

Pursuant to the advertisement, posting of property, and public hearing on the above petition and it appearing that by reason of the following finding of facts of unreasonable hardships

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the above Variance should be had; ~~and it further appearing that by reason of~~

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a Variance to permit a side yard setback of 0.2 feet instead of the required 6 feet, along the South 65 degrees 44 minutes 36 seconds West 154.28 foot property line should be granted.

IT IS ORDERED by the Zoning Commissioner of Baltimore County this 9

day of February, 196 5, that the herein Petition for a Variance should be and the

same is granted, from and after the date of this order, to permit a side yard setback of 0.2 feet instead of the required 6 feet, along the South 65 degrees, 44 minutes, 36 seconds, West 154.28 foot property line.

*Edward D. Hardisty*  
Deputy Zoning Commissioner of Baltimore County

Pursuant to the advertisement, posting of property and public hearing on the above petition and it appearing that by reason of

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the above Variance should NOT BE GRANTED.

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this \_\_\_\_\_ day

of \_\_\_\_\_, 196\_\_\_\_, that the above Variance be and the same is hereby DENIED.

\_\_\_\_\_  
Zoning Commissioner of Baltimore County

## TO: THE ZONING COMMISSIONER OF BALTIMORE COUNTY

The four (4) foot projection of the roof eaves and collar strutting on the side of the house will be considered a hardship, whereby the contrivance of supporting posts for the roof section can be set back only 1.7 to 1.8 feet from property line and the 4.0 feet of driveway. This will result in the edge of roof ranging from 0.2 to 0.3 feet from property line for a distance of 19.4 feet.

The minimum distance between edge of roof and set backs here will be 11.2 feet.

A further setback of posts from property line would cause difficult maneuvering between edge of driveway wall and the nearest mast.

See attached Description

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law For Baltimore County.

Contract purchaser \_\_\_\_\_  
 Address \_\_\_\_\_  
 Petitioner's Attorney \_\_\_\_\_  
 Address \_\_\_\_\_

*Frederick E. Smith*  
*Frederick E. Smith*  
 Legal Owner  
 Address 1103. Westpark Dr.  
 Baltimore, Md. 21204  
 Protestant's Attorney

ORDERED By The Zoning Commissioner of Baltimore County, this 5th day of January, 1965, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be held before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 8th day of February, 1965, at 10:00 o'clock P. M.

January 11, 1969

Mr. Frederick E. Gaither  
8403 Merryview Drive  
Baltimore, Maryland 2120

Dear Mr. Gaither:

The Zoning Advisory Committee has reviewed the subject petition and have no comment to offer with regard to the proposed development plan.

Very truly yours,

JAMES E. DYER, Chief  
Permit and Petition Processing

First

### CONDITION FOR VARIANCE

**2ND DISTRICT**  
**ZONING:** Petition for Variance for a Side Yard Setback.  
**LOCATION:** 4403 Myerwood Drive.  
**DATE, TIME:** MONDAY, FEBRUARY 5, 1965 at 1:00 P.M.  
**PUBLIC HEARING:** Room 109, County Office Building, 111 S. Chesapeake Avenue, Towson, Maryland.  
**THE COMMISSIONER of Baltimore County, by authority of the Zoning Act and Regulations, will hold a public hearing:**  
Petition for a Variance to the Zoning Regulations of Baltimore County to permit a side yard setback of 6 1/2 feet instead of the 8 feet required by the South 4th degrees 18 minutes 36 seconds West 154.28 foot property line.  
The Zoning Regulation to be excepted as follows:

Section 211.5, § 3-211.5, Code of Ordinances of the City of Baltimore, which reads in part as follows:

Yards - A feet wide yard shall be required for each side yard and not less than the 20 feet wide yard for the sum of both.

Projections into Yards - A structure attached to the main building, including a porch, a balcony, a porch, a roof, may extend into the required yard not more than 25% of the minimum required depth of a front or rear yard or of the minimum required width of a side yard.

All that parcel of land in the Second District of Baltimore

Beginning at a point on the West side of Merryman Drive (formerly Courtview Road) (60 feet wide) directly opposite Jean Drive (50 feet wide) said point being the north-easterly corner of Lot No. 10 of Block "H" as shown laid out on the Plat of Section "C" Merryman said plat is recorded in Baltimore County Plat Book folio 21 Liber No.

39, thence running and being  
on the division line between  
Lots Nos. 6 and 7 South  
degrees 36 minutes 16 seconds  
West 117.39 feet to  
intersect the rear property line  
thence along the rear property  
line South 19 degrees 40 minutes  
30 seconds East 47.7  
feet to intersect the division  
line between Lots Nos. 7 and  
8 thence along the division  
line North 65 degrees 44

along the West side of West 154 feet to intersect the West side of Merryview Drive then along the West side of Merryview Drive by a curve to the left with a radius of 588 feet and a chord of 63 feet to a place of beginning.

Being the property of Frederick E. Galther and Mary A. Galther as shown on plat plan filed with the Zoning Department, Houston, Texas Municipality.

## BALTIMORE COUNTY, MD., January 21, 1965

THIS IS TO CERTIFY, That the annexed advertisement was published in THE TIMES, a weekly newspaper printed and published in Baltimore County, Md. once in each of one successive weeks before this 9th day of February, 1970, the first publication appearing on the 21st day of January 1970.

THE TIMES

21.5

Manager.

Cost of Advertisement, \$24.50

2013年12月25日 星期三 25/12/13

**CERTIFICATE OF POSTING**  
ZONING DEPARTMENT OF BALTIMORE COUNTY

Towson, Maryland

District 2<sup>ND</sup>

Jan 23 1960

District.....  
Name.....  
Village.....

Posted for: Dr. Williams  
The 1st

Petitioner: Frederick

Location of property: ... 8403

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Location of Signer: CM...Lan

© 2006 The Authors  
Journal compilation © 2006 Blackwell Publishing Ltd

Remarks:  $\alpha = 0.4$ Remarks: *OK*

OFFICE OF THE DISTRICT CLERK  
 COURT HOUSE  
 THURSDAY, MAY 4, 1937  
 To: Frederick Callow  
 300 Baltimore St.  
 Baltimore, Md. 21207  
 No. 2768  
 Date 5/19/36

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| <p> <b>RECEIVED</b><br/> <b>TELEPHONE</b><br/> <b>ROOM</b> </p> <p> <b>DATE</b> 2/25/31<br/> <b>TIME</b> 9:40/5         </p> | <p> <b>TO</b> Frederick L. Bell<br/> <b>AND</b> Mary Ann D.<br/> <b>Bellevue</b> No. 11403         </p> <p> <b>BALTIMORE COUNTY, MARYLAND</b><br/> <b>OFFICE OF FINANCE</b><br/> <i>Division of Collection and Receipts</i><br/> <b>TOWSON, MARYLAND</b> </p> <p> <b>MAIL ROOM</b> <b>MAIL ROOM</b><br/> <b>MAIL ROOM</b> <b>MAIL ROOM</b> </p> | <p> <b>REFERENCE TO ACCOUNT NO.</b> 01-423         </p> <p> <b>REMARKS</b> </p> <p> <b>DATE</b> 2/25/31<br/> <b>TIME</b> 5:40 PM         </p> | <p> <b>RECEIVED</b><br/> <b>TELEPHONE</b><br/> <b>ROOM</b> </p> <p> <b>DATE</b> 2/25/31<br/> <b>TIME</b> 9:40/5         </p> |
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8603 Harrison St.  
Baltimore Md. BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING  
21207

County Office Building  
Towers 4, Maryland Avenue

Your petition has been received and accepted for filing this  
\_\_\_\_\_ day of \_\_\_\_\_, 1964 5

JOHN G. ROSE  
Zoning Commissioner

Original Name: Frederick L. Galtner  
Received by: *James S. Lee*

**CERTIFICATE OF PUBLICATION**

I, \_\_\_\_\_  
Townson, Md.

This is to certify, that the annexed advertisement published in THE JEFFERSONIAN, a weekly newspaper printed and published at Towson, Baltimore County, Md., commencing on \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_\_, and terminating on \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_\_, has been paid for by \_\_\_\_\_ appearing on this certificate as author or proprietor.

**THE JEFFERSONIAN**

Hand-drawn site plan showing three buildings (8405, 8403, 8401) and their dimensions. The plan includes bearings and distances for the boundaries and internal features.

**Building 8405:** Dimensions 32.1' x 44.3'. Features include a "CELLAR WAY" and "FRONT EDGE OF ROOF".

**Building 8403:** Dimensions 29' x 40'. Features include a "CELLAR WAY" and "FRONT EDGE OF ROOF".

**Building 8401:** Dimensions 29' x 40'. Features include a "CELLAR WAY" and "FRONT EDGE OF ROOF".

**Dimensions and Bearings:**

- Top boundary:  $R = 588'$ ,  $63'$ ,  $30'$
- Left boundary:  $559^{\circ}36'16''W$ ,  $147.8'$
- Right boundary:  $565^{\circ}44'36''W$ ,  $154.28'$
- Bottom boundary:  $47.20'$ ,  $S19^{\circ}40'30''E$
- Internal dimensions:  $62.8'$ ,  $13.4'$ ,  $28'$ ,  $0.3'$ ,  $12.8'$ ,  $4.3'$ ,  $0'$ ,  $7'$ ,  $4'$

**Scale:** SCALE: 1" = 30'

LOT NO. 7  
BLOCK "H" - PLAT OF SECTION "C"  
"MERRYMOUNT"  
(PLAT GLB 21 FOLIO 39).

