



PUBLIC HEARING MINUTES
July 19, 2012

- I. Bruce A. Wahl, Mayor, called the public hearing to order at 7:35 p.m. In attendance were: Robert E. Carpenter, Stewart B. Cumbo, and Patrick J. Mahoney, Council Members, Dr. James Parent, Town Administrator, Elissa Levan, Town Attorney, Sharon L. Humm, Town Clerk, Leslie Porter, Town Treasurer, William Varner, Assistant Superintendent of Public Works, William Watson, Code Enforcement Officer, Chris Jakubiak, Zoning Administrator, Marilyn Van Wagner, Water Park General Manager, and Wilson Cochran, Project Manager. Absent were Dr. Valerie Beaudin, Ingrid Lamb, and Julie Spano, Council Members, Jay Berry, Superintendent of Public Works, Paul Woodburn, Town Engineer, Jon Castro, WWTP Superintendent and First Sergeant Bowen.

Ordinance O-12-6, an Ordinance of the Town Council of Chesapeake Beach, Maryland repealing all prior ordinances or part or parts thereof adopting any comprehensive zoning map for the Town and any ordinances approving any piecemeal rezoning, and adopting a new comprehensive zoning map, designating the boundaries of the respective zones identified and defined in the Chesapeake Beach Zoning Ordinance, for the purpose of determining the applicability of the various provisions of said zoning ordinance, the Chesapeake Beach Subdivision Ordinance, and any other pertinent ordinances, resolutions or regulations of the Town to particular lots and parcels situated therein.

The Mayor regrettably reported that due to three members of the Council being absent and not having a quorum that the evening's meeting would only be an informational meeting with no business being conducted. The Mayor stated the way the Town's Charter is structured, an introduced ordinance has to be disposed of up or down within 60 days. Having no quorum, Ordinance O-12-6 could not even be tabled and would effectively die. The Mayor stated that the current zoning map will remain in effect.

The Mayor stated though the Ordinance could not be voted on, he and the Council would still be interested in having the Zoning Administrator and the public speak. Mr. Jakubiak presented a PowerPoint presentation summarizing the nine areas that would have been affected.

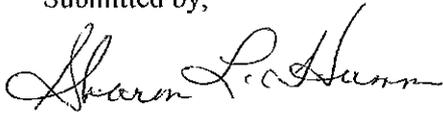
Public Comment was received by:

1. Philip & Kathy Selz of 8405 Bayside Road-spoke in favor of change in regards to their zone.
2. Edward Pereira of 4015 28th Street- spoke in opposition of change in regards to his zone.
3. Teresa York, property owner of 8323 Bayside Road-spoke in opposition of change in regards to her zone.

4. Jeff Kraehling of 3216 Ina Chase- Asked the Mayor for clarification on the term “the Ordinance effectively dies”.
5. Susan Webster-Page of 3907 27th Street- Stated she attended the July Planning and Zoning Meeting submitting a memo in regards to concerns on the language contained in the Ordinance.
6. Jeffrey Foltz of 4020 28th Street-spoke in opposition of change in regards to his zone.
7. Mary Ann Valaer of 7610 Bayside Road-spoke in favor of change in regards to her zone.

There being no further comments the hearing was adjourned at 8:35 on a motion by Mr. Mahoney. Seconded by Mr. Cumbo, all in favor.

Submitted by,



Sharon L. Humm
Town Clerk



**MINUTES OF THE
INFORMATIONAL TOWN COUNCIL MEETING
July 19, 2012**

I. Bruce A. Wahl, Mayor, called the meeting to order at 8:35 p.m. In attendance were: Robert E. Carpenter, Stewart B. Cumbo, and Patrick J. Mahoney, Council Members, Dr. James Parent, Town Administrator, Elissa Levan, Town Attorney, Sharon L. Humm, Town Clerk, Leslie Porter, Town Treasurer, William Varner, Assistant Superintendent of Public Works, William Watson, Code Enforcement Officer, Chris Jakubiak, Zoning Administrator, Marilyn Van Wagner, Water Park General Manager, and Wilson Cochran, Project Manager. Absent were Dr. Valerie Beaudin, Ingrid Lamb and Julie Spano, Council Members, Jay Berry, Superintendent of Public Works, Paul Woodburn, Town Engineer, Jon Castro, WWTP Superintendent and First Sergeant Bowen.

II. Pledge of Allegiance. Mr. Mahoney led the Pledge of Allegiance.

III. Approve the Agenda. No action was taken due to the lack of a quorum.

IV. Public Comment on any item on the agenda. None

Approval of the minutes of the June 21, 2012 Public Hearing. No action was taken due to the lack of a quorum.

Approval of the minutes of the June 21, 2012 Town Council Meeting. No action was taken due to the lack of a quorum.

V. Petitions and Communications:

A. Deputy's Report – First Sergeant Bowen submitted the attached written report but was not present. Cpl. Wahlgren was present to address the Council.

B. Public Works Report – Mr. Berry submitted the attached written report but was not present. Mr. Varner was present to address the Council. Mr. Mahoney asked about a bike rack at the Roland's Supermarket. The Mayor and Mr. Varner presented a Certificate of Appreciation to Eagle Scout Jared Williams for the excellent job of painting the fire hydrants in Richfield Station.

C. Code Enforcement Officer's Report- Mr. Watson submitted the attached written report. Mr. Mahoney inquired the status of the property at Old Bayside Road and Beaudet Lane.

D. Town Engineer's Report – Mr. Woodburn submitted the attached written report but was not present to address Council. The Mayor updated the Council on the ENR project.

E. Water Park Report – Mrs. VanWagner submitted the attached written report. Mrs. Van Wagner reported that the new sound system has been installed and the Mayor stated he has heard good things on the "Adult Swim".

- F. Wastewater Treatment Plant Report** – Mr. Castro submitted the attached written report but was not present to address Council. The Plant once again reported another month of no spills and/or violations.
- G. North Beach Volunteer Fire Department Report** – Mr. Gordy submitted the attached written report. Mr. & Mrs. Charlie Valaer of 7610 Bayside Road presented a check donation to the NBVFD in appreciation for their quick response to a fire that occurred at their house.
- H. Treasurer's Report** – Mrs. Porter reported that the year end is over and the Town is working out the kinks for online bill pay and e-billing. Call Town Hall for details.
- I. Mayor's Report** –
1. The Mayor reported that the Naval Research Laboratory will be conducting a series of tests for aircraft systems over the coastline at their Chesapeake Bay Detachment beginning Monday, July 9th through Tuesday, July 31, 2012.
 2. The Mayor reported that the annual MML Convention was held the last week in June in which elected and appointed officials and some staff members attend working toward their certification in Local Governance. The Mayor also stated he ran for and won his 3rd consecutive term as an at large member of the Board of Directors of the League and in addition was elected by his peers to be representative to the executive committee.
 3. The Mayor reported that on June 30th his wife Becky had a full knee replacement surgery performed and is at home recovering well and thanked everyone for their well wishes.
 4. The Mayor reported that he met with three representatives from the State Highway Administration on the Fishing Creek Bridge Replacement. Preliminary plans have been drafted and reviewed.

VI. Resolutions & Ordinances

- A. Vote on Ordinance O-12-6, an Ordinance of the Town Council of Chesapeake Beach, Maryland repealing all prior ordinances or part or parts thereof adopting any comprehensive zoning map for the Town and any ordinances approving any piecemeal rezoning, and adopting a new comprehensive zoning map, designating the boundaries of the respective zones identified and defined in the Chesapeake Beach Zoning Ordinance, for the purpose of determining the applicability of the various provisions of said zoning ordinance, the Chesapeake Beach Subdivision Ordinance, and any other pertinent ordinances, resolutions or regulations of the Town to particular lots and parcels situated therein.** This Ordinance could not be voted on due to the lack of a quorum and according to the Town's Charter an Ordinance must be disposed of up or down within 60 days of introduction. Ordinance O-12-6 was introduced at the May 17, 2012 Town Council meeting needing a vote but without a quorum it effectively died.

- B. Introduce Ordinance O-12-9, an Ordinance of the Town Council of Chesapeake Beach, Maryland, vacating, abandoning, and closing a certain right-of-way dedicated as a public walk on a plat of subdivision known as L.E.Walker's Subdivision and authorizing the Mayor to execute Quit Claim Deeds reflecting said abandonment in favor of the abutting property owners. On the advice of Counsel, Ordinance O-12-9 could not be introduced as there was no quorum and will be introduced at the August Town Council meeting.**

VII. Report of Officers, Boards and Committees:

- A. Planning & Zoning Commission** – Chairman LaBar gave a brief report on the meeting held July 11, 2012.
- B. Board of Appeals** – Mr. Jakubiak reported there was no hearing held in July.
- C. Cable TV Advisory Committee** – The Mayor reported a meeting was held but was not able to attend.
- D. Water Park Advisory Board** – Mr. Cumbo reported a meeting was held July 17th and the Board continues to work on a maintenance plan working closely with SplashTacular and will soon be presenting something to the Council. Mr. Cumbo stated the park has installed the new speakers and the POS cameras, instituted an adult swim, rest policy, and a visual awareness program for the lifeguards, discussion in regards to a bike rack and about \$80,000 ahead of sales compared to this time last year and the Park has passed all inspections.
- E. Skateboard Park Committee** – Mr. Carpenter reported the final design is ongoing and looks to have something before the Council next month.
- F. Election Advisory Committee** – Mr. Carpenter reported the committee would like to have a work session of the Council to talk about the various issues that have been discussed before something is introduced to Council.
- G. Chesapeake Beach Oyster Cultivation Society Committee** – Mr. Bacon gave the water monitoring report.
- H. Utility Rates Committee** – Mr. Bacon reported that the committee has held 2 meetings and is scheduled to hold 4 more before reporting their findings at the Town Council meeting in August at which time there will be a power point presentation and a new rate structure proposal.
- I. Green Team Committee** – Mr. Cochran gave a brief report stating the committee has developed a three year action plan. A survey was distributed to Beach Elementary and the committee is in the process of analyzing the data and adjusting the action plan to the findings.

VIII. Unfinished Business:

IX. New Business:

X. Public Comment:

No Public comment was received by:

XI. Council Lightning Round:

1. Mr. Mahoney suggested that once the filing deadline for the election has come about that each candidate filing submit a picture and bio to be featured in the newsletter for the citizenry for the upcoming election.
2. Mr. Carpenter thanked everyone for coming and regrets the absence of his colleagues.
3. Mr. Cumbo thanked everyone for coming.

XII. Adjournment:

There being no further business, the meeting adjourned at 9:20 p.m.

Submitted by,



Sharon L. Humm
Town Clerk

Memo



CALVERT COUNTY SHERIFF'S OFFICE TWIN BEACHES PATROL

Date: July 10, 2012
To: Sharon Humm
From: First Sergeant Craig Bowen
Re: Sheriff's Office Report-Chesapeake Beach

In June, the Sheriff's Office handled **677** calls for service in Chesapeake Beach. This is up from 579 calls in May..

Call Breakdown for June:

469 calls were self initiated (patrol checks, follow-up investigations, etc)

208 calls were received by other means (citizens, alarm companies, etc)

Of the 677 calls, we handled:

- 1 Assault (under investigation)
- 0 Robbery
- 7 CDS Violations
- 7 Thefts (2 closed and 5 under investigation)
 - *Theft of tote bag*
 - *2 Theft from vehicles*
 - *Theft of camera*
 - *Theft of gas (drive off)*
 - *shoplifting*
 - *Theft of a purse*
- 6 Burglary (2 closed and 4 under investigation)
- 5 Destruction of Property (3 closed and 2 under investigation)
- 6 DWI

Breakdown of Dispatched/Self Initiated Calls

911 hang up - 7	Domestic - 14	Protective orders - 3
Abandoned vehicle - 1	DWI - 6	Relay - 1
Accident - 9	Eviction - 1	Special assignment - 4
Alarm - 13	Fight - 2	Stolen vehicle - 1
Alcohol violation - 1	Firearms complaint - 2	Suicide attempt - 1
Animal complaint - 2	Follow up - 11	Summons service - 12
Assault - 3	Found/Recovered property - 1	Suspicious person - 10
Assist motorist - 8	Harassment - 1	Suspicious vehicle - 9
Assist other department - 10	Indecent exposure - 1	Theft - 13
Assist sick/injured - 2	Intoxicated person - 2	Traffic complaint - 6
Attempt to locate - 16	Loud party/music - 7	Traffic control - 2
Burglary - 7	Missing person - 1	Traffic assignment - 7
CDS violation - 10	Noise complaint - 3	Trespassing - 5
Check welfare - 7	Notification - 1	Warrant service - 1
Conservator of the peace - 4	Parking complaint - 2	
Destruction of Property - 6	Patrol checks - 411	
Disorderly - 22	Police Information - 8	

Note – The reportable incident totals on page 1 may differ from the dispatched totals on page 2. The breakdown on page 2 represents all calls dispatched/self initiated by the sheriff's office. The totals listed on page 1 may be less due to factors the deputy learns upon arrival to the scene



Jay Berry,
Superintendent Public Works

July 19, 2012

Public Works Report

Storm Debris- The Public Works crew has picked up many, many loads of storm debris. We had to clear our own roads first and then we went house to house picking up resident debris.

Water Park- The large blue and white umbrella ripped and failed last week. We replaced it with our last spare. I am currently looking into building a permanent shade structure to replace the umbrella. This would be less work for the staff that has to raise and lower it every day and would not be subject to damage in high winds or sudden storms.

Graffiti – We continue to take care of graffiti as we find it. There was some graffiti on a Bay Front park bench last month and it has since been removed.

Chesapeake Village water tower – The one year anniversary inspection has been completed at this time and we have compiled a punch list. 95% of the punch list items have been resolved by CBI and we are working together on the last item.

Rail Way Trail- We continue our efforts to keep trail looking good. I have ordered different trash lids and cigarette receptacles for the trail in order to keep the rain water out of the trash and the butts from blowing away. These items are due next week.

Water leak- We have repaired a water lateral leak on D st off of 1st. There was a lateral line leak in Richfield Station on Richfield Lane. This leak has been repaired and we will need to patch the asphalt at that location.

Wet wells- We continue to check and monitor all of our wet wells as part of our preventative maintenance schedule. Pump 3 had failed at Mears Avenue pump station and was sent out to be rebuilt. We received it back last month and it was reinstalled that day.

Fire hydrant – We are setting up to prep and paint some of the 150+ hydrants in town. We did have some help from an Eagle Scout in Richfield Station. We are picking up where he left off and will finish Richfield, then move to Bayview Hills.

Water meter/MXU- The public works crew is changing out the old radio read MXU's with a new 20 year MXU. This will be done in phases as the old type MXU's have reached the end of their life at this time.



MEMORANDUM

TO: Mayor and Town Council
FROM: Bill Watson, Code Enforcement Officer
DATE: July 19, 2012
SUBJECT: Code Enforcement Status Report

Location	Vehicles Addressed	Status
Inoperable Vehicle - 3814 26 th Street	Citation sent 6/8/12	Covered

Location	Grass & Other Violations	Status
4002 Old Bayside – Multiple families in SF. Dwelling		Citation sent 6/4/12 – Letter received from lawyer
Wesley Stinnett Blvd. Boat on Trailer in street		Citation sent – Owner has promised to remove week of 6/18/12 – Removed from street
3814 26 th Street – Tall Grass		Citation sent 6/8/12 - Mowed
Alley between 27 th & 28 th and F & G Street – Tall grass		Letters sent to several properties. Mowed.
8714 Bayside Road – Tall grass		Called Owner – To be cut 7/12/12
8736 Bayside Road – Wasps swarming in neighbor's yard		Filed complaint with Health Department

Court Status

- No cases presently scheduled in court



TOWN OF CHESAPEAKE BEACH
Engineering Report

Chesapeake Village Water Tower – An inspection of the facility took place on May 22nd for the one year anniversary inspection. The inspection showed all is good and functioning properly. We are connecting the tower's vital systems into the mission SCADA system in the coming weeks.

Trail – Concept plans for a Trail extension from the Tressel and thru the Richfield Station Rail bed have been developed and provided to the Critical Area Commission for a first look see. Critical Area and Town staff conducted a walk through and the feed back was very positive. We are currently researching critical area woodland mitigation possibilities and property title issues to move forward with the Trail extension plans.

WWTP – (ENR upgrades) – Grading and building permits have been issued by the County. We received Department of Public Works (DPW) approval and sediment control approval. The package sent to the Critical Area Commission has been approved. Bid packages are assembled and ready to go out as soon as MDE gives the go ahead. We are told that the permit is written and that we should have it shortly. We were also told that the joint Town and MDE funding participation agreement will be on the State Board of Public Works agenda in August.

Kellams Field – The safety net for the larger baseball field has been delivered to the Town. Currently, we are meeting with American Irrigation to determine the connection needs (pressure & volumes) for the purple pipe.

Richfield Station Water Tower – Inspection of the facility has been completed. The inspection report recommendations outlined the need for the tank to be cleaned and repainted on the inside and outside of the tank. The work is recommended to be implemented over the next several years. We have received bids for the components outlined within the report and are evaluating the various phasing and pricing options to present to the Town.

Water Park – Short and long term maintenance, repair and upgrade items are being evaluated.

'E' Street Pump Station Influent Sewer Pipe - The Town will be performing test holes over the sewer pipe to determine the extent of the 'belly' in the pipe. Recommendation for repairs will follow the test holes investigation by the Public Works staff.

Bayside Water Tower – Working on the designated water line connection from the main 10" pump house line and is scheduled to begin later this month to be completed before school begins in late August. We received Board of Education approval for the project at their July meeting.

Skate Park – Final design plans are ongoing by the skateboard consultant.

Purple Pipe – We are developing layouts for installation of the pipe to serve the Route 260 landscaping areas and Kellams Field. Operation of the system will commence with the ENR project.

Stormwater Quality Research – Researching Stormwater Quality opportunities within major developed areas of the Town. This includes actively pursuing several grant opportunities.

Grant Opportunities – Awaiting responses from the various granting agencies.

Street Lights – We are preparing to install several more street lights along Route 260 westbound between E Street and F Street at Cox Road and along Route 261 at Horizons. They will be installed in the coming months.

Richfield Station – Road maintenance and repairs nearly complete.

Fishing Creek – The U.S. Army Corps of Engineers recently met with several dredging contractors to award the dredge project for this fall. We have been working with them to finalize the embankment and volumes required for the spoil facility and assisting them with locating a suitable location for the sandy dredge material.



Water Park Report
Marilyn VanWagner, General Manager Water Park
July 13, 2012

Staffing –

It was necessary this year to do a second lifeguard training class. The second class has been trained and tested.

Marketing –

Discounted Season Passes are currently being offered on line for Chesapeake Beach Residents.

The new marketing brochure was finished by opening day. It also has specific inserts available for admissions, birthday parties and private parties. It is being distributed throughout the county.

Many of the signs in the park were updated and continue to be updated to accommodate new safety issues.

Special Events –

We participated this year again in the The World's Largest Swim Lesson. This great event took place on June 14. We joined over 23,000 swimmers on five continents around the world, in an effort to promote awareness that swimming lessons save lives. This was a great kick off to also begin our children's swim lesson program. We are in our second session out of the four sessions that will be offered.

Many other special events will be taking place this season. Back again this season is Night Slides and Character Days. Please see either the website, <http://chesapeakebeachwaterpark.com>, or the Chesapeake Beach Newsletter for a detailed list of events for this season.

We continue to offer Chesapeake Beach Appreciation Day on Tuesdays. All Town residents within the town limits are offered daily admission for half price. Also on Tuesday's from 4 to 7 pm, all town residents can get into the water park free of charge.

This season we are also offering Adult Swim. This program is offered on the same day as children's swim lessons, Tues – Friday, from 9:15 am to 10:45 am. This will be offered until August 17 as long as citizens continue to show interest.

Maintenance/Upgrades-

- The Town continues to work on many maintenance items that are needed in the Park. Wilson Cochran has been instrumental in spear heading these projects.
- Town Engineer, Paul Woodburn and Wilson Cochran have completed the repair/renovation of the new Blue Slide Tower.



Chesapeake Beach Wastewater Treatment Plant Report
Jon Castro, Superintendent
July 19, 2012

Plant Operation:

The Plant staff took its first internet class at the plant called Webnar Class on States DMR Reporting. This class was on June 19, 2012 and June 21, 2012 from 1:00 pm to 4:00 pm. The class was very informative and we will schedule other classes in the future.

Freemire Inc. began to rebuild the Influent Pump operation valves on June 27, 2012 but found more damage to valves. They will order additional parts and complete the job in July.

The Plant collected the third Bio-Monitoring Chemical Test on July 2, 2012 and shipped it to PACE Analytical. This will meet the plants permit requirement for its permit renewal.

The annual calibrations of plant equipment required by MDE will be completed by the end of July. The flow meters calibration was completed on June 29, 2012 with the lab equipment to done on July 23, 2012. The fuel tank for the generator will be inspected on July 27, 2012.

The plant completed the QA-DMR part 1 on June 28, 2012 and part 2 on July 12, 2012. We are still waiting for the test results.

The Plant sent a sample of the Bio-mass to Novozymes, free of charge, to analyze its contents. This will help plant staff determine any problems with the process control.

There were no incidents to report in the plant's Solids and Handling Operation or the Lab Sampling Operation with Duffield Hauling and Chesapeake Labs.

Plant operations for this monthly report did not use the Shell Fish Tank. The last time it was put into operation was on February 29, 2012.

The plant had three emergency alarms responded to during this period. On June 29, 2012 an operator responded to a Power Failure during a storm. The storm caused many power outages in the state but the plant only lost power for 2 hours. The other alarms occurred on July 1, 2012 for a pump shut down and on July 10, 2012 for a basin valve shutdown. These alarms were caused due to the heat.

The Wastewater Treatment Plant had no spills or violations to report.

Future Projects:

The ENR upgrade for the Chesapeake Beach Wastewater Treatment Plant has completed the permit process and design stage and should be put out for bid by the end of July of 2012. Construction should begin in the fall of 2012.

The plant records will be put into the Sure Scan System with the help of Town Employee Fran Addicott to ensure a better system of storing plant data.



Town Council Meeting Memorandum

TO: Mayor & Town Council
FROM: Christopher Jakubiak, AICP
DATE: July 19, 2012
RE: Report

The Planning Commission met on July 11, 2012 and at the request of the Mayor and Town Council the Planning Commission reviewed the proposed zoning map that was introduced at the Town Council meeting on May 17, 2012. The list of proposed zoning classification changes was discussed. The Planning Commission does not recommend the zoning changes referenced in the table with ID Numbers 6, 7, 8, and 9.

On a motion to recommend that bonus overlay zoning district remain in place in the areas referenced as 6, 7, 8, and 9, the Planning Commission voted 3 in favor and 1 opposed.

The Planning Commission also reviewed proposed text amendments to sections of the Zoning Ordinance that address the site plan review process and the proceedings of the Planning Commission.

Table of Proposed Zoning Amendments

Proposed Comprehensive Rezoning: Introduced to Town Council on May 17, 2012

ID Number	Location	Existing	Zoning Classification	
			Proposed Introduced May 17, 2012	Previously Proposed (As provided in Comp Plan)
1	Between 15th and 16th Streets west of Bayside Road	Commercial	R-MD	R-MD
2	West of A-1 Antiques	R-V	Commercial	Commercial
3	North Beach VFD	R-V	Commercial	Commercial
4	8700 Block of Bayside Rd. (west side)	R-V w/ Bonus Density Overlay	Commercial	Commercial
5	8700 Block of C Street - Walker Subd.	R-V w/ Bonus Density Overlay	R-MD	R-MD
6*	Between 29th and 30th Streets (east of Bayside Road)	R-V w/ Bonus Density Overlay	R-V	R-MD
7*	Between 28th and 29th Streets (East of Bayside Road)	R-V w/ Bonus Density Overlay	R-V	R-MD
8*	Between 27th and 28th Streets (East of Bayside Road)	R-HD w/ Bonus Density Overlay	R-HD	R-MD
9*	C Street from Veteran's Park to 27th Street	R-HD w/ Bonus Density Overlay	R-HD	R-MD

* In an undated memorandum entitled "Report & Recommendations of the Chesapeake Beach Planning Commission -Proposed Adoption of the Revised Zoning Map", the Planning Commission recommended that "No Change" be made to the existing zoning classification.