PETITION FOR ZONING VARIANCE FROM AREA AND HEIGHT REGULATIONS

THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

J. PURDON WRIGHT, JR. and

KEM w. G. NELDA WRIGHT, H/W legal owners of the property situate in

Variance from Section 1802, 3CL to permit a rear yard ack of thirty (30) feet in lieu of the required fifty (50) feet.

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

Contract Purchasers to build a house in the future on said lot. The said thirty (30) (not setback is necessary to provide required septic system area.

the present owners) G. NELDA WRIGHT Legal Owner

J. PURDON WRIGHT, JR.

RE: Variance Petition Case No. 77-16-A (Item #249)

October 4, 1976

7811 Ellenham Avenue Ruxton, Maryland 21204

1249

44.76

AGUIN, M.D., and MARY ANN CAGUIN, His Wife, of the County and State aforesaid.

tion of the sum of Five Dollars (\$5.00) and other good and iderations, the receipt whereof is hereby acknowledged,

unto the said Feodor C. Caguin, M.D., and Mary Ann Caguin, his wife, the entiretime their sections the curvivor of them and the survivor's

Regnaing for the same at a pige set in its fifth line of a percel of land which, by a deed dated December 27, 1943, and recorded among the Land Records of Baltimore County in Liber (J.S. No. 1302, 7610 29), was conveyed by it. Beneret Darmall and wire to Arthur C. Specce; and wife, said pige being distant South eighty-lix degrees one minute seat six. Specce; and wife, said pige being distant South eighty-lix degrees one minute the said six of the said first lines. South eighty-lixed and running Shocke with and binding on a part of said first lines, South eighty-lixed degrees one minute East three hundred thirty-be and fifteen one-hundredths feet to the intersection of the center of Ellmahn Mense with the center of a birty for senent intersection of the center of Ellmahn versus with the center of a birty for senent in common with others entitled thereto, and running with and binding on the outlines of interpretable of land the six following courses and distances, viz: North sixty-one degrees lest Fifty feet, North forty-one of the said of the six of the said o

BEING the same lot of ground described in a Deed dated December 2, 1971, and recorded among the Land Records of Baltimore County in Liber 0.T.G. No. 5253, foliu 492, from Samuel N. Williams and Adree M. Williams unto the Grantors herein.

Enclosed herewith please find copy of Fee Simple Deed dated September 29, 1976 by and between J. Purdon Wright, Jr. and Gladys Relda Wright, his wife, of the first part, and Feedor C. Caguin, N.D. and Mary Ann Caguin, his Dr. Caguin and his wife have purchased the property, above-captioned. They are presently living at 16 Scottsdale Court, Lutherville, Maryland 21093. I would appreciate all further and future correspondence relating to this matter be directed to the new owners of the said property.

Thanking you for your courtesy in this matter,

J. Furdon Wright, Jr.

JPW.Jr:nr

cc - Dr. and Mrs. Feodor C. Caguin

County Board of Appeals Room 219, Court House Towson, Maryland 21204

Attention: Mr. Walter A. Reiter, Jr. Chairman

Becd 1/5/76

3-16-Proposed Dwelling 150 Det Baltimere County, Ard. Fristing Fair IME And water within NA Elle in Zorel TR 1 NU 10-18 6 5.74 .4k

Gladys Treate wight

day of we Propert

a Notary Yablic of the State of Maryland, in and for Baltimore County, ally appeared J. Purdon Wright, Jr., and Gladys Nelda Wright

info

48EA CODE 30

LAW OFFICES COOK, HOWARD, DOWNES & TRACY

TOWSON, MARYLAND 2120

March 23, 1977

County Board of Appeals Old Courthouse Towson, Maryland 2120-

Re: Our File: 5588 Zoning Petition 77-16 J. Purdon Wright, at al

Dear Sir or Madam:

Mr. and Mrs. T. Latimer Ford have requested that I inform you immediately that they desire to dismiss their appeal from the decision of the Deputy Zoning Commissioner regarding the granting of a rear yard setback.

Thank you for your assistance.

Very truly yours, Hondrit TO Ofre Ze Herbert R. O'Concr. III

HRO'C/nim

Rec'd 5/24/77

cc: J. Norris Byrnes, Esquire John W. Hessian, III, Esquire

RE- PETITION FOR VARIANCE from Section 1802.3.C. of the Baltimore County Zoning Regulations W/S of Ellenham Avenue 375 feet N. of Ruston Rd

> J. Purdon Wright, Jr., et u Petitioners Feodor C. Caguin, et ux Contract Purchasers

No. 77 - 16 - A

COUNTY BOARD OF APPEALS

OF

BALTIMORE COUNTY

ORDER OF DISMISSAL

Petition of J. Purdon Wright, Jr., et ux for Veriance from Section 1802.3.C.1 of the Baltimore County Zoning Regulations, on property located on the west side of Ellenham Avenue 375 feet north of Ruxton Road, in the 9th Election Distric

WHEREAS, the Board of Appeals is in receipt of a letter of dismissal of appeal, filed March 24, 1977 (a copy of which is attached hereto and made of

WHEREAS, the said attorney for the said Protestants-Appellants requ that the appeal filed on behalf of said Protestants be dismissed and withdrawn as of Marc

IT IS HEREBY ORDERED, this 24th day of March, 1977, that said appeal be and the same is Dismissed

COUNTY BOARD OF APPEALS

OF BALTIMORE COUNTY

LAW OFFICES COOK, HOWARD, DOWNES & TRAC

April 14 1977

Mrs. Muriel E. Buidemeier Secretary County Board of Appeals Courthouse Towson, Maryland 21204

Our File: 5588 J. Purdon Wright, Jr., et ux File No. 77-16-A

You will find enclosed a letter of agreement between Mr. and Mrs. T. Latimer Ford and Dr. and Mrs. Feedor C. Caugin. Since this agreement resulted in the dismissal of appeal no. 77-16-4, I would appreciate your placing it in the Board's file.

Thank you for your assistance

Very cruly yours. Zalad PO Consts

Herbert R. O'Conor, 'II

HRO'C/njm Enclosure

Quel 4. " 1

Pursuant to the advissem	ent, posting of property, and publishearing on the above petition.
and it appearing that by reason	of the following finding of facts that strict compliance with
	oning Regulations would result in practical difficulty
and unreasonable hards	hip upon the Petitioner
	5. (4) TCLCCCIII
the above Variance should be h	nad; 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 communit	5 y
	Early 1900 We of the other most be best thin the second
to permit a rear	yard setback of 30 feet instead of the should be granted.
De De	puty
T IS ORDERED by the Zor	ning Commissioner of Balamore County this _3e.Ze.
July July	197 .6., that the berein Petition for the aforementioned Varia
Planning and Zoning. ∑	Deputy Zoning Comissioner of Baltimore County
Pursuant to the advertisem	ent, posting of property and public hearing on the above petition
and it appearing that by reason	·1
	Maria Caracteristics and the Caracteristics a
and and the same of the same o	A CONTRACTOR OF THE STATE OF TH
he above Variance should NO	An in a surrough a proposity was not
IT IS ORDERED by the Zon	ning Commissioner of Baltimore County, thisday
ıf	, that the above Variance be and the same is hereby DENIED.

PETITION FOR ZONING VARIANCE - *

J. PURDON WRIGHT, JR. G. NELDA WRIGHT

PETITION NO. 77-16-A

LAW OFFICES

C, HOWARD, DOWNES & TRACY

A PROFESSIONAL ACCOCIATION

400 WASHINGTON AVENUE

F.O. BOX 5617

This letter will serve to confirm the agreement between Dr. and Mrs. Feedor C. Caguin and Mr. and Mrs. T. Letimer Ford concerning the construction of a home for the Caguins on Ellem. Wa Avenue, Engton, Maryland.

It is agreed that Mr. and Mrs. Ford will dismiss their appeal before the County Board of Appeals, case number 77-16-A. from the decision of the Pupty Zoning Commiss.oner of Baltimore County, Georgy J. Martinak, which granted a vear yard setback variance of 30 feet instead of the required 30 feet.

In consideration of the aforementioned action of the aforementioned action of the aforementioned action of the aforementioned action of the control of the c

J. Norris Byrnes, Esquire 305 West Pennsylvania Avenue Towson, Maryland 21204

March 23, 1977

Rs: Dr. & Mrs. Fooder C. Cagu Our File: 5588

MR. COMMISSIONER:

Please enter ar appeal in the above matter to the County Board of Appeals on behalf of the following:

Mr. and Mrs. T. Latimer Ford 1906 Ruxton Road Towson, Maryland 21204

COOK, MUTTAY, Howard, Downess 409 Washington Avenue
Towson, Maryland 21204
Phone: 823-6111
Attorney for Ampellants



BEFORE THE ZONING COMMISSIONER

1111111

ORDER TO ENTER APPEARANCE

e the authority contained in Section 524, 1 of the Baltimore County

Charles E. Kountz, Jr. Deputy Secule's Counsel

John W. Hessian, III People's Councel County Office Building Towson, Maryland 21204

HERERY CERTIFY that on this 8th day of July, 1976, a copy of the fo Order was mailed to J. Purdon Wright, Jr., Esquire, 7811 Elsenham Avenue, Ruston

John W. Herrin TH



The parties to this agreement shall execute this letter as an acknowledgement of their mutual understanding and

Very truly yours, Hedri R. O Conn III Herbert R. O'Conor, III

J. Morris Byrnes, Esquire

Dr. Feodor C. Caguin

Mrs. T. Latimer Ford

HRO/njm

RALTIMORE COUNTY, MARYLAND

TO S. Eric DiNenna, Zoning Commissioner Date July 1, 1976

PROM VIIIIam D. Fromm, Director of Planning

SUBJECT Petition 477-19-A. Petition for a Variance for a Rear Yard. West side of Ellenham Avenue 375 feet North of Ruxton Road. Petitioner J. Purdon Wright, Jr. and G. Nelda Wright

9th District

HEARING: Monday, July 12, 1976 (10:45 A.M.)

William D. Fromm Director of Planning

WINE - ICH - P

July 30, 1976

Mr. & Mrs. J. Purdon Wright, Jr. 7811 Elicaham Avenue Runton, Maryland 21204

RE: Petition for Variance W/S Ellenham Avenue, 375 N of Ruxton Road - 9th Election District J. Purdon Wright, Jr., et ux -Petitioners NO. 77-16-A (Item No. 249)

Dear Mr. & Mrs. Wrights

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

cc: Mr. & Mrs. Feodor C. Caguir 16 Scettsdale Court Lutherville, Maryland 21093

1906 Ruston Road Towson, Maryland 21204

John W. Hessian, III, Esquire

Zoning Description for Variance

Beginning for the same in the centerline of El'engan Avo. at the distance of 375' N. of Buxton Rd. Thence running the 10 following sourses and distances:

1. # 61° W. 50°

2. N. 57º W. 50'

3. N. 53° W. 50"

4. N. 490 W. 50"

5. N. 40° 15' W. 50'

6. N. 240 15' W. 157.92'

7. S. 84° 02' 20" W. 88.47"

8. S. 5° 05' E. 140.76'

9. S. '0 10' E. 124.05'

10. S. 86° 01' E. 332.15' - to the place of beginning.

(Containing 1.06 acres, to

DEC 1 76 PM ... E 54

LAW OFFICES COOK, MURHAY, HOWARD, DOWNES & TRACY

TOWSON, MARYLAND 21204

November 30, 1976

Office of Zoning County Office Building Towson, Maryland 21204

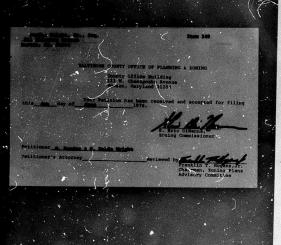
Re: Our File: 5588 Zoning Petition 77-16-9 J. Purdon Wright, Jr., et al

ATTENTION: Mrs. Lowr;

Please find enclosed herewith our firm check in the amount of \$5.00 representing the outstanding zoning cost for posting a sign of an appeal in the above-referenced macter.

Sincerely. Bichard C. Morray Richard C. Murray

RCM/njm Euclosure



BOARD OF EDUCATION OF BALTIMORE COUNTY

Mr. S. Eric DiNenna Zoning Commissionen Baltimore County Office Building.

Re: Item WrightCho Property Owner: Wright Location: W Ellenam Ave. 375' & Buxton Rd. Present Zoning: OR 1 Fryposed Zon'ng. Var. BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

COUNTY OFFICE BL 111 V. Chesapeuke A. Towson, Maryland 2:

Franklin T. Hogans, J. Chairman

> BUREAU OF ENGINEERING

DEPARTMENT OF TRAFFIC ENGINEERING STATE ROADS COMMISSE

BUREAU OF FIRE PREVENTION HEALTH DEPATHENT PROJECT PLANNING BUILDING DEPARTMENT BOARD OF EDUCATION ZONE 7 ADMINISTRATION INFOSTRIAL DEVELOPMENT June 30, 1976

J. Purdon Wright, Jr., Esq. 7811 Ellenham Avenue Ruxton, Maryland 21204

RE: Variance Petition
Item 249
J. Purdon & G. Nelda Wright Petitioners

Dear Mr. Wright:

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 vriew and inspection.

These comments are not intended to indicate the appropriateness of the soning action requested, the appropriateness of the soning action requested, plane or problems with Parties are made aware of the plane of the soning of the soning that may have a bearing on this case. The plane that may have a bearing on this case. The plane that may be appropriate the special power of the special

The subject property is located on the west side of Flienham Awenue, 175 feet north of Ruxton Read, and is currently unisproved with the exception Read, and is currently unisproved with the exception requesting a Variance to permit the pertitioner is requesting a Variance to permit of the feet, in order that a sinple family dwelling may be constructed that a sinple family dwelling swimming pool is constructed to the result of the properties are improved with single family detained bellings.

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

J. Purdon Wright, Jr., Esq. Re: Item 249 June 30, 1976 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 T. HOGANS, JR. Chairman, Zoning Plans Advisory Committee

FTH:JD

Enclosure

battmore county fire department TON FORM, MARYLAND 21204 (301 325 7310)

Office of Planning and Zoning Baltimore County Office Building Town, Maryland 21204

Attention: Mr. Frank Hogan, Chairman Zoning Advisory Committee

Re: Property Owner: J. Purden & G. Helda Wright Location: W/S Ellenham Ave. 375' H. Ruxton Ré.

Zoning Agenda June 15, 1976

Certifement

Pursuant to your request, the referenced property has been surveyed by this

Pursuant and the communicated below marked with an "a" are applicable and recurred

Pursuan and the communicate below marked with an order to property.

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

() 2. A second weens of vehicle access i- required for the site.

() 4. The site shall be made to comply with all applicable rarts of the tire Prevention Code prior to coordinary or beginning of operations.

() 5. The buildings and structures existing or proposed on the site a ball comply with all applicable requirements of the initional Fice Protection section of Standard So. 101 "Lafe Safrity Code", 1970 Million prior to company.

/) 6. Site plans are approved as drawn.

(m) 7. The Pire Prevention Bureau has no ments, at this time.

Beriovers At Man M. Aproved:

Beriovers At Man Approved:

Planning/Oroup Approved:
Special Inspection Division Pire

DESPH R. MCDOWAN, PREMIENT
HATENG WHATEN'S JR. VILENEAUEUF
TA JIO LET L. HOUNEY

WNP/m

Dear Mr. DiNenna

No bearing on student repulation

PARCUS M. SOTURNS THOMAS M. SOTUR WAS LENGTHS F. CHICUM ROJER E. HAVERY ALVIE & TREEK BICHANG W. TRESSE DAY

Wery cruly yours,

W. Nick Petrovich., Field Representative

TOWSON, MARYLAND - 21204

Date: June 14, 1976 -

Z.A.C. Meeting of: June 15,1976



July 13, 1976

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

No. Tunn 240 - 262 - 3men 15, 1976
Froperty Gones: J. Purdon a c, Inidia Wright
Location: V/E Ellenhas Ave. 375' N Buxton Foad
Tuisting Enoing: D.R. J
Arrivers: 1.08
District: 90
District

Dear Mr. DiNenna:

No traffic engineering problems are anticipated by the requested variance to the rear yard.

Wery truly yours,

Michael S. Planigan

Traffic Engineer Associate

MSFine



June 30, 1976

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

Dear Mr. DiNen

Comments on Item \$249, Zoning Advisory Committee Meeting, June 15, 1976, are as follows:

Property Owner: J. **Durdon and G. Nelda Wright Location: W.3 Flanhon A-vnun 375' N. Ruston Road Existing Zoning: D.R.1 Proposed Zoning: Variance to permit a rear setback of 30' in live of the required 50' Acres: 1.05

This office has reviewed the subject petition and offers the following comments. These comments are not intended to indicate the appropriates with the zoning in question, but are to assure that all perties 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 Lollmbley Planner III

Project and Development Planning

July 22, 1976

Commissioner Office Building

- 4240 /1075-19761

Core 17-16-A

supplied in connection with the Zoning Advisory Committention with Item \$45 (1971-1972). Additional fire hydrouried in the vicinity.

This office has ro further comment in regard to the plan submitted for Zoning tory Committee review of this Item \$249 (1975-1976).

Ellowith M. Tur, Bolle ELISWORTH N. DIVER, P.E.

		SV911				9		1000		
PETITION MAPPING PROGRESS SHEET										
FUNCTION	Wall Map				Duplicate date by		frocing data by		200 Sheet	
	date	by	date	ьу	date	SY	uora	Бу	DOILE	Dy
Descriptions checked and outline plotted on map										`
Petition number added to outline		7								
Denied										
Cranted by ZC, BA, CC, CA										
Reviewed by:	E.	_			ed Pla ge in o		or de	cript		Yes No
Previous case: 72-2	3/-	A		Мар	•		_		-7	-No

COUNTY OFFICE OF PLANNING AND ZONING

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

Your Petition has been received * this____ JUNE 197/2 Filing Per & 25. Received Laneck

Petitioner WRIGHT Submitted by WRIGHT Petitioner's Attorney____

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

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

July 1, 1976

Case 99-16-A

NO. 7/10/16

Mr. S. Bric Dilenna, Zoning Commissioner Office of Planning and Zoning County Office Duilding Townen, Maryland 21204

Dear Mr. DiNenna:

Comments on Item #249, Zoning Advisory Connittee Heating, June 15, 1976, are as follows:

Property Owner: J. Purdon & G. Reide Wright Location: VS Ellenham Ave. 375' N Ruxton Rd. Existing Zooning: D.k. 1 Frequent Coming: Variance to permit a rear setback, of 30' in lieu of the resulted 50',

Acres: 1.06 District: 9th

Public water is available.

No health hazards are anticipated since the variance requested will not effect the he/lth and safety of the general velfare of the community.

Very truly yours. Thomas H. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

HER: pb

1-5,GN 6

77-16-A

CERTIFICATE OF POSTING ARTMENT OF BALTIMORS COUNTY

Towner, Maryland

Date of Posting June 25 1976 Posted for PETITION FOR VARIANCE

Petitioner J. PURDEN WRIGHT JB. Location of property: W/S OF ELLENKADI AVE. 375' N OF RUXTON Rd.

Location of Signs: W/S OF ELLENHAM AVE. 375 tor- IN OF BUXTON Rd

Posted by Iliama & Proland Date of return July 2, 1976

No. 33454 DATE ___ June 18, 1976 ACCOUNT 01-662

JR9 8 68JJ 21 25.0 CHS VALIDATION OR SIGNATURE OF CASHIE

BALTIMORE SINTY, MARY, te. @3499 July 9, 1976 ACCOUNT 01-662 J. Purdon Veisht, Jr. 7511 Ellenban A 283678JA 9 4 2.7 5 MSL

PETITION POR A VANIA ZONING Petition for a Variance I a Rear Vird. LOCATION: West side of Etienha

CERTIFICATE OF PUBLICATION

day of July appearing on the 24th day of June

H. Leank June Manager.

Cost of Advertisement, \$. . . Y/ **

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

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

Your Petition has been received and accepted for filing



Petitioner J. Purdon & G. Rolds Wright

Petitioner's Attorney

No. 38982 OFFICE OF FINANCE REVENUE DIVISION MISCELLANEOUS CASH RECEIPT September 3, 1976

BALTIMORE COUNTY, MARYLAND

Richard C. Murray, Esquire Cost of Filing of an Appeal on Case No. 77-16-A (Rem No. 249) W/S of Ellenham Avenue, 375' N of Ruxton Road - 9th

Election District 04 9 OF ST Petitioners 3 5.0 C Mg VALIDATION OR SIGNATURE OF CASHIEF

No. 40496 OFFICE OF FINANCE - REVENUE DIVIS LISCELLANEOUS CASH RECEIPT

December 1, 1976Account 01-662

\$5.00

RECEIVED Richard C. Murray, Esquire coa Cost of Posting Property of J. Purdon Wright, Jr., et ux, for an Appeal Hearing W/S of Ellenham Avenue, 375' N of Raxton Road - 915 Election District 2 Case No. 77-16-A (Iter, No. 249) 5.00 to

VALIDATION OR SIGNATURE OF CASHIER

1-5,6N

77-16-A

CERTIFICATE OF POSTING RTMENT OF BALTIMORE COUNTY

Tower, Maryland Date of Posting Sept 10, 1976

Posted for APESAL Petitioner: I. PURDEN WRIGHT, JR. Loration of property W/S OF ELLENHAM AVE. 375'N OF ROXTON R

Location of Signal S OF ELLENHAM AUX. 375 to - NOF RUXTON Rd

Posted by Fleoressay L. Roland

Date of return SSET 17.1976