE	RATING	MATERIAL	FINISH	HDWR.	TYPE	RATING	REMARKS
1/105	2-10"	6-8-	1 3/8*	SOLID CORE MASONITE	PAINT	sc		WOOD	PAINT	5			
1/106	(2) 2'-0"	6'-8"	1 3/8"	SOLID CORE MASONITE	PAINT	sc	Jul 11	WOOD	PAINT	6			ACTIVE LEAF TO WALL
SECON	FLOOR		Lel							310			TO THE
1/201	2'-10"	6'-8"	13/8*	SOLID CORE MASONITE	PREFINISHED	SC		WOOD	PAINT	1			
1/204	2'-8"	6-8"	1 3/8"	SOLID CORE MASONITE	PREFINISHED	SC		WOOD	PAINT	2			
1/206	2'-6'	6-B*	1 3/8"	SOLID CORE MASONITE	PREFINISHED	SC	-	WOOD	PAINT	5			
1/207	2'-8"	6-8*	1 3/8"	SOLID CORE MASONITE	PREFINISHED	sc		WOOD	PAINT	5	-		
1/208	2-6	6-8"	13/8"	SOLID CORE MASONITE	PREFINISHED	SC		WOOD	PAINT	2			

				HARDW	ARE SO	CHEDUL	E	
NO.	HINGE PR.	LOCKSET FUNCTION	ANSI	STOP	CLOSER	THRESHD	W-STRIP.	OTHER/ADDITIONAL
1	1.5 PR.	ENTRY	F82A	WALL		10000	100	
2	1.5 PR.	PASSAGE	F75	HINGEPIN				
3	1.5 PR.	PASSAGE	F75	WALL				
4	1.5 PR.	PRIVACY	F76B	HINGE PIN				
5	1.5 PR.	PRIVACY	F76B	WALL			1	
6	3 PR.	PASSAGE + DUMMY	F75	(2) HINGE PIN			Table 1	ACTIVE LEAF TO WALL - SURFACE BOLT ON INACTIVE LEAF

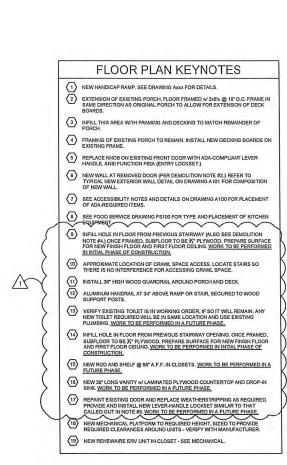


WALL TYPES SCALE: 3/4" = 1'-0"



PLAN

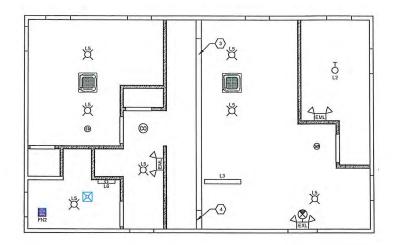




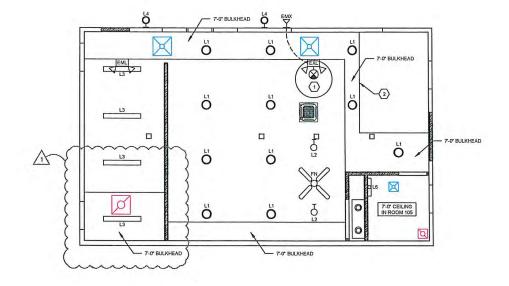
ARCHITECTURE
ENGINEERING
INCORPORATED
SALISBURY, MARYLAND
1) 749-0001 BUILDING RENOVATIONS
PLAYA BOWLS
11651 COASTAL HIGHWAY
OCEAN CITY, MARYLAND
SECOND FLOOR PLAN

O'A

~



SECOND FLOOR REFLECTED CEILING PLAN SCALE: 1/4" = 1'-0"



FIRST FLOOR REFLECTED CEILING PLAN SOALE: 1/4" = 1'-0"



Z* FOR GYPSUM WALLBOARD UNLESS OTHERWISE NOTED.

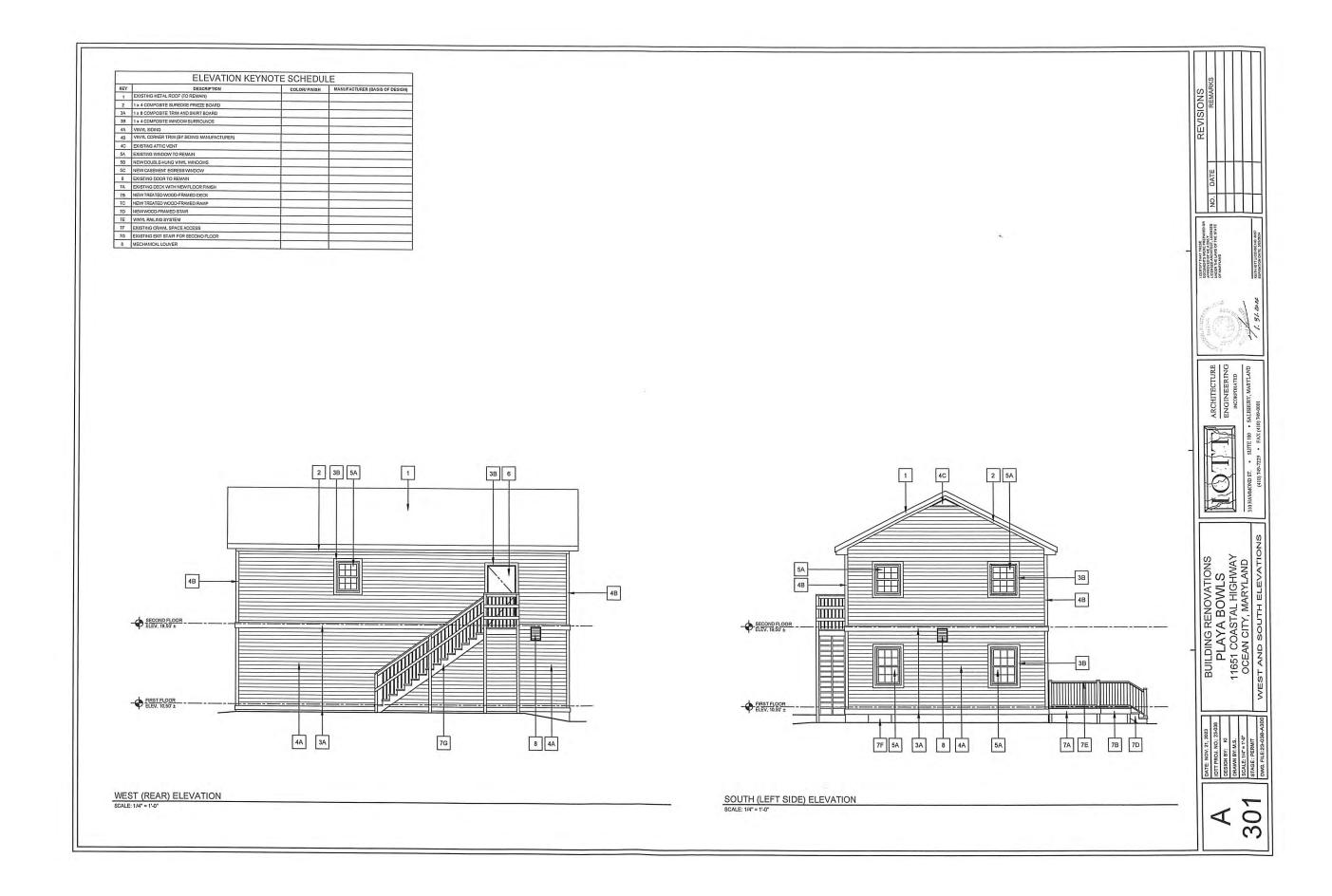
- LOCATION OF CEILING-MOUNTED LOGO SIGN, PROVIDED BY TENANT AND INSTALLED BY CONTRACTOR.
- 2) NEW EDGE OF SECOND FLOOR OPENING, SEE FLOOR PLAN FOR EXTENT O INFILL. CEILING FINISH TO MATCH ADJACENT EXISTING.
- EXISTING BULKHEAD TO REMAIN, HEIGHT VARIES.
- ADJUST END OF NEW KITCHEN WALL CABINETS AS REQUIRED TO AVOID

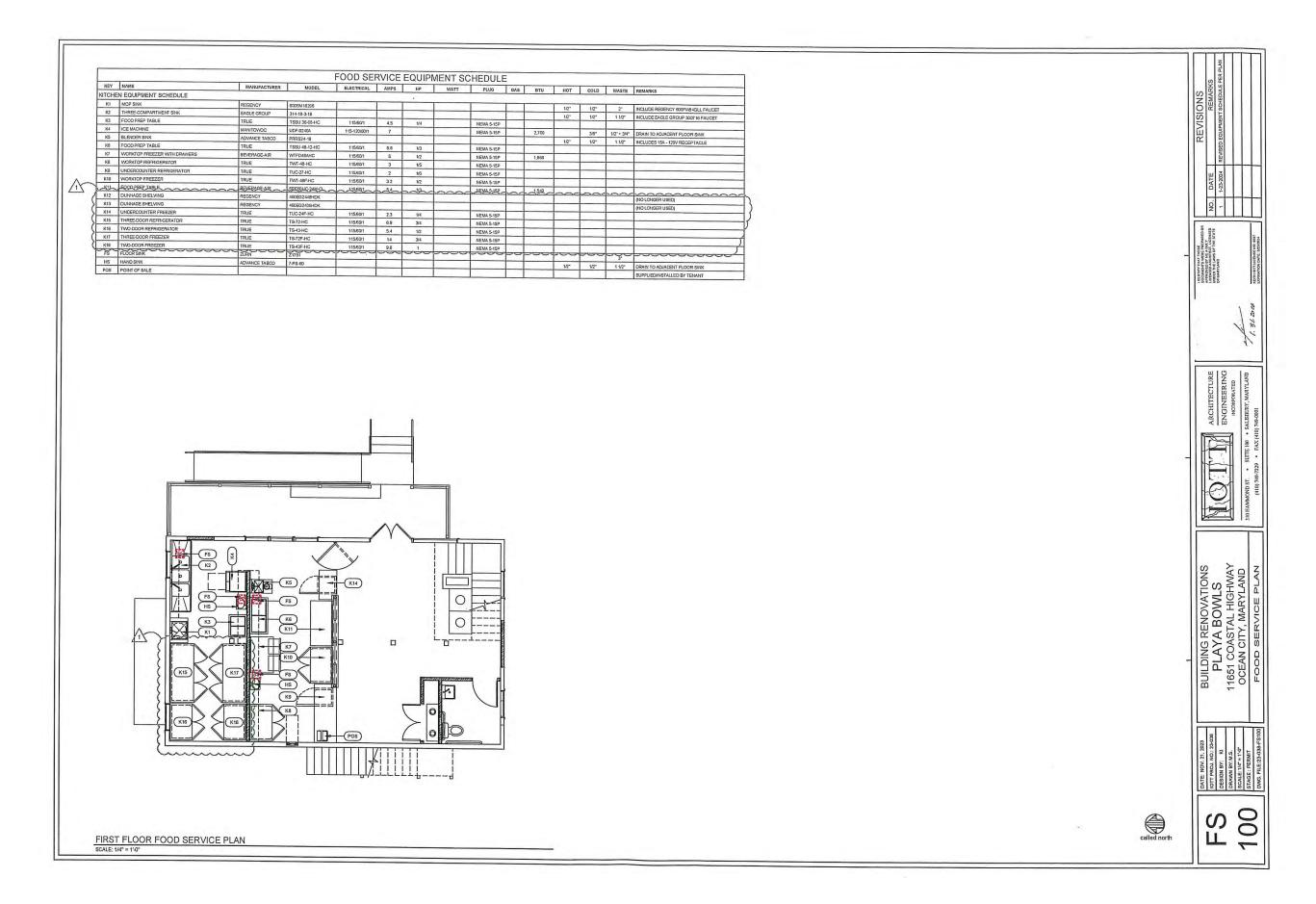
MARK	SYMBOL	MANUFACTURER/MODEL	REMARKS
L1	0	RECESSED LED CAN LIGHT FIXTURE SUITABLE FOR GENERAL USE.	
L2	Ъ	SUSPENDED LED PENDANT FIXTURE.	
L3		4' THIN PROFILE LINEAR LED FIXTURE (SHOWN ON SCHEDULE SMALLER THAN ACTUAL SIZE.)	
L4	Q	WALL-MOUNTED LED SCONCE FIXTURE, RATED FOR OUTDOOR USE.	
L5	¤	CEILING-MOUNTED ROUND LED FIXTURE.	V
L6		THREE-LIGHT LED FIXTURE FOR PLACEMENT OVER VANITY.	
EML	A	EMERGENCY LIGHT FOR PUBLIC AREAS, CONNECT TO PANEL PN-1.	
EMX	Ż	BATTERY-POWERED EXTERIOR EMERGENCY LIGHT COORDINATED W INTERIOR EMERGENCY LIGHTING, CONNECT TO PANEL PN-1.	
EXL	₽	COMBINATION EXIT/EMERGENCY LIGHT WITH RECHARGEABLE BATTERY, MOUNTED ON WALL.	
FN1	×	60" 4-BLADE CEILING FAN (SHOWN ON SCHEDULE SMALLER THAN ACTUAL SIZE.)	
FN2		50 CFM BATHROOM EXHAUST FAN, SEE MECHANICAL.	
	×	CEILING-MOUNTED SUPPLY AIR OUTLET, SEE MECHANICAL FOR SIZE AND OUTPUT.	
	D	CEILING-MOUNTED AIR RETURN, SEE MECHANICAL FOR SIZE.	
		CEILING-MOUNTED IDU, SEE MECHANICAL.	
	9	PHOTOELECTRIC SMOKE DETECTOR.	HOCHIKI ALN-V
	(0)	MULTI-FUNCTION SMOKE AND CARBON MONOXIDE DETECTOR.	HOCHIKI ACD-V

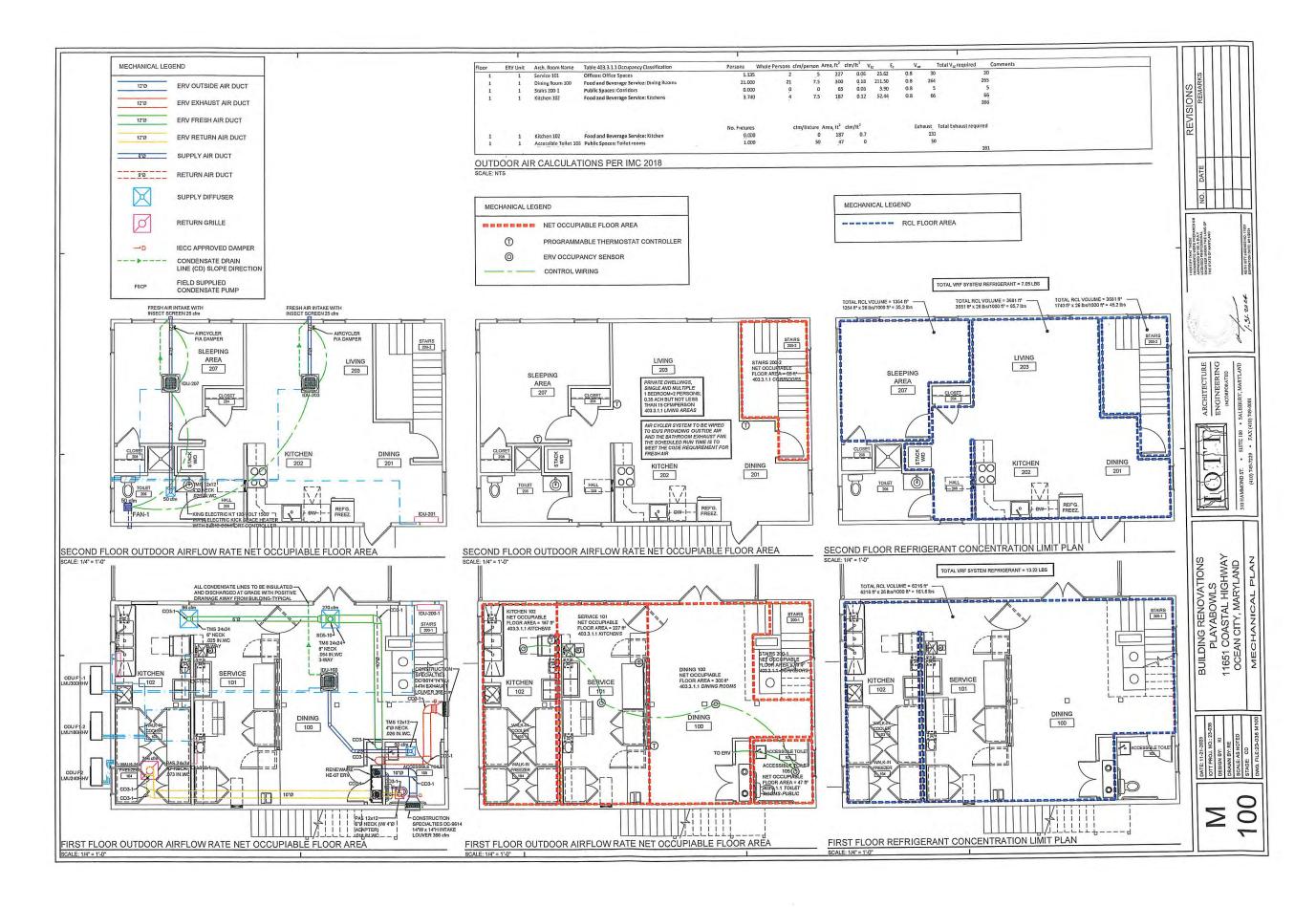
A 200

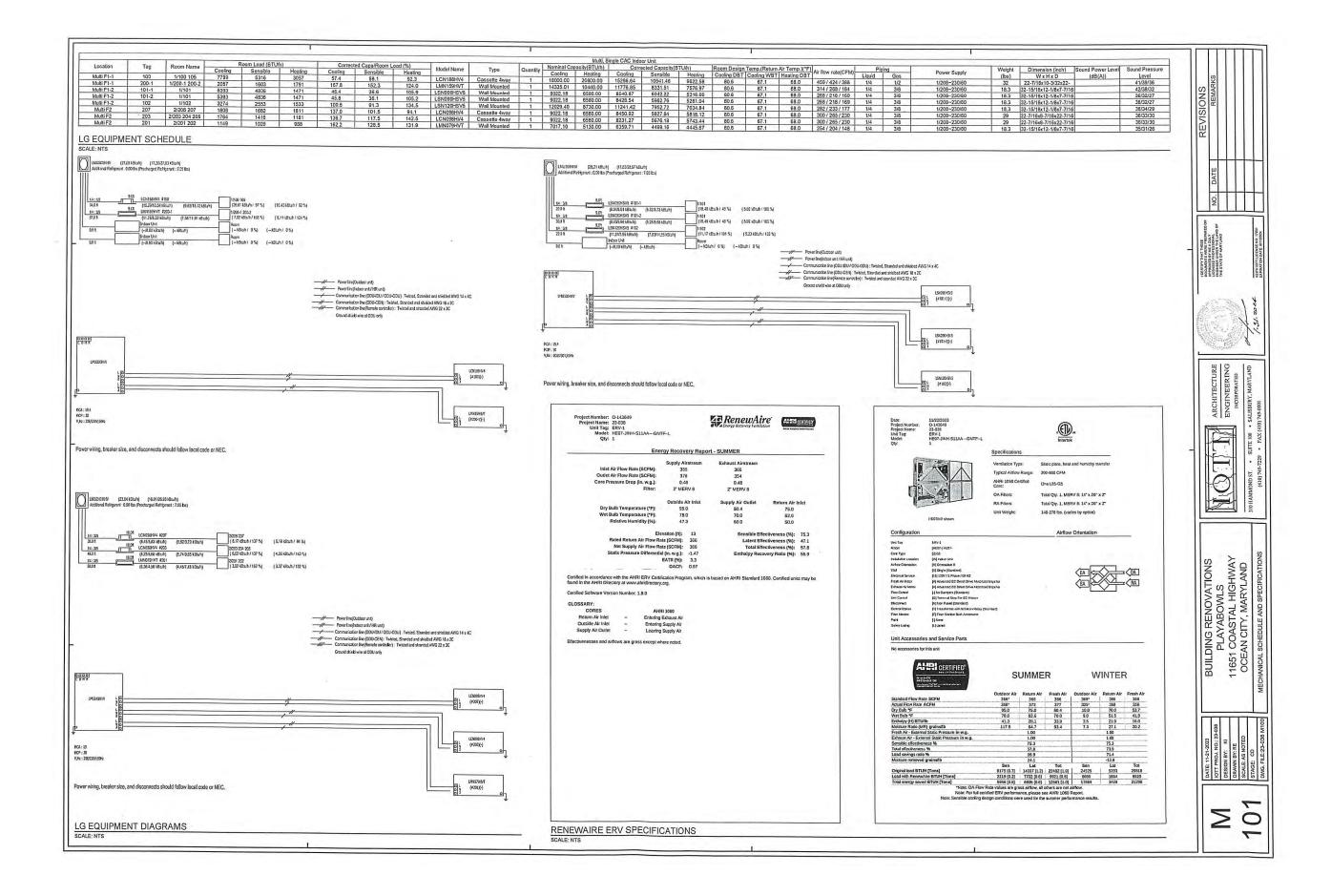
called north











ECHANICAL BUILDING CODES

2018 INTERNATIONAL MECHANICAL CODE 2018 INTERNATIONAL ENERGY CONSERV

HVAC LOAD BASIS OF DESIGN

TDOOR HEATING DESIGN TEMPERATURE= 10"

DOOR COOLING DESIGN TEMPERATURE=75°E

EXISTING STRUCTURE R-VALUES ARE UNKNOWN R-VALUE ASSUMPTIONS;

OOD FRAME WALL R-VALUE = 11

FLOOR R-VALUE= 19

CEILING R-VALUE = 22

LAZED FENESTRATION SHGC= SUMMER 1.04

COOL ΔT=15
HEAT ΔT=40
R-VALUE= 19 (CRAWLSPACE FLOOR)

DESIGN CONDITIONS

R302.1 INTERIOR DESIGN CONDITIONS

R302.1 INTERIOR DESIGN CONDITIONS THE INTERIOR DESIGN TEMPERATURES USED FOR HEATING AND COOLING LOAD CALCULATIONS SHALL BE A MAXIMUM OF 72°F (22° FOR HEATING AND MINIMUM OF 75°F (24°C) FOR COOLING.

IECC 2018
R403.1 NOT LESS THAN ONE THERMOSTAT SHALL BE PROVIDED FO EACH SEPARATE HEATING AND COOLING SYSTEM.

PROGRAMMABLE THERMOSTAT

THE THERMOSTAL CONTROLLING THE PHIMARY HEATING OR COOLING SYSTEM OF THE DWELLING UNIT SHALL BE CAPABLE OF CONTROLLING THE HEATING AND COOLING SYSTEM ON A DAILY SCHEDULG TO MAINTAIN DIFFERENT TEMPERATURE SETPOINTS A SCHEDULE TO MAINTAIN DIFFERENT TEMPERATURE SETPOLITIES OF THE DAY. IT SH THEMOSTAS SHALL INCLU THE CAPABILITY TO SET BACK OR TEMPORARILY OF DEATH THE SYSTEM TO MAINTAIN ZONE TEMPERATURES OF NOT LESS THAN 55°F TO NOT GREATER THAN 55°F. THE THERMOSTAT SHALL BE PROGRAMMED INTIGLATED THE MAINTAIN TOWN THAN THE TEMPERATURES SETPOLITIES THAN 10°F. AND COOLING TEMPERATURES SETPOLITIES TOWN TO THE RANGE AT THAN 70°F AND COOLING TEMPERATURES SETPOLITIES TOWN TO THE REST THAN 70°F. AND COOLING TEMPERATURES SETPOLITIES THAN 70°F.

SUPPLEMENTARY HEAT

5E

SCALE: N.T.S.

-72-

THERMOSTAT AND REMOTE SENSOR

IECC 2018 R403.1.2 HEAT PUMPS HAVING SUPPLEMENTARY ELECTRIC-RESISTANCE HEAT SHALL HAVE CONTROLS THAT, EXCEPT DURING DEFROST, PREVENT SUPPLEMENTAL HEAT DPERATION WHEN THE HEAT PUMP COMPRESSOR CAN MEET THE

IECC 2018 R403.6, I WHOLE-HOUSE MECHANICAL VENTILATION SYSTEM FAN EFFICACY FANS LSED TO PROVIDE WHOLE-HOUSE MECHANICAL VENTILATION SHALL MEET THE EFFICACY REQUIREMENTS OF TABLE R403.6.1

EXCEPTION: WHERE AN AIR HANDLER THAT IS INTEGRAL TO TESTED AND LISTED HAVE COUPMENT IS USED TO PROVIDE WHOLE-HOUSE MECHANICAL VENTILATION, THE AIR HANDLER SHALL BE POWERED BY AN ELECTRONICALLY COMMUTATED MOTOR

DUCTS

IECC 2018

R403.31 NISULATION

SUPPLY AND RETURN DUCTS IN ATTICS SHALL BE INSULATED TO AN

RAVALLE OF NOT LESS THAN R-8 FOR DUCTS 3 INCHES IN DIAMETER

AND LARGER AND NOT LESS THAN R-8 FOR DUCTS 3 INCHES IN THAN

RAVID LARGER AND IN THE STANDARD ROUGH SIN OTHER

FORTIONS OF THE RETURN AND RETURN DUCTS IN OTHER

FORTIONS OF THE STANDARD ROUGH SIN DIAMETER AND NOT LESS THAN

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND NOT LESS THAN

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND NOT LESS THAN

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DIAMETER

R-4.2 FOR DUCTS SINCHES IN DIAMETER AND THE STANDARD ROUGH SINCHES IN DI

EXCEPTION: DUCTS OR PORTIONS THEREOF LOCATED COMPLETELY INSIDE THE BUILDING THERMAL ENVELOPE

R403.3.2 SEALING (MANDATORY)
DUCTS, AR HANDLES AND FILTER BOXES SHALL BE SEALED.
JOINTS AND SHALL SOMPLY WITH WITH EITHER THE
INTERNATIONAL MECHANICAL CODE OR INTERNATIONAL
RESIDENTIAL CODE, AS APPLICABLE.

BUILDING FRAMING CAVITIES SHALL NOT BE USED AS DUCTS OR PLENUMS

EQUIPMENT SIZING

IECC 2018

R403.7 HEATING AND COOLING EQUIPMENT SHALL BE SIZED IN ACCORDANCE WITH ACCA MANUAL. S ON BUILDING LOADS
CALCULATED IN ACCORDANCE WITH ACCA MANUAL. J OR OTHER APPROVED IEATING AND COOLING CALCULATION METHODOLOG NEW OR REPLACEMENT HEATING AND COOLING EQUIPMENT SHAVE AN EFFICIENCY TATING EQUID LOR GREATER THAN THE MINIMAM REGUIRED BY FEDERAL LAW FOR THE GEOGRAPHIC LOCATION MERET THE COURSE.

INTAKE OPENING LOCATION

IMC 2018

401.4 AIR INTAKE OPENINGS SHALL COMPLY WITH ALL OF THE FOLLOW

I. INTAKE OPENINGS SHALL BE LOCATED NOT LESS THAN 10 FEET FROM LOT LINES OR BUILDINGS ON THE SAME LOT

2. MECHANICAL AND GRAVITY OUTDOOR AIR INTRIVE OPENINGS SHALL BE LOCATED NOT LESS THAN 10 FEET HORIZONTALLY FROM MAY HEADROIS OR PROVISOS GONTAMINANT SOURCE, SUCH AS VENTS, STREETS, ALLEYS, PARKING LOTS AND LOADING DOCKS, EXCEPT AS SPECIFIED IN TEXT OR SECTION SO 13, 1 OUTDOOR AIR INTAKE OPENINGS SHALL BE PERMITTED TO BE LESS THAN 10 FEET HORIZONTALLY FROM STREETS, ALLEYS, PARKING LOTS AND LOADING DOCKS PROVIDED THAT THE OPENINGS ARE LOCATED NOT LESS THAN 25 FEET VERTICALLY ABOVE SUCH LOCATIONS. WHERE OPENINGS FROM TO NA PUBLIC STREET OR PUBLIC WAY, THE DISTANCE SHALL BE MASSURED FROM THE CLOSEST EDGE OF THE STREET OR PUBLIC WAY.

3. INTAKE OPENINGS SHALL BE LOCATED NOT LESS THAN 3 FEET BELOW CONTAMINANT SOURCES WHERE SUCH SOURCES ARE LOCATED WITHIN 10 FEET OF THE OPENING.

4. INTAKE OPENINGS ON STRUCTURES IN FLOOD HAZARD AREAS SHALL BE AT OR ABOVE THE ELEVATION REQUIRED BY SECTION 1612 OF THE INTERNATIONAL BUILDING CODE FOR UTILITIES AND ATTENDANT EQUIPMENT.

INTAKE OPENING PROTECTION

IMC 2018

VENTILATION CONTROLS

HONEYWELL C7189U1005 WIRED INDOOR SENSOR

FAN MODEL MANUF. CFM LIGHT REQUIRED VENT. VENT. MODEL PART NO.

XB50 BROAN 50 NO 46 CFM AIRCYCLER G2

401.5
AIR INTAKE OPENINGS THAT TERMINATE OUTDOORS SHALL BE PROTECTED WITH CORROSION-RESISTANT SCREWS, LOUVERS OR GRILLES, OPENINGS IN LOUVERS, GRILLES AND SCREENS SHALL BE SIZED IN ACCORDANCE WITH TABLE 401.5, AND SHALL BE PROTECTED AGAINST LOCAL WEATHER CONDITIONS, LOUVERS THAT PROTECT AIR INTAKE OPENINGS IN STRUCTURES LOCATED IN HURRICANE-PROIN REGIONS, AS DEFINED IN THE INTERNATIONAL BUILDING CODE, SHALL COMPLY WITH MACK SS, OUTDOOR AIR INTAKE OPENINGS IN STRUCTURE WALLS SHALL MEET THE ADMINISTRATION WALLS SHALL MEET THE ROVISIONS FOR EXTERIOR WALL OPENING PROTECTIVES CCORDANCE WITH THE INTERNATIONAL BUILDING CODE.

EXHAUST SYSTEMS

MC 2018

501.3 EXHAUST DISCHARGE THE AIR REMOVED BY EVERY MECHANICAL EXHAUST SYSTEM SHALL BE DISCHARGED AT A POINT WHERE IT WILL NOT CAUSE A SHALL BE DISCHARGED AT A POINT WHERE IT WILL NOT CAUSE.
PUBLIC NUISANCE AND NOT LESS THAT THE DISTANCES SPECIFI
IN SECTION 501.3.1 THE AIR SHALL BE DISCHARGED TO A LOCAT
FROM WHICH IT CANNOT BE READILY DRAWN IN BY A VENTILATII
SYSTEM. AIR SHALL NOT BE EXHAUSTED INTO AN ATTIC, CRAWL.

3. FOR ALL ENVIRONMENTAL AIR EXHAUST; 3 FEET FROM PROPERT LINES, 3 FEET FROM OPERABLE OPENINGS INTO BUILDINGS FOR AL OCCUPANICIS OTHER THAN GROUP U, AND 10 FEET FROM MECHAUICAL AIR INTAKES. SUCH EXHAUST SHALL NOT BE CONSIDERED HAZAROUS OR NOXIOUS.

5. FOR SPECIFIC SYSTEMS SEE THE FOLLOWING SECTIONS: 5.1 CLOTHES FRYER EXHAUST, SECTION 504.4

501 3.2 EXHAUST OPENING PROTECTION

PROTECTED WITH CORROSION-RESISTANT SCREWS, LOUVERS OR GRILLES OPENINGS IN SCREENS, LOUVERS OR GRILLES SHALL BE SIZED NOT LESS THAN 18 INCH AND NOT LARGER THAN 12 INCH. OFENINGS SHALL BE PROTECTED AGAINST LOCAL, WEATHER CONDITIONS, LOUVERS THAT PROTECT EXHAUST OPENINGS IN STRUCTURES LOCATED IN HARDACHER PROBE REGIONS, AS WITH A STRUCTURE OF THE PROPERTY OF TH BUILDING CODE.

MECHANICAL SPECIFICATIONS

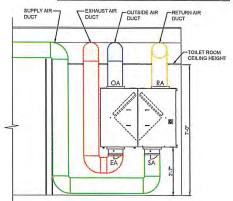
EQUIPMENT

- . SYSTEM F1-1: DUCTLESS HEATPUMP, LG ODU LMU300HHV. IDU LCN188HV4, IDU I MN159HVT
- SYSTEM F2; DUCTLESS HEATPUMP, LG ODU LMU240HHV, IDU LCN098HV4, IDU LCN098HV4, IDU LMN079HVT,

DUCTWORK

- 2. ALL SEAMS AND JOINTS IN DUCTWORK SHALL BE SEALED

REGISTERS AND GRILLS



SCHEMATIC ELEVATION AT ERV CLOSET

SYSTEM DIAGRAM

ALL SPECIFICATIONS AND DRAWINGS (6 - ARCHITECTURAL, STRUCTURAL, MECHANICAL, PLUMBING, ELECTRICAL AND FIRE PROTECTION) ARE COMPLIMENTARY AND MUST BE USED IN COMBINATION TO OBTAIN COMPLETE CONSTRUCTION INFORMATION.

MECHANICAL NOTES

ANY CONFLICTS WITHIN THE SPECIFICATIONS OR BETWEEN THE SPECIFICATIONS AND DRAWINGS SHALL BE BROUGHT TO THE ARCHTECTS ATTENTION. THE CONTRACTOR SHALL NOT PROCEED WITH ANY WORK UNTIL ALL CONFLICTS ARE RESOLVED AND THE CLARIFYING INFORMATIONIS ISSUED TO THE CONTRACTOR BY THE ARCHTECT.

ALL CUTTING, DRILLING AND PATCHING OF WALLS, FLOORS OR STRUCTURAL MEMBERS FOR THE INSTALLATION OF THE MECHANICAL ANDIOR PLUMBING SYSTEMS SHALL BE PROVIDED BY THE MECHANICAL OR PLUMBING CONTRACTORS, STRUCTURAL COMPONENTS SHALL NOT BE CUT, DRILLED OR MODIFIED IN ANY WAY WITHOUT THE STRUCTURAL ENGINEERS REVIEW AND PRIOR WRITTEN APPROVAL.

ALL PIPING SHALL BE INSTALLED ABOVE CEILING OR IN CONCEALED SPACE UNLESS NOTED OR INDICATED OTHERWISE. COORDINATE WITH THE ARCHITECTURAL DRAWINGS/REQUIREMENTS.

CONTRACTOR SHALL EXAMINE THE CONTRACT DOCUMENTS AND FAMILIARIZE HIMSELF WITH ALL THE REQUIREMENTS OF THE PROJECT AND SHALL NOTIFY THE ARCHITECT OF ANY OBSERVED FAULTS AND/OR AMBIGUITY IN THE CONTRACT DOCUMENTS SO THAT THE MATTER MAY BE RESOLVED PRIOR TO SUBMASSION OF BIDS.

THE CONTRACTOR SHALL COORDINATE THE INSTALLATION OF HVAC AND PLUMBING WORK WITH THE WORK OF OTHER TRADES. MINOR DEVATORS FROM PLANS MAY BE MADE TO AVOID MINOR CONFLICTS. WHEN MAJOR CONFLICTS ARE APPARENT, THE PROJECT MANAGER SHALL BE ADVISED IMMEDIATELY AND AFFECTION WORK SHALL NOT PROCEED UNTIL THE CONFLICT HAS BEEN RESOLVED.

THE CONTRACTOR SHALL VERIFY ALL DIMENSIONS AND LOCATIONS PRIOR TO PURCHASING AND FABRICATION OF EQUIPMENT (In - DUCTWORK, DIFFUSERS, ETC.)

CONTRACTOR SHALL VERIFY ALL VOLTAGE AND POWER REQUIREMENTS FOR ALL EQUIPMENT AND COORDINATE WITH THE CONTRACT DRAWINGS PRIOR TO ISSUANCE OF SHOP DRAWINGS AND PURCHASE OF EQUIPMENT.

ALL SYSTEMS SHALL BE CLEAN OF FOREIGN MATERIAL AND ROUGH SPOTS PRIOR TO BEING PLACED IN SERVICE AND BEFORE OPERATIONAL TESTS ARE PERFORMED.

INSTALL U.L. APPROVED FIRE DAMPERS WHERE NECESSARY AS PER NEPA LOCAL CODES AND THE MANUFACTURER'S RECOMMENDATIONS. PROVIDE ACCESS PANELS/DOORS TO FIRE DAMPERS AS REQUIRED.

INSTALLATION OF ALL EQUIPMENT AND THEIR ACCESSORIES SHALL BE PER MANUFACTURER'S PUBLISHED RECOMMENDATIONS.

SYSTEM F1-2: DUCTLESS HEATPUMP, LG ODU LMU300HHV, IDU LSN090HSV5, IDU LSN090HSV5, IDU LSN120HSV5.

PROVIDE COMPLETE AIRCYCLER VENTILATION SYSTEM A

- 1. ALL DUCTWORK SHALL BE SHEET METAL, DUCTS INSTALLED WITHIN A SINGLE OWELLING UNIT SHALL BE SIZED IN ACCORDANCE WITH ACCA MANUAL D OR OTHER APPROVED METHODS. DUCTS INSTALLED WITHIN ALL OTHER BUILDINGS SHALL BE SIZED IN ACCORDANCE WITH THE ASHRAE HANDBOO OF FUNDAMENTALS OR OTHER BUILDING COMPUTATION. PROCEDURE. METALLIC DUCTS SHALL BE CONSTRUCTED AS SPECIFIED IN THE SMACNA HVAC DUCT CONSTRUCTION STANDARDS-METAL AND FLEXIBLE, ROUND METALLIC DUCTS STANDARDS-METAL AND FLEXIBLE. ROUND METALLIC DUCTS SHALL BE MECHANICALLY FASTENED BY MEMOS OF NOT LESS THAN THREE SHEET METAL SCREWS OR RIVETS SPACED EQUALLY AROUND THE JOINT, CRIMP JOINTS FOR ROUND AND OVAL METAL DUCTS SHALL BE LAPPED NOT LESS THAN 1 INCH (25 mm) AND THE MALE ROUD OF THE DUCT SHALL EXTEND INTO THE ADJOINTS DUCT IN THE DIRECTION OF AIRFOLM.
- ALL DUCTWORK SHALL BE INSULATED AS PER APPLICABLE CODE. ALL FRESH AIR DUCTS ARE TO BE INSULATED.

IMC 2018 604.1 GENERAL. DUCT INSULATION SHALL CONFORM TO THE REQUIREMENTS OF SECTIONS 604.2 THROUGH 604.13 AND THE INTERNATIONAL ENERGY CONSERVATION CODE.

IECC 2018 C403.11 CONSTRUCTION OF HVAC SYSTEM ELEMENTS, DUCTS, PLENUMS, PIPING AND OTHER ELEMENTS THAT ARE PART OF AN HVAC SYSTEM SHALL BE CONSTRUCTED AND INSULATED IN ACCORDANCE WITH SECTIONS C403.11.1 THROUGH C403.11.3.1.

PROVIDE AMERICAN ALDES CAR-II CONSTANT AIRFLOW REGULATORS AT ALL RUNOUTS WITH AIR VOLUMES LESS THAN OR EQUAL TO 50 CFM.

PROVIDE VOLUME CONTROL DAMPERS AT ALL RUNOUTS

IT SHALL BE THE RESPONSIBILITY OF THE CONTRACTOR TO INSTALL THE HEATING, VENTILATION AND AIR-CONDITIONING SYSTEM SO AS TO ENSURE QUIET OPERATION. NO VIBRATION OR SOUND SHALL BE TRANSIMITED TO THE BUILDING OR STRUCTURE. I. PROVIDE ACCESS DOORS AND/OR PANELS NECESSARY TO SERVICE ALL EQUIPMENT AND ACCESSORIES THAT REQUIRE SERVICE AND/OR MAINTENANCE AND ARE LOCATED ABOVE NACCESSIBLE CEILING OR WALLS, ACCESS DOOR SIZES SHALL PART FLOCATES SHELLY TO EQUIPMENT AND/OR ACCESSORIES, BUT NOT LESS THAN 16" x 16". ACCESS DOORS SHALL MATCH THE WALL OR CEILING RATING AT THE LOCATION WHERE THEY ARE PLACED. PROVIDE AND INSTALL A OVERFLOW PAN UNDER EVERY AHU, INSTALL FLOAT SWITCH IN EACH OVERFLOW PAN THAT WILL SHUT DOWN CONDENSING UNIT WHEN OVERFLOW PAN FILLS WITH WATER

S. ALL FLOOR MOUNTED EQUIPMENT SHALL BE INSTALLED ON VIBRATION ISOLATORS

WHERE DUCTWORK CROSSES STRUCTURAL BEAMS AND JOISTS CONTRACTOR SHALL EXAMINE THE STRUCTURAL DRAWINGS AND COORDINATE LOCATION OF DUCTWORK WITH LOCATION OF DUCTOPENINGS IN BEAMS AND JOISTS.

ALL MECHANICAL SYSTEMS TO BE INSTALLED IN ACCORDANCE WITH THE REQUIREMENTS CHECKLIST FOUND IN THE APPROVEDUS, DEPARTMENT OF ENERGY MECHANICAL COMPLIANCE CERTIFICATE. PROVIDE ACCESS PANELS, LIGHTS AND RECEPTACLES FOR ALL INDOOR AND OUTDOOR UNITS IN ACCORDANCE WITH THE MECHANICAL CODE.

ALL SYSTEMS SHALL BE TESTED AND BALANCED BY AN APPROVED METHOD. VENTILATION BALANCING SHALL VERIFY THAT THE VENTILATION SYSTEM IS CAPABLE OF SUPPLYING AND EXHAUSTING THE REGUIRED VENTILATION BATES.

ANY PIPING OR DUCTWORK INSTALLED AROUND ELECTRICAL PANELS MUST BE IN ACCORDANCE WITH THE NATIONAL ELECTRIC CODE CLEARANCE REQUIREMENTS.

PROVIDE SERVICE AND MAINTENANCE SPACE AROUND ALL EQUIPMENT AS REQUIRED PER THE MANUFACTURER'S REQUIREMENTS

28. PROVIDE 120V ELECTRICAL POWER TO ALL FIELD SUPPLIED CONDENSATE PUMPS.

0 7

O

BUILDING RENOVATIONS PLAYABOWLS 11651 COASTAL HIGHWAY OCEAN CITY, MARYLAND

AIRCYCLER WHOLEHOUSE VENTILATION SCHEMATIC

CG2K-04 AIRCYCLER G2 FURNACE FAN TIMER + FANCONNECT SWITCH WHOLE HOUSE MECH. VENT. SYSTEM

DAMPER LOCATION

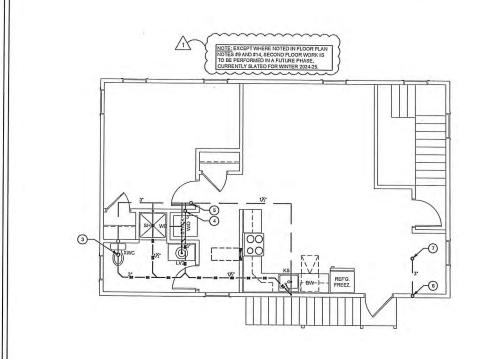
DAMPER INSTALLATION

CHOOSE A FRESH AIR LOCATION

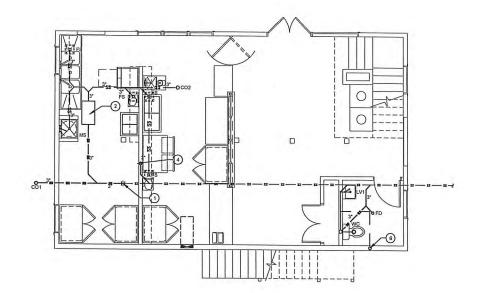
ASHRAE recommends that the fresh air Intake be located at least 10 ft. from any source of pollutants, such as auto exhaust, dryer exhaust, exhaust from any fuel-burning appliances, etc. Avoid installation near odor sources such as garbage bits or babecue grills. A minimum of 1 ft. above ground is recommended to avoiding ingress of leaf litter, grass Clippings, etc. Do not use a crawl space, basement, or attic as a source of intake air. Always be sure to comply local building codes and requirements regarding fresh air inlets.

The fresh air damper can be located anywhere in the finlet duct. Minimize the length of the inlet duct to improve air flow and improve system efficiency. It is recommended that the damper be as close to the return air plenum and the Africycler® gz controller as possible, and the hield duct connect to the return plenum upstream of the system filter, and down-stream of any duct mounted sensors.

The damper may be installed in any position. It is recommended to install it with the motor at the 12 o'clock position if mounted horizonally. Air may flow through in either direction, although it is recommended to install with the crimped end as the outlet. Use care to avoid distorting the damper housing and provide adequate support. Upon system start up be sure to set damper power switch to UP or AUTOMATIC position.



SECOND FLOOR SANITARY PLAN
SCALE: 1/4" = 1'-0"



FIRST FLOOR SANITARY PLAN SCALE: 1/4" = 1'-0"

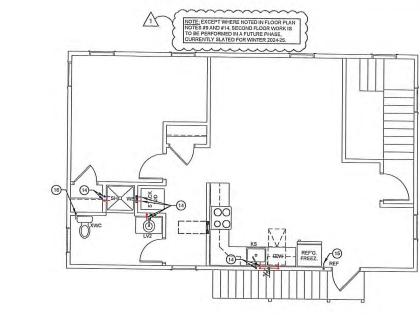
		PL	UIVIE	SING	LIV	TURE SCHEDULE
MARK	DESCRIPTION	HW SUP.	CW SUP.	SAN.	VENT	NOTES
35	TRIPLE-COMPARTMENT SINK	1/2"	1/2"	1 1/2"		DRAIN STUBW/ GAP @ FLOOR SINK, SEE FOOD SERVICE PLAN.
BS	BLENDER SINK	1/2*	1/2"	1 1/2*		DRAIN STUB W/ GAP @ FLOOR SINK, SEE FOOD SERVICE PLAN.
CO1	CLEANOUT			3"		
CO2	CLEANOUT			3"		
DW	DISHWASHER	3/8"				SUPPLIED BY OWNER, INSTALLED BY CONTRACTOR.
FD	FLOOR DRAIN			3*		
FS	FLOOR SINK			3"		ZURN Z1751
НВ	HOSE BIBB		1/2"			WOODFORD MODEL 30CC
HS	HAND SINK	1/2"	1/2"	1 1/2"	11.7	DRAIN STUB W/ GAP @ FLOOR SINK. SEE FOOD SERVICE PLAN.
ICE	ICE MAKER		3/4"			MANITOWOC UDF-0240A
KS	KITCHEN SINK	1/2"	1/2"	1 1/2"	1 1/2"	SUPPLIED BY OWNER, INSTALLED BY CONTRACTOR.
LV1	LAVATORY	1/2*	1/2"	1 1/2"	1 1/2	AMERICAN STANDARD 0355,012 WITH 5502,170 FAUCET
LV2	LAVATORY	1/2*	1/2"	1 1/2"	1 1/2"	PEERLESS P246-LF-M FAUCET
MS	MOP SINK	1/2*	1/2"	2"		REGENCY 600SM16206 w/ 60FW84GLL FAUCET
REF	REFRIGERATOR BOX		1/2"			IPS MODEL AB9705HA
SH	SHOWER			2*		SWAN VERITEK R-3636
WB	WASHER BOX	1/2"	1/2"	2*		IPS MODEL W2705HA
WC	WATER CLOSET		1/2*	3"	3"	AMERICAN STANDARD CADET 2467.016
WH	WATER HEATER	1	1			ON SHELF ABOVE MOP SINK
XWC	EXISTING WATER CLOSET			V 1		TO REMAIN IF IN WORKING ORDER, REPLUMB AS REQUIRED FOR NEW LAYOU



P 100



SANITARY KEYNOTES APPROXIMATE POINT OF TIE-IN BETWEEN EXISTING SANITARY LINE AND NEW.
REUSE EXISTING WHERE POSSIBLE IN NEW WORK. NEW 3* DROP/RISER BETWEEN FLOORS BUILT INTO NEW WALLS, 5 EXISTING VENT STACK TO REMAIN. EXTEND NEW SECOND FLOOR VENTS TO STACK.



MARK	DESCRIPTION	HW SUP.	CW SUP.	SAN.	VENT	NOTES
35	TRIPLE-COMPARTMENT SINK	1/2"	1/2*	1 1/2"		DRAIN STUB w/ GAP @ FLOOR SINK. SEE FOOD SERVICE PLAN.
BS	BLENDER SINK	1/2"	1/2"	11/2"		DRAIN STUB W/ GAP @ FLOOR SINK, SEE FOOD SERVICE PLAN.
CO1	CLEANOUT			3*		
CO2	CLEANOUT			3*		
DW	DISHWASHER	3/8*				SUPPLIED BY OWNER, INSTALLED BY CONTRACTOR.
FD	FLOOR DRAIN			3*		
FS	FLOOR SINK			3*		ZURN Z1751
НВ	HOSE BIBB		1/2"			WOODFORD MODEL 30CC
HS	HAND SINK	1/2*	1/2"	11/2"		DRAIN STUB W/ GAP @ FLOOR SINK. SEE FOOD SERVICE PLAN.
ICE	ICE MAKER		3/4"			MANITOWOC UDF-0240A
KS	KITCHEN SINK	1/2"	1/2"	11/2"	1 1/2"	SUPPLIED BY OWNER, INSTALLED BY CONTRACTOR.
LV1	LAVATORY	1/2"	1/2"	1 1/2"	1 1/2"	AMERICAN STANDARD 0355.012 WITH 5502.170 FAUCET
LV2	LAVATORY	1/2*	1/2"	1 1/2"	1 1/2"	PEERLESS P246-LF-M FAUCET
MS	MOP SINK	1/2"	1/2"	2*		REGENCY 600SM16206 W/ 60FW84GLL FAUCET
REF	REFRIGERATOR BOX		1/2"			IPS MODEL AB9705HA
SH	SHOWER			2*		SWAN VERITEK R-3636
WB	WASHER BOX	1/2*	1/2"	2"		IPS MODEL W2705HA
WC	WATER CLOSET		1/2"	3*	3"	AMERICAN STANDARD CADET 2467.016
WH	WATER HEATER					ON SHELF ABOVE MOP SINK
XWC	EXISTING WATER CLOSET					TO REMAIN IF IN WORKING ORDER, REPLIMB AS DECLIRED FOR NEW LAYOUT

DOMESTIC WATER KEYNOTES

GENERAL NOTE: NOTES 8-10 NOT USED.

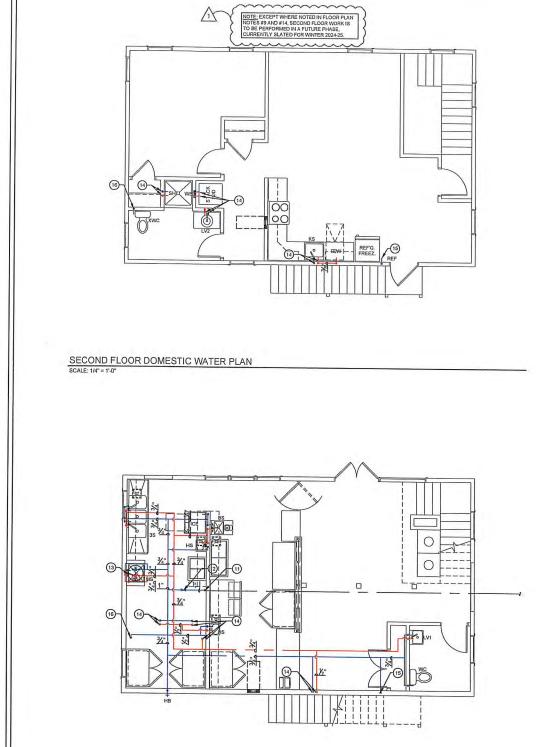
- (1) EXTEND OR TIE INTO EXISTING WATER LINE AS NEW 1* RISER IN WALL. PLACE SHUTOFF VALVE IN ACCESSIBLE LOCATION OVER PREP ROOM, WITH CEILING COVER.

- | What And Cold Riser to Second PLOOR PLUMBING ENTURES.
 | How Cold Water only RISER to SECOND PLOOR PLUMBING FIXTURES.
 | REWORK WATER SERVICE TO EXISTING TOILET AS REQUIRED.

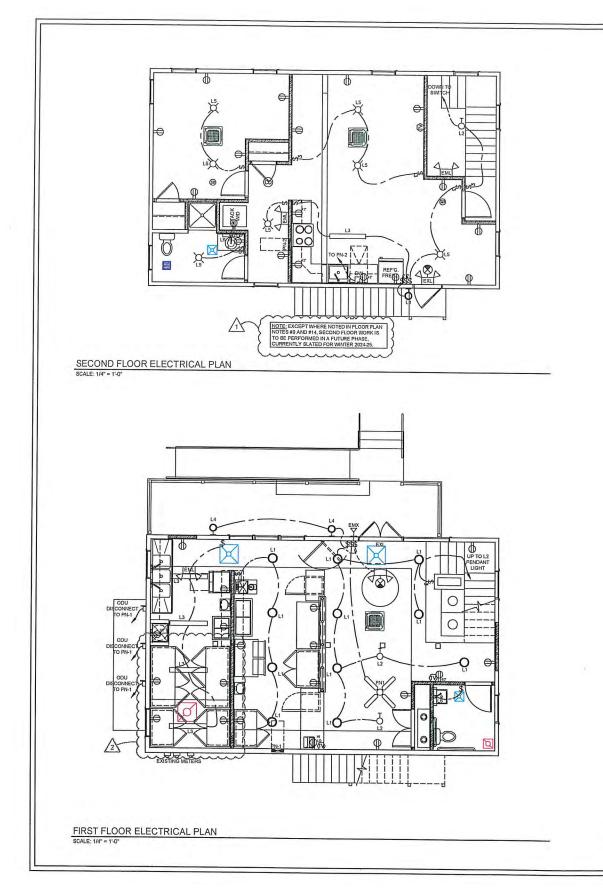


P 150

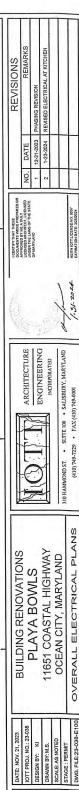




FIRST FLOOR DOMESTIC WATER PLAN



MARK	SYMBOL	MANUFACTURER/MODEL	REMARKS
Li	0	RECESSED LED CAN LIGHT FIXTURE SUITABLE FOR GENERAL USE.	
L2	P	SUSPENDED LED PENDANT FIXTURE.	
L3		4' THIN PROFILE LINEAR LED FIXTURE (SHOWN ON SCHEDULE SMALLER THAN ACTUAL SIZE.)	
L4	Q	WALL-MOUNTED LED SCONCE FIXTURE, RATED FOR OUTDOOR USE.	
L5	¤	CEILING-MOUNTED ROUND LED FIXTURE.	
L6		THREE-LIGHT LED FIXTURE FOR PLACEMENT OVER VANITY.	
EML	A	EMERGENCY LIGHT FOR PUBLIC AREAS, CONNECT TO PANEL PN-1.	
ЕМХ	Ţ	BATTERY-POWERED EXTERIOR EMERGENCY LIGHT COORDINATED W INTERIOR EMERGENCY LIGHTING. CONNECT TO PANEL PN-1.	
EXL	₩	COMBINATION EXIT/EMERGENCY LIGHT WITH RECHARGEABLE BATTERY, MOUNTED ON WALL.	
FL1 FN1	×	FL1 IS 60" 4-BLADE CEILING FAN WITH LED LIGHT (SHOWN ON SCHEDULE SMALLER THAN ACTUAL SIZE.) TYPE FNI IS SAME FAN BUT NO LIGHT.	
FL2	Ø		
	\$	SINGLE-POLE SWITCH.	
	\$3	THREE-WAY SWITCH.	
	\$,	FOUR-WAY SWITCH.	
	=	STANDARD DUPLEX RECEPTACLE. STANDARD HEIGHT UNLESS OTHERWISE INDICATED.	
	⊕ _H	PAIR OF STANDARD DUPLEX RECEPTACLES IN SAME VERTICAL LINE, ONE STANDARD HEIGHT AND THE OTHER 60° A.F.F.	
	⊖ ān	GFI DUPLEX RECEPTACLE (WP = WEATHERPROOF, SUITABLE FOR OUTDOOR USE.)	
	₽	STANDARD 220-VOLT RECEPTACLE.	
	₩	TV OUTLET FOR CATV, SATELLITE, OR INTERNET. MOUNT AT 60° A.F.F. ON FIRST FLOOR, STANDARD HEIGHT ON SECOND FLOOR.	
	J	JUNCTION BOX FOR HARDWIRING OF KITCHEN APPLIANCES OR OTHER EQUIPMENT.	
	99	PHOTOELECTRIC SMOKE DETECTOR.	HOCHIKI ALN-V
	60	MULTI-FUNCTION SMOKE AND CARBON MONOXIDE DETECTOR.	HOCHIKI ACD-V



E 100





OCEAN CITY

The White Marlin Capital of the World

Board of Zoning Appeals P.O. Box I58 Ocean City, MD 21843 410-289-8855

October 28, 2022

Dave Eynon 19016 Abbey Manor Drive Brookeville, MD 20833

Dear Mr. Eynon,

Re: BZA 2633 Requesting a special parking exception to waive two spaces and allow eight 9'x18' parking spaces – 11651 Coastal Highway

Reguest No. 22-09400017

MAYOR RICHARD W. MEEHAN

CITY COUNCIL

MATTHEW M. JAMES President

ANTHONY J. DELUCA Secretary

PETER S. BUAS JOHN F. GEHRIG, JR. J. FRANKLIN KNIGHT LLOYD MARTIN MARK L. PADDACK

CITY MANAGER TERENCE J. MCGEAN, PE

CITY CLERK DIANA L. CHAVIS, CMC

At the public hearing held on Thursday, October 27, 2022, the members of the Board of Zoning Appeals considered the above referenced appeal pursuant to the provisions of Section 110-93(2), Powers, of the Code. The application was filed pursuant to the provisions of Section 110-94(2)(b) requesting a special parking exception to waive two (2) parking spaces of the required ten (10) spaces providing eight (8) parking spaces on site; and also pursuant to the provisions of Section 110-94(2)(b) requesting a special parking exception to design standards to allow the eight (8) existing parking spaces be 9'x18' in size. The site of the appeal is described as Lot 242, Section 1, of the Caine Harbor Mile Plat, further described as located on the northwest corner of Coastal Highway and Newport Bay Drive, and known locally as 11651 Coastal Highway, in the Town of Ocean City, Maryland.

Based on the testimony and exhibits presented during the public hearing, the Board concluded that you have substantially complied with the requirements of Section 110-94(2)(b) of the Code. Consequently, the Board voted unanimously of those present (3-0), to approve the request for the special parking exception with the condition the project complies with all other applicable City requirements.

If you have any questions, please contact the Zoning Staff at (410)289-8855.

Sincerely,

Christopher Rudolf,

Chairperson

cc: Mayor and City Council
Terry McGean, City Manager
All Board of Zoning Appeals Members
Maureen Howarth & Spencer Cropper, Attorneys for the Board
File BZA 2633 #22-09400017

Staff Exhibit #2 Page 12

Real Property Data Search ()
Search Result for WORCESTER COUNTY

View Map View GroundRent Redemp							tion View GroundRent Registration							
Specia	Tax Re	captur	e: Non	e										
Accou	nt Identi	fier:			District -	10 Account	Number	- 033004						
						Own	er Info	rmatio	n					
Owner Name:					605 ATL	ANTIC LLC			Use:		COMME	ERCIAL		
						RTNERSHIP				ipal Resid		NO		
Mailing	Addres	S				JNSET AVE : CITY MD 218			Deed	Reference	22	/08532/	00295	
						cation &		re Info	rmatio	n				
Premis	es Addr	ess:			605 ATL	ANTIC AVE			Legal	Descripti	on:	LOT 8 B	BLK 7	
					OCEAN	CITY 21842-	0000		200			50 X 14 605 ATI	LANTIC AVE	
Мар:	Grid:	Parc	el:	Neighborhood	d: Sul	odivision:	Se	ction:	Block:	Lot:	Assessmen	nt Year:	Plat No:	
0110	0011	2857	7	32080.24	111	IG			7N	8	2022		Plat Ref:	
Town:	OCEAN	CITY												
Primar 1955	y Structi	ure Bu	ilt	Above G 5,184 SF	rade Living Are	a	Finished	d Basem	ent Area		Property La 7,100 SF	nd Area	County Use	
Stories	Baser	nent	Туре			Exterior	Quality	Full/Ha	If Bath	Garage	Last Notice	of Major Im	provements	
			MIXE	D RESIDENTIA	L/RETAIL	I	C3							
						Valu	ue Infor	mation	1					
					Base Value		Value			Phase-in	Assessment	S		
					1 1 1 1 1 1 1 1 1		As of			As of		As of		
i Llovi					4 045 000		01/01/20	413		07/01/202	3	07/01/	/2024	
Land:	-				1,815,000		1,815,00							
Improv Total:	ements				148,900 1,963,900		1,969.20			1,967,433		1,969	200	
	ential La	nd:			0		0	, u		1,907,433		1,909	,200	
						Trans	sfer Info	ormatic	on					
Seller	COLUM	BUSV	ILLATI	C		Date: 02					P	rice: \$2,700,	000	
	RMS LE						08532/ 00	295				eed2:	oud	
-	-			BARBARA S		Date: 05					P	rice: \$0		
	NON-ARM					Deed1: S	SVH /0285	5/ 00331	31 Deed2:					
				FRED H SR &		Date: 12		SOVE AN				rice: \$0		
Type: N	ION-ARM	VIS LE	NGTH (OTHER		Deed1: F	RHO /0200	05/ 00492	2		D	eed2:		
						Exemp	otion In	format	ion					
	Exempt	Asses	sment	s:	Class					/2023		07/01/2	024	
County	12				000				0.00					
State: Munici	nalt				000				0.00	000		0.0000.0	20	
-	Tax Re	captue	e: Non	P	000				0.00	J.UU		0.0000.0	, O	
-poola	. (()	- apridi			Hor	nestead A	Annlica	tion In	format	ion				
Homes	tead An	plication	on Stat	us: No Applicat		ilesteau A	applica	non m	ionnat	ion				
					Homeown	ers' Tay (Credit 4	polica	tion In	formatic	on			
0				allantia - Otri	70 / 20 /		- router	Philod	2.0					
потпес	wners	ax Cr	out Ap	plication Statu	s: No Application	C)			Date:	0				