

**TOWN OF ELKTON
BOARD OF ZONING APPEALS
SEPTEMBER 17, 2015
MINUTES**

Present: Robert Olewine; Dawn Schwartz; Shirley Hicks; Charles E. Cramer, Jr.; Lisa M. Blackson, Esq., Legal Counsel; Charles A. Bromwell, Director, Building & Zoning

Absent: Jim Cooney

Mr. Olewine called the meeting to order at 7:00 p.m.

ACTION: Motion was made by Ms. Hicks to approve the minutes with corrections from the August 20, 2015 meeting. The motion was seconded by Ms. Schwartz and unanimously approved.

CASE # 1483 – REQUEST OF ALWAYS THERE ADULT DAY SERVICES, 677 E. PULASKI HIGHWAY FOR A SPECIAL EXCEPTION TO PLACE AN ADULT DAYCARE FACILITY IN THE C-2 ZONE. THIS ACTION CONCERNS PROPERTY LOCATED AT 300 E. PULASKI HIGHWAY, ELKTON, MARYLAND, TAX MAP 315, PARCEL 2377, ZONED C-2

Ms. Shirley Bishop, Administrator for Always There Adult Day Services (ATADS) was sworn in to address this request. Their request is to move the business from their current location at 677 E. Pulaski Highway where they are currently licensed for 30 patients to 300 E. Pulaski Highway where they will be able to provide for up to 100 patients. She explained they currently have 30 patients who wish to come to the day care center but due to the cost per day (\$79) the patients/families are unable to afford the program. They have applied for Medicaid to allow them to use their Medicaid benefits for the program.

Ms. Catalano works there a few days a week to answer phones and get information from people who are interested in using the program.

Discussion ensued regarding other uses in the proposed building and how they work with this proposed use. Entrance, traffic flow on the site and square footage of space they will use within the proposed building were discussed. The number of patients allowed by State regulations in any facility of this type are determined by using a formula of staff to clients as well as the number of bathrooms. They are regulated by both the Department of Health & Human Hygiene and Medicaid.

Ms. Bishop stated they will have a registered nurse, social worker to coordinate with patients and their families and by moving to the new location they will have access to a primary care physician that currently has an office within the complex. This will allow them to take patients with more severe disabilities.

Ms. Schwartz asked if they have a timeframe for moving into the new location. Ms. Bishop stated they are anticipating to be in the building within six months. She stated that they will have a van that will pick up and drop off patients each day and they plan to be open from 8:30 am to 4:30 pm daily with a possibility for holidays if necessary.

Ms. Hicks asked for clarification regarding the application which states this move would be a second location for the business. Ms. Bishop stated she did not fill out the application but confirmed that they would be moving out of 677 E. Pulaski into 300 E. Pulaski and therefore they will only have one location.

Mr. Olewine inquired of Ms. Blackson whether an amendment needed to be made to the application since they are requesting something other than what was provided in the submittal. Ms. Blackson stated that since Ms. Bishop has provided information on the record and it does not substantially change the outcome the Board is free to vote on the case.

Mr. Olewine entertained questions from the audience. There were no questions.

MOTION: Motion was made by Ms. Schwartz to approve the special exception for Always There Day Care Services contingent upon the permit being applied for within one (1) year of the date of the opinion. The motion was seconded by Ms. Hicks and unanimously approved

OLD BUSINESS: Ms. Schwartz inquired whether an appeal had been made on the previous case with Serenity Health. Mr. Bromwell stated we have not received an appeal to date.

NEW BUSINESS: Mr. Bromwell informed the Board there were no cases submitted for the October meeting. Mr. Olewine inquired whether a Vice Chair should be chosen in the absence of Jared Roudybush who had resigned. Ms. Blackson noted that they are working to get an alternate member for the Board and suggested the Vice Chair could be chosen once the alternate is appointed.

There being no further business to discuss Mr. Olewine adjourned the meeting at 7:15 p.m.

Respectfully submitted,

Brenda Humphreys