PETILION FOR ZONING VARIANCE FROM AREA AND PEIGHT REGULATIONS or a Variance from Section, 303.1 to permit a front yard setback of se (17) feet in lieu of the required twenty-five (25) feet average front setback. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following reasons: (indicate hardship or practical difficulty) 10 MH See attached description

Graphus P. D. Therla

Address 323 Southeastim Terr. But med 21221

> 15A 11/24/75

RE: PETITION FOR VARIANCE HENRY E. DINICOLA, Politione

: BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY

: Case No. 76-117-A

****** ORDER TO ENTER APPEARANCE

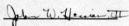
23

want to the authority contained in Section 524.1 of the Baltimore County Charter, nce in this proceeding. You are requested to notify me of any rearing date or dates which may be now or hereafter designated therefore, and of the passage of any preliminary or final Order in connection therewith.

Charles E. Kondy, J. Charles E. Kountz, Jr. Deputy People's Counsel

John W. Hesslan, III People's Coursel County Office building Townan, Maryland 21204

I hereby certify that on this 20th day of November, 1975, a copy of the faregoing Order was mailed to Mr. Henry E. DiNicola, 323 Southeastern Terrace, Baltimore,





Nevember 25, 1975

RE: Petities for Variance NW/corner of Williams Avenue and Southeasters Terrace - 15th Election District Henry E. DiNicole, et us - Petitioners NO. 76-117-A (Item No. 74)

Dear Mr. & Mrs. DiNicola:

Bu

DESCRIPTION FOR VARIANCE HENRY E. & JOSEPHINE R. DI NICOLA

BEGINNING AT A POINT ON THE NORTHWEST CORNER OF WILLIAMS AVENUE AND SOUTHEASTERN TERRACE, AND BETING LOT NO. 37 OF PLAT 2, SECTION 2, OF "COUNTRY RIDGE" (LIBER GLB 23 FOLIO

ALSO KNOWN AS 323 SOUTHEASTERN TERRACE.

BALTMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO. S. Eric Dillenna, Zoning Commissioner Date November 21, 1975...

FROM William D. Fromm, Director of Planning

ORDERED I

SURJECT Petition #76-117-A. Petition for Variance to permit a front yard of 17
feet instead of the required 25 feet.

Northwest corner of Williams Avenue and Southeastern Terrace
Petitioner - Henry E. DiNicola

15th District - 5th Councilmanic District

HEARING: Monday, November 24, 1975 (10:15 A.M.)

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

WDF:NEG:rw

8 47° 10'45"E ST. PIWNG LOT NO. 30 WILLIAMS / EXIST ROW EXIST. DULE. HOUSES NEIH 25.00 1406 PETITION FOR ZONING VARIANCE FOR HENRY & JOSEPHILE R. DINICOLA SOUTHEASTERN TERRACE (40'R/W) 303 SOUTHEASTERN TERRACE DIST. IS, TONED DE NOS 333-324 SOUTHEASTERN TENPACE PRATE, OSECT C PRIVATE FIGURES EXEMING

9CALE: 1'=10'

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE PETITION AND SITE PLAN EVALUATION COMMENTS

Baltimore County, Maryland Bepartment Of Public Borks

COUNTY OFFICE BUILDING

Boss of Beginning SLLOWGOTH M. BYER. P. E. CHIEF

November 6, 1975

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

Re: Item #74 (1975-1976) Item #74 (1975-1976)
Property Owner: Henry E. & Josephine R. DiNicola
N/W cor. of Williams Ave. & Southeastern Terrace
Existing Soning: DR 10.5
Proposed Soning: Variance from Sec. 303.1 to
permit a front yard setback of 17' in lieu of
the required 25' average front setback

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.

Baltimore County utilities and highway improvements are not involved. This office has no further comment in regard to the plan submitted for Zoning Advisory Committee review in connection with this Item #74 (1975-1976).

Very truly yours.

ELLSWORTH N. DIVER, P.E. Chief, Bureau of Engineering

END: EAM: PWR: SS

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 Petitioners 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, a Variance to permit a front yard setback of 17 feet instead of the required 25 feet should be granted. 33 Deputy
It is ORDERED by the/Zoning Commissioner of Baltimore County this 257.8 day of November 197 5, that the herein Petition for the aforementioned 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 Department of Public Works and the Office of Planning and Zoning.

Deputy Soning Compassions of Baltimore County 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 Zoning Commissioner of Baltimore County

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

COUNTY OFFICE BUILDING 111 M. Chesapeake Avenue Towson, Maryland 21204 anklin'T."Hogans

CONING ADMINISTRATIO

HEALTH DEPARTMENT

BUREAU OF

DEPARTMENT OF TRAFFIC ENGINEERIN

STATE HIGHWAY

BUREAU OF

PROJECT AND

INDUSTRIAL DEVELOPMENT COMMISSION

BOARD OF EDUCATION OFFICE OF THE BUILDINGS ENGINEER Mr. Henry E. DiNicola 323 Southeastern Terrace Baltimore, Maryland 21221

RB: Variance Petition Item 74 Henry E. & Josephine R. DiNicola - Petitioners

Movember 12, 1975

Dear Mr. DiNicola:

The Zoning Plans 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 northwest corner of Williams Avenue and Southeastern Terrace, and is currently improved with an end of a group row home.

The petitioner is requesting a Variance (expost facto) to permit the enclosure of an existing open front porch. None of the open porches in this row of homes are enclosed at the present time. Adjacent properties are improved with row house development similar to that of the petitioner.

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

October 17, 1975

Comments on Item \$74, Zoning Advisory Committee Meeting, October 14, 1975, are as follows:

Public water and sewer existing.

Property Owner: Henry E. & Josephine R. DiNicola Location: NW/C of Williams Ave. & Southeastern Terrace Existing Zoning: DR 10.5 Proposed Zoning: Variance from Sec. 303.1 to permit a front yard setback of 17' in lieu of the required 25' average front setback.

Mr. Henry E. DiNicola Re: Item 74 November 12, 1975 Page 2

less than 30, nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

Very truly yours, Franklin J. Hogan J. (D.) FRANKLIN T. HOGANS, JR. Chairman, Zoning Plans Advisory Committee

PTH:JD





Towson, Maryland 21204 828-7310

Office of Planning and Zoning Baltimore County Office Building Towson, Haryland 21204

Re: Property Owner: Henry E. & Josephine R. DiNicola

Location: WW/C of Williams Evenue & Southeastern Terrace

Item No. 71.

Zoning Agenda October 14, 1975

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this bureau and the comments below marked with an "x" 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 intervale of feet along an approved read in accordance with Baltimore County Standards as published by the Department of Fublic Works.
- () 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.
- EXCESS the maximum allowed by the Fire Department.

 () i. 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 National Fire Protection Association Standard No. 101 "The Life Safety Code", 1970 Edition prior to occupancy.
- () 6. Site plans are approved as drawn.
- 7. The Fire Prevention Bureau has no comments at this time.

Paul H. Rinche Noted and

Planning Group Special Inspection Division

Deputy Chief Fire Prevention Bureau

department of traffic engineering

November 10, 1975

Mr. S. Eric DiNenna Zoning Commissioner County Office Building

No. of Acres: District: 15th

Dear Mr. DiNenna

The proposed variance to the front ward setback is not expected

michaeld then

Re: Item 74 - 2AC - October 14, 1975
Property Owner: Henry E. & Josephine R. DiNicola
Location: NW/C of Williams Ave. & Southeastern Terrace
Existing Zoning: DR 10.5
Proposed Zoning: Var. from Sec. 303.1 to permit a front yard
setback of 17 in lieu of the required 25'
average front setback

Very truly yours Michael S. Flanigan Traffic Engineer Associate

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

Dear Mr. DiNenna:

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

Thomas H. Deviin, Director BUREAU OF ENVIRONMENTAL SERVICES

Very truly yours,

HVB: dlse

WILLIAM D. FROMM DIRECTOR

ember 13, 1975

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

Comments on Item #74, Zoning Advisory Committee Meeting, ^Cctober 14, 1975, are as follows:

Property Owner: Henry E. and Josephine R. DiNicola Location: NW/c of Williams Avenue and Southeastern Terrace Existing Zoning: D. R. 10.5 Proposed Zoning: Varionce from Sec. 303.1 to permit a front yard setback of 17' in lieu of the required 25' average front setback

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.

gohn Z Wintly John L. Wimbley Planning Specialist II Project and Developme

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: October 21, 1975

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

7 A.C. Meeting of: October 14, 1975

: Item 74

Property Owner: Henry E. 4. Josephine R. DiNicola
Ny/C of Williams Ave. 4 Southeastern Terrace
Present Zoning: D.R. 10.5

Proposed Zoning: Variance from Section 303.1 to permit a front
yard setback of 17' in lieu of the required
25' average front setback.

15th District:

Dear Mr. DINenna:

No bearing on student population.

Very truly yours, lo Tick thout W. Nick Fetrovich... Field Representative.

MENSUL PARKS OF MAY EDUFNEE MESS IN PRESENT MAS ADDICTED BERNEY

MANAGE OF BUTTANES

ROMANIA TRACTO

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 Petitioners the Variance requested not adversely affecting the health, safety and general welfare of the community, a Variance to permit a front yard setback of 17 feet instead of the required 25 feet should be granted. November 197 5, that the herein Petition for the aforementioned Variance d be and the same is GRANTED, from and after the date of this Order, subject Pursuant to the advertisement, posting of property and public hearing on the above publics Zoning Commissioner of Baltimore County

BALTIMORE COUNTY SOWING PLANS ADVISORY CONNITTEE

klin'Y' Bogen

STATE MICHERY BUREAU OF

PROJECT AND

INDUSTRIAL DEVELOPMENT COMMISSION

BOARD OF EDUCATIO OFFICE OF THE Mr. Monry E. Dilli 323 Southonstern

Hovember 12, 1975

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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

PTE:JD

Baltimore County Fire Department



sen. Meryland 21204

Res Property Owners Henry E. & Josephine R. DiNicola

Location: MM/C of Williams Avenue & Southeastern Terrace

Zoning Agenda October 14, 1975

Pursuant to your request, the referenced property has been surveyed by this Eureau and the comments below marked with an "x" 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 read in accordance with Baltimore County Standards as published by the Department of Public Norks.

() 2. A second means of vehicle access is required for the site.
() 3. The vehicle dead-end condition shown at

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() 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the Hational Fire Protection Association Standard Ho. 101 "The Life Safety Code", 1970 Edition prior to occupancy.

() 6. Site plans are approved as dream.

7. The Fire Prevention Bureau has no comments at this time.

Planning Group

Approved: Planning Group

Special Inspection Division

Provention Bureau

Hovember 10, 1975

Mr. S. Eric DiNenna Zoning Commissioner County Office Building

: Item 74 - 2AC - October 14, 1975
Property Owner: Henry E. & Josephine R. DiNicola
Location: Mg/C of Williams Ave. & Southeastern Terrace
Existing Zoning: DR 10.5
Proposed Zoning: Var. from Sec. 303.1 to permit a front yard
setback of 17' in lieu of the required 25'
average front setback

The proposed variance to the front yard setback is not expected to cause any traffic problems.

Very truly yours, michael S. He Michael S. Flanigan Traffic Engineer Associat

October 17, 1975

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

Comments on Item \$74, Zoning Advisory Committee Meeting, October 14, 1975, are as follows:

Property Owner: Henry E. 6 Josephine R. DiNicola Location: NN/C of Williams Ave. 6 Southeastern Terrace Existing Zoning: DR 10.5 Proposed Zoning: Variance from Sec. 303.1 to permit a front yard setback of 17' in lieu of the required 25' average front setback.

Public water and sewer existing.

Very truly yours,

Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

FHVB: dlse

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Planning and Zoning County Office Buildi

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

gohn Z Wintly John L. Wimbley Planning Specialist II Project and Developme

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Date: October 21, 1975

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

7 A.C. Meeting of: October 14, 1975

Item 74
Property Owner: Henry E. & Josephine R. DiNicola My/C of Williams Ave. & Southeastern Terrace Present Zoning: D.R. 10.5
Proposed Zoning: Variance from Section 303.1 to permit a front yard setback of 17' in lieu of the required 25' average front setback.

15th District:

No hearing on student population.

Very truly yours, lo Tick thouse W. Nick Petrovich., Field Representative.

WNP/m1

N EMBLIE PARKS, NOT CONT EUDINE G HESS ... PRESO MRS HOBER! L BERNEY

RICHARD & TRACTY AND

PETITION FOR A VARIANCE PETITION FOR A VARIANCE.
Bis DISTRICT
ZONING: Petition for a
Variance for Front, Vanil.
LOCATION Northwest confeer of Williams Avenue and
Southeastern Terrace
DATE & TIME MONDAY.
NOVEMBER 28, 1873 at 10:15 AM
PUBLIC HEARING Room
St. County Office Building, 117
Chesapeake Avenue,
Terson, Maryland,
The Zong, Commission ON THE NORTHWEST COR NET OF WILLIAMS AVENUE
AND SOUTHEASTERN TER
RACE, AND BEING LOT NO.
27 of PLAT 2 SECTION 2, OF
"COUNTRY RIDGE" *** LIBER
GLE 27 DOLO 1681.

ALSO KNOWN AS 232
SOUTHEASTERN TERRACE.
Being the pospecity of Henry
E. Divicola, as shown on piat plan
flied with the Zoning Deparified with the Zoning Depar-

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	OF	FICE	: OF			
1	1	00	7 6	~	7	6

WESSEX LIMES

ESSEX, MD. 21221

Nov. 6. 1975

THIS IS TO CERTIFY, that the annexed advertisement of

Petition for Variance- DiNicola

was inserted in THE ESSEX TIMES, a weekly newspaper published in

Baltimore County, Maryland, care a week for one

weeks before the 24th day of Nov. 1975 that is to say, the same was inserted in the issues of Nov. 6. 1975.

STROMBERG PUBLICATIONS, Inc.

By Path Smink

CERTIFICATE OF PUBLICATION

TOWSON, MD. November 6 1925 THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper printed 10.75

	-
 2.2	

Cost of Advertisement, \$____

PULLOPION	Wall Map		Original		Duplicate		Tracing		200 Sheet	
FUNCTION	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	T									
Reviewed by: 7.#	,				ed Pla		or des	cripti	on	Yes

	,			- e	B	
BALTIMORE	COUNTY	OFFICE	OF	PLANNING	AND	ZONING

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

Your Petition has been received * this Filing Fee \$_25 Check Received

___Cash

__Other

Zoning Commissioner

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

CERTIFICATE OF POSTING

#76-117-1

District 15	Date of Pasting 11-6-75
Posted for Aleasing most	Dal 24 1975 @ 10:15 A.M.
Petitioner: Hangy E. Cuis	ricola
Location of property N.N. Kan.	Date of Parting 11-1-78. Del 24 1928 & 18:18 A.M. Thole. J. Walliams Orn Southerstown
Location of Signs: 323. Saulk	Continue TEBBBBL I Sogne Posts
Remarks:	
Posted by Mail H Hu	Date of return: 11-13-74

E. Benry S. Dillicola	COUNTY OFFICE OF PLANNIE & ZONING
323 Southeastern Parrace Baltimore, Maryland 21223	County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204
filing this 10th Your	Petition has been received and accepted for day of
	Still Jenn
	S. Eric DiNenna, Zoning Commissioner
Petitioner Benry S. 6 Jos	Ophico R. Dillicola
Petitioner's Attorney	Reviewed by Franklin T. Howars Jr. Chairman,
	Zoning Plans Advisory Committee

Item 74

BALTIMORE COUNTY, MARYLAND No. 25995 OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT DATE NOV. 24, 1975 Paltimore, Md. 21221 283 8 TANK 24 42.00 msc

VALIDATION OF SIGNATURE OF CASHIER

M. 23393 BALTIMORE COUNTY, MAE'S NO MISCELLANEOUS CASH RECEIPT Oct. 3, 1975 AMOUNT \$25.00 room Marry Difficula, 323 Southeastern Terr., Balto, Md. 21221 Petition for Variance 25.00 MSC VALIDATION OR SIGNATURE OF CASHIER