HERYLAND LINE, INC.

for a Variance from Section. 1A 00.38.3 to permit a front yard set lack or

of the Rusing Regulations of Bultimor: County, to the Zoning Law of Bultim following reasons: (Indicate hardship or practical difficulty)

ners of a dwelling ho

MARTIAN LINE, INC.

Willand

Baltimore, Maryland 21214

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CALLAHAN, CALMELL &

CALLAHAN, CALWELL & LAUDEMAN

BALTIMORE COUNTY, MARYLAND

TO S. Eric Dillenna, Zoning Commissioner Date April 6, 1973

FROM Norman E. Gerber, Chief

SUBJECT Petition #73-232-A. Mortheast corner of Bentley Road and Ede Petition for Variance for a Front Vard Setback. Petitioner - Haryland Line, Inc.

7th District

HEARING: Monday, April 9, 1973 (10:00 A.M.)

The Office of Planning and Zoning will offer no comment on this petition at this time.



by and between EDWIN A. HOCHSTEDY, JR., and DORIS L. HOCHSTEDY, his wife, of Baltimore County, in the State of Maryland and MARYLAND LINE, INC., a body corporate of the State of Maryland, Develocers and owners, parties of the first part: MILTON CANTER and CHARLOTTE CANTER, his wife, NICHOLAS RUTLEDGE and C. SUE RUTLEDGE, his wife, HAROLD GENTES and DRIGRES GENTES, his wife, PALPH K. WELLS and PATRICIA R. WELLS, his wife, all of Baltimore County, in the State of Maryland, all contract purchasers parties of the second part: GARLAND LEE MYERS and BETTY J. MYERS. his wife, of Baltimore County, in the State of Marvland. Owners of Lot 13, parties of the third part, and BALTIMORE FEDERAL SAVING AND LOAN ASSOCIATION, a body corporate of United States of America and EQUITABLE TRUST COMPANY, a body corporate of the State of Maryland, parties of the fourth part.

WHEREAS, the parties of the first, second, third and fourth parts are the owners and mortgagees of a certain tract of land located in Baltimore County, State of Maryland, which has been subdivided into lots as laid out and shown on a plat entitled "Plat 1, Section 1, Chalet De La Rance", which plat is recorded mong the Land Records of baltimore County in Plat Book E.H.K., Jr. 36 folio 10: and

WHEREAS, on the aforesaid plat the building limit line or set back along Edelweiss Way as shown on said plat is 50 feet; and

WHEREAS, said Maryland Line, Inc., in construction o house on Lot No. 15, as shown on said plat, has inadvertently violated said set back requirement and placed said house approximately 40 feet back from the front property line and has requested the parties hereto to waive the aforesaid set back requirement as shown on said Plat only as to said Lot No. 15; and

STATE OF MARYLAND, CITY OF BALTIMORE, TO WIT:

On this " day of -Tables , 1973, before me, rublic of said State, personally appeared Nicholas Rutledo

Ma Catherine De des

My commission expires: July 1, 1974

TATE OF MARYLAND, CITY OF BALTIMORE, TO WIT:

On this 29 day of January , 1973, before me, ment, and who, acknowledged that they executed the same for the surposes therein contained.

AS WITNESS my hand and Notarial Seal.

Illa Carterine De Les

My commission expires July 1, 1974

STATE OF MARYLAND, CITY OF BALTIMORE, TO WIT:

On this 27 day of TANNARY , 1973, before , a Notary Public of Said State, personally appeared Ralph K. Wells and Patricia R. Wells, his wife, known to me. (or satis factorily proven) to be the persons whose names are subscribed to the within instrument and who, acknowledged that they executed the same for the purposes therein contained.

AS WITNESS my hand and Notarial Seal.

Ella Catherine De Lon Notary Public

My commission expires: July 1, 1974

WHEREAS, the parties hereto, being all of the owners and mortgagees of all of the property shown on said plat, have agreed to waive said set back requirement in accordance with said reudest wherefore these presents are executed.

NOW, THEREFORE, THIS AGREEAUNT WITNESSETH, that in consideration of the premises and the a.m of Five (35.00) Dollars and other good and valuable considerations, the receipt of which is hereby acknowledged, the said parties hereto do hereby waive the set back requirement of 50 feet for Lot No. 15 on the Plat entitled 'Plat 1, Section 1, Chalet De La Rance" hereinbefore referred to, so that the set back requirement for the house situated on said Lot No. 15 shall be approximately 40 feet along Edelweiss Way, as the same now exists, instead of that required by the set back requirement shown on said plat.

AS WITNESS the due execution hereof by the aforenamed parties of the first, second, third and fourth parts. WITNESS:

Edwir A. Hochstedt, Jr.

	Doris L. Hochstedt	EAL)
(140	MARYLAND LINE, INC.	
noguita (C	971 ) Metri Caster (Si	ent EAL
	Charlotte Canter (Si	EAL)
Hoperte		EAL)
1	C. Sue Rutledge (SE	EAL
as last	11 : /:	EAL)
03/04/5	Delores Gentes (SE	EAL
	Sint There (SI	EAL

Patrici

STATE OF MARYLAND, CITY OF BALTIMORE, TO WIT

On this of day of Shound, 1973, before me, a Motary Public of said State, personally appeared Garland Lee

Ella Caderine De Le

My commission expires: July 1, 1974

STATE OF MARYLAND, CITY OF BALTIMORE, TO WIT:

On this 76 day of JAMINE, , 1973, before me, Public of said State, personally appeared Remont w. Vide President of Baltimore Federal Savings be the person whose name is subscribed to the within instrument, acknowledged that he executed the same for the purposes therein contained, as the duly authorized Vicio President of said Corporation by signing the name of the corporation by himself as

AS WITNESS my hand and Motarial Seal

Churulo hi was Michael Public

MARYLAND, CITY OF BALTIMORE, TO WITH

On this 26th day of January , 1973, before me, Notary Public of said State, personally appeared Melvin W. Harrispn /ice-President of Equitable Trust Company, known to me (or satisfactorily) proven) to be the person whose name is subscribed to the within instrument and who, acknowledged that he executed the same for ti purposes therein contained, as the duly authorized President of said corporation by signing the name of the corporation by himsel

AS WITNESS my hand and Notarial Scal.

As witness my hand and Notarial Scal.

As witness my hand and Notarial Scal.

Antoinette H. Adams. (Notarial Scale)

Clar Catherine Noesey Public My commission expires: July 1, 1974 STATE OF MARYLAND, CITY OF BALTIMORE, TO WIT: On this Stef day of January, 1973, before me, a Notary Public of said State, personally appeared Milton Canter and Charlotte Canter, his wife, known to me (or satisfactorily proven) to be the persons whose names are subscribed to the with

in instrument and who, acknowledged that they exeucted the same AS WITNESS my hand and Notarial Seal.

Plla Carpere

BALTIMORE FEDERAL SAVINGS AND LOAN

EQUITABLE TRUST C

On this grad day of January, 1973, before me, a

1: pule I Bene

, President of Maryland Line, Inc., known

commission expires July 1, 1974

for the purposes therein contained.

What Yall

Assistant Secretary

SMATE OF MARYLAND, CITY OF BALTIMORE, TO WIT:

Notary Public of said State, personally appeared Edwin A.

to me (or satisfactorily proven) to be the persons whose names

are subscribed to the within instrument, and who, acknowledged

that they executed the same for the purposes therein contained,

AS WITNESS my hand and Notarial Seal.

Hochstedt, Jr., and Doris L. Hochstedt, his wife, also

CALLAHAM CALLWELL &

and it appearing that by reason of the following finding of facts that strict comp'iance with the Baltimore County Zoning Regulations would result 'n practical difficulty and unrearonable hardship upon the Petitioner due to the topography and an inadvertently d Variance not adversaly affecting the health, safety and general welfar to permit a front yard setback of 64 feet from the center no of the atreet instead of the required 75 feet ..... should be granted Deputy by the Department of Public Services and the Office of Planning and Zoning Variance should NOT BE GRANTEE

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

TOTAL COLLEGE OF WE WHERE

LEGISCE PLUSSING DUDING DEPORTORS Russell C. Hillburn, Esc., 4530 Belair Road Baltimore, Haryland 21206

REs Varience Petition Item 146 Noryland Line, Inc. - Petitioners

Coar de. Milburnt

The Zoning Advisory Committee has reviewed the plans sugnitted with the above referenced polition and has rude an on site field inspection of the argonerty. The following comments are a result of this review and inspection.

These comments are not intended to favicate the approximates of the zoning action requested, but to assure that all parties are made aware of plans or mobiles with regard to the development plans that ray have a bearing on this case. The Director of Tlanding ray file a written compart with the londing Commissioner with recommendations as to the approximations of the requested zoning.

The subject property is located on the northest corner of Edelwiss May, an unimproved street, and fantley Rood, in the 7th district of Alatianer County. This arenerty, known as Lot 15 of Plat One, Section One, of the subdivision known as Chalm De La Rance, is an executive type subdivision that is in its setting stages of development. There currently exists two other norms, they are constant of the Plat County of the Plat County

This property is currently being improved with r two-story dwelling that is under construction. The property is fairly level along the front portion of the property, however, it does slove gently towerd the parthesst.

This potition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which will be held not less than 30, nor more than 30 days after

Russell C. Millburn, Esq. Harch 22, 1973

the date on the filing certificate, will be forwarded to you in the near future.

Very truly yours, JOHN JOILLON, JR.

JJO:Ju

cc: George William Stephens, Jr., and Associates, Inc. 303 Allegheny Avenue Towson, Karyland 21204

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF TRAFFIC ENGINEERING

eur J. CLEYOSS. P.E.

WM. T. MOLDON

March 6, 1973

Mr. S. Eric DiMenna Zoning Commissioner County Office Building Towson, Maryland 21204

Re: Item 146 - ZAC - February 13, 1973
Property Owner: Maryland Line, Inc.
Bentley Road HE/S of Edelweiss Way
Variance from Section 1400,38.3 to permit a front yard
setback of 64 from the centerline of the street instead
of the required 75' - District 7

No traffic problems are anticipated by the requested variance to the front yard satback.

Michael Ila Michael S. Flanigan Traffic Engineer Associate

MSF:ne

Buitimore County, Marglan's Bepartment Of Jublic Works

COUNTY OFFICE BUILDING

February 26, 1973

Mr. S. Eric DiNenna Zoning Commissioner County Office Building Towson, Maryland 2120b

He: Item #316 (1972-1973)

Property Owner: Maryland Line, Inc.
NAS of Bentley Bd., NAS of Edelweise Way
Present Zenieg: R.D.P.
Proposed Confact: Variance from Section 1400.3B.3 to
permit a front yard setback of Gi' from the centerline of
the street instead of the required Fig.
District: 7th No. Acres: L.17 acres

Dear Mr. DiMenna:

Baltimore County utilities and highway improvements are as secured by Public Agreement #77201, executed in conjunction with the development of "Chalet De

This office has no further comment in regard to the plan submitted for review e Zoning Advisory Committee in connection with this Item #146 (1972-1973).

OPTH M. DIVER, P.E. , Bureau of Engineering

END: MAN: FWR: SS

og: Robert M. Journe

RR-SE Key Sheet 1h2 NW 7 Position Sheet NN 36 B Topo 7 Tax Map

## Baltimore County Fire Department



425-7210

Office of Planning and Zoning
Baltimore County Office Building
Towson, Maryland 21204
Jack Dillon
Attention: Mr. Stirmorkrowsers Chairman
Zoning Advisory Committee

Re: Property Owner: Maryland Line. Inc.

Location: NM/S of Bentley Road, NE/S of Edelweiss way

Zoning Agenda Feb 13, 1973

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an " $\pi$ " are applicable and required to be corrected or incorporated into the final plans for the property.

( ) 1. Fire hydrants for the referenced property are required and shall be located at intervals of feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Norku.

( ) 2. A second means of vehicle access is required for the site.
( ) 3. The vehicle dead-end condition shown at EXCEEDS the maximum allowed by the Fire Department.

AXUSEDS the maximum allowed by the Fire Department.

At the site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operations.

5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the Mational Pire Protection Association Standard Mo. 101

The Life Safety Code", '470 Edition prior to occupancy.

C. 5. Site plans are approved a trawn.

CX 7. The Pire Prevention Durean was no comments at this time.

Reviewer: H.J. Not App
Planning Group
Special Inspection Division

4/25/72

## -BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH-

February 23, 1973

Mr. S. Eric DiNenna, Zoning Commissioner Office of Planning 'Zoning County Office Building Towson, Maryland 21204

Comments on Item 146, Zoning Advisory Committee Meeting February 13, 1973, are as follows:

Property Owner: Maryland Line, Inc.
Locution: NW/S of Sentley Road, NE/S of Edelweiss Nay
Present Zoning: R.D.P.
Proposed Zoning: Variance from Section 1800.38.3 to
permit a front yard setback of 64 from the
centerline of the street instead of the req. 75'.
District 7
No. Acres: 4.47

Soil evaluation has been conducted and approved. Water well location has been approved.

Very truly yours,

Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

HVR: mn

March 15, 1973

Mr. S. Eric DiNenna, Zoning Commissio Zoning Advisory Committee Office of Planning and Zoning Baltimore County Office Building Towson, Maryland 21204

Comments on Item #146, Zoning Advisory Committee Meeting, February 13, 1973,

Property Owner: Maryland Line, Inc.

Location: NW/S of Beniley Road, NE/S of Edelweiss Way

Present Zoning: 8.D.P.

Proposed Zoning: Variance from Section 1A00.38.3 to permit a front yard

serback of 64 from the centerline of the street instead of the required 75'

District: 7 No. Acres: 4.47 acres

This plan has been reviewed and there are no site-planning factors requiring con

Richard B. Williams
Richard B. Williams
Flanner III
Project Planning Division
Office of Planning and Zoning

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: Feoruary 16, 1973

Mr. S. Eric DiNenna Zoning Commissioner County Office Building Towson, Maryland 21204

Re: Item 116

Property Omer: Maryland Line, Inc.
Location: NM/S of Entley Road, NE/S of Edelweis: Way
Present Zoning: Variance fore Section 100.38.3 to permit a front yard
set state of the required 75'

No bearing on student population

Very truly yours, W. Trist Felical W. Nick Fetrovich Field Representative

MARCUS M. BOTTARIS JOSEPH N. McGOWA

R.D.R

PUBLIC - D

REPRESENT MAILLY FIGURED STATES OF THE STATE

Scale : 1" = 10001

Your Petition has been received and accepted for filing

County Office Building

Petitioner's Attorney Busell C. Hille ans George William St

## CERTIFICATE OF PUBLICATION

TOWSON I MIES

THIS IS TO CERTIFY, that the annexed advertisement of S. Eric Dinenna Zoning Commissioner of Baltimore County was inserted in THE TOWSON TIMES, a weekly newspaper publishe

STROMBERG PUBLICATIONS, Inc.

By Buth Morgan

73-232-A CERTIFICATE OF POSTING Date of Posting AM: 4.2 4- 73 Posted for: . L'AWAUCE Petitioner: MARYLANS LINE TUS. Location of property: NIE/COB. OF BENTLEY Rd. of FUEL WEISE WAY Posted by Church 11. 1142

PETITION	M	MAPPING			<b>PROGRESS</b>			ET		
FUNCTION					ginal Duplice		te Trocing		200 Sheet	
	date	b;	date	hy	date	by	date	by	date	by
Descriptions checked and outline plotted on map										
Petition number added to outline										
Denied										
Granted by ZC, BA, CC, CA										-
Reviewed by:			С	hange	d Plan	line	or desc	riptic	n	

BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT DATE\_ Karoh 16, 1973 ACCOUNT1-662 Bussell C. Milburn, Esq. 1930 Belair Road Baltimore, Mi. 21206 Betition for Variance for #73-232-A

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COUNTY OFFICE OF PLANNING DID ZONING

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