PETITION FOR ZONING VALIANCE FROM AREA AND HEIGHT REGULATIONS

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

ORDER RECEIVED FOR FILING

I, or weClarence 6 Airabella Saldena owners of the property situate in Baltimore
County and which is described in the description and plat attached he, etc and made a part hereof.

hereby petition for a Variance from Section. 400.1 to permit an accessory structure

(Garage) to be located in the front yard in lieu of the required.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following reasons: (indicate hat this or practical difficult;)

Impractical to place behind the house because of severe fall on at to ground.

Property is to be posted and advertised as prescribed by Zenine Regulations.

Let we age to pay expresse of above Valuene asvertising posting, etc., good sling of this pair of the contract o

Upper Beckleysville Road
Hampstead, Martland 21074
Protestant's Attorney

EXPLINED By The Zoning Commissioner of Bultimore County, this. 25th day of 24ty 1976, that the subject matter of this petition be advertised, as required. by the Zoning Law of Bultimore County, in two newspapers of general circulation through out skillmore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Millimere County in Room 106. County Office Building in Tosson, Bultimore

County, on the 27th day of September 197 & at 10:00 croiced

A. M.

Description of Baltimore County

Long Confidence of Baltimore County

DESCRIPTION FOR VARIANCE PETITION

C.M. MALONE

Reginning at a point at the northeast corner of Hiddetown Road (Berkleywille Road) and Upper Resileywille Road, and thence running and binding on the east ideo of Upper Resileywille Road, 12/25/3 Vector of the Hiddetown Road (Berkleywille Road) 12/25/3 Vector of the Hiddetown Road (Berkleywille Road) 12/25/3 Vector of the Road (Berkleywille Road), thence running and Hinding on the northwest side of said road 5 4741 V. 23),0 Foety thence \$7.24 (5Vg. 13),5 Vg. 10/25/3 Vg. 10/35/5 Vg.

Containing 3.3 acres of land, more or less.

RE: PETITION FOR VARIANCE :

NE corner of Middletown Rd. &

Upper Beckleysville Pd., 6th District :

: BEFORE THE ZONING COMMISSIONER

T : OF BALTIMORE COUNTY

CLARENCE M. MALONE, JR., et ux, : Case No. 79-70-A

.....

ORDER TO ENTER APPEARANCE

Mr. Commissioner

D

70

Pursuant to the authority contained in Section 524,1 of the Beltinere County
Charter, I hereby enter my appearance in this proceeding. You are requested to notify me
of any hearing date or dates which may be now or hereafter designated therefore, and of
the passage of any prollationary or final Order in connection therewith.

Peter Max Zimmerman Deputy People's Counsel

John W. Hessian, III People's Course County Office Building Towson, Meryland 21204 494-2188

I HEREBY CERTIFY that on this 31st day of August, 1978, a copy of the foregoing Order was mailed to Mr. and Mrs. Chrence M. Malone, Jr., Rd-2 Box 204, Upper Beckleysville Road, Hampstead, Maryland 21074, Petitioners.

John W. Hessian, III

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

S. Eric Dilenno
Zonning Commissioner August 31, 1978

Leslie H. Graef
PROL. Director of Eleoning
Processing State of Commissioner St

SUBJECT: Northeast corner of MiddleTown Road and Upper Brckleysville Road Petitioner - Clarence and Airabella Malone 6th District

HEARING: Wednesday, September 27, 1978 (10:00 A.M.)

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

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING

County Office Building 111 W. Chosapeake Ave. Towson, Maryland 21204

Your Petition has been received and accepted for filing this 23th day of July 1978.

viewed by Scholar B. Commodari Nicholar B. Commodari Chairman, Zoning Plans Advisory Committee

Leslie H. Groef Director of Planning

LHG:JGH:rw

Petitioner Malone Petitioner's Attorney

Mr. & Mrs. Clarence Malons RG-2 Box 204

Unper Beckleysville Road Hampstead, Maryland 21074

> Snycer and Law, Inc. 1911 Hannver Pike Hampstead, Maryland 21074



S. ERIC DIMENNA ZONING COMMISSIONER G. Jorge J. Martinak Deputy Zoning Commissioner

October 25, 1978

Mr. & Mrs. Clarence M. Malone, Jr. 3800 Gunpowder Road Hampstead, Maryland 21074

RE: Petition for Variance

NE/corner of Middlelown Road and
Upper Beckleysville Road - 6th
Election District
Clasence M. Malone, Jr., et ux Petitioners
NC. 79-70-6 (Her. No. 10)

Dear Mr. & Mrs. Majone:

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

GEORGE JOHNST NAK Deputy Zomna Commissioner

Very touly yours,

GJM:nr Attachments cc: Mr. Melvin Schultz 3709 Beckleysville Read Millers, Maryland 21107

> John W. Hessian, III, Esquire People's Counsel

ballimore county department of public works TOWSON, MARYLAND 21204

THURNTON M. MCURING, P.E. DIRECTOR

August 9, 1978

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

Inte #10 (1378-1979)
Property Owner: Clarence M. and Airabella B. Malone
1/2 cor. Midletown M. 4 Upper Beckleyeville M.
Maistin Francip: Not allow to permit on accessory structure
to be located to be front yeard in lies of the required
rear yard.
Acres: 3.3 District 6th

ear Mr. DiNenna:

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

The comments which were supplied in conjunction with the Zoning Advisory Committee raview of this property for Item #8 (1974-1975) are referred to for your consideration,

The ministed plan does not indicate the formal none change for the adjacent conds, i.e. formartly Typer Beachty: like none (year Cot beliarmactive) toperable with Beachtywille none (year Cot beliarmactive) toperable with Beachtywille none (method (northeast of the intersection) is known as Beachtywille band as of March 24, 1979; and the combination of formerly "pleyer Reachtywille none (seathwasterles) and formerly "Lower Beachtywille none (anothwasterly of the intersection) is known as Composite Cottal and of Palvaray 24, 1979.

This office has no further comment in regard to the plan submitted for Zoning dvicory Committee review in connection with this Item #10 (1978-1979).

Very truly yours,

Ellsworth M. O. worder Med

ELLSWORTH F. DVERR P.E.

Chief, Bureau of Engineering

END: EAH: PWR: 85

Attaclment

GG-NW Key Sheet 125 & 126 NW 31 Pos. Sheet NW 32 H Topo 15 Tax Map

BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

BALTI MORE COUNTY ZONING PLANS ADVISORY COMMITTEE

turnau of

Department of Traffic Engineering

Next h Department

Product Planning

Building Departmen

Board of Discretion

infratrial.

Zoning Administratio

Nicholas B. Comodar Chairman

Mr. & Mrs. Clarence Malone Rd-2 Box 204 Upper Beckieysville Road Hampstead, Maryland 21074

> RE: Variance Petition Item No. 10 Fetitioner - Malone

September 8, 1978

Dear Mr. & Mrs. Maione:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition and has made are not intended to indicate the appropriateness of the zoning action requested, but to assure flat 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 he suitability of the requested zoning.

Located on the northeast corner of Gunpowder and Beckleysville Roads (see comment. from Bureau of Engineering) in the 6th Flection District, the subject parcel converts of 3.5 acres of land improved with a swimming pool and a revently excavated foundation for a proposed dwelling.

This property was subject of a previous zoning hearing (Case Has properly was subject of a previous zoning hearing (Case No. 75-19-A. It which a Variance to permit the existing pool in the side yard was granted. Because the proposed garage, which is the subject of this petition, was not indicated at that time, this additional subject of this pertition, was not indicated at that time, this additional Variance must be requested. It is the interpretation of this office that an accessory structure such as a swimming pool or garage is not permitted on a lot without a principal structure. When the site plan permitted on a tot without a principal structure. When the site plan was submitted for the previous case, the dwelling was also indicated a proposed. After four years, the qs. tion arises as to whether the louise will ever be constructed. This matter should be resolved and classify stated at the time of the scheduled hearing.

Mr. & Mrs. Malone Page 2 September 8, 1978

This petition is accepted for filing on the date of the enclosed filing certificate. Notice of the hearing date and time, which w'll be held not less than 30 nor more than 90 days after the date on the filing certificate, will be forwarded to you in the near future.

Nielde B. Commoder NICUOLAS B. COMMODARI

Zoning Pians Adv.sory Committee

NEC:smr Enclosure

Snyder and Law, inc. 1911 Hanover Pike Hampstead, Maryland 21074

Baltonere County, Maryland Department Of Public Works

COUNTY OFFICE BUILDING TOWSON, MARYLAND 21204 July 30, 1976

Barrey of Espirerring ELLEWORTH N DIVER P. E. CHIE

11.4

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

Ra: Item 68 (1974-1975)
Property Owner: Clarence M. Malone, Jr.
E/S of Upper Deckleysville Rd. 5 M/S of Seckleysville Rd. E/S of Opper Mexicagnition as a system continuous Definition Zoniones 18-02.
Proposed Zoniones Variance from Section 100.1 to permit an accessiony structure (extender pool) in the side yard in lieu of the required room yard
New of Access 3.3 District 6th:

Deat Mr. Dillianna

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

The substituted plan must be revised to indicate the existing substitute and their close proximity thereto.

Mehrayar

Lower Reviewerlle, Uncer Feekleywelle and Reckleywelle Poods, existing County rooms, are proposed to be improved and resiliend at this intersection in the Cuture on Shafeet rights-of-way.

Highway increments are not required at this time. Highway righto-of-way with the includer filled eroos for with distance at the 'expression will be required in concentra with any remain or builting point confidence. The revised than is also to find table the proposed highway finite-of-way whenite. Burther information say he obtained from the highway change of a closered from the highway change of a closered or the proposed from the proposed of the contract o

Sediment Contribt

Development of this property through stringing, gradier and stabilization could result in a selfount pollution problem, standing private and unblic beliefug dominates of the property. A gradier parent is, therefore, including the stringing of top sail.

A 200 Item 63 (197h-1975) Princip Comer: Clarence N. Halone, Jr. Page 2 July 30, 197k

Store Brains:

Provisions for accommodating storm water or drainage have not been indicated on the substitled plan.

The Petitioner must provide nec every drainage facilities (temporary or permanent) to proved restling any misamons or unequal to adjacent purporties, especially by the componential of surface waters. Correction of any public which may result, due to improper grading or improper installation of drainers facilities, would be the full responsibility of the Fattioner.

Drainege and utility ensceen's will be required through this property for future public utilities.

Water and Sarttary Severs

Public water supply and samitary sewrage are not available to serve this

This property is beyond the limits of the Beltimore County Metropolitan District and the Mrbun Furel Desarcation Line. The Beltimore County Comprehensive Nater and Sewarage Plan, Assended July 1973, indicates "No Planned Service" in this area.

Very truly yours, Frank or Diver ELLENCETH N. DIVER, P.E. Chief, Bureau of Engineering

EID: EMIP-PIO

oo: J. Tremer J. Schers

JJ-5W Key Sheet 125 4 126 NW 31 Pos. Sheets

battimore county office of planning and zoning TOWSON, MARYLAND 21204 0011491-3211

LESUE H. GRAEF DIRECTOR

September 5, 1978

Mr. Eric S. DiNenna, Zoning Commissioner Zoning Advisory Computtee Office of Planning and Joning Boltimore County Office duilding Towson Maryland 21204

Comments on Item. #10, Zoning Advisory Committee Meeting, July 25, 1978, are as follows:

Property Owner Clarence M and Airabella R. Malone Location: NE/C Middletown Road and Upper Beckleysville Road Existing Zoning: RC-4 Proposed Zening: Voriance to permit an accessory shucture to be located in the front yard in lieu of the required rear yard Acres: 3.3

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 essure that all parties are made aware of plans or problems with regard to development plans that may have a

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

Very truly yours,

Current Planning and Developmen

79-59-8XA. I.P.M. department of health
TOW_ON, MARYLAND 21284

DONALD J. ROOP, M.D., M.P.H. DEPUTY 51 ATE AND COUNT (HEALTH OFFICER

Sentember 19, 1978

Mr. S. Rric DiNenna Office of Planning and Zoning County Office Building

Dear Mr. DiNenna:

Comments on Item #10, Zoning Advisory Committee Meeting, July 25, 1978, are as follows:

Property Owners Existing Zoning: Proposed Zonings

Clarence M. & Airabella E. Malone ME/C Middletom Rd. & Opper Bookleysvillo Rd. R.C. & Variance to permit an accessory structure to be located in the front yard in lieu of the required rear yard. 3.3 6th

Districts

The proposed structure will not interfere with the location of sither the sewage disposal area or the water well, therefore no health hazards are anticipated.

Very truly yours,

Thomas H. Devlin, Director BORFAU OF ENVIRONMENTAL SERVICES

THD/JRP/fthe



STEPHEN E. COLLINS

July 23, 1978

Mr. S. Eric DiNenna Zoning Coumissioner County Office Building Towson, Maryland 21294

rear yard.

3.3 6th

Dear Mr. Di Genna:

No traffic problems are anticipated by the requested variances to parait an accessory structure to be located in the front yerd.

Sincerely yours mike 1 blome c Mike S. Flanigan Traffic Engineering Associate H

MSF/mjm

July 27, 1978

Office of Planning and Zoning Bultimore County Office Building Towsen, Haryland 21204

Attention: N. Commodari, Chairman Zoning Adivscry Committee

Re: Property Owner: Clarence M. & Airabella R. Malone

Location: HE/C Middletown Rd. & Upper Beckleysville Rd. Zoning Agenda Meeting of 07/25/78

Pursuant to your request, the referenced property has been surveyed by this rursuant to your request, the references property has been surveyed by this Rureau 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. Pire hydrants for the referenced property are required and shall be located at intervals or feet along an approved read in accordance with Baltimore County Standards as published by the Department of Public Vorke.
- () 2. A second means of vehicle access is required for the site.
- () 3. The vehicle dead end condition shown at EXCESSE the maximum allowed by the Fire Department.
- () h. The site shall be made to comply with all applicable parts of the Pire Prevention Code prior to occupancy or beginning of operations.
- () 5. The buildings and structures consting or proposed on the site shall comply with all applicable requirements of the National Pice Procession Association Standard No. 101 "Lafe Safety Code", 1976 Edition patter to eccupancy.
- () 6. Site plans are approved as drawn.

(x) 7. The Pire Prevention Bureau has no comments, at this time. Hotel and Leonge m. Wegands

Lt J Colle Special Inspection Division

Fire Prevention Bureau

August 15, 1978

Comments on Item # 10 Zoning Advisory Committee Meeting, July 25, 1978

Clarence M & Airabella R. Maone N/E/C Middletown Road 7 Upper Beckleysville Road R.C. h H.C. 4 Variance to permit an accessory structure to be located in the front yard in lieu of the required rear yard.

The items checked below are applicable:

- ucture shall conform to Baltimore County Building Code (B.O.C.A.)
- X r. A building permit shall be required before construction can begin.
- C. Additional _____Permits shall be required.
- D. Building shall be upgraded to new use requires alteration parait.
- X E. Three ests of construction drawings will be required to file an application for a building pormit.
- Wood frame walls are not permitted within 3'0" of a property line. Contact building "epartment if distance is between 3'0" and 6'0" of property line.
- H. Requested setback variance conflicts with the Baltimore County Belling Code. See Section _______.
- J. Commont:

Very truly yours.

My 10 (81) Charles E. Burnham

BOARD OF EDUCATION OF BALTIMORE COUNTY

TOWSON, MARYLAND - 21204

Cate: July 21, 1978

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

Z.A.C. Meeting of: July 25, 1978

Items 10
Property Owner: Clarence N. 6. Airabells R. Malone
Property Owner: ME/C Hiddletown Rd. 2 Upper Beckleysville Rd.
Preposed Zoning: R.C. 4
Proposed Zoning: Wariance to permit : accessory structure to be
located in the front yard in lieu of the required Item No: 10 rear yard.

District: 6th No. Acres: 3.3

Dear Mr. DiMenna:

No bearing on student population.

Very truly yours, w Nick Petrovich. Field Representative

WNP/bp

THOMAS N. BOYER HER LORGAINE F. CHIRCUS ALVIN LORECK MRS. MILTON R. SMITH. JR. MICHARD W. TRACEY. LVM

OFFICE OF IMIES TOWSON MD 21204 September 7

THIS IS TO CERTIFY, that the annexed advertisement of PETITION FOR VARIANCE - Clarence & Airabella Majone was inserted in the following:

- ☐ Catonsville Times
- Towson Times ☐ Arbutus Times
- ☐ Dundalk Times ☐ Essex Times ☐ Suburban Times Fast
- Community Times ☐ Suburban Times West

weekly newspapers published in Baltimore, County, Maryland. once a veek for one successive weeks before the 8th day of September 1978, that is to say, the same was inserted in the issues of September 7, 1978

STROMBERG PUBLICATIONS, INC.

79-70-A

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Towson, Maryland

strict 6	Date of Posting S. F. T. 1978
sted for . PETITION FOR	A VARIANCE
titioner CLARENCE MI	ALENE, ET UX

Location of property. NE / COR, MILDO KETOWN Rd & WHER BECK LOYS WILL BE

Location of Signs FRONT 3800 Beckle youth he Ist

Posted by Thaisen A. M. Mand Date of return Sept. 15, 1978. 1-SIGU

CALTIMORE 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 1978. Filing Fee \$ 2500 . Received XCheck Cash

__Other

Petitioner NAPOLICE + AIR MANIA MANIAMENTE BY Fetitioner's Attorney

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

PETITION MAPPING PROGRESS SHEET Wall Mas | Original | Duplicate | Tracina FUNCTION Descriptions checked and outline plotted on man Felition number added to outline Denied Granted by ZC, BA, CC, CA Revised Plans: Change in outline or description___Yes Previous case: 75-/9A Map & NW 52 H

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BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE REVENUE DIVISION MISCELLANEOUS CASH RECEIPT	No. 73535
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BALTIMORE COUNTY, MARYLAND O'FICE OF TIMESET - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT	No. 73485
BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION	No. 73485
BALTIMORE COUNTY, MARYLAND O'FICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT	No. 73485
BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCRELANEOUS CASH RECEIPT DATE August 30, 1978 ACCOUNT 01-	No. 73485
BALTIMORE COUNTY, MARYLAND OFFICE OF INMERS. REVENUE ON SECOND MEDICAL ACCOUNT. DI- AMOUNT \$25.	No. 73485
BATHURNE CYUNTY, MARYLAND OFFICE OF THEME REVINED DIVISION MEGELLANCE CACH RECEIVE DATE ARREST 30, 1978	No. 73485

CERTIFICATE OF PUBLICATION

TOWSON, MD. September 7. 19.78 THIS 13 TO CERTIFY, that the annexed advertisement was

published in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baitimore County, Md., oncochaceasts one time successive mustic before the 27th

THE JEFFERSONIAN.

day of September 19.78, the SER publication

Cosi of Advertisement, \$.

