

PLANNING COMMISSION WEDNESDAY, May 12, 2021 5:30 PM

EFFECTIVE 05/03/2021: BY ORDER OF MAYOR ZACK TYNDALL: All Board and Commission Meetings will be held in-person with NO public in attendance and will be streamed live on Facebook for viewing only.

Meeting packets will be posted by 5:00 p.m. on the Friday before the meeting.

- Advance questions will be accepted until 12:00 PM/NOON on the day of the meeting. Submit to:
 - Email: <u>info@berlinmd.gov</u>; please use <u>Meeting Questions</u> as your subject
 - o Fax: 410-641-2316
 - Mail: Berlin Town Hall, Attn: Meeting Questions, 10 William St., Berlin, MD 21811. Mail should be posted no later close of business on the Friday before the meeting to help ensure delivery.
 - Drop boxes Town Hall one is at the rear of the building on the parking lot, and the other is at the corner of Bay and Williams Street on the building.
- Questions and Comments during the meeting:
 - Unless a Public Hearing is being held, questions and comments will NOT be taken via Facebook.
- <u>PUBLIC HEARINGS</u>: If a public hearing is scheduled, questions will also be taken via Facebook during the Public Hearing portion of that meeting. A staff member will monitor the questions for duplicates, language, and appropriateness to the Public Hearing topic. Responses will be given out loud via the live stream; they WILL NOT be given via the comments on Facebook.

Meeting attendance will be limited to Board and Commission members, authorized personnel, and presenters as appropriate.

To watch the Meeting on Facebook, please click on the blue Facebook icon at the top of any page on the Town website, www.berlinmd.gov, or type @berlinmd in the Facebook search bar.

Your patience and understanding as we work to meet the restrictions on gatherings while still conducting Town business is truly appreciated.

To receive future meeting notifications directly to your email, please sign-up at the bottom of any page on <u>our website</u>.

Staff Report for the Berlin Planning Commission

Meeting Date: May 12, 2021

5:30 PM

Tonight's first application is a request for a revision to a Site Plan Approval for Purnell Crossing North, first granted during the March 13, 2019 Planning Commission meeting for the Atlantic Premier at Purnell Crossing.

New ownership has altered the site plan by reducing the overall density of townhouse rental units from 36 total units housed in 7 separate buildings, to the current proposed 34 units to be housed in 6 separate buildings. The 4 unit building at the center of the development will also be repositioned to move closer and now face the cul-de-sac, instead of the rear facing the existing units on Sunlight Lane. Staff recommends the revision since it represents a further reduction in density and more open space overall, as well as an improved streetscape for existing condominium owners on Sunlight Lane.

Tonight's second application is a request for Site Plan Approval from Megan and Brett Hines of the Buzz Meadery, LLC to build a community greenspace with parking and seating for outdoor events and dining to be located at 21 Jefferson Street. Site Plan Approval had previously been granted to the current owner of the property, Habitat for Humanity, for a mixed-use building, but that use is no longer economically feasible, and the Hines are contract purchasers of the parcel. The parcel is zoned B-1 Town Center District, and also lies within the Berlin Historic District boundaries. The extent of new improvements are the addition of 42 inch high fencing, overhead pergolas, lighting, seating, picnic tables, landscaping and foliage.

The project was granted approval from the Berlin Historic District Commission on Wednesday, May 5, 2021 after much discussion and public input. The unanimous motion for approval called for approval of the Berlin Police Department and Chief Downing on the height and placement of the fencing at the triangular intersection of Jefferson and Gay Streets.

Other items of note from the meeting included:

- No portable restroom(s) were to be permanent on site.
- Lighting would be set on timers.
- Signage would be installed detailing the site as private property available for public use when Buzz Meadery events are not scheduled.
- Security cameras would be in place.
- Trash collection is the responsibility of the property owner, and receptacles will be properly screened.
- The owners hold a Class 4 MD State Winery License (which I have enclosed in your packets) which allows them to serve their mead and wine products off-premises from their production facilities on this site.

- The owners anticipate up to 32 events per year.
- Prior to 12 noon the day of the meeting, per Covid-19 public meeting policy, the Planning Office received public input in the form of 89 letters, calls, emails, and items forwarded from Facebook before the cutoff, and more after. 87 responses were in favor or support of the project, and two were in the negative.

Staff recommends approval of the request, as it represents a low impact on the surrounding area, increased open and green space for the Downtown area, and the overwhelming support of the community.

Planning Director

Planning Director



Mayor & Council of Berlin

10 William Street, Berlin, Maryland 21811 Phone 410-641-2770 Fax 410-641-2316 www.berlinmd.gov

Town of Berlin Planning Commission May 12, 2021 5:30 PM Berlin Town Hall – Council Chambers

- 1. Call to Order
- 2. Agenda Adoption
- 3. Approval of Minutes February 10th & 24th 2021
- 4. Revised Purnell Crossing South P.U.D
- 5. Revised Purnell Crossing North P.U.D
- 6. Site Plan Approval Buzz Meadery 21 Jefferson Street
- 7. Comments from the Commissioners
- 8. Comments from the Chairman
- 9. Comments from the Public
- 10. Comments from Staff
- 11. Adjournment

Town of Berlin Planning Commission February 10th, 2021

Chairman Chris Denny called the Planning Commission Meeting for February 10th, 2021 to order at 5:31PM on Zoom. Member's present on Zoom were Chris Denny, Pete Cosby, Matt Stoehr, Austin Purnell, Phyllis Purnell, and D. J. Lockwood. Absent from the meeting were Ron Cascio and Newt Chandler. Staff present was Planning Director Dave Engelhart and Permit Coordinator Carolyn Duffy.

Chairman Chris Denny called for a motion to adopt the agenda. Mr. Pete Cosby made the motion to adopt the February 10th, 2021 agenda. Mr. Austin Purnell seconded that motion, and it was unanimously accepted by the commission. Chairman Chris Denny called for a motion to approve the minutes from the November 18th, 2020 meeting. Mr. Pete Cosby made the motion to approve the minutes from the November 18th, 2020 meeting. Mrs. Phyllis Purnell seconded the motion, and it was unanimously accepted by the commission.

Chairman Chris Denny stated that on item # 4 was election of the Chairman. Chairman Chris Denny asked for nominations for Chairman. Mr. Pete Cosby nominated Chris Denny for Chairman. Mrs. Phyllis Purnell seconded the motion. Chairman Chris Denny accepted the nomination to remain seated as Chairman for the commission. The vote was unanimous. Chairman Chris Denny called for a nomination for Vice Chairman. Mr. Pete Cosby nominated Mr. Matt Stoehr for Vice Chairman. Mrs. Phyllis Purnell seconded the motion, and it was unanimously accepted.

Chairman Chris Denny called the next item on the agenda for Site Plan Approval for the Auto Zone Store #4480 located at 10712 Ocean Gateway. Mr. Kevin Murphy the applicant was present on Zoom he stated he was glad the board could hear them. Mr. Gene Dvorchak was present by phone. Chairman Chris Denny stated he noticed the engineers license had expired. Mr. Murphy stated it had been renewed from last year for two more years. Mr. Gene Dvorchak stated they are proposing to tear down the existing McDonalds that has not been operating for a while. He stated they will demolish the building and construct a new building with sidewalk and some new paving. Some of it will be taken down to subgrade with new asphalt on top. They have been contacted by State Highway to relocate the entrance. They have the engineers working on that and awaiting approval. They have a color elevation on the screen which is the prototype for their company. He stated they a looking for land development approval and getting the building permit application started.

Chairman Chris Denny asked what State Highway wanted them to change and asked what it entailed. Mr. Dvorchak stated it did not meet the distance requirements of SHA currently. He stated the location has been approved with SHA they have verbal approval on the location, and they have fully engineered plans submitted for approval. He stated it shifted about 30 feet a little further East. Planning Director Dave Engelhart stated to give some deceleration time from the light on U. S. Route 50. Chairman Chris Denny asked if they had any other options besides

this building. Mr. Dvorchak stated this was their prototype and they did not have architectural standards to have enhance anything by the code. Chairman Denny asked did they have anything with a pitched roof or are they pretty much flat roof. Mr. Dvorchak stated they have no pitched roof they coordinate that if it is in a local ordinance that they have too. Mr. Matt Stoehr stated he remembered that location is known to flood when it rained. Mr. Dvorchak stated a stormwater system has been designed for it towards the back and front. Mr. Engelhart stated they would have E. A. Engineers looking at the stormwater. Mr. Dvorchak stated they do have an approval from them that will be included in the design. The package that was submitted. Chairman Chris Denny asked about the status of the Harley Davidson Building. Mr. Engelhart stated that Royal Farms owns that building. No change as far as he knew using it for storage. Mrs. Purnell asked if they are still using the driveways that are there. Chairman Denny and Mr. Engelhart stated that will stay the same right now. Mr. Engelhart stated if someone develops that property then there might be changes.

Mr. Pete Cosby asked about the fee simple title to the land. Mr. Dvorchak replied he thought it would be ground lease for them. Mr. Cosby asked if they would lease from Two Farms Inc. Mr. Dvorchak replied that was correct it belongs to Royal Farms. Mr. Cosby asked if it was a 99-year lease. Mr. Dvorchak stated it was a 15 year and 5-year extension up to thirty years. Mr. Cosby stated he knew they liked to use their corporate stores, but this was a nightmare as far as what Berlin is trying to do with the buildings. He stated he knew they were out of the zone if you looked across the street. He stated it would be nice to have consideration with a more coastal style building with a pitched roof. He stated bending over for corporate is not good for Berlin. He stated we have something special going on and want to keep it that way. Mr. Cosby stated they did let Arby's and Royal Farms do their corporate style. Chairman Denny stated Arby's did do some adjustments. Mr. Cosby stated they did soften the style a little bit. He stated but this is a Frankenstein for our town not what we want to see. We want colonial brick and pitched roof he asked Mr. Engelhart, do we have responsibility in how it looks. Mr. Engelhart replied yes and in the architectural design of it. He said he wanted to open this up to the rest of the board also this building is so obtrusive can you soften it somehow, he asked.

Chairman Denny asked if Auto Zone has a design with a pitched roof. Mr. Murphy stated he could not go to a pitched roof but could offer a couple of enhancements. The pitched roof he stated would be a budget buster and it is not in the code for us to do it. He stated what he could offer was an earth tone prototype they take out the gray and put in beige and cream colors. This would be nothing out of the ordinary for them to do he stated. Chairman Denny stated the west side of the building looks like where inventory would come in is their something you can do along there put in a window or even a fake window something to soften the look. Mr. Murphy stated what he could do on the front and left side is rise the parapets to have roof height variation. The sign on front would go up to 23 foot, you would have a section on the front, right and left different heights can also put a cornice around the roof line it will give some projection as well as the parapet variation. He stated he could put some faux windows on the right side where delivery goes west side. Mr. Cosby stated the west wall has the two doors and you can put the faux windows in there. Mr. Murphy replied yes, he could put the faux windows in there. Mr. Cosby asked about the east side could you put one there. Mr. Murphy stated he would be

willing for one to go along the front the same distance of the right-hand side. He would put it the same distance off the front on the left and right which would be the east and west the west would get a second one. Mr. Cosby asked was there a reason they could not get a second one on the east side. Mr. Murphy replied two is fine. Mr. Cosby asked how big the windows would be. Mr. Murphy stated they would be the size of the windows on the front. He stated once again these are faux windows not going into the building. They will be the same size 9ft 8 tall 12ft elevation all the way up. Mr. Cosby stated and placed in an attractive balance on there. He stated it would be a breakup of that wall in an architecturally way. Mr. Murphy stated he could break up the wall in another way due to the fact he would be rising the parapet heights they are true store front mullions installed to the wall they do appear to be real but are just store front mullions attached to the wall. Mr. Engelhart stated very similar to what was approved for Dollar General on Decatur Street. Mr. Murphy stated they do not knock- out the wall they are just casings that are attached right to the wall. Mr. Cosby stated he would like to see the plans and he appreciated them softening the look. Would like to see the plans before they approve it, and you can show the color scheme as well.

Mr. Murphy asked was there any way they could get an approval on an elevation that is acceptable. He stated only to keep the application moving forward and getting the approval complete. Mr. Matt Stoehr asked to hold a special meeting in two weeks so they can get the drawing a then we can look at the drawings for approval. The turnaround would not be the full month and we then could approve it. Mr. Cosby thought that was a good idea. Mr. Kevin Murphy asked if he could have a minute, he would try to pull one up that they had done. So, he tried to send it to Ms. Mary Bohlen. While waiting Mr. Cosby stated he did not see a lighting plan or landscape plan. Mr. Engelhart stated landscaping was on L1.0 in the large set of drawings. Mr. Murphy stated he had sent Ms. Bohlen an earth tone rendering, and this was in Westminster Maryland. Mr. Dvorchak stated it has faux windows and to the rear of the building it was more visible, and it has the faux windows and on three sides have the parapet. The elevation was 19 & 20 he is proposing 21 & 23 he stated the decorative cornices. He stated he could offer textured c.m.u no extra cost from their budget has a rough edge on it instead of just a flat surface. He continued to give description of the c.m.u. Mr. Engelhart stated more of a sandy texture.

Mr. Cosby asked about trees. What are you planning to put just shrubbery in. Mr. Dvorchak stated they went with the shrubs because of them being in front and for screening for the head lights. Mr. Cosby asked if there was parking down the east side of the building. Mr. Dvorchak stated he was not sure where to put stuff on the east side because of the deliveries and the parking was outside of the lease area. Mr. Dvorchak stated where the Old McDonalds was is where the property line is. He stated along the back is the stormwater management system on the southern side. Mr. Cosby stated he still wanted to see the plan and thought a couple of trees could be placed out there to soften the building. Mr. Dvochak said he wanted to state the plans were done to town code and if he knew of the changes, he would have put that in the drawing. He has no problem adding trees if you think that will help. Mr. Cosby stated he is not going to approve a building that he is not looking at. He stated the building can be soften and he wants to know it is being softened, want to see the color and the landscaping plan. Mr. Dvochak stated

they have a gas lines going along the side and do not have space to put trees. He stated they cannot put trees that would obstruct the sight triangle for State Highway. Stormwater system up front slopes in so really cannot plant in the stormwater system. Do not have extra space to put trees. Chairman Chris Denny stated when they go to redevelop Harley Davidson is when you can get trees in the parking lot. Mr. Cosby stated not the monumental trees but 10 to 15 feet trees he said he is not convinced that trees cannot go in there they have to convince him.

Comment from Mr. Tony Weed thanked Mr. Cosby for standing up for what we need in Berlin. The developer should fit in with our design and thanked Mr. Cosby. Chairman Denny agreed with Mr. Cosby for them to come back in a couple of weeks for better renderings of what they have asked for tonight. He stated come back with the landscaping design some trees. Mr. Cosby asked when resubmitted they see the faux windows and the parapet and the two alternate color schemes so we can see the colors. Mrs. Phyllis stated they could go out there and look at where landscaping could go not just talking about it take a visual look. Mr. Cosby stated they need trees in these parking lots. Mr. Austin Purnell stated he was happy it was going to get redeveloped and something new out there. He stated he also agreed that some changes needed to be made for it to look a little more appealing. Mr. Dvochak stated they will make the changes and get something back to them.

Mr. Pete Cosby made the motion to table until February 24, 2021. Mr. Austin Purnell seconded the motion. Mr. Engelhart thanked Ms. Bohlen. With no other comments meeting was adjourned at 6:13PM.

Respectfully Submitted,

Carolyn Duffy

Town of Berlin Planning Commission February 24th, 2021

Chairman Chris Denny called the Planning Commission meeting for February 24th, 2021 to order at 5:32PM. Member's present were Chris Denny, Pete Cosby, Newt Chandler, Ron Cascio, Phyllis Purnell Austin Purnell and Matt Stoehr. Members absent were Ron Cascio and D. J. Lockwood. Staff present was Planning Director Dave Engelhart and Permit Coordinator Carolyn Duffy.

Chairman Chris Denny called for a motion to adopt the February 24th, 2021 agenda. Mr. Newt Chandler made the motion to adopt the February 24th, 2021 agenda. Mr. Matt Stoehr seconded the motion, and it was unanimously accepted by the commission.

Chairman Chris Denny called the next item on the agenda the continuation for Site Plan Approval from the February 10th, 2021 meeting for the Auto Zone Store #4480 10712 Ocean Gateway. Mr. Kevin Murphy stated they would start with the landscaping L1.0 they had added three trees as requested to the site. The trees selected were because they grow to the 15 to 20 foot in height. Mr. Pete Cosby asked if they could get trees on the East or West side. Mr. Murphy stated that they do not have enough room to plant trees of that size. Mr. Cosby questioned there is not enough room to plant a tree or two. Mr. Murphy stated a storm drain runs down the one side where there is grass that connects the rear stormwater system any tree would be in the pipe. Planning Director Dave Engelhart stated that Mr. Gene Dvorchak reached out to him and E. A. Engineers after the last meeting about putting the trees in the front of the building and that would also satisfy MDE and would not interfere with view lines for stated highway.

Chairman Chris Denny told Mr. Cosby when the Harley Davidson building has something done to it that is when the parking lot would get cleaned up. Mr. Cosby stated they could soften it that way. Mr. Cosby stated they have the parapet and the faux windows that give the building interest now. Mr. Kevin Murphy stated they had submitted two different color elevations per request and wanted verification on the one they are going to use. The first was the gray color scheme and the alternate of the earth tone. Mr. Engelhart stated the packets are showing the earth tone. They selected the earth tone. Mr. Murphy wanted to go over the treatments he added per the commission's request. There are four faux windows, two on the west side two on the east side, three different roof variations on the front side east and west. The parapets have been there the HVAC were screened on the previous he stated he added a decorative cornice around the roof line. He stated on the earth tone scheme where it is going up, they will be bump outs on the main building line protruding out from the building. He added slip space block where you see dark color beige all this means is it will be a rough texture. He stated this was 5 to 6 different architectural variations to please the commission.

Mr. Cosby thanked him for pointing out the bump outs and that was helpful. Mr. Austin Purnell stated he liked the earth tones. Mr. Kevin Murphy stated they would proceed with the earth tone. Chairman Denny stated the commission liked it and would have been nice to have seen this the first time around. Chairman Denny called for a motion to approve. Mr. Newt Chandler made

the motion to approve final site plan. Mr. Austin Purnell seconded the motion, and it was unanimously accepted by the commission.

Planning Director Dave Engelhart stated he liked the earth tone also; they got some trees added that was the best outcome they could have. With no other comments Chairman Denny called for motion to adjourn. Mr. Newt Chandler made the motion to adjourn. Adjourned 5:45PM

Respectfully Submitted,

Charles Submitted,

Carolyn Duffy

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5. TOTAL AREA OF HOT RB:

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PARWING SPACES REQUIRED. 2 PER UNIT. 72

NUMBER OF PARKING SPACES.

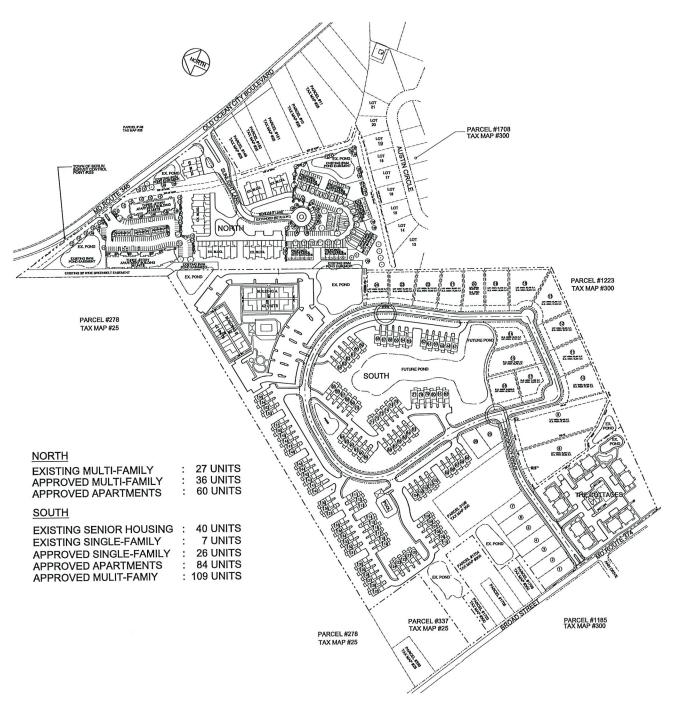
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PARKING SPACES SHOWN.

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NUMBER OF PARKING SPACES PROVIDED - 100 UN PARKING LOT
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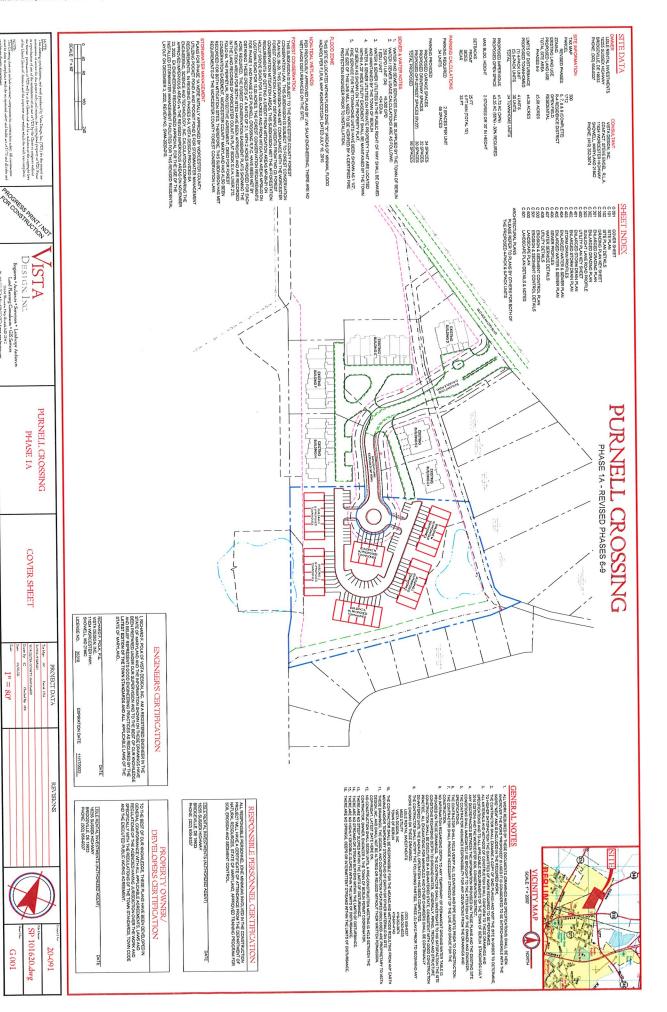
52287 WPW WPW MGS. 1279 £ 177 FINAL SITE PLAN
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BERLIN, MARYLAND 25 24 23 22 21 Existing Existing ****** 25 & 300 GRAPHIC SCALE
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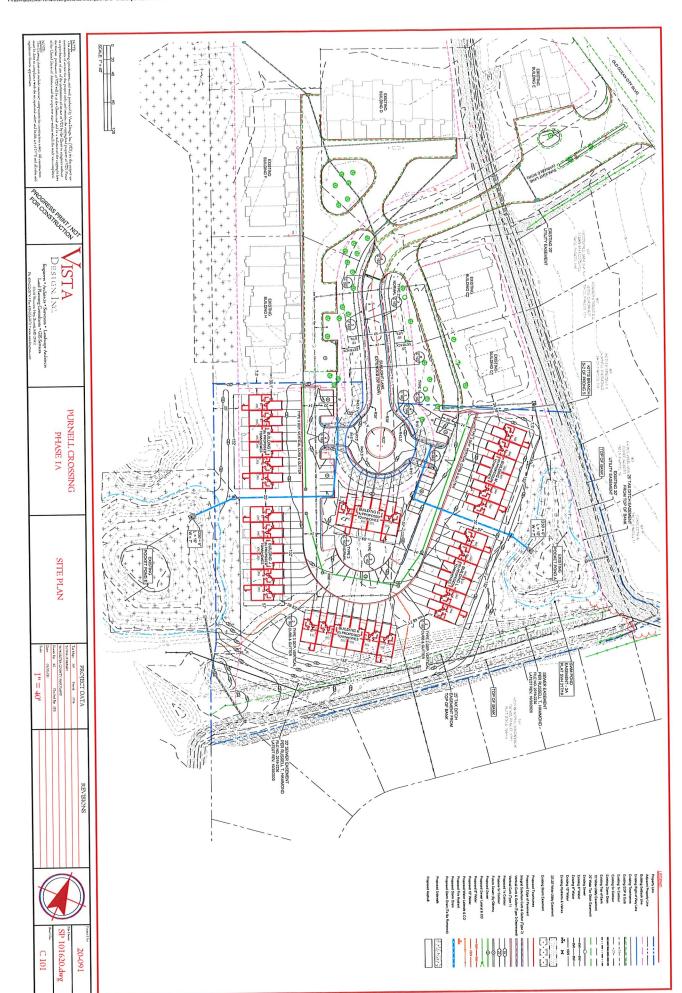


PURNELL CROSSING - NORTH & SOUTH REVISED P.U.D. SITE PLAN

SCALE: 1" = 100'

SEPTEMBER 11, 2019

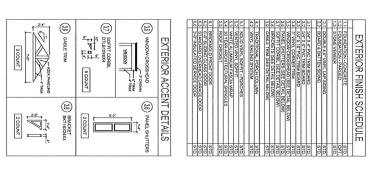


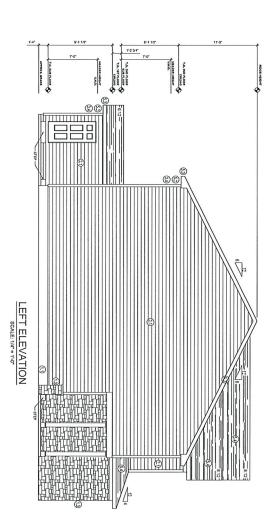


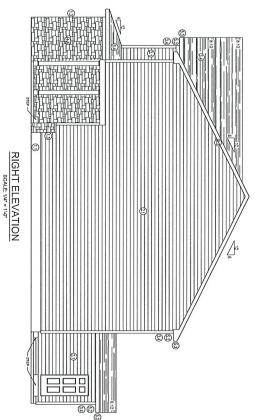


PURNELL CROSSING TOWNHOUSES 4-PACK ELEVATIONS - SHEET 2

SCALE: 1/4" = 1'-0"







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2021-1-20 DRAFT I

SCALE: AS NOTED

ELEVATIONS- SHEET 2

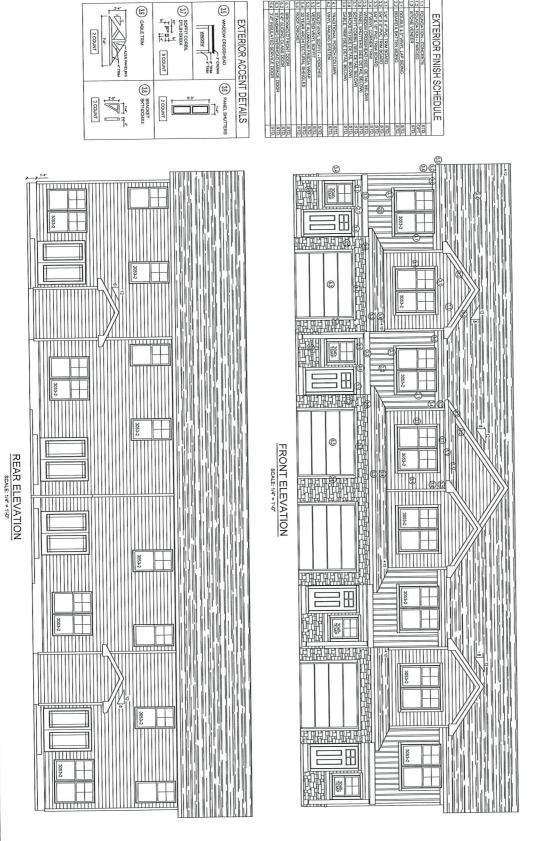
INSIGHT HOMES

16255 SUSSEX HWY. BRIDGEVILLE, DE 19933

OFFICE - (302) 337-0400 FAX - (302) 721-4900 INSIGHT HOMES IS NOT AN ARCHITECT OR AN ENGINEER, STRUCTURAL CONSIDERATIONS SHOULD BE VERIFIED BY AN ARCHITECT OR ENGINEER, ALL LOCAL COORS.
SHOULD BE FOLLOWED.

PURNELL CROSSING TOWNHOUSES 4-PACK ELEVATIONS - SHEET 1

SCALE: 1/4" = 1'-0"



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INSIGHT HOMES

16255 SUSSEX HWY. OFFICE - (302) 337-0400 BRIDGEVILLE, DE 19933 FAX - (302) 721-4900 INSIGHT HOMES IS NOT AN ARCHITECT OR AN ENGINEER.
STRUCTURAL CONSIDERATIONS SHOULD BE VERIFIED BY AN ARCHITECT OR ENGINEER.

ALL LOCAL CODES SHOULD BE FOLLOWED.

PURNELL CROSSING TOWNHOUSES 6-PACK ELEVATIONS - SHEET 1

SCALE: 3/16" = 1'-0"



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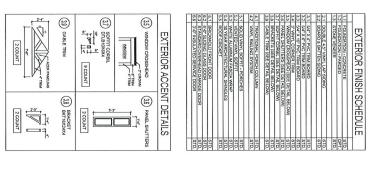
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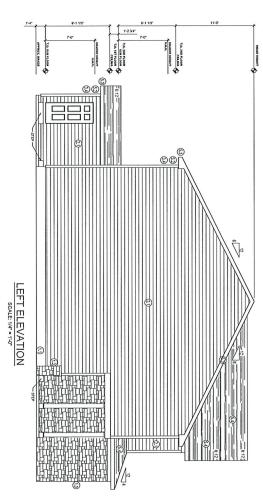
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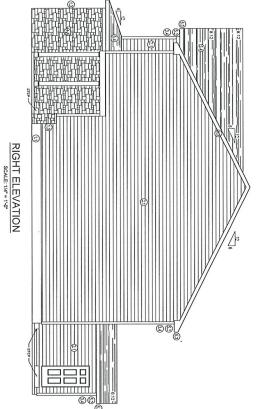
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ALL LOCAL CODES SHOULD BE FOLLOWED.

PURNELL CROSSING TOWNHOUSES 6-PACK ELEVATIONS - SHEET 2

SCALE: 1/4" = 1'-0"







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		ELEVATIONS- SHEET 2		

INSIGHT HOMES

16255 SUSSEX HWY. OFFICE - (302) 337-0400 BRIDGEVILLE, DE 19933 FAX - (302) 721-4900 INSIGHT HOMES IS NOT AN ARCHITECT OR AN ENGINEER. STRUCTURAL CONSIDERATIONS SHOULD BE VERRIFIED BY AN ARCHITECTOR BENAMEER.
ALL LOCAL CODES SHOULD BE FOLLOWED.



Mayor & Council of Berlin

10 William Street, Berlin, Maryland 21811 Phone 410-641-2770 Fax 41()-641-2316 www.berlinmd.gov



PLANNING COMMISSION APPLICATION

DATE: 03/30/2021	HEARING DATE:	1424 cas	E NUMBER: 5-12-21-03
APPLICATION FOR:	_SUBDIVISION	SITE PLAN	REVIEW
PROJECT NAME: The E	erlin Comm	ons	
LOCATION OF PROPERTY:	21 Jefferson	St.	
SIZE OF PROPERTY: 0.08	881 acres $_{z}$	ZONING: B1	TOTAL LOTS:
PROPERTY OWNER/AGEN	Brett and M	legan Hines	PHONE #
ADDRESS 313A Bay St,			nfo@thebuzzmeadery.com
SIGNATURE OF APPLICANT		But h	mi

- Applications must be submitted at least two weeks prior to a regularly scheduled meeting of the Planning Commission.
- Three copies of the proposed subdivision or site plan must be provided with this application.
- Applicable review fees must be paid when application is submitted.



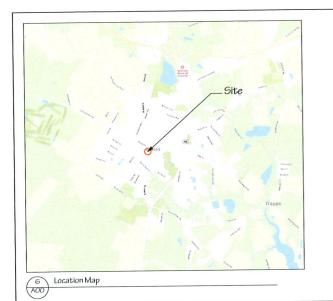


This is the logo for the property. It will be called The Berlin Commons.



This is a photograph of the current lot. No buildings or structures currently exist on the property.

It is often used as an overflow parking lot.





PROJECT DIRECTORY

OWNER
THE BUZZ MEADERY
BREIT & MEGAN HINES
9040 WORCESTER HIGHWAY UNIT D
BERLIN, MD 21811

ARCHITECT DAVID D. QUILLIN, AIA, LEED AP 5705 WATERSIDE DRIVE BERLIN, MD 21811

CONTRACTOR TBD

THE BUZZ MEADERY EVENT AREA BERLIN, MARYLAND

Conversion of an open lot into a fenced-in outdoor event space

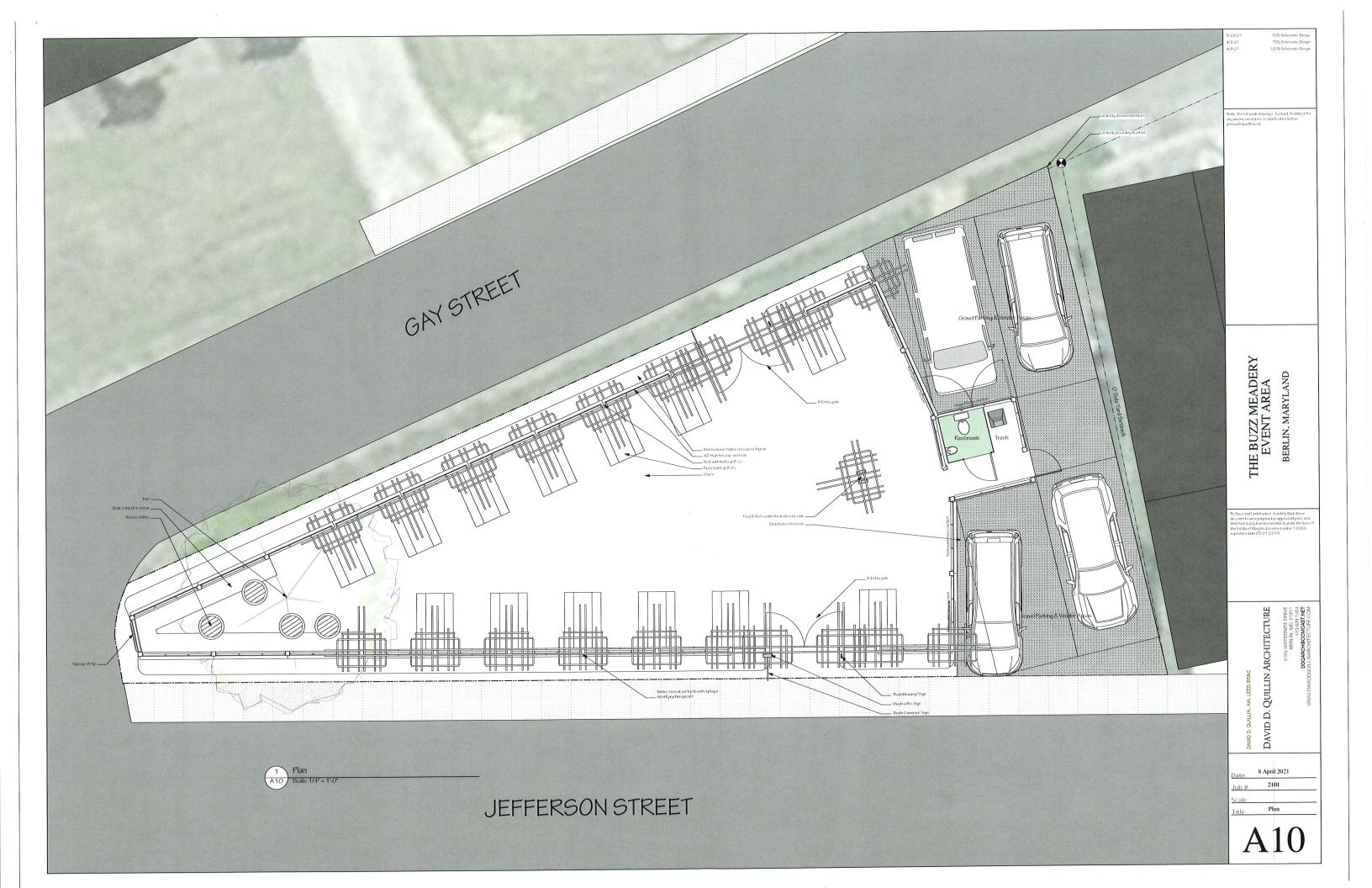
BUZZ MEADERY EVENT SPACE

Berlin, Maryland

Aerial View Proposed Improvements

AOO Scale: None

DAVID D. QUILLIN ARCHITECTURE 8 April 2021



50% Schematic Design 75% Schematic Design 100% Schematic Design

THE BUZZ MEADERY EVENT AREA BERLIN, MARYLAND

DAVID D. QUILLIN ARCHITECTURE

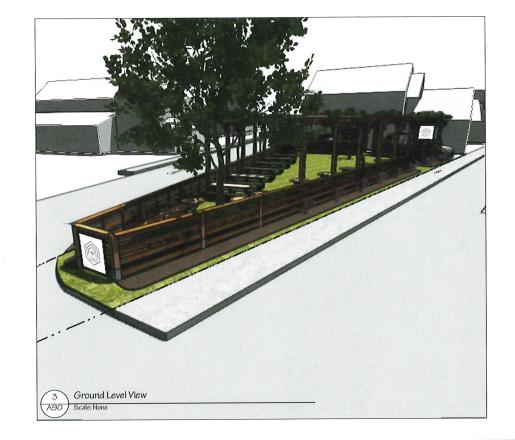
8 April 2021 2101

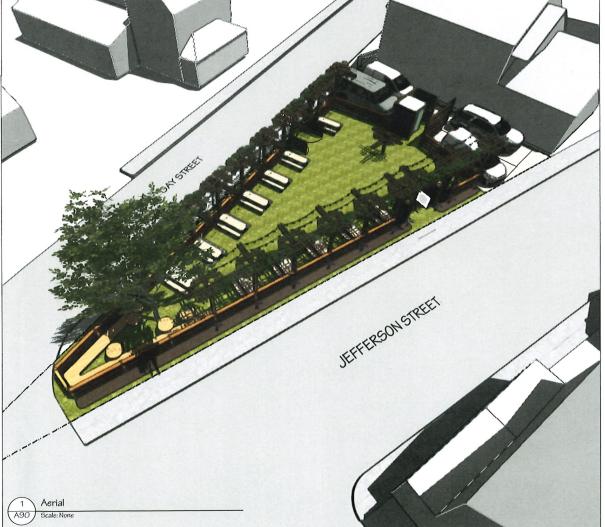
Title Fence Design

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THE BUZZ MEADERY EVENT AREA BERLIN, MARYLAND

DAVID D. QUILLIN ARCHITECTURE

8 April 2021

2101 Perspectives

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