

Case 3095

OFFICIAL DECISION
BOARD OF ZONING APPEALS
CARROLL COUNTY, MARYLAND

APPLICANT: Miller Asphalt Products, Inc.
2803 Dede Road
Finksburg, Maryland 21048

ATTORNEY: William R. MacDonald
117 East Main Street
Suite 1-A
Westminster, Maryland 21157

REQUEST: A conditional use for a third bituminous concrete mixing plant, and a variance to the minimum distance requirements pertaining thereto.

LOCATION: 2803 Dede Road in Election District 4; Walnut Park Industrial subdivision Lot 5-A Amended recorded in Carroll County Plat Records in Book 30, Page 155.

BASES: Article 12, Section 12.2(a); Article 15, Section 15.5; Ordinance 1E.

HEARING HELD: March 29, 1989

FINDINGS AND CONCLUSION

Based on the application, testimony and evidence comprising the record of this case, the Board hereby authorizes the conditional use. The variance to the minimum distance requirements is not necessary, and is therefore moot. The pertinent findings justifying the authorization include the facts that the property is presently improved with two bituminous concrete mixing plants. The proposed new plant will facilitate and expedite the preparation and loading of bituminous concrete on the premises without adversely affecting the adjoining properties or public

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interest. The applicant's attention is directed to the provisions of Article 10, Section 10.4(d) of Ordinance 1E which require submission and approval of a site development plan.

April 13, 1989
Date

John Totura
John Totura, Chairman