PETITION FOR ZONING VARIANCE PROM AREA AND HEIGHT REGULATIONS 77.63.4

Dutey

stor. A. L. Francis. L. Augil owner. of the property electe in Bellines
a described in the description and plat attached hereto and made a part hartel for a Variance from Section ... 1650... 30.3. to. promit.o. side. settlesk.af ... 10 food lerrys (11), Seet in lies of the mentions CLCby (50), Feets.

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

Los in 17 00 feet wide and it is thorefore impossible to make calculate the unamanes. It is not consulte to locate addition to rear of structure because of septic tash location, we have four (d) children, and there is tash location, we have four (d) children, and there is unamanes of the consultation of this application so that work may be complicted before the ones of bad weather.

Hen attached description

RECEIVED

ORDER F

Property is to be pasted and advertised as prescribed by I, or we, agree to pay expenses of above Variance advertising tition, and further agree to and are to be bound by the coping

White Marsh, Md. 21162 (335-5336)

3 of August. 197 6, that the subject matter of this position be adver-required by the Ecolog Lev of Bullimere County, in two newspapers of general circulation our Radiance County, that preparely so pushel, and that the public hearing be had before to Commissioner of Bullim-ve County in Steam 100, Joseph Gen Building in Towerse,

the Hunga

Mr. Chester A. Dutey Re: Item 32 September 14, 1976 Page 2

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

Very truly yours, Muste S. Commoden BICROLAS B. COMMODARI, Planning & Boning Associate III

NBC:JD

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

Tem 31 - 350 - Jospan 19, 1976
Troppetty Gener C. Chestar A. & Francia I. Detey
Locations 4/8 Bird Niver Grove 8d. 1955' E Shemanar M.
Bainting Bonder, B.D.P.
Bainting Studies, B.D.P.
Studie

s on Item #32, Zoning Advisory Committee Meeting, August 24, 1976, are as follows:

Property Owner: Chader A. and Fr. --is L. Dutry Location: \$78 bird River Grove Boad 1959 E. Chaneser Bood Esteling Zening: R.D.P. Propiosed Zening: Verlance to parell a side estback of 11' in 20' 215 District: 15th ce to permit a side setback of 11' in lieu of the required 50'

This office has reviewed the subject petition and affers the following comments. These comments are not invented to indicate the appropriatenes of the zoning in question, but are to somewhat of just it are not just to graphism with regard to development place that may have a bearing on this petition.

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

that we are the second of the

Very truly yours,

BALTIMORE COUNTY ZONING ADVISORY COMMITTEE

-0-

BUREAU OF ENGINE PAINS

DEPARTMENT OF TRAFFIC ENGINEERING STATE BOADS COM SUREAU OF PIRE PREVENTION MEALTH PERSONNE

PROJECT PLANNING BOARD OF EDUCATION DEVELOPMENT

Mr. Chester A. Dutey 11103 Bird River Grove Road White Marsh, Maryland 21162 RS: Variance Petition
Item 32
Chester A. & Francis L. Dutey Petitioners

The Boning 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 soning action requested, but to assure that all parties are made severe of plans that any have a bearing on this case. The Director of Planning any file a written report with the Soning Commissioner with recommendations as to the appropriateness of the requested soning.

This site, currently somed NDP, is located on the south side of hird River Grove Road approximately 1555 feet case of Observer Road. This property is currently improved with a small one-story dwelling, while weem fear land makes to the south. This NDP while weem fear land makes to the south. This NDP will be well as the county that we can be subdivided and recorded prior to the NDP classification.

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 30, nor more than 90 days after the date on the filing

I JMALD J. ROOP, M.D., M.P.M.

Nr. 5. Eric DiNemma, Zening Commissioner Office of Flamming and Zening County Office Smilding Towners, Maryland 21204

Comments on Item #32, Zoning Advisory Committee Heating, August 24, 1976, are at follows:

Property Owner: Chaster A. & Francie L. Dutsy Location: \$75 Ested Elver Grove Rd. 1955' I Ebenezer Ed. Entering Endagr: 1.5.7 Proposed Sening: Varia: to permit a side sectach Transcript Transcript Transcript St. 100 Property St

Acres: \$6 x 215 30 x 215 Discrict: 15th

The septic system is apparently functioning properly since no evidence of an everflow could be found. Metropolitan water salets.

Vary truly yours,

Thomas R. Devlin, Director BUREAU OF ENVIRONMENTAL SERVICES

-	
	Parsuant to the and risement, posting of property, and profit hearing on the opore 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
ORDER RECEIVED FOR FILMS	and unreasonable hardship upon the Prtitioners
	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 side yard setbacks of 10 feet and 11 feet in-
	a Variable stead of the required 50 feet should be granted.
E 1/4	Deputy BIS ORDERED by the Zoning Commissioner of Bakimore County this 25
SEINE	day September 1976, that the herein Pelition for the afo-ementioned Varia
	should be and the same is hereby GRANTED from and after the date of this Ord
E 1/	subject to the approval of a site plan by the Department of Public Works and the
H 12	Office of Planning and Zoning.
8 5	Deput County of Baltimore County
	Pursuant to the advertisement, posting of property and public hearing on the above position
	and it appearing that by reason of
	the above Variance should NOT BE GRANTED.
	IT IS ORDERED by the Zoning Commissioner of Baltimore County, thisday
	of
	Zoning Commissioner of Bultimore County

Sentember 28, 1976

Mr. & Mrs. Chester A. Dutcy 11103 Bird River Grove Read White Marsh, Maryland 21162

RE: Petition for Variance Petition for Variance 5/8 of Bird River Grove Rand, 1955' E of Essacser Rund - 14th Election District Chester A. Datey, et us - Petitioners NO. 71-63-A (Rem No. 32)

Dear Mr. & Mrs. Dutay:

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

Very truly yours,

GEORGE J. MARTINAK Deputy Zoning Com

GJM/me

cc: John W. Hessian, III, Esquire People's Coussel



chester A. & Francis L. Dutey

stion: 3/8 Bird River Grove Rd. 1955' E. Benezer Hond Soming Agenda Angust 24, 1976

rmant to your request, the referenced property has been surveyed by this reen and the commute below marked with as "s" are applicable and required be corrected or incorporated into the final plane for the property.

() 1. Pire hydrauts for the referenced property are required and shall be located at intervals or foot along an approved road in accordance with Baltiance Going Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle deed-end condition shown at EXCEPTS the maximum allowed by the Fire Department.

() b. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to company or beginning of operations

() 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the Mational Fire Pro-tection Associ-tion Standard Rt. 101 "Life Enfety Code", 1970 Edition prior to company.

THEORY WAS AND VARIANCE

Deginning on a point on the South side of Rird River Grove Road 1955 Feet East of Shemeser Road as shown in the Land Records of Baltimore County in Liber 7, Folio 189, Lot 13.

Also known as 11103 Bird River Grove Boad.

PRITT OF CHISTRE A. & FRANCIS L. D. TREE

() 6. Site plans are approved as dress.

TOTAL TO Pier Prevention Revent has no comments, at this time.

TOTAL TOTAL TOTAL Approved Principles Original Report of Principles Original Princ

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON MARYLAND 21204

Date: August 17, 1976

Mr. S. Eric DiNenna Zoming Commissioner Baltimore County Office Building Tonson, Maryland 21204

Z.A.C. Neeting of: August 24, 1976

Wery truly yours. W. Nick Petrovich., Field Representative

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

5. Eric DiNenna, Zoning Commissioner Date. September 8, 1976

Norman E. Gerber, Acting Director of Planning

SUBJECT Petition \$77-63-4, Patition for Variance for Side Yard. South side of Bird River Grove Road 1955 feet East of Ebenezer Road. Petitioner - Chester A. Dutey and Francis L. Dutey

15th District

HEARING: Monday, September 20, 1976 (10:15 4.8)

There are no comprehensive planning factors requiring comment on this petition.

Number E. Gerber

KEG:JGH: TW

HISTER & DUTCH

9/27/26

DE MR DI NEWNA

PLEASE RELEXE ON BUNDE PROMIT EVAN THOUGH 16 30 DAY 1876A PAZIOS IN NOT EXPIRE

HE REALIZE THAT AN INTERL CAN BE THERE DERING 1413 japan Hander HE WILL PROPERT FILL KESTALS BILLTY
IF AN ARROAL IS FRANCE DAINE THE TIME

THANK YOU FOR YOUR OPERATION

FIS # 27 -63 - H Buts Perme # Sty36



VACANT - 0'-D. Day new Zomme : RDP Ne 45 PANIS WATER BARD 0 18.16.30 ASTRICT 15 Beaut 215 A 40 Bos ibest 10 mm BIND RIVER GOOTS RO - 1955' to ERENE DER PO

SEALE : 1" - 30"

HE. METITION FOR VARIANCE CHESTER A. DUTEY, Putitioner : BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY

.....

ORDER TO ENTER APPEARANCE

cont to the authority contained in Section 524.1 of the Baltimore County hearing date or dates which may be now or hereafter designat and of the passage of any preliminary or final Order in connection therewith.

John W. Hesslan, III

I HEREBY CERTIFY that on this 8th day of September, 1976, a copy of the forecoing Order was mailed to Mr. Chester A. Dut-y, 11103 Bird River Grove Road, White Marsh, Maryland 21162, Petitioner.



BALTIMORE COUNTY OFFICE OF PLANNING AND ZONING County Office Building 111 W. Chesapeake Avenu-Towson, Maryland 21204

Your Petition has been received * this day of Aud 1976. Piling Pee 5 25 . Received _ Check Cash

Submitted by WENTHEIMEN

Petitioner's Attorney ____ Reviewed by 118 This is not to be interpreted as acceptance of the Potition for assignment of a hearing date.

The state of the s

Dutev

MOS DEPARTMENT OF SALTIMORE COUNTY

Date of Posting 9 / 16 Pourd for last a lande Late Lat 18 2 & Lin Hall Petitioner Lists F. D. T. Location of property Sto & Dark Asses Van Ed 1255 Cont. 7 Berese bit Location of Signe I Agent Good Street March March Street -12m &1 sty Bled H. Henry Date of return 9 9

Company of the State of the Sta

ND 900

September 20, 1976

Nr. S. Eric DiMenna Soning Commissioner County Office Building

Item \$12 (1976-1977) Property Conser: Chester A. & Francis L. Dutey 87.6 Bird Silves Grove Ad., 1955' E. Ebensser Md. 74 Bird Silves Grove Ad., 1955' E. Ebensser Md. Proposed SonLing: Variance to parall a side rathack of 11^4 th lise of the regulard 50^4 . Ac ea. $\frac{50}{215}$ a $\frac{215}{215}$ Olatrict; 15th

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

mind River Grow, Road, an existing public road is proposed to be improved in the formation of the section readway on a Defroit right-of-may. Highest improvements are not registered, with the register of the section readway of the register of the register

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, demaging private and public holdings downstream of the property. A grading permit is, therefore, necessary for all grading, including the stripping of top soil.

Storm Drains:

The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any moisences or damages to adjacent properties, especially by the concentration of surface waters. Correction of any probles which any result, due to improper grading or improper installation of drainage facilities, would be the full responsibility of the Petitions.

Item 832 (1976-1977) Property Owner: Chester A. 6 Francis L. Dutey Page 2 September 20, 1976

Water and Sanitary Sewer.

Public water supply is serving this property. Public sentrary everage is not available to serve this property, which is utilizing private mostic sewage disposal. The Selfizore County Comprehensive Neter and Sever Flam, 1975 Amendment, indicates this property is beyond the Othen Bural Demarcation Line, and "Planned Sewice" in "Ne area is in 11 to 30 years.

very truly yours. ELLSWORTH M. DIVER, P.E. Chief, Bureau of Engineering

END: EAH: PNO : OR

cc: J. Scmere

M-NE Key Sheet 31 NE 39 Pog. Sheet NE 8 J Topo 73 Tax Hap

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

5. Eric DiMenna, Zoning Commissioner Date September 8, 1976

Norman E. Gerber, Acting Director of Planning

SUBJECT Petition 177-63-4. Petition for Variance for Side Yard. South side of Bird River Grove Road 1955 feet East of Ebenezer Road. Petitioner - Chester A. Dutey and Francis L. Dutey

15th District

HEARING: Monday, September 25, 1976 (10:15 A.M.)

There are no comprehe live planning factors requiring comment on this petition.

NEG: JGH: PM

BALTIMORE COUNTY, MARYLAND DATE Avenuet 12. 1976 ACCOUNT FROM G. Werthesmer (PA) ros . Petition for variance 00 5 K. 1 25.CC 18 VALIDATION OF SIGNATURE OF CASHIER

	F	ie.	<u> </u>
	BALTIMORE COUNTY: MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RELEIFT	No.	40422
	DATE Sept. 28, 1976 ACCOUNT 01-662	_	
	AMOUNT \$42.25		
1	PRO! Cash - (Gunther Wort@siner)		
	on Chester A. Dater 771-63-4	27.52	for
	.621 = Fac. 24		2.25 €
	VALIDATION OR SIGNATURE OF CA	HIER	

---Company or a profit of the front of the company of

CERTIFICATE OF PUBLICATION

10.74 THE JEFFERSONIAN,



