

Tax Map/Block/Parcel
No. 59-4,5,10,11-12,582

Building Permit/Zoning
Certificate No. 95-1628

Case 4034

OFFICIAL DECISION
BOARD OF ZONING APPEALS
CARROLL COUNTY, MARYLAND

APPLICANT: Holly Hill Memorial Gardens, Inc.
9102 North Meridian Street, Suite 400
Indianapolis, Indiana 46260

ATTORNEYS: Michael E. Leaf, Esquire
112 South Main Street, Suite 102
Bel Air, Maryland 21014

J. Brooks Leahy, Esquire
127 East Main Street
Westminster, Maryland 21158

REQUEST: A conditional use for a mausoleum, including a central chapel,
ten separate garden buildings, and appurtenant storage facility
for the mausoleum and cemetery

LOCATION: 2800 Old Westminster Pike in Election District 4

BASES: Article 5, Sections 5.2(c), 5.3(a) and 5.5; Ordinance 1E (The
Carroll County Zoning Ordinance)

HEARING HELD: June 29, 1995

FINDINGS AND CONCLUSION

The application, testimony and evidence comprising the record of this case are hereby included by reference in this decision. Based on the record and in accordance with the state Open Meetings Act, the Board approved the conditional use, subject to the Zoning Administrator reviewing the site plan concerning on-site parking requirements. The pertinent findings determining the Board's decision include the facts that the cemetery is a nonconforming use, established in 1956. The chapel and a garden building will be constructed first. The storage facility is appropriate and will be incidental to maintenance and operation of the cemetery and mausoleum. The remaining garden buildings may be completed in twelve to fifteen years. Therefore, the Board waives the time limit to apply for the requisite zoning certificates. Furthermore, there is no indication that establishment of the mausoleum and storage facility, as proposed and in compliance with applicable laws, will unduly affect residents or values of adjacent properties, or public interests.

7-19-95
Date

Claude R. Rash
Claude R. Rash, Chairman