

PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

I, David Lynn Middleditch, legal owner, of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 1.B.2.2.3.C.1. To permit a sideyard of 3 feet 2 inches instead of the required 10 feet.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (Indicate hardship or practical difficulty)

- The outside measurements of entire house are only 28 x 24.
- There are 3 rooms and bath, all of which are small.
- With plans of increasing size of family (at present there are 5 in family) more space is needed.

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 David L. Middleditch Legal Owner
Address 3418 Louth Road
Baltimore, Maryland 21222

Petitioner's Attorney _____
Protestant's Attorney _____

ORDERED By The Zoning Commissioner of Baltimore County, this 17th day

September 11, 1974, 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 had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore County, on the 20th day of October, 1974, at 11:00 o'clock A.M.

Zoning Commissioner of Baltimore County

(over)

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

September 23, 1974

Mr. David Lynn Middleditch
3418 Louth Road
Baltimore, Maryland 21222

RE: Variance Petition
Item 40
David Lynn Middleditch - Petitioner

Dear Mr. Middleditch:

The Zoning Advisory Committee has reviewed the plans submitted with the above referenced petition and has made an on site field inspection of the property. The following comments are a result of this review and inspection.

These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the appropriateness of the requested zoning.

The subject property is located on the west side of Louth Road, approximately 541 feet south of Sollers Point Road, in the 12th Election District of Baltimore County, and is presently improved with an existing one-story masonry and frame dwelling, as are all of the surrounding dwellings in this subdivision of Dundalk.

The petitioner is requesting a Variance to permit a side yard of 3 feet instead of the required 10 feet to allow for an 8 foot addition presently near completion on the northern side of the structure.

This petition 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 90 days after the date

Mr. David Lynn Middleditch
Item 40
September 23, 1974

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

Very truly yours,

James B. Byrnes, III
JAMES B. BYRNES, III
Chairman,
Zoning Advisory Committee

JBB:JD

Enclosure

Very truly yours,
Ellsworth S. Dyer, P.E.
ELLSWORTH S. DYER, P.E.
Chief, Bureau of Engineering

Bureau of Engineering
ELLSWORTH S. DYER, P.E., CHIEF

September 11, 1974

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

Re: Item #60 (1974-1975)
Property Owner: David Lynn Middleditch
W/S of Louth Rd., 541' from Sollers Point Rd.
Existing Zoning: D.R. 5.5
Proposed Zoning: Variance from Section 1802.3C.1 to permit a sideyard of 3' 2" instead of the required 10'
No. of Acres: 50' x 100' District: 12th

Dear Mr. DiNenna:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject item.

General:

Further highway improvements are not proposed at this time and all public utilities exist. This office has no further comment in regard to this Zoning Item #60 (1974-1975).

END:IAN:PM:iss

E-SW Key Sheet
18 SE 21 Pos. Sheet
SE 5 P Topo
103 Tax Map

Beginning at a point on the west side of Louth Road said point being 541 feet, more or less, from Sollers Point Road and being known as Lot #10, Block "C" of Plat No. 7 of "Dundalk" (1972).
Also known as 3418 Louth Road.

October 31, 1974

Mr. David L. Middleditch
3418 Louth Road
Baltimore, Maryland 21222

RE: Petition for Variance
W/S of Louth Road, 541' S of Sollers Point Road - 12th District
David L. Middleditch - Petitioner
NO. 75-97-A (Item No. 40)

Dear Mr. Middleditch:

I have this date passed my Order in the above captioned matter in accordance with the attached.

Very truly yours,

James E. Dyer
JAMES E. DYER
Deputy Zoning Commissioner

JED/me

Attachments

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: S. Eric DiNenna, Zoning Commissioner Date: October 28, 1974

FROM: William D. Fromm, Director of Planning

SUBJECT: Petition #75-97-A, West side of Louth Road 541 feet, more or less, South of Sollers Point Road
Petition for Variance for a Side Yard.
Petitioner - David L. Middleditch

12th District

HEARING: Wednesday, October 30, 1974 (11:00 A.M.)

The staff of the Office of Planning and Zoning has reviewed the subject petition and has the following comment to offer.

This request is not inconsistent with the 1980 Guideplan, the official Baltimore County Master Plan.

William D. Fromm
WILLIAM D. FROMM
Director of Planning

WDF:NES:rw

Baltimore County, Maryland Department of Public Works COUNTY OFFICE BUILDING TOWSON, MARYLAND 21204

Bureau of Engineering
ELLSWORTH S. DYER, P.E., CHIEF

September 11, 1974

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

Re: Item #60 (1974-1975)
Property Owner: David Lynn Middleditch
W/S of Louth Rd., 541' from Sollers Point Rd.
Existing Zoning: D.R. 5.5
Proposed Zoning: Variance from Section 1802.3C.1 to permit a sideyard of 3' 2" instead of the required 10'
No. of Acres: 50' x 100' District: 12th

Dear Mr. DiNenna:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject item.

General:

Further highway improvements are not proposed at this time and all public utilities exist. This office has no further comment in regard to this Zoning Item #60 (1974-1975).

Very truly yours,

Ellsworth S. Dyer, P.E.
ELLSWORTH S. DYER, P.E.
Chief, Bureau of Engineering

WILLIAM D. FROMM
DIRECTOR
S. ERIC DINENNA
ZONING COMMISSIONER



September 19, 1974

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

Dear Mr. DiNenna:

Comments on Item #40, Zoning Advisory Committee Meeting, August 27, 1974, are as follows:

Property Owner: David Lynn Middleditch
Location: W/S of Louth Road, 541 feet from Sollers Point Road
Existing Zoning: D.R. 5.5
Proposed Zoning: Variance from Section 1802.3C.1 to permit a sideyard of 3 feet 2 inches instead of the required 10 feet.
No. of Acres: 50' x 100'
District: 12th

This office has reviewed the subject petition and offers the following comments. These comments are not intended to indicate the appropriateness of the zoning in question, but are to assure that all parties are made aware of plans or problems with regard to development plans that may have a bearing on this petition.

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

Very truly yours,

John L. Wimbley
John L. Wimbley
Planning Specialist II
Project and Development Planning

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 that strict compliance with the Baltimore County Zoning Regulations would result in practical difficulty and unreasonable hardship upon the Petitioner

the above Variance should be had, and it further appearing that by reason of the granting of the Variance requested not adversely affecting the health, safety and general welfare of the community

to permit a side yard of 3 feet 2 inches instead of the Variance required 10 feet should be granted.

Deputy IS ORDERED by the Zoning Commissioner of Baltimore County this 31st

day of October, 1974, that the herein Petition for a Variance should be and the same is granted, from and after the date of this order, subject to the approval of a site plan by the Department of Public Works and the Office of Planning and Zoning.

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

the above Variance should NOT BE GRANTED.

IT IS ORDERED by the Zoning Commissioner of Baltimore County, this day of 1974, that the above Variance be and the same is hereby DENIED.

Zoning Commissioner of Baltimore County

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF HEALTH

JEFFERSON BUILDING
TOWSON, MARYLAND 21204

DONALD J. ROOP, M.D., M.P.H.
DEPUTY STATE AND COUNTY HEALTH OFFICER

August 29, 1974

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

Dear Mr. DiNenna:

Comments on Item 40, Zoning Advisory Committee Meeting,
August 27, 1974, are as follows:

Property Owner: David Lynn Middleditch
Location: W/S of Louth Rd., 541 feet from Sollers Point Road
Point Road
Existing Zoning: DR 5.5
Proposed Zoning: Variance from Section 1802.3C.1 to permit a side yard of 3 feet 2 inches instead of the required 10 feet.
No. of Acres: 50' x 100'
District: 12th

Comments: Metropolitan water and sewer are available.

Very truly yours,

Thomas H. Devlin, Director
BUREAU OF ENVIRONMENTAL SERVICES

DRVB/mcr

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: August 28, 1974

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

Re: Item 40

Z.A.C. Meeting of: August 27, 1974

Property Owner: David Lynn Middleditch

Location: W/S of Louth Rd., 541 feet from Sollers Point Road

Present Zoning: DR 5.5

Proposed Zoning: Variance from Section 1802.3C.1 to permit a side yard of 3 ft. 2 inches instead of the required 10 feet

District: 12th

No. Acres: 50' x 100'

Dear Mr. DiNenna: No bearing on student population

Very truly yours,
W. Mike Petrovich,
Field Representative.

WMP/ml

W. EMMETT PARKER, President
LUCIENE C. HENRI, Vice President
WILLIAM M. JENNEY

HAROLD M. HODGINS
JOSEPH W. HODGINS
ALVIN LEBER

EDWARD W. WILLIAMS, JR.
RICHARD W. FRIDLEY, JR.
WILLIAM M. HODGINS, JR.

BALTIMORE COUNTY, MARYLAND
JEFFERSON BUILDING TOWSON, MARYLAND 21204

DEPARTMENT OF TRAFFIC ENGINEERING

EUGENE J. CLIFFORD, P.E.
DIRECTOR

WILLIAM T. MILLER
DEPUTY TRAFFIC ENGINEER

September 30, 1974

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

Re: Item 40 -ZAC- August 27, 1974
Property Owner: David Lynn Middleditch
Location: W/S of Louth Rd., 541 feet from Sollers Point Road
Existing Zoning: DR 5.5
Proposed Zoning: Variance from Section 1802.3C.1 to permit a sideyard of 3 feet 2 inches instead of the required 10 feet.
No. of Acres: 50' x 100'
District: 12th

Dear Mr. DiNenna

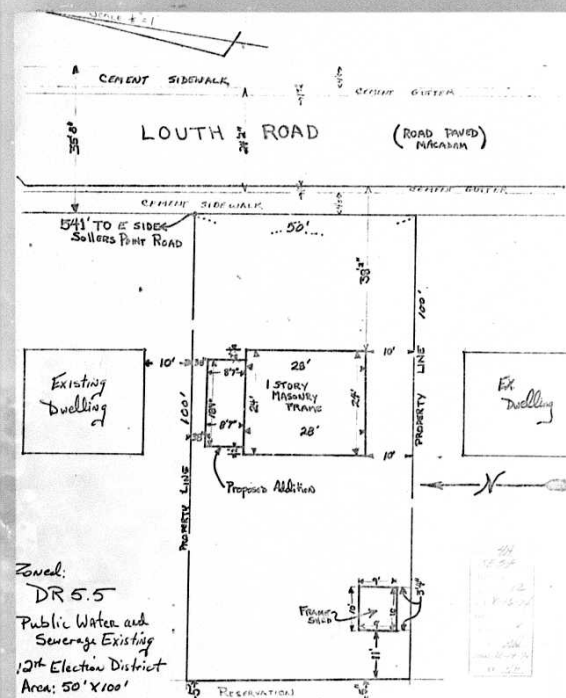
There seems to be no apparent problems with the subject of petition.

Very truly yours,

Michael S. Flanagan
Traffic Engineer Asso.

MSF/15

ORIGINAL RECEIVED FOR FILING



PETITION FOR VARIANCE 12th DISTRICT

LOCATION: West side of Louth Road 541 feet, more or less, south of Sollers Point Road.

DATE & TIME: WEDNESDAY, OCTOBER 30, 1974 at 10:00 A.M.

PUBLIC HEARING: Room 104, County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland.

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing.

Petition for Variance from the Zoning Regulations of Baltimore County to permit a side yard of 3 feet 2 inches instead of the required 10 feet.

The Zoning Regulation to be enacted as follows:

Section 1802.3C.1-side Yard-10 feet.

All that parcel of land in the Twelfth District of Baltimore County.

Beginning at a point on the west side of Louth Road, east point being 541 feet, more or less, from Sollers Point Road and thence

as Lot 40, Block 700 of Plat No. 1 of 'Thelma' (18-22).

Also known as 540 Louth Road, being the property of David L. Middleditch, as shown on plat filed with the Zoning Department.

Hearing: Inter: Wednesday, October 30, 1974 at 10:00 A.M.

Public Hearing: Room 104, County Office Building, 111 W. Chesapeake Avenue, Towson, Md.

BY ORDER OF
S. ERIC DINENNA
ZONING COMMISSIONER OF BALTIMORE COUNTY

CERTIFICATE OF PUBLICATION

OFFICE OF
Dundalk Eagle

38 N. Dundalk Ave.
Dundalk, Md. 21222

October 10, 1974

THIS IS TO CERTIFY, that the annexed advertisement of Zoning Commissioner of Baltimore County in matter of petition of David L. Middleditch was inserted in The Dundalk Eagle a weekly newspaper published in Baltimore County, Maryland, once a week, 12th day of October, 1974; that is to say, the same was inserted in the issues of October 10, 1974

Kimbel Publication, Inc.

Publisher.

By Kimbel R. Belk

CERTIFICATE OF PUBLICATION

TOWSON, MD. October 10, 1974

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md. once a week, at 10:00 A.M. on the 10th day of October, 1974, the first publication appearing on the 10th day of October, 1974.

THE JEFFERSONIAN
Manager

Cost of Advertisement, \$.

CERTIFICATE OF POSTING
ZONING DEPARTMENT OF BALTIMORE COUNTY
Towson, Maryland

#75-97-17

District: 12th Date of Posting: 10-10-74
Posted for: David L. Middleditch
Petitioner: David L. Middleditch
Location of property: W/S of Louth Rd. 541' S of Sollers Pt. Rd.
Location of Signs: 1 Sign Post on July 31st 1st 1st
Remarks: Mark H. Hume
Posted by: Mark H. Hume Signature Date of return: 10/17/74

PETITION MAPPING PROGRESS SHEET										
FUNCTION	Wall Map		Original		Duplicate		Tracing		200 Sheet	
	date	by	date	by	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: <u>J. P. H.</u>			Revised Plans:							
Previous case: _____			Change in outline or description							
			Map # _____							

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

County Office Building
111 W. Chesapeake Avenue
Towson, Maryland 21204

Your Petition has been received * this 12th day of

August

1974

Item # _____

S. Eric DiNenna
S. ERIC DINENNA,
Zoning Commissioner

Petitioner David L. Middleditch Submitted by S. Arne

Petitioner's Attorney _____ Reviewed by FT Hogan

* This is not to be interpreted as acceptance of the Petition for assignment of a hearing date.

Mr. David Lynn Middleditch
3418 Louth Road
Baltimore, Maryland 21222

BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING

County Office Building
111 W. Chesapeake Avenue
Towson, Maryland 21204

Your Petition has been received and accepted

for filing * this 17th day of September 1974.

S. Eric DiNenna
S. ERIC DINENNA,
Zoning Commissioner

Petitioner David Lynn Middleditch

Petitioner's Attorney _____ Reviewed by James B. Byrne, II
Chairman,
Zoning Advisory Committee

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

No. 16934

DATE Oct. 8, 1974 ACCOUNT 01-662

AMOUNT \$ 25.00

WHITE - CASHIER
DISTRIBUTION
PINK - AGENCY
YELLOW - CUSTOMER

David L. Middleditch
3418 Louth Road
Baltimore, Md. 21222
Petition for Variance
#75-97-A

25.00 CASH

BALTIMORE COUNTY, MARYLAND
OFFICE OF FINANCE - REVENUE DIVISION
MISCELLANEOUS CASH RECEIPT

No. 16985

DATE Oct. 30, 1974 ACCOUNT 01-662

AMOUNT \$15.00

WHITE - CASHIER
DISTRIBUTION
PINK - AGENCY
YELLOW - CUSTOMER

David Middleditch
3418 Louth Rd.
Baltimore, Md. 21222
Advertising and posting of property
#75-97-A

15.00 CASH

