

Tax Map/Block/Parcel  
No. 46-15-1168

Building Permit/Zoning  
Certificate No. 06-0569

Case 5207

**OFFICIAL DECISION  
BOARD OF ZONING APPEALS  
CARROLL COUNTY, MARYLAND**

**APPLICANT:** Hohne Pools  
c/o Gary Hohne  
9000 Harford Rd.  
Baltimore, MD 21234-4015

**ATTORNEY:** n/a

**REQUEST:** Conditional use for the display and sale of hot tubs and spas on specific dates throughout the year (July 6-17; September 7-18; and October 19-30).

**LOCATION:** The site is located at the corner of MD Rt. 140 and Old Baltimore Road, Westminster, on property zoned "I-R" Restricted Industrial District in Election District 7.

**BASIS:** Code of Public Local Laws and Ordinances, Section 223-99 I, 223-118 B and 223-182 A (2)

**HEARING HELD:** April 20, 2006

**FINDINGS AND CONCLUSION**

On April 20, 2006, the Board of Zoning Appeals (the Board) convened to hear a conditional use request for the display and sale of hot tubs and spas on specific dates throughout the year (July 6-17; September 7-18; and October 19-30). The Board made the following findings and conclusion:

The Board approved a similar request in Case 5106 of 2005. The Applicants wish to sell hot tubs and accessories on the subject property for the above listed dates. There will be a 30 ft. x 60 ft. tent erected on the site, with an additional 30 foot area outside the tent for hot tub/spa sales. Typically, there are a maximum of 8 cars at the site at one time.

The Board finds that the proposed use, with the following conditions, will not generate adverse effects at this location above and beyond such a use. Accordingly, the conditional use is granted, subject to the following conditions:

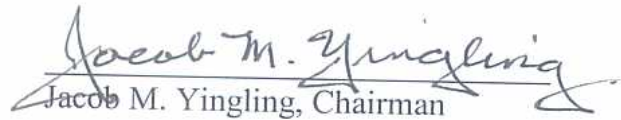
**OFFICIAL DECISION**

**C5207**

**PAGE TWO**

1. Sales of hot tubs, spas and accessories may be made on the following dates in 2006 between the hours of 10:00 a.m. to 5:00 p.m. 7 days per week.
  - a. June 6 through June 17.
  - b. September 8 through September 18
  - c. October 19 through October 30
2. In accordance with Carroll County Public Local Laws and Ordinances §103-19, a site plan must be submitted for approval.
3. There shall be no more than 5 employees at the site for the sale dates.
4. Adequate security measures shall be taken when the site is closed.
5. This use is nontransferable.

5/17/06  
Date

  
Jacob M. Yingling, Chairman

**Tax Map/Block/Parcel  
No. 46-15-1168**

**Building Permit/Zoning  
Certificate No. 06-0569**

Case 5207

**OFFICIAL DECISION – *AMENDED\**  
BOARD OF ZONING APPEALS  
CARROLL COUNTY, MARYLAND**

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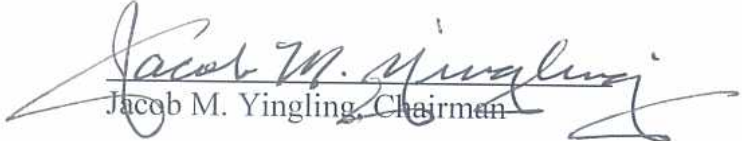
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The Board finds that the proposed use, with the following conditions, will not generate adverse effects at this location above and beyond such a use. Accordingly, the conditional use is granted, subject to the following conditions:

OFFICIAL DECISION  
C5207  
PAGE TWO

1. Sales of hot tubs, spas and accessories may be made on the following dates in 2006 between the hours of 10:00 a.m. to **8:00 p.m.** 7 days per week.
  - a. **July 6 through July 17.**
  - b. September 7 through September 18
  - c. October 19 through October 30
2. In accordance with Carroll County Public Local Laws and Ordinances §103-19, a site plan must be submitted for approval.
3. There shall be no more than 5 employees at the site for the sale dates.
4. Adequate security measures shall be taken when the site is closed.
5. This use is nontransferable.

5/25/06  
Date

  
Jacob M. Yingling, Chairman

*\* Amended 5/22/06*